

The meeting was called to order at 7:00 PM by Village President Dave Torgerson. The Pledge of Allegiance was recited by those in attendance.

**Members Present:** Cueny, Eberhart, Grey, Griffin, Kiel, Shoemaker & Torgerson

**Members Absent or Excused:** None

**Agenda Approval:**

A motion was made by Kiel, seconded by Eberhart, to accept the agenda as presented. VOICE VOTE: MOTION CARRIED 7-0-0

**Consent Agenda:**

A motion to accept the Consent Agenda as presented was made by Kiel, seconded by Eberhart, which included the following items:

1. September – Investment Report
2. September – Invoices and Bills Paid
3. September – Balance Sheet
4. September – Income and Expenditure Report
5. Draft Minutes, September 19, Personnel Committee Meeting
6. Draft Minutes, September 19, Village Council Meeting
7. Draft Minutes, September 19, Village Council Closed Session
8. Draft Minutes, October 5, Finance Committee Meeting
9. Draft Minutes, October 10, Planning Commission Meeting

ROLL CALL VOTE: YEAS: Cueny, Eberhart, Grey, Griffin, Kiel, Shoemaker & Torgerson NAYS: None; MOTION CARRIED (7-0-0).

**Reports:**

- Village President:  
President Torgerson stated that members of the Village Council should be active in recruiting people to run for the Charter Commission. He stated that in addition to the 4 seats up on the Village Council, voters will need to elect 5 people to serve on the Charter Commission. He also discussed the need to update the employee handbook, and he addressed the Village's master plan as it is coming up on five years and will need to be reviewed. Finally, he discussed the need for additional revenue as the Village lacks the resources to fund police protection and maintain roads at the current millage rate..

- Village Manager:  
Manager Wolff spoke asked the Council to formally consider seeking a dedicated agreement with the Sheriff's Department. He stated that he would like to negotiate an agreement with the Sheriff's Department to be funded via a voter approved measure in 2018. Thus making the vote specific to the agreement with the Sheriff, and not a conceptual ask for more revenue. Manager Wolff gave an update on the project status of the Village's Department of Public Works. The Parkview project is set to start next week.

Manager Wolff reviewed the year to date Code Enforcement numbers and, also, let the Council know that he invited Mr. Glawe to tonight's meeting. Mr. Glawe offered the following update to the Village based on the previously agreed to Site Plan:

Mr. Glawe stated they had the berms up to height. They struggled due to weather with the vegetation on the berm. They are considering putting top soil on most of them to grow the kind of vegetation he envisioned. Most companies will not sell Scotch Pines in the summer so they only have about four however they used blue spruce to offset that and they have another 25-scotch pine coming this Friday which should satisfy the tree requirement. Gravel in the drive on the drive has also been a struggle. They have brought a number of loads in however they are looking for limestone for a more permanent solution. They have moved the material to the appropriate side and are now in the process of cleaning the other areas up. They still need to move the fuel tank. They also have a dumpster out front in hopes of helping with the cleanup.

- LIPOA: No report was given

### **Public Hearings:**

1. Proposed Ordinance 2017-05; Manufactured & Modular Homes

President Torgerson opened the public hearing at 7:22 PM

- Public Comments: None
- Council Comments: None

President Torgerson closed the public hearing at 7:25 PM.

A motion was made by Eberhart, seconded by Grey, to adopt proposed Ordinance 2017-05 as presented; ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Kiel, Shoemaker & Torgerson NAYS: None; MOTION CARRIED (7-0-0).

## **Public Comments:**

- Mike King of Vestaburg: Introduced their company Kings' Disposal. They are interested in bidding on the single hauler refuse if the Council decides to go that route.

## **Existing Business:**

### 1. Traffic Control Order 2017-01:

The Village Council discussed TCO 2017-01 and what the Council's final determination was going to be. This Traffic Control Order created a three-way stop at the intersection of Cordoba and Madrid. The TCO required that it be reviewed between 60 and 90 days after being enacted. Failure to approve it after the review period would result in the TCO expiring. The Village Council received only limited feedback, all of stating it was not needed. As such, the TCO was allowed to expire.

