

**Minutes, Paw Paw Village Council  
Regular Meeting, July 28, 2008**

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| 1. The regular Village Council meeting of Monday, July 28, 2008, convened at 7:32 p.m. at 114 S. Gremps, Paw Paw, Michigan. President Plaszcak presiding.  | <b>Meeting Convened</b>   |
| 2. Present: Plaszcak, Rohr, Wilhelmi, Basinger, Pioch and McIntosh. Excused Larcinese. Also present: Village Manager, Larry Nielsen and Village Clerk, Christopher Tapper.   | <b>Members Present</b>  |
| 3. Motion by McIntosh, supported by Rohr, to approve the corrected July 14, 2008 minutes of the regular meeting. All members present voting yes, Basinger abstaining, motion carried.  | <b>Approved Minutes</b>   |
| 4. Motion by Rohr, supported by McIntosh, to approve the July 14, 2008 minutes of the closed session meeting. All members present voting yes, Basinger abstaining, motion carried.   |   |
| 5. Motion by Rohr, supported by Pioch, to approve accounts payable for \$264,935.96 as presented. All members present voting yes, motion carried. Next claims McIntosh and Basinger then Larcinese and Rohr then Wilhelmi and Pioch  | <b>Accounts Payable</b>   |
| 6. Stump commented she was in attendance to further discuss information regarding ground water concerns in the Hidden Lane area. Stump asked several question regarding CCNA. Stump commented she had a phone discussion with Dan Fields, CCNA regarding testing of wells and ground water. Stumps asked Nielsen and the Council to continue to try and set up a meeting with all parties involved with the ground water concerns. | <b>Comments from<br/>Diana Stump</b>  |
| 7. It was the consensus of the Council to have Nielsen further discuss with Dan Fields and CCNA the status of the testing being done in and around the Hidden Lane, Paw Paw Road areas of concern. Nielsen to report back to Council his findings.   |   |
| 8. Motion by McIntosh, supported by Pioch, to approve and recognize the resolution for the Van Buren County United Way as a charitable organization operating within the Village of Paw Paw. All members present voting yes, motion carried.   | <b>New Business<br/>Resolution for United<br/>Way</b>                       |
| 9. Motion by Rohr, supported by Basinger to approve and accept the recommendation from the Village of Paw Paw Planning Commission and appoint Rebecca Harvey as the Planning Consultant for the Village of Paw Paw at a rate of \$50.00 per hour. All members present voting yes, motion carried.  | <b>Recommendation<br/>from Planning<br/>Commission<br/>(Rebecca Harvey)</b> |
| 10. Motion by Wilhelmi, supported by Pioch to approve and accept the request to close North Gremps Street between Michigan Ave and Oak Street between  | <b>Drum and Bugle<br/>Corp.</b>   |

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4:00 p.m. and 9:00 p.m. on Friday August 1, 2008, to accommodate the Drum and Bugle Corp buses, vans and truck that will transport band members and equipment. All members present voting yes, motion carried.

11. Motion by McIntosh, supported by Rohr to approve and accept the lease agreement between the Village of Paw Paw and the Downtown Development Authority for the DDA's use of the Carnegie Center and authorize the Village President to sign the agreement on behalf of the Village Council. All members present voting yes, motion carried.

**Lease agreement  
between the Village  
and DDA of Paw  
Paw**

12. Nielsen present updated procedure information regarding Code Enforcement. Nielsen commented he needed a consensus on the resolution to name individuals as authorized to enforce codes under the Municipal Civil Infraction and the Property Maintenance Code. Nielsen concluded explaining the five step process for violations and asked Council to find a consensus on the process. Nielsen reminded Council all outstanding violations of Municipal Civil Infractions would be subject to attachment to the property owner's tax bill.

**Continued  
Discussion Code  
Enforcement**

13. McIntosh thanked Nielsen for the updated information and questioned why the Village needed such a long time line to enforce the violations. Nielsen responded each resident is given the opportunity to comply with the violation. McIntosh suggested Police continuing with the parking and other criminal infractions and allowing DPS to work with the general trash, rubbish and weeds. McIntosh concluded with the idea of having one Code/Blight Enforcement Officer.

**McIntosh**

14. Rohr commented she agreed with Nielsen's five step process and liked the idea of writing a 'thank you' letter to property owners for taking care of the violation in a timely matter.

**Rohr**

15. Plaszczak commented he wanted to be consistent with the enforcement of the Property Maintenance Code and the Municipal Civil Infractions. With the consistency of enforcement residents will have a responsibility to comply with the infractions.

**Plaszczak**

16. Wilhelmi commented a time line needed to be established and enforced consistency to allow notification of the infractions. With the establishment of a consistent time line residents would not second guess the enforcement.

