

**Minutes, Paw Paw Village Council
Regular Meeting, April 27, 2009**

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| 1. The regular Village Council meeting of Monday, April 27, 2009, convened at 7:30 p.m. at 114 S. Gremps, Paw Paw, Michigan. President Plaszcak presiding. | Meeting Convened |
| 2. Present: Plaszcak, McIntosh, Rohr, Pioch Wilhelmi and Larcinese. Excused: Basinger. Also present: Village Manager, Larry Nielsen, Village Clerk, Christopher Tapper and Director, Department of Public Services, John Small | Members Present |
| 3. Motion by Pioch supported by Rohr, to approve the April 13, 2009 minutes of the regular meeting. All members present voting yes, motion carried. | Approved Minutes |
| 4. Motion by Wilhelmi, supported by Rohr, to approve accounts payable for \$214,926.01 as presented. Plaszcak questioning claim number 27319. All members present voting yes, Plaszcak abstaining from voting, motion carried. Next claims Basinger and McIntosh (5-11-09). Following claims Larcinese and Pioch (5-26-09). | Accounts Payable |
| 5. Motion by Larcinese, supported by Pioch to close the regular meeting and open the public hearing, to discuss and take public comments on proposed ordinances 418 Parks and Playground & 419 Outdoor and Open Burning. All members present voting yes, motion carried. | Public Hearing
Ordinance 418 &419 |
| 6. Nielsen presented to the Council and the attendance proposed Ordinance 418. The Parks and Playground Ordinance originated from the Tyler Field Development and Kids Paradise Committee to help protect the Village of Paw Paw Parks and Playgrounds. Nielsen sited Village Attorney; Kelly Page has reviewed and addressed Council concerns. | |
| 7. Nielsen presented to the Council and the attendance proposed Ordinance 419. The Outdoor & Open Burn Ordinance is addressing an amendment to Chapter Fourteen (14) of the Village Code of Codified Ordinances. Nielsen commented on the definitions and allowance for outdoor, open burn. Several residents over the course of last year 2008 had asked to amend and define. Nielsen sited Village Attorney Page has reviewed and addressed Council concerns. | |
| 8. Anne Heinzelman asked for definitions of burnable allowance. Nielsen referenced Section Four (4) for all allowance burnable objects. For the record no other public comment was received | |
| 9. Motion by Wilhelmi, supported by Pioch, to close the Public Hearing for proposed ordinance 418 Parks and Playground & 419 Outdoor and Open Burning. All members present voting yes, motion carried. | Closed Public
Hearing Ord 418
&419 |
| 10. Motion by Rohr, supported McIntosh, to approve and adopt Village of Paw Paw Ordinance number 418, Parks and Playground Ordinance as presented, | Adoption Ordinance
418 Parks & Playgrd |

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with no corrections in the Regular Meeting Agenda 4-27-2009. Roll Call: Pioch, Wilhelmi, McIntosh, Plaszczak, Larcinese and Rohr, voting yes, motion carried.

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| 11. Larcinese asked Council and Nielsen if the Village had received comments and feedback from Fire Chief Joseph LeMahuie. Nielsen responded he did not receive comments from Lemahieu, but was aware of the ordinance amendments. Larcinese asked to hold the adoption of Ordinance 419 until comments had been received from Chief LeMahuie. Larcinese also asked to define the word "small" in the definition section of fire pits. The consensus of the Council was to wait and hold action on the proposed Ordinance 419 until comments from Chief Lemahieu were received and to include the definition of "small" in the definition section. | Discussion on
Proposed Ord 419 |
| 12. Anne Heinzelman was in attendance to discuss the road conditions of 60 th Avenue. Heinzelman also provided Council with a letter she received from Mark A Manning P.C., Paw Paw Township Attorney, regarding 60 th Avenue. Heinzelman stated the letter was dated July 27, 2006 and addressed the responsibility of 60 th Avenue. Council thanked Heinzelman for attending and asked Nielsen to follow up with Paw Paw Township and other obligating parties regarding the road conditions of 60 th Avenue. | Comments from
Audience Members
Anne Heinzelman |
| 13. Douglas Cultra, Van Buren County Administrator, presented to the Council and attendance the ballot proposal information regarding the 911 surcharge proposal. Cultra provided background of the VBC 911 Central Dispatch Authority. Cultra continued by providing dispatch calls via cell phone and home phone. Total number of emergency calls last year, 2008 compiled 46,417. Of that total number 11,811 were landlines and 32,662 were wireless devices. Cultra thanked the Council for the opportunity to present and reminded everyone to remember to vote May 5, 2009 and asked for everyone's support. | Presentation & Guest
Douglas Cultra
Van Buren County
Administrator |
| 14. Motion by McIntosh, supported by Rohr to endorse the ballot proposal of the Van Buren County 911 surcharge proposal for Van Buren County. All members present voting yes, motion carried. | Support of VBC 911
surcharge. |
| 15. McIntosh reported the Department of Public Services Committee met before tonight's Council meeting, items discussed included; wastewater treatment plant mowing and cropping contract and the Village of Paw Paw water report for 2008. | New Business
Recommendation
from DPS Committee |
| 16. McIntosh reported it was the recommendation of the Committee to have Village Attorney, Kelly Page review all bids to provide legal opinion on the bid specs turned in by Riverside Farms. The consensus of the Council was to accept the recommendation of the DPS Committee and allow Village Attorney to review bid specs. Correction 5-11-09. The recommendation of the Committee was to have Village Attorney review bid specs. | Village Attorney
review of bids |

