

**Minutes, Paw Paw Village Council
Regular Meeting, June 23, 2008**

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| 1. The regular Village Council meeting of Monday, June 23, 2008, convened at 7:34 p.m. at 114 S. Gremps, Paw Paw, Michigan. President Plaszcak presiding. | Meeting Convened |
| 2. Present: Plaszcak, Basinger, Larcinese, Pioch, Wilhelmi and McIntosh. Excused Rohr. Also present: Village Manager, Larry Nielsen, Village Clerk, Christopher Tapper and Department of Public Service Director, John Small. | Members Present |
| 3. Motion by McIntosh, supported by Pioch, to approve the corrected June 9, 2008 minutes of the regular meeting. All members present voting yes, Wilhelmi abstaining, motion carried. | Approved Minutes |
| 4. Motion by Larcinese, supported by Wilhelmi to approve the corrected May 27, 2008 minutes of the closed meeting. All members present voting yes, McIntosh abstaining, motion carried. | |
| 5. Motion by Basinger, supported by McIntosh, to approve accounts payable for \$416,868.68 as presented. All members present voting yes, motion carried. Next claims Wilhelmi and Larcinese. | Accounts Payable |
| 6. Basinger asked Nielsen to explain the American Electric Power true-up payment included in the claims. Nielsen responded by explaining AEP IMMUDA Formula rates for the time of 2007 true-up billing and June 2008 estimated rates. Nielsen concluded this true-up was in correspondence with the American Electric Power agreement the Village of Paw Paw approved. | |
| 7. Motion by McIntosh, supported by Larcinese, to close the regular meeting and open a public hearing regarding the Truth in Taxation at 7:55 p.m. All members present voting yes, motion carried. | Close Regular Meeting |
| 8. Nielsen present information regarding the Truth in Taxation Notice provided to local governments. Nielsen explained the 2008 Millage request report from the Van Buren County Board of Commissioners, 2008 Millage reduction fraction calculation worksheet and Truth in Taxation Revenue Gain Calculation worksheet. Nielsen concluded stating the millage increase was a 1.44 percent equaling \$19,818.00 revenue in operation and streets. | Public Hearing
Truth in Taxation |
| 9. Let the record show no public comment. | |
| 10. Motion by Pioch, supported by Basinger, to close the Public Hearing Truth in Taxation at 8:03 p.m. and reopen the regular meeting. All members present voting yes, motion carried. | Close Public Hearing |
| 11. Paul DeYoung was in the attendance to discuss his intentions of running for the office of, Van Buren County Register of Deeds. DeYoung commented on his education and experience that would allow him to be the register of deeds. | Public Comment
Paul DeYoung |

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DeYoung thanked the Council for the opportunity to present his credentials.

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| 12. Stump commented she was in attendance to further discuss information regarding ground water concerns in the Hidden Lane area. Stump also thanked Nielsen for the follow up call regarding the scheduling of a possible meeting with all parties. | Comments from
Audience Members
Diana Stump |
| 13. Dan Lewis, Prein & Newhoff was in attendance to discuss the amendments to the Dyckman Storm Sewer Extension. Lewis presented the finding of some amendments to the original proposal. Lewis explained the relocation of one water main and the moving of CB#2 and removing existing 12 inch storm drain. Lewis concluded these changes are an increase to the contract for the sewer extension; the increase was a total of \$5,820.00 bringing the total of the project to \$61,953.92. | Dan Lewis, Prein &
Newhoff |
| 14. Motion by McIntosh, supported by Wilhelmi, to approve the Dyckman Storm Sewer Extension amendments as present by Lewis and Small. The increase amount of \$5,820.00 totaling \$61,953.92. All members present voting yes, motion carried. | Dyckman Storm
Sewer Extension
amendments |
| 15. Motion by McIntosh, supported by Pioch, to approve the request to purchase correction 7/14/08 install a used condition generator donated correction 7/14/08 from the Van Buren County Sheriffs Department and install at the Fire Station for a price not to exceed \$12,000.00. Small noting that the Fire Department would be contributing half of the total cost of the project. All members present voting yes, motion carried | Police & Fire Station
Generator |
| 16. Motion by McIntosh, supported by Wilhelmi, to approve the request to install a transfer adapter, allowing the generator at the Department of Public Services to auto power the generator if the Village of Paw Paw was to loose power for a price not to exceed \$3,800.00. All members present voting yes, motion carried. | Transfer adapter for
DPS generator |
| 17. Motion by McIntosh, supported by Pioch to set the tax levies as per the Truth in Taxation Hearing documents which includes an increase of 0.2252 mils with an estimated increase for operations and streets in the amount of \$19,818.00. Roll call vote: Basinger, Plaszczak, Larcinese, Pioch, Wilhelmi and McIntosh voting yes, motion carried. | New Business
Truth in Taxation
2008 (mils 0.2252) |
| 18. Plaszczak reported to the Council on a meeting he and Nielsen had with United States Representative, Fred Upton. Plaszczak commented the meeting was successful due to the opportunity to speak with Upton regarding; high fuel cost, exploring alternative energy solutions for the Village of Paw Paw including the old hydro electric dam, increasing health insurance cost for employees, sculpting the south end of Maple Lake and complaints regarding the quality of the United States Postal Service. | Meeting with US
Rep. Fred Upton |

