

**Minutes, Paw Paw Village Council
Regular Meeting, May 27, 2008**

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| 1. The regular Village Council meeting of Monday , correction 6/9/08 Tuesday May 27, 2008, convened at 7:30 p.m. at 114 S. Gremps, Paw Paw, Michigan. President Plaszczyk presiding. | Meeting Convened |
| 2. Present: Plaszczyk, Basinger, Larcinese, Rohr, and Wilhelmi. Excused McIntosh. Also present: Village Manager Larry Nielsen and Labor Attorney Tom Fette. | Members Present |
| 3. Motion by Rohr, supported by Basinger, to approve the corrected May 12, 2008 minutes of the regular meeting. All members present voting yes, motion carried. | Approved Minutes |
| 4. Motion by Larcinese, supported by Wilhelmi, to approve accounts payable for \$189,214.14 as presented. All members present voting yes, motion carried. Next claims McIntosh and Pioch. | Accounts Payable |
| 5. Council asked Nielsen to provide a “project accounting” report of all revenues and expenses for the Kids Paradise project at the next Council meeting. | |
| 6. Stump commented he was in attendance to further discuss information regarding ground water concerns in the Hidden Lane area. Nielsen responded to a report the Village of Paw Paw had done on the lagoons last year. The filtration study found the lagoons were not leaking. The report also showed the surface discharges did not exceed 50 ppm of BOD. Council asked Nielsen to follow up Stump regarding his concerns and suggested setting a meeting with all involved parties. | Comments from
Audience Members
Brain Stump |
| 7. Hummel presented the Council with information regarding the county-wide road millage renewal. Hummel reported in the last four years the millage collected approximately \$220,000 in revenues for the Village of Paw Paw. Hummel asked Council to remind all resident of the renewal and it would be on the August 5, 2008 primary election ballot. The renewal rate would be .9769 mils and would raise \$2.5 million for Van Buren County. Hummel concluded with information regarding the Asset Management workshop on June 25, 2008 at the VBISD Conference Center in Lawrence. | Larry Hummel,
Manager-Engineer
VBCR |
| 8. Plaszczyk administered the oath of office to Michael Pioch and asked Pioch to take his seat on the Council. | New Business
Michael Pioch |
| 9. Motion by Rohr, supported by Larcinese to enter into executive session at 8:01 pm. to discuss items related to labor negotiation with the Public Service employees. Roll call vote: Wilhelmi, Basinger, Plaszczyk, Pioch, Larcinese and Rohr voting yes, motion carried. | Motion to enter into
Executive Session |
| 10. Motion by Larcinese, supported by Pioch, to exit executive session at 8:19 p.m roll call vote: Rohr, Wilhelmi, Basinger, Plaszczyk, Pioch and Larcinese voting | Motion to exit
Executive Session |

**Minutes, Paw Paw Village Council
Regular Meeting, May 27, 2008**

yes, motion carried.

11. Motion by Rohr, supported by Larcinese, to ratify the tentative agreement with the Operating Engineers Local 324 as outlined in the Memorandum dated May 23, 2008 and to authorize labor counsel to prepare the agreement for signing, further ratification is to follow with authorization to sign the agreement once it is prepared. Roll call vote: Wilhelmi, Basinger, Plaszczak, Pioch, Larcinese and Rohr voting yes, motion carried.

12. The consensus of the Council was to hold the transfer request of the Class C Liquor License with Dance-Entertainment and Greenfield Entertainment to Bull Pen of Paw Paw until a further investigation was completed **correction 6/9/08** by Chief of Police Patrick Alspaugh.

13. Motion by Pioch, supported by Larcinese, to commit \$500.00 and enter into an agreement with the Van Buren County MSUE Household Hazardous Waste Collection program. The agreement would allow Village of Paw Paw residents to participate in the waste collection program offered by the VBC MSUE. All members present voting yes, motion carried.

