

## Village of Lake Isabella

### Village Council Minutes

Special Meeting – January 8, 2008

1010 Clubhouse Drive  
Lake Isabella, MI, 48893

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

Council members Grey, Torgerson, and Miller were sworn in for their Village Council terms.

**Members Present:** Grey, Griffin, Lacca, Miller, and Torgerson

**Members Excused:** Kiel and Pattison

A motion was made by Miller, which was seconded, to approve the agenda as presented.

ROLL CALL VOTE: YEAS; Grey, Griffin, Lacca, Miller, and Torgerson; NAYS; None;  
MOTION CARRIED UNANIMOUSLY

A motion was made by Lacca, which was seconded, to approve the consent agenda as presented which includes the following items of business; invoices & disbursements (checks 3764 through 3825), minutes of the December 11, 2007 Village Council Meeting, minutes of the December 10, 2007 Zoning Board of Appeals Meeting, minutes of the December 4, 2007 Planning Commission Meeting, minutes of the December 11, 2007 Finance Committee meeting, and approval of payment to Reith-Riley for the Local Streets Special Assessment Paving Project, and approval of change order #1 for the Local Streets Special Assessment Paving Project.

ROLL CALL VOTE: YEAS; Grey, Griffin, Lacca, Miller, and Torgerson; NAYS; None;  
MOTION CARRIED UNANIMOUSLY

### Reports

- The Village Manager submitted a report highlighting recent civil infraction court hearings, upcoming MML elected officials training, and the Michigan Supreme Court case of Bloomfield Estates Improvement Association v. City of Birmingham.

### Public Comments

- None

### Public Hearings

#### 1. Proposed Ordinance 2007-04; Parcel K-1 Rezoning

A public hearing for proposed ordinance 2007-04, which if adopted would rezone 9.27 acres of land along Baseline Road from Lake Residential 1 to Commercial was opened at 7:12 PM.

Public Comments: None

Village Council Comments/Questions: None

The public hearing was closed at 7:13 PM.

2. Proposed Ordinance 2007-10; Truck Routes

A public hearing for proposed ordinance 2007-10, which if adopted would create a series of routes for ingress and egress of commercial truck traffic and other overweight vehicles on all streets in the Village was opened at 7:13 PM.

Public Comments: None

Village Council Comments/Questions: None

The public hearing was closed at 7:14 PM.

**Existing Business**

1. Proposed Ordinance 2007-04; Parcel K-1 Rezoning

A motion was made by Grey, which was seconded, to adopt ordinance 2007-04.

ROLL CALL VOTE: YEAS; Grey, Griffin, Lacca, Miller, and Torgerson; NAYS; None; MOTION CARRIED UNANIMOUSLY

2. Proposed Ordinance 2007-10; Truck Routes

The Council reviewed the report from the Village's legal counsel regarding the matter. The Council requested to see changes made to the draft reflecting the comments of the Village's legal counsel for the February meeting. No further action was taken.

3. Unbuildable Lots: Status Report

The Council received a copy of the final draft for the mailing. There were minor changes made to the question portion of the draft.

**New Business**

1. Election of Officers for the 2008-2010 Village Council

Griffin nominated Torgerson for Village President, the nomination was seconded. There were no other nominations. VOICE VOTE: MOTION CARRIED

Lacca nominated Pattison for President Pro-Temp, the nominated was seconded. There were no other nominations. VOICE VOTE: MOTION CARRIED

Griffin nominated Grey for Clerk, the nomination was seconded. There were no other nominations. VOICE VOTE: MOTION CARRIED

Grey nominated Kiel for Treasurer, the nomination was seconded. There were no other nominations. VOICE VOTE: MOTION CARRIED

Miller nominated Griffin for Deputy Treasurer, the nomination was seconded. There were no other nominations. VOICE VOTE: MOTION CARRIED

Council members Miller, Pattison, and Torgerson were appointed to the Personnel Committee without objection.

Council members Grey, Lacca, and Miller were appointed to the Liaison Committee with the LIPOA without objection.

Lacca was appointed to the TSI Committee with Griffin serving as the alternate without objection.

Kiel was appointed to the Airport Advisory Board for the remainder of his Village Council term without objection.