**Wilhelmi**

17. The consensus of Council was to continue with the already named designate individuals; Village of Paw Paw Police Officers, Village Manager, Code Enforcement Officer, Building Official to enforce the ordinances along with the Municipal Infractions and the Property Maintenance Code.

18. The consensus of Council was to approve and accept the Village Managers five step process and procedures of the Village of Paw Paws violations of

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Municipal Civil Infractions along with enforcement of the Property Maintenance Code.

19. Motion by Rohr, supported by Wilhelmi to approve and accept the recommendation of additional individuals to enforce the Village of Paw Paw Ordinances, Property Maintenance Code and Municipal Civil Infractions as followed: Department of Public Services, Director, the Occupancy Inspector and the Building Inspectors, Associate Government Services. All members present voting yes, motion carried.
20. Basinger reported the Finance and Administration committee met before tonight's Council meeting. Items discuss included; recommendation from Planning Commission regarding Rebecca Harvey as Planning Consultant, new information regarding the PILOT program with Medallion Management, vacancy in the DPS department, April/May revenue and expense reports and reviewed information regarding the Hydro Electric Dam Study.
21. McIntosh reported the Department of Public Services committee met before tonight's Council meeting. Items discuss included; estimate for painting more electric poles, estimate for striping streets, estimate for sidewalk work, road repair schedule and reviewed information regarding the Hydro Electric Dam Study.
22. Motion by McIntosh, supported by Pioch to approve and accept the low bid from Weaver & Deprow Construction to repairs sidewalks in the Village of Paw Paw, for a price not to exceed \$4,159.00. All members present voting yes, motion carried.
23. Motion by McIntosh, supported by Wilhelmi to approve and accept the low bid from Kenmark Inc, to conduct street striping after the repair work completion of Village of Paw Paw major and local streets, for a price not to exceed \$3,351.80. All members present voting yes, motion carried. McIntosh noting repair work for the roads would begin August 4, 2008.
24. No report
25. Plaszczak reported the Downtown Development Authority met July 21, 2008. Items discuss included; Drum and Bugle set for August 4, 2008 at 7:00 p.m, lease agreement and a new sign for the Chamber DDA office.
26. No report.
27. No report, still trying to set a meeting date.
28. Rohr reported the Housing Commission met items discussed included; car wash fundraiser, parking lot improvements and audit reports.

**Additions to  
Designate individuals  
to enforce  
Ordinance-MCI-  
PMC**

**Committee Reports  
F & A**

**DPS**

**Sidewalk repairs**

**Street striping**

**Parks and Rec.**

**DDA**

**Fire Board**

**Historical**

**Housing Commission**

**RLF**

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29. Plaszczyk reported the Revolving Loan Board met July 23, 2008. Items discussed included: review of all loan, reviewed and discuss the Paw Paw Press loan coming due and the need to further investigate a current loan.

**PPWHF**

30. Pioch reported the Wine and Harvest Festival met July 9, 2008. Items discussed included; minutes from last meeting, donation list and event vastly appreciating.

**Council Comments  
Wilhelmi**

31. Wilhelmi commented on the drafted Ordinance number 417. Wilhelmi asked Nielsen would Council be holding a hearing on the ordinance. Nielsen responded the ordinance was just in draft stage and what Council review last meeting was just a rough draft of the proposed ordinance.

**McIntosh**

32. McIntosh thanked Nielsen for his good standing relationship with Van Buren County Drain Commissioner, Joe Parman. McIntosh commented Parman and Nielsen have collected helpful data for the continued efforts to help the Paw Paw Watershed.

**Village Manger  
Comments**

33. Nielsen commented regarding updates to the Village of Paw Paw website. Nielsen stated Gates Drain information was located under the Lakes and River information along with General Information. Nielsen concluded stating the Code of Codified Ordinances are also available at [www.pawpaw.net](http://www.pawpaw.net).

**Deb Klinger**

34. Klinger asked Council and Nielsen several questions regarding stories she was reporting on. Those stories including; information regarding a new tattoo shop in the Village, the possible sale of the old Labadie's Party Store and the possible hearing date for the appeal to the Gates Drain decision.

**Janet Clough**

35. Clough asked Council and Nielsen to review several sidewalks lights in the Village of Paw Paw. Clough stating several intersection sidewalks lights including North Street and Hazen and Hazen and Michigan are changing to fast for pedestrians to cross.

**Adjournment**

36. Motion by McIntosh, supported by Rohr, to adjourn the meeting. All members present voting yes, motion carried. Meeting adjourned at 8:56 p.m.

Respectfully submitted:

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Village President  
Roman Plaszczyk

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Village Clerk,  
Christopher Tapper