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| 17. Motion by Rohr, supported by McIntosh to accept and approve the request of the McKinley-Wilson Hall Post 2532 to hold the annual Buddy Poppy sales on May 7 to May 9, 2009 in the Village of Paw Paw. All members present voting yes, motion carried. | Veteran of Foreign Wars of the US |
| 18. Nielsen and Small presented to the Council and the attendance the Village of Paw Paw Water Quality Report for 2008. Small presented a letter from Robert Harvey, Water Treatment Superintendent regarding the Village of Paw Paw drinking water. Harvey's letter discussed; who the water quality report is sent to, key points discussing wells 4, 6 and 8 and MDEQ requirements and recommendation for drinking water standards. | Ongoing Business
2008 Village of Paw Paw Water Report |
| 19. Small provided analyses for 2007 to current year for wells 4, 6 and 8. Small reported well 4 analyses and responded to questions. Small continued discussion regarding well 6. Discussion centered on the levels of iron. Small responded to all questions and stated that well 6 met MDEQ drinking water standards. Small concluded with discussion regarding well 8. Discussion centered on the levels of iron. | |
| 20. Mr. and Mrs. Stump asked several questions regarding the positive test of EDTA in well 6 and asked why the Village of Paw Paw is testing more frequently than MDEQ standards? Nielsen and Small responded as an analysis the Village of Paw Paw is testing all wells more frequently due to the trend from 2007 to current year with the rise in iron, arsenic and copper. Nielsen and Small again stated all Village of Paw Paw wells are tested and meet MDEQ standards for drink water. | Bryan and Diana Stump |
| 21. No report. | Committee Reports
Finance &
Administration |
| 22. Already reported. | Public Services |
| 23. No report. | Parks & Recreation |
| 24. No report | Tyler Field Dev |
| 25. Plaszczak reported the Downtown Development Authority met April 20, 2009. Items discussed included; electrical improvement to the DDA/Chamber office, Drum and Bugle, façade grant applications and cameras for the DDA district. | DDA |
| 26. No report | Fire Board |
| 27. No report | Historical Commission |
| 28. No report. | Housing Commission |

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| 29. No report. | RLF |
| 30. Pioch reported the Wine and Harvest Festival met April 1, 2009. Items discussed included; new contracts, new sponsorship and friend for ten program. | PPW&HF |
| 31. No report | Maple Lake
& NR &E |
| 32. McIntosh commented on several positive phone calls she had received regarding the Police Department and the foot patrol activities the Police Department was conducting in the DDA district. McIntosh concluded by asking Nielsen if all bids had been received for the cameras in the DDA area. Nielsen responded he had not received all bids. | Council Comments
McIntosh |
| 33. Nielsen reminded Council and the attendance about the MDOT open house April 28, 2009 3:00pm to 6:00pm to discuss the North Kalamazoo road project. Nielsen also reminded Council of the Chamber of Commerce annual business appreciation dinner May 4, 2009 at LaCantina. | Village Manager |
| 34. Motion by Wilhelmi, supported by Larcinese, to adjourn the meeting. All members present voting yes, motion carried. Meeting adjourned at 9:40 p.m. | Adjournment |

Respectfully submitted:

Village President
Roman Plaszczak

Village Clerk,
Christopher Tapper