14. Motion by Basinger, supported by Rohr, to grant the following request for events and street closures by Marilyn Clear, Director of the Paw Paw Wine and Harvest Festival:

**Extension agreement o
International Union of
Operating Engineers
Local 324 DPS Union
Contract**

**Liquor License with
Greenfield
Entertainment**

**Waste Collection
agreement with VBC
MSU Ext.**

**Wine & Harvest
Request Street
Closures**

BEER TENT: We would request the use of the Parking Lot at the corner of Gremps and Michigan Ave. (located directly behind Harmon Auto Glass). The tent would need to be in place early Friday morning and would not be removed until Monday morning. Food Vendors would also be placed along the edge of the lot.

BEER TENT: We would request your approval to serve beer and wine in this tent during the following hours: Friday, September 5 from 5 p.m. to midnight and Saturday, September 6 from noon to midnight. There are no beer or wine sales on Sunday.

PARADE: We would request that Michigan Ave. be closed to vehicle traffic, no later than 12:30 p.m. through 3 p.m. for the Parade, on Sunday, September 7.

ART & CRAFT SHOW: We would request the closure of Paw Paw St. from Kalamazoo St. to Niles St. A portion of Niles St. would need to be closed, directly behind the Court House, for the use of the Paw Paw Service League for the Arts and Crafts Show. They would need the streets closed and swept by Friday, Sept. 5 at 7 am through Sunday, Sept. 7, at 8 p.m.

STOMPYLAND: We would request the use of the parking lot located on the corner of Michigan Ave. and Gremps St. (beside the Van Buren Motor Supply). We would also request the closure of Gremps St. from Michigan Ave. to Oak St. We would need this area beginning Friday, September 5 at 7 am through Sunday, September 7 at 6 p.m.

We would also request that we be allowed to use the Village Lot at Briggs Pond from Friday at 5 p.m. through Sunday at 5 p.m. This will be an extension of events for children in conjunction with the School for the RIFF program and Teen Dance.

CAR SHOW: We would request the closure of Gremps St. from Michigan Ave. to St. Joseph St., for Saturday, September 6, beginning at 8 a.m. through 4 p.m. for the use of the Car Show. This request is new, as the Festival Board would like to move it back to the downtown area.

GRAPE STOMP/ENTERTAINMENT STAGE: We would request the use of the Park on Maple Lake for the Annual Grape Stomp and the use of the Amphitheater for Wine & Harvest entertainment. We would ask that an area be set aside for the sound person to load and unload, as well as the entertainers. We would also ask that the restroom

**Minutes, Paw Paw Village Council
Regular Meeting, May 27, 2008**

facilities be attended to on a bi-hourly basis during the hours of the festival each day. Food Vendors would also be set-up throughout the park area. We would request that the barriers be in place again this year to assist with the safety of the festival goers. No road closures are requested for this area of the festival.

HOLE IN ONE: We request the use of Maple Lake for the a floatation device and the use of the beach area, for the Hole in One Contest, from Saturday at 10 am through Sunday at 3:30 p.m.

FIREWORKS: We would request permission to have a vendor set off fireworks on Friday, Sept. 5, with a Rain Date of Saturday, Sept. 6, from dusk to approx. 2 hours later. We would also request that the Village suspend the noise ordinance for the time period of the fireworks.

We would also request that the downtown area, the area in and around Maple Lake and the Park on Maple Lake be designated as a special events area, which would require those would be vendors to be an official Wine and Harvest Festival Vendor. Those who were not would be asked to leave or provide the correct payment, proof of insurance with the Village and the Festival listed as additional insured's. We would ask that this designation would begin on Friday, September 5, at 7 am and continue through Sunday, September 7 at 5 pm.

The organizers of the 5K Run/Walk will address the Council at a later date with the request for street closures. We will also return to the Council for the street closure request for the carnival midway, once we have secured a company for the festival

