

**Minutes, Paw Paw Village Council
Regular Meeting, February 28, 2022**

The Regular Village Council meeting of Monday, February 28, 2022, convened at 7:00p.m. at the Paw Paw District Library, Community Room. President Roman Plaszcak presiding.

Meeting Convened

Present: President Plaszcak and President Pro-tem Douglas Craddock and Trustees Amanda Bartlett, Nadine Jarvis, Mary McIntosh, Ashley Nottingham and Donne Rohr. Also present: Village Manager Will Joseph, Village Clerk Karla Tacy (excused), Chief of Police Eric Marshall and Department of Public Services Director John Small.

Members Present

Motion by Jarvis with support from McIntosh to approve the agenda as presented with the removal of 2023 Fiscal Year Budget Public Hearing. All members present voting yes, motion carried.

Approval of Agenda

Motion by Jarvis with support from McIntosh to approve the regular meeting minutes of February 14, 2022. Bartlett, Jarvis, McIntosh, Plaszcak and Nottingham voting yes, Craddock and Rohr abstaining, motion carried.

Approval of Minutes

Motion by McIntosh with support of Craddock to approve claims for Monday, February 28, 2022, in the amount of \$585,529.61. All members present voting yes, motion carried.

Approval of Claims

John Braganini, President of St. Julian's Winery, spoke to Council regarding distributing cannabis infused beverages. The winery would not be selling the products just producing and canning for a customer. The Village's ordinance currently does not allow these types of facilities. It was the consensus of Council to allow Mr. Braganini to present further information at a future meeting.

**Audience
Participation**

Resolution 22-03 Notice of Intent to Issue Bonds for Sanitary Sewer System Improvements would allow the Village to publish a public notice notifying the public of the Village's intent to issue bonds.

**Action Items:
Resolution 22-03
Notice of Intent to
Issue Bonds for Sewer
Improvements**

Motion by Bartlett with support of Jarvis to adopt Resolution 21-03 to publish a public notice notifying the public of the Village's intent to issue bonds for Sanitary Sewer System Improvements. Roll call vote: Bartlett, Jarvis, McIntosh, Plaszcak, Rohr, Craddock and Nottingham voting yes, motion carried.

Motion by Bartlett with support of Jarvis to adopt Resolution 21-04 to publish a public notice notifying the public of the Village's intent to issue bonds for Water Supply Improvements. Roll call vote: Bartlett, Jarvis, McIntosh, Plaszcak, Rohr, Craddock and Nottingham voting yes, motion carried.

**Resolution 22-04
Notice of Intent to
Issue Bonds for
Water Supply
Improvements**

Roger Swets from Dickenson Wright has worked with the Village on bonding issues previously. Dickenson Wright has offered two agreements to service as Bond Counsel for the Village for the DWSRF and CWSRF projects.

**Approve Contracts
for Services for Bond
Counsel**

Motion by Rohr with support of Craddock to approve the letter of engagement with Dickenson Wright to serve as bond counsel for the Village's CWSRF project. Roll

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call vote: Bartlett, Jarvis, McIntosh, Plaszczak, Rohr, Craddock and Nottingham voting yes, motion carried.

Motion by Craddock with support of Rohr to approve the letter of engagement with Dickenson Wright to serve as bond counsel for the Village's DWSRF project. Roll call vote: Bartlett, Jarvis, McIntosh, Plaszczak, Rohr, Craddock and Nottingham voting yes, motion carried.

Warren Creamer has worked with the Village previously as Municipal Advisor. Mr. Creamer has offered his services for the DWSRF and CWSRF bonds.

**Approve Contracts
for Services for
Municipal Advisor**

Motion by Rohr with support of Craddock to approve agreements with Warren Creamer with MFCI to serve as municipal advisor. All members present voting yes, motion carried.

This is an annual resolution that is required to exempt ourselves from the requirements of PA 152 which limits the pension and health care offerings of the village. This is required to maintain our level of benefits which we offer our employees and to comply with state law.

**Resolution 22-05 P.A.
152 Exemption**

Motion by Bartlett with support from Nottingham to approve Resolution 22-05 to comply with PA 152 by exercising the village's right to exempt itself from the requirements of the act. Roll call vote; Craddock, Rohr, Nottingham, Plaszczak, McIntosh, Jarvis and Bartlett voting yes, motion carried.

