

**Minutes, Paw Paw Village Council  
Regular Meeting, April 23, 2007**

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| 1. The regular Village Council meeting of Monday, April 23, 2007, convened at 7:30 p.m. at 111 E. Michigan Avenue, Paw Paw, Michigan. President Plaszcak presiding.  | <b>Meeting<br/>Convened</b>     |
| 2. Present: Plaszcak, Richardson, Basinger, Rohr, Larcinese, Wilhelmi and McIntosh. Also present: Interim Village Manager Bill Sinclair, Village Finance Administrator/Clerk KeVen Riley, Department of Public Services Director John Small and Chief of Police Patrick Alspaugh.                      | <b>Members<br/>Present</b>      |
| 3. Pledge of Allegiance was lead by Trustee Wilhelmi.  | <b>Pledge</b>                   |
| 4. Motion by Rohr supported by Richardson, to approve the April 9, 2007 minutes of the regular meeting as corrected. Correction being in paragraph #20 to add “ <i>who will be the consultant</i> ” <i>between decision and by</i> . McIntosh abstained. All other members voting yes, motion carried. | <b>Approved<br/>Minutes</b>     |
| 5. Motion by Richardson, supported by Wilhelmi, to approve accounts payable for \$461,240.08 as corrected. All members voting yes, motion carried.   | <b>Accounts<br/>Payable</b>     |
| 6. Eleanor Miller was present from the Crop Walk and the Council thanked her for her 25 years of service to the Eastern Van Buren County Crop Walk.  | <b>CROP Walk<br/>recognized</b> |
| 7. Pam Gehl announced she will no longer be covering the meetings as a reporter since the Herald Palladium has dropped Paw Paw meeting information.  | <b>Pam Gehl</b>                 |
| 8. Motion by Richardson, supported by Rohr, to approve the following resolution and present it to Eleanor Miller:  | <b>Crop Walk<br/>Resolution</b> |

**WHEREAS**, *area churches in Paw Paw and Eastern Van Buren County will sponsor a CROP Hunger Walk; and*

**WHEREAS**, *this is the 25<sup>th</sup> Anniversary of the Eastern Van Buren County CROP walk*

**WHEREAS**, *CROP stands for Communities Responding to Overcome Poverty; and*

**WHEREAS**, *twenty-five percent of the funds raised will benefit the hungry in our local communities; and*

**WHEREAS**, *seventy-five percent of the funds raised will be used to alleviate hunger and poverty in some 80 countries around the world; and*

**WHEREAS**, any person interested in this project is eligible to walk on Sunday, April 29, 2007 starting at 2:00 p.m., from Paw Paw United Methodist Church;

**NOW THEREFORE**, I Roman Plaszczak, President of the Village of Paw Paw, by the power vested in me do hereby proclaim, Sunday, April 29, 2007 as:

**CROP Hunger Walk Day**

*in Paw Paw, and I urge all citizens to join me, and the many volunteer workers and walkers, to join together in solidarity with the poor and hungry in our community, our country and around the world, as they strive to overcome these impediments to health and happiness.*

*Given under my hand and the Seal of the Village of Paw Paw this 23<sup>rd</sup> day of April in year of our Lord two thousand and seven*

All members voting yes, motion carried.

9. Motion by Rohr, supported by McIntosh, to rescind the motion made at the April 9, 2007 meeting to send Ordinance No. 409 back to the Planning Commission due to Attorney Page's clarification of ordinance amendments. All members voting yes, motion carried.

**Motion  
rescinded**

10. Motion by Larcinese, supported by Rohr to adopt Ordinance Number 409 as follows:

**Ordinance #409  
adopted**

**VILLAGE OF PAW PAW  
ORDINANCE # 409**

An Ordinance amending Ordinance 1000, specifically amending Section 14.5 of Ordinance #394 – Zoning Ordinance

The Village of Paw Paw ordains:

That Section **14.4 OFF-STREET PARKING AND LOADING** be amended to read the following:

N.

- 1) Exceeding Minimum Parking Requirements: Site plans for which the amount of proposed parking spaces exceeds the minimum Ordinance requirements by more than 5% shall require special approval by the Planning Commission. Applicants will submit written justification for the increased

parking area which may include but is not limited to traffic or engineering studies. The Planning Commission may approve, deny or approve a modified form of the request, in conjunction with the site plan approval.

2) Application for Reduced Parking Area: At the time of site plan review, applicants may request a waiver from the minimum required number of parking spaces, based on use and site characteristics. The applicant must demonstrate to the Planning Commission that the proposed number of parking spaces will be sufficient to meet the needs of the proposed development at present and in the foreseeable future. Applicants shall submit a written request including the following information:

- a. the number of spaces to be waived.
- b. a traffic/parking study prepared by licensed professional providing factual information documenting how the proposed number of spaces will adequately serve the site.
- c. location on the site where the additional required spaces could be constructed in the future should the need arise, as determined by the Planning Commission.

3) A waiver request may be approved, denied, or approved with modifications by the Planning Commission with final approval or denial with the Village Council and is subject to review at future dates if conditions alter to an extent where additional parking may be necessary. This future review will be conducted by the Planning Commission with final approval or denial with the Village Council.