Grey was appointed as the 2008-2010 Village Council's ex-officio member of the Planning Commission without objection.

2. Pot-Hole Patcher Sale Agreement

A motion was made by Grey, which was seconded, to approve the conditions and sale of the Village owned pot-hole patcher to the Village of Breckenridge.

ROLL CALL VOTE: YEAS; Grey, Griffin, Lacca, Miller, and Torgerson; NAYS; None;  
MOTION CARRIED UNANIMOUSLY

3. Fiscal Year 2006-2007 Audit.

Wolff highlighted the 2006-2007 audit and reported that Page Olson would be at the February meeting for the official presentation.

4. Resolution 2008-01; Designation of Signatures, Village Accounts

A motion was made by Lacca, which was seconded, to approve Resolution 2008-01, which establishes the official Village signers as the President, President Pro-Temp, Clerk, Treasurer, and Deputy Treasurer.

ROLL CALL VOTE: YEAS; Grey, Griffin, Lacca, Miller, and Torgerson; NAYS; None;  
MOTION CARRIED UNANIMOUSLY

**Public Comments**

- None

With no further business, the Village Council stood in adjournment at 7:54 PM.

x\

---

Jeffrey P. Grey  
Village Clerk

x\

---

Dave Torgerson  
Village President

## Village of Lake Isabella

### Village Council Minutes

Regular Meeting – February 19, 2008

1010 Clubhouse Drive  
Lake Isabella, MI, 48893

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

Council member Pattison was sworn in for his term of office.

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

**Members Excused:** Lacca

A motion was made by Kiel, which was seconded, to approve the agenda as presented. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, 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 includes the following items of business; invoices & disbursements (checks 3826 through 3858), minutes of the January 8, 2008 Village Council Meeting, minutes of the January 14, 2007 Zoning Board of Appeals Meeting, minutes of the February 12, 2008 Planning Commission Meeting, the Financial Report, the Income Report, and the Investment Report. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Miller, Pattison, and Torgerson; NAYS; None; MOTION CARRIED UNANIMOUSLY

### Reports

- Melissa Stewart from Page Olson & Company presented the Fiscal Year 2006-2007 Audit report to the Village Council. She reported that the Village obtained a clean opinion on the audit and financially the Village is very healthy.
- The Village Manager submitted a report highlighting the TSI Meeting of February 19, a possible blood drive in the Village, and the status of the Local Streets Special Assessment Paving Project.

### Public Comments

- None

### Public Hearings

1. Proposed Resolution 2008-02; Amendment to Village Lot Sale

A public hearing for proposed resolution 2008-02, which if adopted would amend the Village owned lot sale, was opened at 7:24 PM.

Public Comments: None

Village Council Comments/Questions: None

The public hearing was closed at 7:26 PM.

2. Land Contract; Lake Isabella Golf Estates I, Lot 149

A public hearing was opened at 7:27 PM.

Public Comments: None

Village Council Comments/Questions: None  
The public hearing was closed at 7:28 PM.

**Existing Business**

1. Proposed Ordinance 2007-10; Truck Routes

A motion was made by Kiel, which was seconded, to adopt ordinance 2007-10 which restricts commercial traffic and overweight vehicles on El Camino Grande, Fairway Drive, and the local street portion of Queens Way. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Miller, Pattison, and Torgerson; NAYS; None; MOTION CARRIED UNANIMOUSLY

2. Unbuildable Lots; Staff Report

Wolff presented updated numbers to the Council on the responses from the unbuildable lots mailing. After discussion, the Council directed Wolff to report back in March with options for scheduling a public hearing on the matter.

3. Proposed Resolution 2008-02; Amendment to Village Lot Sale

There was discussion over the need to continue the sale of Village lots at this time. Concern was voiced by Kiel that the Village may need some of these lots for collection sites if a cluster sewer system is mandated by the Michigan Department of Environmental Quality.

A motion was made by Grey, which was seconded, to go into recess at 7:53 for 5 minutes to allow the proposed resolution to be modified reflecting the discussion of the Village Council. VOICE VOTE; MOTION CARRIED UNANIMOUSLY

The Council returned from recess at 7:58 PM.