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19. McIntosh commented she found the process to meet with Upton frustrating and would like to think after 20 years of service he would be able to spend more time with local representatives. **McIntosh**
20. Nielsen asked Council to review the proposed drafted temporary policy regarding transfer of sick leave including the edits request by Council. Nielsen also presented to the Council three different plans from different municipalities and organizations. Those examples included Kent County, Kalamazoo County and Bronson Lakeview Community Hospital.
21. McIntosh thanked staff for providing examples of different policies. McIntosh commented she still was uncomfortable with a policy that would allow an employee to be off work for extended period of time at another employee's expense. **McIntosh**
22. Motion by Pioch, supported by McIntosh to approve the amended Transfer of Sick Leave Policy and to be reviewed in six months or less, with the review of the Village of Paw Paw Personal Policies and Procedures. All members presents voting yes, motion carried **Temporary Policy Transfer of Sick Time**
23. Plaszczak reported to the Council he had received three applications for the vacancies on the Village of Paw Paw Zoning Board of Appeals. Those three applicants included; George Kolosar, Marcos Flores and Julie Pioch. Plaszczak stated it was his recommendation to Council to approve the applications.
24. Larcinese asked if staff had received other applications because after review of the applicants, some of the applications had been received as recent as of Monday, June 23, 2008. Nielsen responded these applicants are the only three staff has received. **Larcinese**
25. Motion by Plaszczak, supported by McIntosh, to approve the following appoints to the Village of Paw Paw Zoning Board of Appeals; George Kolosar to replace the Charles "Bud" Dent, Marcos Flores to replace Jan Groenland and Julie Pioch to replace secretary, Karol Porth all appointments are two (2) year term. All members present voting yes, Larcinese opposite, motion carried. **ZBA Appointments**
26. Nielsen presented to the Council Chief of Police, Patrick Alspaugh memorandum regarding his police investigation of the Class-C SDM liquor license transfer. Alspaugh stated he was able to meet with all four stockholders for approximately two hours. **Memorandum from Police Chief Alspaugh**
27. The stockholders advised Alspaugh they had hoped to have the business open by September of 2008 but they did not have a solid time frame for getting into the building at this time. Alspaugh memo included a criminal history check of all stockholders and only one stockholder had a business were alcohol was

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sold. Alspaugh advised the stockholders he needed to inspect the current building and location because of their intent is to operate out of the current building. Alspaugh's memo concluded with a recommendation to the Village Council for approval of this transfer pending the final inspection of the current building site

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| 28. Motion by Larcinese, supported by McIntosh; at the regular meeting of the Village of Paw Paw Council called to order by Roman Plaszczyk on Monday June 23, 2008 7:34 p.m. the following resolution that the request to transfer ownership of 2007 Class C licensed business with Dance-Entertainment Permit, located in escrow at 1027 East Michigan, Paw Paw, MI 49079, Van Buren County, from Green Field Entertainment, LLC to Bullpen of Paw Paw, Inc. Roll call vote: Pioch, Wilhelmi, McIntosh, Basinger, Plaszczyk and Larcinese voting yes, motion carried. | Michigan Liquor
Control Commission
approval LLC
Bullpen of Paw Paw |
| 29. Basinger commented the Committee needed to set a meeting date. | Committee Reports
F & A |
| 30. McIntosh reported the Department of Public Services Committee met before tonight's Village Council meeting. Items discussed; Dyckman Storm Sewer Extension, Police & Fire Station Generator, transfer adapter for DPS generator and an employee related matter. | DPS |
| 31. Nielsen reported letters had been sent out regarding the transfer of property along the east side of Tyler Field. Nielsen reminded resident they needed to response by August 15, 2008 for the Tyler Field Fence Resolution. | Parks & Recreation |
| 32. Plaszczyk reported the Downtown Development Authority met June 16, 2008. Items discussed; Drum and Bugle schedule for August 1, 2008, approval of a façade grant for Sea Land & Air Travel, new blinds for the Carnegie Center and a PA system for the downtown area. | DDA |
| 33. No report. | Fire Board |
| 34. No report | Historical |
| 35. No report | Housing Commission |
| 36. No report | RLF |
| 37. No report. | PPWHF |
| 38. Plaszczyk commented on a letter he received from Robert "Butch" Hindenach, Village of Paw Paw Zoning Board of Appeals. The letter detailed history regarding Paw Paw High School Baseball 1906, Bill Killefer and the Killefer brothers. Plaszczyk stated the letter goes into great detail about the Killefers major league baseball career dating back to 1911 and how Killefers final | Council Comments
Plaszczyk |

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resting place is Prospect Hill Cemetery in Paw Paw.

- 39. Plaszczyk commented regarding Hindenach request to propose a feasible appropriate tourist attraction memorial for the Killefers. Plaszczyk asked Council to review the idea and asked Nielsen to review the idea and develop a possible proposal.

- 40. McIntosh thanked Small for the spring, summer clean up efforts. McIntosh also asked Nielsen who was handling blight complaints. Nielsen responded he and Tim Dwyer are taking complaints. **McIntosh**

- 41. Basinger commented on the deadline for the Waste Hauler registration is July 1, 2008, and asked staff to follow up with those haulers who had not register with the Village of Paw Paw. **Basinger**

- 42. Nielsen commented he and Attorney Fette were meeting with the POAM on Monday, June 30, 2008 regarding labor negotiations and would have a report to Council Monday, July 14, 2008 on the POAM and the Operation Engineer final agreement. **Village Manger
Comments**

- 43. Motion by Basinger, supported by Pioch, to adjourn the meeting. All members present voting yes, motion carried. Meeting adjourned at 9:30 p.m. **Adjournment**

Respectfully submitted:

Village President
Roman Plaszczyk

Village Clerk,
Christopher Tapper