Any parts thereof in conflict with or inconsistent with any terms of this ordinance are hereby repealed to such extent as they are so in conflict or inconsistent;

Roll call vote: Rohr, Wilhelmi, McIntosh, Basinger, Plaszczak, Richardson and Larcinese all voting yes, motion carried.

staff to sign the video franchise agreement with Comcast with a 5% fee return. All members voting yes, motion carried.

**Video Franchise Agreement**

12. Motion by Rohr, supported by Larcinese to authorize President Plaszcak to sign the letter for H.U. D. on behalf of the Village of Paw Paw for the Paw Paw Housing Commission. All members voting yes, motion carried.

**H.U.D. Letter for Paw Paw Housing Commission**

13. Motion by Rohr, supported by Basinger, to set two special meeting for Village Manager interviews on Wednesday, April 25, 2007 at 6:45 p.m. and Saturday, April 28, 2007 at 9:45, with interviews at 7:00 p.m. and 8:00 p.m. on Wednesday and 10:00 a.m. and 11:00 on Saturday. All members voting yes, motion carried.

**Village Manager interviews set**

14. Motion by Richardson, supported by McIntosh, to adopt the following proclamation for National Police Week as presented by Plaszcak:

**National Police Week Resolution adopted**

**NATIONAL POLICE WEEK  
PROCLAMATION  
by the Village President**

**Whereas**, in the year 1963, the late John F. Kennedy signed into law a bill

that proclaimed that May 15<sup>th</sup> of each year should be henceforth named as a national day of mourning for police officers killed in the line of duty, and,

**Whereas**, the UNITED STATES PRESIDENT GEORGE W. BUSH has proclaimed throughout the land that NATIONAL POLICE WEEK will be the week of May 15<sup>th</sup>.

**Therefore**, I Roman Plaszcak, President of the Village of Paw Paw, do hereby proclaim May 14<sup>TH</sup>, 2007 through May 21<sup>th</sup>, 2007 as NATIONAL POLICE WEEK and further direct the Municipal Flags be flown at half staff on **May 15<sup>th</sup>** to honor Police Officers throughout the nation who have given their lives in the protection of life and property of all citizens.

All members voting yes, motion carried.

15. Motion by McIntosh, supported by Rohr, to authorize DPS Director to enter into a contract with Prein and Newhof to provide engineering services as described in the April 9, 2007 proposal of the terms and conditions to DPS director Small for the storm sewer on Dyckman, St. Joseph and an

**Prein and Newhof contract for engineering service for**

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| <p>easement north/south to Berrien Street for a not to exceed price of \$4,900. All members voting yes, motion carried.</p>  | <p><b>Storm drains</b></p>                              |
| <p>16. Plaszczak reported that the DDA discussed pursuing grants for the downtown project, they are going to be advertising in the Travel Host Magazine with a ½ page ad on the Village of Paw Paw and they paid bills in the amount of \$1004.00</p>  | <p><b>Committee Reports: DDA</b></p>                    |
| <p>17. Rohr the elevators are repaired.</p>  | <p><b>Housing Commission</b></p>                        |
| <p>18. Basinger reported the Finance Committee met and they are recommended the hiring of Christopher Tapper for the Village Clerk position at a rate of \$15.00 with normal benefits.</p>   | <p><b>Finance Committee</b></p>                         |
| <p>19. Motion by Basinger, supported by Wilhelmi to approve the hiring of Christopher Tapper for the Village Clerk position and appoint him effective May 7, 2007 at \$15.00 per hour with normal benefits. All members voting yes, motion carried.</p>  | <p><b>Christopher Tapper hired as Village Clerk</b></p> |
| <p>20. Motion by Basinger, supported by Rohr, to give employees Alspaugh and Riley extra compensation of \$600 for the extra work they did for six weeks during the absence of a village manager. All members voting yes, motion carried.</p>  | <p><b>Extra Compensation approved</b></p>               |
| <p>21. Plaszczak received Blossomtime dinner tickets and asked McIntosh or Richardson if they were available to attend. He also asked if the Village could donate an old parking meter for the Rotary auction. Small will get it for them.</p>   | <p><b>Council Comments Plaszczak</b></p>                |
| <p>22. Basinger asked about labor negotiations. Sinclair stated the Police are ready to set down for the first round and DPS is waiting until May 2007.</p>  | <p><b>Basinger</b></p>                                  |
| <p>23. Sinclair stated he and some staff had met with Joe Brogger from Mercer Insurance regarding the employee health insurance questions and he and staff is preparing the necessary information required to move forward. He also reminded everyone that interviews are set for the Village Manager.</p> | <p><b>Manager's Report</b></p>                          |
| <p>24. Alspaugh reported that his clerk, Mary Shembarger at the Police Department is starting May 2, 2007 at \$11.50 per hour with normal benefits.</p>  | <p><b>Police Report</b></p>                             |
| <p>25. Larcinese stated he has reviewed the Personnel Policy and</p>   | <p><b>Larcinese</b></p>                                 |

it needs to be updated and he wants the Council to look at how they go about making the changes that need to be made by the next meeting.

26. Motion by Basinger, supported by McIntosh, to adjourn the meeting. All members voting yes, motion carried. Meeting adjourned at 8:45 p.m. **Adjournment**

Respectfully submitted:

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Village President,  
Roman Plaszczak

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Village Clerk  
KeVen Riley