

Village of Lake Isabella & Lake Isabella Property Owners Association (LIPOA)  
Presidents and Managers Meeting Notes  
January 19, 2012  
10:00 AM

In attendance:

- LIPOA President - Alain Shannon
- LIPOA Manager – Al Apsitis
- Village Manager – Tim Wolff
- Village Council President - Dave Torgerson

Topics that were discussed:

1. The inspection of the failed toe drains on the dam was discussed. The LIPOA stated they were still working with the Spicer Group to get a better understanding of specifically which drains were noted as failed, and their exact location. Shannon stated that if it is the drains leading to the river, that a camera inspection may not be possible as their camera is not designed to be operated underwater.
2. The LIPOA shared their monthly inspection checklist, and the Village provided copies of dam operation procedure manuals that they had obtained through researching the topic.
3. The motion to clarify and amend the 1982 court order was discussed at length. All agreed that the dates restricting a drawdown should be removed as this places an arbitrary limit on how the lake can be managed. There was discussion regarding a multi-year drawdown plan with the need of drawdown the lake earlier than October 15 as required by the current court order.

The parties discussed the three items that the Village requested by included in the wording regarding acknowledging non-LIPOA waterfront properties and providing notice to all property owners in the Village when permitted work would be commencing. The Village reiterated that they were agreeable to providing the list of parcels and also splitting the mailing cost with the LIPOA on these points as was discussed at the meeting held on January 10<sup>th</sup>.

The LIPOA voiced concern over the list of agencies and governmental units in number 10 of the draft. Concern was expressed that these agencies do not need to be notified on future permits. The Village explained that section 10 only asks the court to provide notice to these entities of the filing of the motion and hearing on the motion. It does not in any manner require their future consent to actions involving Lake Isabella, nor is the Village seeking their consent for future actions relating to the lake. Rather, the Village strongly feels that by providing them notice at this stage, the community is better guarded from future intervention from those agencies by noticing them at this time. Specifically, the Village's legal

counsel's opinion is that it would give the community the ability to assert in court that any claims made by those agencies should be barred based on their choice to exclude themselves from the process at this time.

The LIPOA stated they would be sending that information to their attorney, but that the explanation provided by the Village made sense and removing the arbitrary dates in the current court order was needed.

4. The Village briefly discussed the status of securing a proposal from the Isabella County Sheriff for a dedicated lake patrol this summer as was previously discussed. The Village projects having a proposal by mid-February. The Village also discussed the draft ordinance to amend the No Parking regulations in the Village to better regulate unauthorized lake access in the winter. The Village stated that the ordinance is planned for introduction at their next Village Council meeting in March.
5. The parties discussed the frame work of a multi-year Master Plan involving both organizations. The parties discussed their recent conversations with George Dunn who has informed both organizations that he and his fellow Platinus Point 2 property owners are willing to rescind their amendment to the Building and Use restrictions of the plat once a binding formal agreement between the Village and LIPOA is reached.

The items conceptually discussed included significant dredging, extending the use of the dry hydrants, silt traps in the river above and below the lake, educational classes for the community, additional engineering on the emergency sluice gate, locating dredged spoils on the Village's lagoon property, and fish restocking.

All agreed that a multi-year plan encompassing the above items would have a major impact on the quality of the lake and would also be a long-term cost reduction as the lake could be better managed without the use of chemicals to the extent presently used.

Of the items conceptually discussed, the parties identified certain areas for each organization to focus on. Those were as follows:

Village Items:

- MDEQ requirements for disposing of dredged spoils at the lagoon property.
- Working with the Nottawa-Sherman Fire Department on the dry hydrant issue.
- Additional engineering regarding the use of the emergency sluice gate to conduct a partial drawdown, and possible 2% grants to fund any changes that may be needed to ensure the safety and integrity of the dam and gate.
- Funding for the joint plan via a special assessment.

LIPOA Items:

- Generating a multi-phase plan for extensive dredging.
  - Location and design of silt traps above and below the lake.
  - Community education classes.
  - Fish restocking at the end of the project.
6. The parties discussed having their next meeting over coffee or lunch. All agreed that it was very productive and were optimistic that their respective boards would embrace the conceptual plan.

Meeting concluded at 11:40 AM