15. Motion by Larcinese, supported Wilhelmi, to increase the contribution for the annual fireworks display for \$3000.00 to \$6000.00. All members present voting yes, motion carried.
16. Plaszczak present the second draft of the Village of Paw Paw Housing Assistance Grant. Nielsen discussed the Finance and Administration Committee detailed a few changes to the program and those changes were ready for Council review.
17. Motion by Larcinese, supported by Rohr to adopt the Village of Paw Paw's Housing Assistance Grant Program. Roll call vote Wilhelmi, Basinger, Plaszczak, Pioch, Larcinese and Rohr all voting yes, motion carried.
18. Basinger reported the Finance and Administration Committee had met before Council meeting and discussed the following; bids for new DPS truck, Fire Department contracting outside services for accounting work, review information from drafted PILOT agreement with Medallion Management and review scheduling for 2007-2008 audit.
19. Motion by Basinger, supported by Rohr, to purchase a replacement DPS work truck from John Tapper Automotive in the amount of \$14,981.00 plus \$250.00 for a hitch. Basinger commented bids had been solicited and John Tapper Automotive came in under state purchasing price, this was the recommendation of Nielsen and John Small, Director, Department of Public Services. Roll call vote; Plaszczak, Pioch, Larcinese, Rohr, Wilhelmi and Basinger, voting yes, motion carried.
20. Motion by Basinger, supported by Larcinese, to advise the Paw Paw Fire Department to proceed with securing another entity ~~of~~ **correction 6/9/08** for the department's accounting services. All members present voting yes, motion carried.

PPWHF Fireworks Request

Ongoing Business Review Housing Grant

Committee Reports Finance & Administration

Purchase new DPS work Truck

Fire Department separation

**Minutes, Paw Paw Village Council
Regular Meeting, May 27, 2008**

21. Council member Pioch was appointed to the replace Richardson as a member of the DPS committee. **DPS**

22. Plaszczyk reported the next Parks and Recreation Committee meeting was June 2, 2008. Plaszczyk explained the Tyler Field fence issue was expected to be discussed. The property was not surveyed at the time of gifting the property from the schools to the Village. The eastside fence running north and south had deteriorated to the extent it was unsafe and needed replacement. **Parks & Recreation**

23. In preparation for placement of a new fence, a survey of that property line was completed. The survey discovered that several property owners along State Street had encroached on the park property; some by a matter of inches to some by many feet. In discussing the situation with property owners, a 6-foot fence will be installed but cannot until property owners decide if they want to incur costs associated with picking up the land they thought was theirs. It is anticipated some will and some will not but it is not known which property owners will and which will not.

24. To determine this, property owners want to know what their cost may be. Costs would include the cost of surveying each portion to determine the legal descriptions for addition to their parcel(s); legal costs of preparation of transfer documents and registering of deeds; and a nominal cost for the property. The latter point is the unknown. It is not recommended to give the land without any payment as it may set a precedent for future sales of Village land. Thus, some value must be determined. The question the committee needs to answer is how to accomplish without incurring survey costs first.

25. Plaszczyk reported the Downtown Development Authority met May 19, 2008. Activities discussed; working on sound system for downtown, increase in assistants hours and donation to Paw Paw Wine and Harvest Festival of \$10,000.00. **DDA**

26. Larcinese reported the Fire Board met May 13, 2008. Items discussed need for independent accounting services, received three new applications of firefighters and three members have been accepted into the fire academy. **Fire Board**

27. No report **Historical**

28. No report **Housing Commission**

29. Nielsen reported a new applicant was expected and a meeting was schedule for June 2, 2008 at 2:00 at Village Hall. **RLF**

30. Council member Pioch was appointed to the Wine and Harvest Festival Committee. Pioch also serves as Chairman reported fundraiser was going well and the committee was extremely pleased with the job Marilyn Clear was **Wine and Harvest**

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doing.

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| 31. Plaszcak commented on the success of the Mayors/Presidents Exchange. Plaszcak stated he was proud to see a vast turn out of local residents and business persons. Plaszcak commented on the Memorial Day Parade and the tremendous final product of the Kids Paradise Project. | Council Comments
Plaszcak |
| 32. Basinger commented on the return to Council for Pioch and welcome Pioch back to the office. | Basinger |
| 33. Nielsen commented on the success of Mayors/Presidents Exchange. Nielsen thanked all Village staff and employees for the help and support in the participation of the exchange. | Village Manager
Comments |
| 34. Motion by Pioch, supported by Larcinese, to adjourn the meeting. All members present voting yes, motion carried. Meeting adjourned at 9:22 p.m. | Adjournment |

Respectfully submitted:

Village President
Roman Plaszcak

Village Manger,
Larry Nielsen