

Village of Lake Isabella
1096 Queens Way
Lake Isabella, MI 48893

Village Council
Special Meeting
August 7, 2007

President Dunn called the meeting to order at 7:00 PM and the pledge was recited by all in attendance.

Members Present: Pattison, Grey, Torgerson, Kiel, Griffin, and Dunn

Members Absent: Lacca

Dunn asked for the Council and audience to observe a moment in silence in honor of Ken Torgerson.

Business

1. Public Hearing for Resolution 2007-27

Dunn opened the public hearing at 7:03 PM

The proposed resolution was read by Torgerson.

Public Comments and/or Questions:

- Charlene Johnson of Vallado: Inquired as to the possibility of moving the project to 2008 in light the storm damage and also how soon would she have before having to make the first installment.
- Nancy Tillman of Sequoia: Asked how to appeal the assessment for a second “unbuildable” lot and if curbs were part of the project.
- + Dave Hardenburgh of Brinton: Spoke in favor of the proposed project.
- William Lobert of Vallado: Opposed to the project as it is a financial hardship for him and his family.
- Robert Simpson of Brinton Road: Spoke in opposition to the project as he owns four “unbuildable” lots.
- Doug & Andrea Lobert of Iberian: Objected because it will be a financial hardship for her and her family. She also objected because she feels pavement will make the hill on Iberian unsafe.
- Ron Plooster of Carmen Drive: Objected because he feels long term maintenance will be more costly on paved streets.

The Village also received written objections in advance of the public hearing from the following:

- Jeff & Shannon Browne
- Richard & Beth Herbert
- Gerry & Kelly Dziesinski
- John & Gloria Roberts
- Ron & Susan Plooster
- Robert Simpson
- Greg Coston
- Cadillac Products, Inc.
- Cadillac Ferndale Corporation

Dunn closed the public hearing at 7:22 PM

There was discussion from the Council regarding the comments and questions from the public.

2. Resolution 2007-27

Grey made a motion, which was seconded by Pattison, to adopt Resolution 2007-27 as presented. ROLL CALL VOTE: YEAS; Pattison, Grey, Kiel, Torgerson, Griffin, and Dunn: NAYS; None: MOTION CARRIED UNANIMOUSLY.

3. Public Hearing for Ordinance 2007-09

Dunn opened the public hearing at 7:35 PM

A synopsis of the proposed ordinance was read.

Public Comments and/or Questions:

- Robert Simpson of Brinton Road: Spoke in opposition to the ordinance and the street paving project when the property owners affected do not represent 51% of the district in his area.

Dunn closed the public hearing at 7:42.

There was discussion from the Council to Mr. Simpson's question.

4. Ordinance 2007-09

The ordinance was read aloud by Griffin.

Kiel made a motion, which was seconded by Torgerson, to adopt Ordinance 2007-09 as presented. ROLL CALL VOTE: YEAS; Pattison, Grey, Kiel, Torgerson, Griffin, and Dunn: NAYS; None: MOTION CARRIED UNANIMOUSLY.

5. Award of LSSAPP Contract

Kiel made a motion, which was seconded by Griffin, to award the contract for the local streets special assessment paving project to Rieth-Riley in the amount of \$1,297,496.74. ROLL CALL VOTE: YEAS; Pattison, Grey, Kiel, Torgerson, Griffin, and Dunn: NAYS; None: MOTION CARRIED UNANIMOUSLY.

6. Public Hearing for Ordinance 2007-07

Dunn opened the public hearing at 7:49PM

Public Comments and/or Questions:

- + Garl Perleberg of Cantabrian: Asked who would be responsible for weeds along the sides of the roads.
- Elmer Ledbetter of Red Fox: Feels that prohibiting the placement of signs in the right-of-way is ridiculous. He also asked if the large brush pile that he annually burns on his property
- Robert Simpson of Brinton Road: Asked if the provision limiting the sale of cars could be more than thirty days.
- Linda Tinker of Carmen Drive: Stated that she feels it is ridiculous that the prohibition of placing signs in the

- + Dave Hardenburgh of Brinton Drive: Spoke in favor of regulating the number of days a lot can have a rummage sale.
- William Lobert of Vallado: Asked how what type of timeframe a person would have to clear fallen or damaged trees.
- + Mike Scherba of Lincoln Drive: Spoke in favor of the proposed ordinance.

Dunn closed the public hearing at 8:06 PM.

7. Ordinance 2007-07

Kiel made a motion, which was seconded by Torgerson, to adopt Ordinance 2007-07 as presented. ROLL CALL VOTE: YEAS; Pattison, Grey, Kiel, Torgerson, Griffin, and Dunn: NAYS; None: MOTION CARRIED UNANIMOUSLY.

8. Public Hearing for Resolution 2007-28

Dunn opened the public hearing at 8:06 PM.

Public Comments and/or Questions:

- + Elmer Ledbetter of Red Fox Court: Spoke in favor of the eyebrow abandonment.
- Dunn closed the public hearing at 8:09.

9. Resolution 2007-28

Torgerson made a motion, which was seconded by Pattison, to adopt Resolution 2007-28 as presented. ROLL CALL VOTE: YEAS; Pattison, Grey, Kiel, Torgerson, Griffin, and Dunn: NAYS; None: MOTION CARRIED UNANIMOUSLY.

10. Authorization of LSSAPP Bank Account and Funds Creation

Torgerson made a motion, which was seconded by Kiel, to authorize the creation of a bank account at Isabella Bank & Trust, and the creation of Village Accounting Funds for the Local Streets Special Assessment Paving Project. ROLL CALL VOTE: YEAS; Pattison, Grey, Kiel, Torgerson, Griffin, and Dunn: NAYS; None: MOTION CARRIED UNANIMOUSLY.

Public Comments

George Colby of Carmen Drive: Stated that members of the audience should turn off their cell phones at Council meetings.

Elmer Ledbetter of Red Fox Court: Suggested the Village burn the brush from the storm that is accumulating at the lagoons.

Dave Hardenburgh of Brinton Road: Complemented the good work that everyone involved with the Village is doing.

Charlene Johnson of Vallado Drive: Apologized for her cell phone call in the meeting, and also thanked the Village for the work done on clean-up after the storm.

Mary Hines of Cordoba Lane: Stated that she feels all lot should be required to cut their yards, not just the ones with houses.

Robert Simpson of Brinton Road: Expressed his condolences to Dave Torgerson for the loss of his father, stated that while he doesn't agree with the road project the process was fair.

Torgerson made a motion, which was seconded by Grey, to go into closed session as allowed under MCL 15.268(a) for the annual personnel review of the Village Manager at 8:28 PM. ROLL CALL VOTE: YEAS; Pattison, Grey, Kiel, Torgerson, Griffin, and Dunn: NAYS; None: MOTION CARRIED UNANIMOUSLY.

Grey made a motion, which was seconded by Torgerson, to come out of closed session at 9:14 PM. ROLL CALL VOTE: YEAS; Pattison, Grey, Kiel, Torgerson, Griffin, and Dunn: NAYS; None: MOTION CARRIED UNANIMOUSLY.

A motion was made by Grey, which was seconded by Torgerson, to extend the base contract of the Manager through the end of the 2009-2010 fiscal year. ROLL CALL VOTE: YEAS; Pattison, Grey, Kiel, Torgerson, Griffin, and Dunn: NAYS; None: MOTION CARRIED UNANIMOUSLY.

With no further business, the Council adjourned at 9:16 PM.

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Jeffrey P. Grey
Village Clerk

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George Dunn
Village President