### 2. Single-Hauler Refuse Ordinance: Newsletter

This was a review of the draft "Q&A" for the next newsletter to discuss why the Village is considering adopting an Ordinance to award a license to a single-hauler for residential trash services.

Council Member Griffin thinks if the cost is not an issue then he believes this deserves its' own letter.

Manager Wolff stated that he feels that there should be some open forums with himself and council members to meet with the public for Q&A.

The Council reviewed the draft document, and felt it accurately reflected the concerns discussed over the previous months on this matter.

## **New Business:**

### 1. Request for Excused Absences & Meeting Schedule

The Village Council reviewed travel and winter schedules for the next 6 months, the following members requested, and were approved to be excused as follows:

- November 21<sup>st</sup> Regular Meeting: Griffin & Shoemaker excused.
- December 19<sup>th</sup> Regular Meeting: This meeting was rescheduled to December 12<sup>th</sup>, and Griffin & Shoemaker were excused from the rescheduled meeting date.

- January 16<sup>th</sup> Regular Meeting: Cueny, Griffin, Kiel, & Shoemaker were excused. With there being a lack of a quorum, this meeting was canceled.
- February 20<sup>th</sup> Regular Meeting: Cueny, Griffin, Kiel, & Shoemaker were excused. With there being a lack of a quorum, this meeting was canceled.
- March 20<sup>th</sup> Regular Meeting: Cueny, Griffin, Kiel, & Shoemaker were excused. With there being a lack of a quorum, this meeting was canceled.
- April 17<sup>th</sup> Regular Meeting: This meeting was rescheduled to April 24<sup>th</sup>. Kiel was excused for the rescheduled date.

2. 2018 Fireworks Date

July 7<sup>th</sup> would be the Villages' normal date for fireworks based on the past practice of holding the event on the Saturday nearest to the 4<sup>th</sup> of July. However, Weidman Days is hosting fireworks that day so other options need to be looked at. The Village council after some discussion has set the date for June 30, 2018.

3. Employee Handbook Update; Status

The Village Council instructed Manager Wolff to submit a draft Employee Handbook update to them by the November meeting.

4. Proposed Ordinance 2017-02; Land Use & Site Development Criteria

The Planning Commission has worked on a Proposed Ordinance for the bulk of 2017 that will update the site development requirements for the various uses in the zoning code. There are at least two issues that they have left somewhat unfinished in the draft that they would like the Council to address.

Council Member Cueny wants to hold a public hearing next month on the draft. However he would like to remove the proposed "Lodge" use from the draft and send that back to the Planning Commission for them to have a larger policy discussion on Bed & Breakfasts, Short-term Rentals, and Lodges..

Kiel discussed concerns regarding the concept of Wedding Venues. He asked if it was appropriate to include in the ordinance at this time as the location pursuing this concept has yet to hold any events that could be evaluated for its impact on the neighborhood..

The Village Council will discuss this at its next work session.

5. Proposed Ordinance 2017-03; Lake Isabella Golf Estates #II Chalet Overlay District

The Planning Commission has worked on Proposed Ordinance 2017-03 that would create an Overlay District in a portion of Lake Isabella Golf Estates II. The Overlay District would allow slightly smaller homes to be built in this area where it is anticipated that on-site conditions will be the most challenging when the plat restrictions are amended.

Councilmember Cueny stated that he feels that he has a conflict of interest as he owns 1 lot in the area proposed to be covered by the proposed Overlay District and asked to be excused from voting or discussion on this item..

A motion was made by Grey to move this agenda item to after the Council received and reviewed the legal opinion later on the Agenda. Torgerson asked for a second to this motion. After no members of the Council seconded the motion, Torgerson ruled that it died for lack of support.

