

**Minutes, Paw Paw Village Council
Regular Meeting, September 28, 2009**

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| 1. The regular Village Council meeting of Monday, September 28, 2009, convened at 7:30 p.m. at 114 S. Gremps, Paw Paw, Michigan. President Plaszcak presiding. | Meeting Convened |
| 2. Present: Plaszcak, McIntosh, Rohr, Basinger and Pioch.
Excused: Larcinese and Wilhelmi Also present: Village Manager, Larry Nielsen and Village Clerk, Christopher Tapper | Members Present |
| 3. Motion by Pioch supported by Rohr, to approve the corrected September 14, 2009 minutes of the regular meeting. All members present voting yes, motion carried. | Approved Minutes |
| 4. Motion by Basinger, supported by Rohr, to approve accounts payable for \$396,161.95 as presented. All members present voting yes, motion carried. Next claims Larcinese & Wilhelmi (10-12-09). | Accounts Payable |
| 5. Bryan Stump was in attendance to further discuss the Village of Paw Paw communication between Paw Paw Township and Coca-Cola North American regarding resident hook up of municipal water on Hidden Lane. Stump indicted he was looking for any new responses, requests or correspondences between Paw Paw Township and the Village of Paw Paw. Stump informed the Council that there was a miss dig completed last week in the Hidden Lane area and was wondering if the Council had any new information regarding the miss dig. Nielsen responded the Village was informed late last week of the miss dig and the order came from Coca-Cola North America's engineers. | Comments from
Bryan Stump |
| 6. Motion by McIntosh, supported by Rohr to approve and accept the request of the Greater Paw Paw Area Chamber of Commerce Retail Committee and grant the use of Village Streets for the annual Harvest Moon Extravaganza on October 9, 2009. This request approves the use of East Michigan Avenue from Gremps to Niles Streets the 100 and 200 blocks between the hours of 4:00pm and 9:00pm. This request also grants the streets to be coned off to park beginning at 1:00pm. This request would also waive the noise ordinance for the same time frame as live music is planned. All members present voting yes, motion carried. | New Business
2009 Harvest Moon
Extravaganza |
| 7. Motion by Rohr, supported by Pioch to approve and accept the request of the Knights of Columbus annual "Tootsie Roll" drive community fund raising actives. All members present voting yes, motion carried. | Knights of Columbus
Request |
| 8. Lisa Phillips, Phillips Environmental Consulting was in attendance to report on the Feasibility Analysis Arsenic Impacted Sediments of Briggs Pond, Village of Paw Paw, Van Buren County, Michigan. Phillips provided several background items regarding the history of Briggs Pond and the South Branch of the Paw Paw River and the construction of Maple Lake. Phillips reported files reviewed from the Village of Paw Paw Department of Public Services | Presentation & Guests
Lisa Phillips, Phillips
Environmental |

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indicated upwards of 1,000,000 cubic yards of sediment that would be required to be removed from Briggs Pond and Maple Lake in order to restore to the historic depth and nature of both water bodies. Phillips continued discussion on the feasibility analysis and possible options for the Village of Paw Paw. The feasibility analysis included nine different options including; no action, removal of Briggs Pond Dam and channelization of Briggs Pond with bank stabilization, dredging and placement of sediments at an upland location on an adjoining property, dredging and placement of sediment at an upland location not adjoining the property with a restrictive covenant, dredging and disposal of sediment at a Type II Landfill, dredging and on site (adjoining property) treatment of sediments, dredging and off site treatment feasibility analysis summary, on site sediment treatment and dredging and sediment treatment options.

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| 9. A general discussion ensued regarding Phillips report and analysis. Council comments and question included; report provided excellent detail and analysis of the history and possible future of the pond and lake, this analysis provides more information than the Village previously had, the analysis provides realistic goals for the Village to implement and the summary of treatment methods points to dredging and disposal at a Type II landfill is a preferable option based on the feasibility, despite the cost. | Council comments & questions |
| 10. Brian Herbert was in attendance to discuss the report. Herbert questioned several methods of the feasibility analysis and also discussed the Briggs Pond/ Gates Drain connections. | Audience comments & questions
Brian Herbert |
| 11. Dick Slivovitz was in attendance to discuss the report. Slivovitz questioned several methods of the feasibility analysis and also discussed the Briggs Pond/ Gate Drain connections. | Dick Slivovitz |
| 12. Tom Bonaco was in attendance to discuss the report. Bonaco questioned the connection of arsenic and sediment impacted and how they are related to the Coca-Cola North America ground water contamination. | Tom Bonaco |
| 13. Nielsen reported and updated the Council regarding the Make Lake lowering permit. Nielsen reported the first permit was submitted a month ago and discuss the permitting cost increase. Nielsen commented until the Village received the first permit request approval the Village would not be submitting the second request due to the cost increases with the permits to the MDEQ. | Ongoing Business
Make Lake Lowering |
| 14. Nielsen provided to the Council a memo outlining the three stages of the East Michigan Avenue project. Nielsen reported the first stages of the project would begin sometime next week. The total cost of the project is expected to be \$480,882.38. Nielsen noting this is an American Resource and Recovery Act Project. | East Michigan Ave
Project update |
| 15. Basinger reported the Finance and Administration met before tonight's Council | Committee Reports |

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| meeting. Items discussed included; BS&A Software proposals for Village Hall computer upgrades and scheduling to begin the 2010-2011 budget process. Basinger reported the committee would be making a decision regarding the proposals at the next finance committee meeting schedule for October 12, 2009 at 6:30 Village Hall. | Finance & Admin |
| 16. McIntosh reported the Department of Public Services committee met before tonight's Council meeting. Items discussed included; in-line trencher sale, fire safety equipment, paint stripes for local & major streets, fence at DPS and cross walk improvements located on East Michigan and Niles Street. | Department of Public Services |
| 17. Motion by Pioch, supported by McIntosh to approve and accept the request to sell fixed assets equipment of an in-line trencher for a price not to be below \$12,500.00. All members present voting yes, motion carried. | Sale of Fixed Assets
Trencher |
| 18. Motion by McIntosh, supported by Pioch to accept and approve the proposal from Approved Fire Equipment for three years to maintain the Village of Paw Paw fire safety equipment. All members present voting yes, motion carried. | Fire Safety
Equipment three year
contract |
| 19. No report. | Parks & Recreation |
| 20. No report. | Tyler Field |
| 21. Nielsen reported the Downtown Development Authority met September 21, 2009. Items discussed included; approval of grants. | DDA |
| 22. No report | Fire Board |
| 23. No report | Historical Commission |
| 24. Rohr reported the Housing Commission met and discussed the audit and next year budget. | Housing Commission |
| 25. No report | RLF |
| 26. No report. Wrap up meeting October 1, 2009 | PPW&HF |
| 27. Already reported. Next meeting October 28, 2009 | Maple Lake
& NR &E |
| 28. Plaszczak commented and reminded Council of the Fire Department annual dinner which will be held October 1, 2009 and to have Council comments back to Village President before meeting October 12, 2009 for Village Manager review. | Council Comments
Plaszczak |
| 29. Motion by Larcinese, supported by Pioch, to adjourn the meeting. All members present voting yes, motion carried. Meeting adjourned at 9:00 p.m. | Adjournment |

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Respectfully submitted:

Village President
Roman Plaszczak

Village Clerk,
Christopher Tapper