When the Village and DPS union (OE224) employees ratified the collective bargaining agreement in 2019 the contract has a provision that existing employees would increase their MERS contribution from 8% to 12% in the fourth year of the contract. 2022-2023 is the fourth year of the contract and MERS is requiring Council approval to update the contract to reflect the changes.

**Adoption of MERS
Defined Benefit Plan
for DPS Employees**

Motion by Nottingham with support of Craddock to approve changes in the MERS agreement to reflect the terms of the OE224 contract. All members present voting yes, motion carried.

Due to publishing issues of the public hearing regarding the 2021-2022 FY budget amendments and 2022-2023 budget adoption, a new hearing date will need to be held.

**Adoption of 2021-
2022 FY Budget
Amendments and
Adoption of 2022-23
Budget**

Motion by McIntosh with support of Bartlett to hold a Public Hearing March 9, 2022 at 7:00pm at the Paw Paw District Library to receive public comment regarding the adoption of the 2021-2022 FY budget amendments and to adopt the 2022-2033 budget. All members present voting yes, motion carried.

Motion by Rohr with support of Craddock to hold a Special Meeting March 9, 2022 at 7:00pm at the Paw Paw District Library for discussion on the adoption of the 2021-2022 FY budget amendments and to adopt the 2022-2033 budget. All members present voting yes, motion carried.

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Motion by Rohr with support from Jarvis to approve Red Arrow Ministries' request to hold the Easter Egg Hunt on Saturday, April 16th at 9:00am-12pm at Tyler Field and waive the \$25 park rental fee for this event. All members present voting yes, motion carried.

Approval of Easter Egg Hunt

On January 24th, Council put through a motion to award the bid for the #104 Hazen St. Underground project construction and materials to Power Line Supply for an amount of \$39,578.40. Between the January 24th motion approval and February 14th, meeting Manager Joseph received a memo from GRP Engineering that the cost of materials has increased from \$27,390 to \$38,460, bringing the project total to \$44,300. It is the consensus of Council at the February 14th meeting to have Joseph speak to the Village attorney to see if pricing can be changed once a bid has been accepted or if new bids should be accepted. Per Joseph it is legal counsel's opinion that the wording used in the contract allows for material pricing fluctuations due to a volatile market.

Approval of Bid for #104 Hazen St Underground Supplies

Rohr reported that the Finance and Admin Committee discussed the 2022-2023 FY budget.

**Committee Meetings and Reports
Finance and Admin**

No Report.

Public Services

No Report.

Parks and Rec

Plaszczak reported that the DDA Board approved their 2022-2023 FY budget and awarded Werner Supply with a \$998.25 façade grant.

DDA

Plaszczak notes that the Village did not receive the Neighborhood Enhancement Program grant for 2022-2023 (lottery system) but the Economic Development Committee will continue to look for other opportunities to help residents improve their properties.

Economic Develop

No Report.

Farmers Market

No Report.

Fire Board

No Report.

Historical Committee

Rohr reported the Housing Commission discussed the 2022-2023 budget.

Housing Commission

No Report.

Maple Lake Preservation

No Report.

Planning Commission

No Report.

Wellhead Protection

No Report.

Wine & Harvest

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Jarvis thanked Will on his hard work and many late hours while trying to finalize the new fiscal year budget.

**Council Member
Comments:
Jarvis**

McIntosh inquired as to when the PD will be holding its award ceremony. Chief Marshall noted the ceremony will be held March 14th at 6:30pm, before the regularly scheduled Council meeting.

McIntosh

Craddock announced he will be on vacation and not in attending the March 14th Council meeting. He asked if the awards ceremony could be live streamed for those unable to attend. Chief Marshall said he will need to consider due to trying to maintain the privacy of the officer's families that will be attending.

Craddock

Joseph reported that Ed Hellwege has resigned his position as Manager Consultant and Planning Commission. Joseph has been contacted by Holly Hamilton who is requesting a partial refund on her sewer lateral replacement. Joseph will gather more information regarding this issue to present to Council at a future meeting.

Manager Comments:

Motion by Craddock with support by Bartlett to adjourn the meeting. All members present voting yes, motion carried. Meeting adjourned at 9:40p.m.

Adjournment

Respectfully submitted:

Karla Tacy
Village Clerk

Roman Plaszczak
Village President