A motion was made by Kiel, seconded by Eberhart, to excuse Paul Cueny from discussion or voting Proposed Ordinance 2017-03 due to a conflict of interest.

ROLL CALL VOTE; YEAS: Eberhart, Grey, Kiel, and Shoemaker NAYS: Griffin and Torgerson; MOTION FAILED (4-2-0). Per the Village Charter, a vote to excuse based on a Conflict of Interest must be by the unanimous consent of the other members.

Proposed Ordinance 2017-03 was formally introduced by Grey and a public hearing set for the November meeting.

6. Proposed Ordinance 2017-06; Residential Rental Inspection & License Program

This Proposed Ordinance would make amendments to the Rental Inspection Ordinance that was discussed in concept at last month's meeting. It was formally introduced by Kiel, with a Public Hearing set for the November meeting.

7. Proposed Resolution 2017-14; CDARS Program

This Proposed Resolution would authorize the investment of Village Funds into CDs with Isabella Bank and also a program called CDARS. The CDARS program allows Isabella Bank to act as a gateway to invest our funds in CDS with other institutions that allow investors us to maximize their FDIC coverage. The Finance Committee has reviewed the program, and has endorsed the Village utilizing that program and

Isabella Bank to invest surplus funds. The CD offered to the Village by Isabella Bank is a 12-month CD, that allows for a withdrawal once a month if needed. Using both Isabella Bank and CDARS allows the Village to get over 95% of funds covered with FDIC insurance.

Motion made by Kiel seconded by Griffin to accept resolution 2017-14. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Kiel, Shoemaker & Torgerson NAYS; NONE; MOTION CARRIES (7-0-0)

#### 8. Truck Trade-in/Replacement Bids

Manager Wolff sent a request to bid on replacing the F150 to five different dealerships. A copy of that proposal was online. The Village received three bids from two different companies. These bids were from Kraphol Ford and Rick Ford/Signature Ford.

The Village has a question into MDOT regarding the trade in value for the F150 and how to allocate the funding for this vehicle based on the F150 being an asset of the General Fund and not the street Funds.

A discussion ensued with the three bids and all the plus and minuses of each one.

A motion was made by Cueny, seconded by Griffin to purchase the 2018 F250 Supercab, with the 6 ¾ foot bed using monies from the street Funds. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Kiel, Shoemaker & Torgerson NAYS; NONE; MOTION CARRIES (7-0-0)

#### **Public Comments:**

- Dave McGrath of Queens Way, Lake Isabella - How long has Kings been in business? McGrath also inquired about garbage trucks leaking in front of homes and on roads.
- Mike King of Kings Disposal of Vestaburg, replied that they have been in business for 13 months and that they keep up with their maintenance of their trucks.
- Kim Fox of Weidman- Asked about engine size of the truck approved for purchase and if it was capable of handling the plow.
- Galen Voss of Mt. Pleasant - When will the Council address the 2017-03 ordinance. The Council replied that it will be at the November meeting.

**Announcements:** Trick or Treating will be on October 31, 2017 from 5 PM to 7 PM.

**Closed Session Receipt of Legal Opinion:**

A motion was made by Grey, seconded by Eberhart to go into Closed Session to review material that is exempt from disclosure under state or federal law at 8:54 PM. ROLL CALL VOTE: YEAS: Cueny, Kiel, Grey, Griffin, Eberhart, Shoemaker, & Torgerson NAYS: None; MOTION CARRIED (7-0-0).

A motion was made by Eberhart, seconded by Shoemaker, to exit the Closed Session at 9:20 PM. ROLL CALL VOTE: YEAS: Cueny, Kiel, Griffin, Grey, Eberhart, Shoemaker, & Torgerson NAYS: None; MOTION CARRIED (7-0-0).

With no further business, the Council was adjourned at PM.

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Jeff Grey, Village Clerk

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Dave Torgerson, Village President