

Village of Lake Isabella

Village Council Minutes

Regular Meeting – July 15, 2008

1010 Clubhouse Drive
Lake Isabella, MI, 48893

The Meeting was called to order at 7:00 PM by Village President David Torgerson and the pledge of allegiance was recited.

Members Present: Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson

Members Absent: None

A motion was made by Kiel, which was seconded, to approve the agenda with New Business #4 being moved to after the second public comment period and Introduction of Proposed Ordinance 2008-06 being added to New Business. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

A motion was made by Miller, which was seconded, to approve the consent agenda as presented which included the following items of business; invoices & disbursements (checks 3986 through 4018), minutes of the June 17, 2008 Village Council meeting, minutes of the June 10, 2008 Planning Commission meeting, the Financial Report, the Income Report, and the Investment Report. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

Reports

- The Village Manager reported on code enforcement activity, the punch-list on the local streets paving project, upcoming road work, the possibility of a satellite post office in the Village, and monthly correspondence.
- Larry Hiither gave a report for the LIPOA.

Public Comments

- Richard Schmidt of School Road: Thanked the Village and Wilcox for the work recently done on Baseline Road. He also commented on the dumping going on at Baseline and School Roads.

Public Hearings

1. Proposed Ordinance 2008-02; Updated Zoning Code & Rezoning
A public hearing for proposed ordinance 2008-02 was opened by Torgerson at 7:24 PM.
Public Comments: None
Torgerson closed the public hearing at 7:25 PM
2. Proposed Ordinance 2008-03; General Nuisance Regulation Updates
A public hearing for proposed ordinance 2008-03 was opened by Torgerson at 7:26 PM.
Public Comments: None
Torgerson closed the public hearing at 7:27 PM
3. Proposed Ordinance 2008-04; Residential Rental Property Inspections
A public hearing for proposed ordinance 2008-04 was opened by Torgerson at 7:28 PM.

Public Comments: None

Torgerson closed the public hearing at 7:29 PM

4. Proposed Ordinance 2008-05; Michigan Consolidated Gas Franchise Agreement

A public hearing for proposed ordinance 2008-05 was opened by Torgerson at 7:29 PM.

Public Comments:

- Harry Kuhn of Marietta Drive: Asked if the project would actually happen. *Wolff replied that MichCon had contacted the Village Hall late last week and confirmed that the project was approved.*

Torgerson closed the public hearing at 7:31 PM

Existing Business

1. Proposed Ordinance 2008-02; Updated Zoning Code & Rezoning

With a public hearing held earlier, the Council considered proposed ordinance 2008-02 as amended. This ordinance is a comprehensive update to the Village's zoning code. In addition to the draft introduced at the June meeting, the Council also considered recommended changes pertaining to wood seawalls and communication towers.

A motion was made by Kiel, which was seconded by Griffin, to adopt ordinance 2008-02, as amended. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

2. Proposed Ordinance 2008-03; General Nuisance Regulation Updates

With a public hearing held earlier, the Council considered proposed ordinance 2008-03, which updates Article VI of the codified ordinances of the Village of Lake Isabella. Specifically, this article addresses general nuisance issues and regulations in the Village. The Council also considered additional recommended changes pertaining to violations/penalties, and the number of adult dogs allowed in residential districts.

A motion was made by Kiel, which was seconded, to not increase the number of adult dogs allowed in residential districts. VOICE VOTE: MOTION CARRIED.

A motion was made by Grey, which was seconded by Lacca, to adopt ordinance 2008-03 as amended. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

3. Proposed Ordinance 2008-04; Residential Rental Property Inspections

With a public hearing held earlier, the Council considered proposed ordinance 2008-04. This ordinance creates an annual inspection and license requirement for residential rental properties in the village.

A motion was made by Grey, which was seconded by Pattison, to adopt ordinance 2008-04. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

4. Proposed Ordinance 2008-05; Michigan Consolidated Gas Franchise Agreement

With a public hearing held earlier, the Council considered proposed ordinance 2008-05. This ordinance is a non-exclusive franchise agreement with Michigan Consolidated Gas to provide for and maintain natural gas infrastructure in the village.

A motion was made by Lacca, which was seconded by Griffin, to adopt ordinance 2008-05. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

5. Proposed Resolution 2008-13; Fiscal Year 07-08 Final Budget Amendments

Upon the recommendation of the Finance Committee, which reviewed the proposed year end budget amendments at their meeting of July 15th, Wolff presented to the Council the year end budget numbers.

A motion was made by Kiel, which was seconded by Griffin, to adopt resolution 2008-13, which sets the final budget numbers for the 2007-2008 fiscal year. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

6. Unbuildable Lots; Staff Report

Wolff presented a report to the Council regarding the unbuildable lots. He reported that the Village is working with the DEQ, CMDHD, and Rowe Inc. to schedule the soil tests required for the plat review this September.

New Business

1. Committee Appointments

The Council received copies of all applicants. Torgerson asked to further review the applications and have the Council review his appointments at the August meeting. Further action was tabled until the August meeting.

2. Proposed Crisis Communication Policy

A motion was made by Lacca, which was seconded, to adopt the proposed policy. VOICE VOTE: MOTION CARRIED UNANIMOUSLY

3. Lawn Height Enforcement

The Council reviewed the information provided on options for enforcing the Village's lawn height regulations. After discussion the Council requested additional information on possible equipment with a recommendation for the August meeting.

4. Introduction of Proposed Ordinance 2008-06; Single Lot Special Assessment Districts

Proposed ordinance 2008-06 was introduced and a public hearing scheduled for the next regular Village Council meeting.

Public Comments

- Harry Kuhn of Marietta Drive; Commented on the history of the unbuildable lots.

A motion was made by Grey, which was seconded by Kiel, to enter closed session at 9:31 PM to discuss a personnel issue as allowed under the Open Meetings Act.

A motion was made by Grey, which was seconded by Kiel, to exit closed session at 9:40 PM. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

New Business (Continued)

5. Village Manager Contract

A motion was made by Grey, which was seconded, to approve the requested change in the Village Manager’s contract regarding health insurance. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

With no further business, the Village Council stood in adjournment at 9:47 PM.

x\ _____
Jeffrey P. Grey
Village Clerk

x\ _____
Dan Pattison
Village President Pro-Tempore