

**Minutes, Paw Paw Village Council  
Regular Meeting, March 13, 2006**

The regular Village Council meeting of Monday, March 13, 2006, convened at 7:30 p.m. at 111 E. Michigan Avenue, Paw Paw, Michigan. President Plaszcak presiding.

**Meeting  
Convened**

Present: Plaszcak, Pioch, Larcinese, Wilhelmi and McIntosh. Basinger and Rohr excused. Also present: Village Manager Bradley Noeldner, Village Finance Administrator/Clerk KeVen Riley, Village Attorney Kelly Page, Department of Public Services Director John Small and Chief of Police Russell Reynnells.

**Members  
Present**

Motion by Wilhelmi, supported by Larcinese, to approve the February 27, 2006 minutes of the regular meeting as corrected. Plaszcak abstained. All members voting yes, motion carried.

**Approved  
Minutes**

Motion by Pioch, supported by Larcinese, to approve accounts payable for \$363,441.19 as presented. Wilhelmi asked about the Tuttle Floral billing and asked if that was an advance. Riley and Noeldner explained that this was for the flowers. He also asked which year the WOTV marketing bill for the wine and harvest festival was for. Riley indicated it was for the 2005 festival. He also asked about the Enviologic Technologies report. Small said he will have that for next meeting. All members voting yes, motion carried.

**Accounts  
Payable**

Attorney Page was there regarding Bumble Cab Company. Lloyd and Sandra Black representatives from the cab company were there and presented their request to obtain a license to operate a cab in the Village of Paw Paw. Attorney Page stated the company had been found in contempt of court. Mrs. Black claimed at the time of the court hearing she was in Florida. Page stated the fines have not been paid, he also stated that if the Blacks operated a company within the Village and didn't carry insurance, properly maintain or properly register their vehicles that puts liability on the Village. McIntosh spoke and felt she would have to agree with the Village Attorney and Chief of Police. Mr. Black then said he was withdrawing his request to do business in the Village of Paw Paw. No further action was taken on the matter.

**Bumble Bee  
Cab Company**

Plaszcak asked for an update on the M-40 Boardwalk. Small stated he pulled all the information and asked that it be referred back to the Parks and Recreation Committee.

**Old Business –  
M-40  
Boardwalk**

Motion by McIntosh, supported by Pioch, to adopt the permit \*fee schedule for construction within the corporate limits of the Village of Paw Paw as follows:

**Permit Fee  
Schedule -  
Adoption**

**A resolution to approve a permit fee schedule for construction**

**within the corporate limits of the VILLAGE OF PAW PAW, Michigan;**

**WHEREAS, the VILLAGE OF PAW PAW** adopted Ordinance No. 291 to designate an enforcing agency to discharge the responsibilities of the **VILLAGE OF PAW PAW** under the provisions of the State Construction Code Act, 1972 PA 230; and

**WHEREAS,** it is necessary to periodically update the permit fee schedule for building permits.

**NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:**

- (1) That the permit fee schedule for Building permit fees attached hereto is hereby approved and adopted as the schedule of fees to be charged by the **VILLAGE OF PAW PAW** for the acts and services performed by the enforcing agency under the provisions of the State Construction Code Act.
- (2) The attached scheduled (**VILLAGE OF PAW PAW COMMERCIAL BUILDING PERMIT FEES**) is adopted to modify the rate per thousand of determinant/valuation from \$2.00 per thousand to \$2.50 per thousand for commercial projects with determinants/valuations exceeding \$1,000,000.00. The balance of the schedule is to remain unchanged by this action.

**VILLAGE OF PAW PAW COMMERCIAL BUILDING PERMIT FEES**

DETERMINANT/VALUATION	FEE
1 - 500	\$ 15.00
501 - 2,000	\$ 15.00 for the first \$500.00, plus \$2.00 for each addition \$100.00 or fraction thereof, to and including \$2,000.00
2,001 - 25,000	\$ 45.00 for the first \$2,000.00, plus \$9.00 for each addition \$1,000.00 or fraction thereof, to and including \$25,000.00
25,001 - 50,000	\$ 252.00 for the first \$25,000.00, plus \$6.50 for each addition \$1,000.00 or fraction thereof, to and including \$50,000.00
50,001 - 100,000	\$ 414.50 for the first \$50,000.00, plus \$4.50 for each addition \$1,000.00 or fraction thereof, to and including \$100,000.00
100,001 - 500,000	\$ 639.50 for the first \$100,000.00, plus \$3.50 for each addition \$1,000.00 or fraction thereof, to and including \$500,000.00
500,001 - 1,000,000	\$2,039.50 for the first \$500,000.00, plus \$3.00 for each addition \$1,000.00 or fraction thereof, to and including \$1,000,000.00
1,000,001 and up	\$3,539.50 for the first \$1,000,000.00, plus \$2.50 for each addition \$1,000.00 or fraction thereof

Other Inspections and Fees remain unchanged from prior schedule.

