

**CITY OF NILES
REGULAR CITY COUNCIL MEETING MINIUTES
MONDAY, July 11, 2016**

The meeting was called to order by Mayor McCauslin in the City Council Chambers, 1345 East Main Street, Niles, Michigan at 6:00 p.m., April 25, 2016. The Pledge of Allegiance was led by Mayor McCauslin.

PRESENT: Gretchen Bertschy, Georgia Boggs, John DiCostanzo, Robert Durm, David Mann, Tim Skalla, Daniel VandenHeede, William Weimer, Mayor McCauslin

ABSENT: None

STAFF: Casperson, Huff, Lamb, Millin, Ray, Wise, Dunlap, Getman-Dissette, T McCauslin, S. Powers, D Powers, Moody

Mayor McCauslin started the meeting with a moment of silence for the two bailiffs that were killed at the Berrien County Courthouse.

CITIZEN PARTICIPATION: Jan Personett spoke in favor of the Chicken Ordinance. She also requested that the Council use the microphones so the audience can hear.

Marie Weimer spoke in opposition of the Chicken Ordinance. She asked that the flag be flown at half-mast.

PRESENTATION: Barry Bilger gave a short presentation for 1st Source Bank.

CONSENT AGENDA:

1. Consideration of approving the City Council Minutes of June 27, 2016.
2. Consideration of approving the Bills dated July 5, 2016.
3. Consideration of approving the scheduling of two public hearings for the Community Development Block Grant's (CDBG) Consolidated Plan and the Annual Action Plan on Monday July 25th, 2016 and for Monday August 8, 2016 respectfully, at 5:55pm in City Council Chambers so as to receive public input on the City's CDBG Consolidated Plan and the CDBG Annual Acton Plan.
4. Consideration of accepting the quote of \$11,250.00 from T&R Electric of Coleman, SD for the purchase of a 1000KVA pad mount transformer for use by the Electric Division.
5. Consideration of accepting the quote of \$20,041.00 from MacAllister Rentals of Niles, MI for the purchase of a 2016 Sullair 185-KU-DPQ-T4F Air Compressor for use by the Public Works Department.

Council Member Weimer moved, **Council Member Bertschy** supported, **MOTION CARRIED**, to approve Items 1-5 as submitted.

ROLL CALL: **AYES:** Bertschy, Boggs, DiCostanzo, Durm, Mann, Skalla, VandenHeede, Weimer
NAY: None **ABSENT:** None **ABSTAIN:** None

ADMINISTRATOR'S REPORT:
Introduction of Items for Discussion
Items for Council Action

None

APPOINTMENT TO BOARDS:

6. Consideration of approving the Council Liaison appointment of Council Member Robert Durm to the Niles Public Art Commission, as recommended by the City Council's Appointment Committee.

Council Member Weimer moved, **Council Member Mann** supported, **MOTION CARRIED**, to approve the

Council Liaison appointment of Council Member Robert Durm to the Niles Public Art Commission, as recommended by the City Council's Appointment Committee. AYES: 8 NAYS: 0

7. Consideration of approving the appointment of Ms. Serita Mason as the tenant representative on the Niles Housing Commission, effective immediately and expiring on December 31, 2017 as recommended by the City Council's Appointment Committee.

Council Member Weimer moved, **Council Member Mann** supported, **MOTION CARRIED**, to approve the the appointment of Ms. Serita Mason as the tenant representative on the Niles Housing Commission, effective immediately and expiring on December 31, 2017 as recommended by the City Council's Appointment Committee. AYES: 8 NAYS: 0

CITY ATTORNEY'S REPORT:

8. **Second Reading and Enactment** of a proposed ordinance to repeal sub-paragraph 3 of section 54-456 of the Medical Marijuana ordinance.

Council Member Mann moved, **Council Member Weimer** supported, **MOTION CARRIED**, to enact an ordinance to repeal sub-paragraph 3 of section 54-456 of the Medical Marijuana ordinance.

ROLL CALL: AYES: Bertschy, Boggs, DiCostanzo, Durm, Mann, Skalla, VandenHeede, Weimer
NAY: None ABSENT: None ABSTAIN: None

9. **Second Reading and Enactment** of a proposed ordinance to allow residential chickens in the City of Niles.

Council Member VandenHeede moved, **Council Member Bertschy** supported, **MOTION DENIED**, to enact an ordinance to allow residential chickens in the City of Niles.

ROLL CALL: AYES: VandenHeede, DiCostanzo, Mann
NAY: Bertschy, Boggs, Durm, Weimer, Skalla ABSENT: None ABSTAIN: None

COUNCIL MEMBER'S REPORT:

Council Member Mann asked everyone to remember the fallen bailiffs of the Berrien County courthouse and asked that everyone pay their respect to the families of the victims.

Council Member Bertschy thanked all public servants. Asked the community vote for Niles in the MML "Turning the Corner Community Excellence Award" that allows the city to be a recipient of a grant to help with the cost of renovating the Gallery building.

Council Member Weimer asked for restrictions on when fireworks can be set-off.

Council Member VandenHeede stated that he was disappointed that the Chicken Ordinance did not pass. Michigan Municipal League has a magazine titled, "Review". The City of Niles was on the front cover of the July/August 2016 edition where it featured Ultra Camp's restoration of the Gallery building. He also announced that the Ordinance Committee will be meeting after the Council meeting to talk about Fireworks.

Council Member DiCostanzo was pleased to see that the Chicken Ordinance sparked interested in the community.

Council Member Skalla sent condolences to the families of the victims at the Berrien County Courthouse.

MAYOR'S REPORT: No Report

ADJOURNMENT Council Member Weimer moved to adjourn at 6:32pm.

Linda Casperson

Date