All members voting yes, motion carried. **\*As amended on March 27, 2006.**

Motion by McIntosh, supported by Wilhelmi, to approve the request road closures for Paw Paw Days July 15, 2006 from the Chamber of Commerce as follows:

**Paw Paw Days  
Road Closures**

100 block of North Niles Street  
200 block of South Niles Street  
200 block of Paw Paw Street  
100 and 200 block of East Michigan Avenue

All members voting yes, motion carried.

Wilhelmi reported that at the Parks and Recreation meeting Dan Underhill, representative from the Red Arrow Soccer league was present and was looking to help develop two practice fields for the traveling soccer team. Neighborhood involvement with the Brigg's Pond Project has been very good and very much appreciated. Samples have been collected and they will review the results at the next meeting.

**Committee  
Reports: Parks  
and Recreation**

McIntosh asked about the water problem at the Housing Commission. Noeldner stated that Village is working to resolve the problem.

**Housing  
Commission**

Pioch reported the Fire Board paid claims in the amount of \$6,877.80. The audit was not done yet and there were several members that were getting training in Wisconsin for the Jaws of Life.

**Fire Board**

Pioch reminded everyone the Wine and Harvest Committee is holding a fund raiser Comedian Night on March 25, 2006 at the Lion's Club \$10.00 per person.

**Wine and  
Harvest**

Noeldner reported the Planning Commission will review a site plan for the Secretary of State and USDA office expansion project.

**Planning  
Commission**

Plaszczak appreciated Basinger filling in for him while he was on vacation. He also stated the report provided by the DPS was very resourceful **\*helpful** and put together very well. He wanted to remind everyone of Dave Fall's open house retirement on March 14, 2006 at 1:00. **\*As amended on March 27, 2006.**

**Council  
Comments  
Plaszczak**

McIntosh wanted to let everyone know that Victor Paynich passed away. Noeldner said he would get a card in the mail.

Larcinese asked if there was a written policy on how to handle situations like the over calculation on Alliance Laundry and asked why the Council and finance committee handled that particular one. Riley indicated that Alliance did not allow staff to review the problem and they requested to be placed on the agenda, and she also commented that there isn't any written policy regarding that problem but normally it is handled on a case by case basis and it is handled in-house. Noeldner indicated he would contact other communities and find out there procedures on this type of case. Larcinese also wanted to know about pay raises for non-union employees. McIntosh agreed that someone should review them. Noeldner indicated this would be micromanaging and he felt they were discussed at the budget workshops, plus the Finance Committee set the pay raises for this year at 2.4%. Larcinese then asked, "if the Finance Committee is just an advisory committee, how can they approve pay raises?" He felt it should only be reviewed, and bring their recommendations to the Council for them to take their vote on them. He also feels council needs to review the insurance buy-outs and the personnel policy revisions.

**McIntosh**

**Larcinese**

Noeldner went over his manager's report and most items had already been discussed he did bring up that dollars were budgeted this year for engineering for the M-40 Boardwalk project. At the next meeting the bids for the Carnegie Center, street paving and slurry coating will be on the agenda. The DPS committee is moving forward with the single waste hauler ordinance and that should be available sometime soon.

**Manager's Report**

Pioch asked what the status of the ordinance for the non-compliance vendors at Wine and Harvest festival is. Reynnells and Noeldner will review what they have and report back.

**Pioch Comment**

Reynnells reported that Police Department is busy with blights.

Riley asked which day would be better for Mayor Exchange with Middleville, Michigan either May 10 or May 17. At this time, May 17<sup>th</sup> would work better for everyone.

**Police Report**

**Mayor Exchange**

Motion by Pioch, supported by Larcinese, to adjourn the meeting. All members voting yes, motion carried. Meeting adjourned at 8:55 p.m.

**Adjournment**

Respectfully submitted:  
KeVen L. Riley