A motion was made by Kiel, which was seconded, to adopt Resolution 2008-02 as amended, which places a moratorium on the public Village lot sale. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Miller, Pattison, and Torgerson; NAYS; None; MOTION CARRIED UNANIMOUSLY

4. Proposed Resolution 2008-07; Duquesa Road, “Highway by User”

A motion was made by Grey, which was seconded, to adopt Resolution 2008-07, which calls upon the Isabella County Road Commission to acquire via Highway by User (MCL 220.20) the section of Duquesa Road outside of the Village limits between Drew Road and the Village limits. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Miller, Pattison, and Torgerson; NAYS; None; MOTION CARRIED UNANIMOUSLY

**New Business**

1. Resolution 2008-03; Fiscal Year 2007-08 Budget Amendments

A motion was made by Grey, which was seconded, to adopt Resolution 2008-03, which amends the 2007-2008 budget as recommended by the Village Manager and Finance Committee. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Miller, Pattison, and Torgerson; NAYS; None; MOTION CARRIED UNANIMOUSLY

2. Village Tax & Parcel Information; On-line Access

The Council reviewed the proposal to have the Village's tax information accessed via the Village's website. Kiel reported that the Finance Committee reviewed the proposal at their last meeting and also recommends the program.

A motion was made by Kiel, which was seconded, to approve the agreement with Pontem Software to publish the Village's tax information on-line. VOICE VOTE; MOTION CARRIED UNANIMOUSLY

3. Land Contract; Lake Isabella Golf Estates 1, lot 149

A motion was made by Pattison, which was seconded, to agree to terms with Lake Isabella Land Company on fulfillment of the terms and conditions of the land contract for Lake Isabella Golf Estates I, lot 149. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Miller, Pattison, and Torgerson; NAYS; None; MOTION CARRIED UNANIMOUSLY

4. Resolution 2008-04; Permit Fee Schedule

A motion was made by Kiel, which was seconded, to adopt Resolution 2008-04, which updates the permit fee schedule used by the Village for various permits. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Miller, Pattison, and Torgerson; NAYS; None; MOTION CARRIED UNANIMOUSLY

5. Introduction of Proposed Ordinance 2008-01; Civil Infraction Fines

Proposed Ordinance 2008-01 was introduced and a public hearing scheduled for the next meeting.

6. 2007 Planning Commission Annual Report

The Council accepted the annual report from the Planning Commission. The Council also extended its thanks to the Planning Commission for the time and effort put forward in their work.

7. March 2% Grant Applications

The Council was presented with options for 2% applications. The Council was asked to rank the various options and submit them to the Village Hall.

8. Municipal Trash Collection (Jeff Grey)

At the request of Council member Grey, the Council discussed options for municipal trash collection. No action was taken.

9. Introduction of Proposed Ordinance 2007-11; Parcel K2 Rezoning

Proposed Ordinance 2007-11 was introduced and a public hearing scheduled for the next meeting.

10. Resolution 2008-05; DTE Energy Natural Gas Network

A motion was made by Grey, which was seconded, to adopt Resolution 2008-05, which requests DTE Energy begin work on researching further development and expansion of the natural gas network in the Village. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Miller, Pattison, and Torgerson; NAYS; None; MOTION CARRIED UNANIMOUSLY

11. Resolution 2007-06; Charter Communications; Network Upgrade

A motion was made by Grey, which was seconded, to adopt Resolution 2008-06, which requests Charter Communications begin work on researching further development and

expansion of cable television service in the Village. ROLL CALL VOTE: YEAS; Grey, Griffin, Miller, and Torgerson; NAYS; Kiel and Pattison; MOTION CARRIED 4:2

12. Village Council Work Session Date

The Council discussed holding a work session in April, no date was set.

13. TSI Committee and Airport Board Vacancies

Without objection Bernie Baldwin was appointed to the TSI Committee.

**Public Comments**

- Mike Scherba of Lincoln Drive: Commented that from the sounds of the audit the staff of the Village is to be commended on their good work, he also commented on the need for the Village to take into consideration the Lake Management Plan if the Village works on the unbuildable lots issue. He also asked if the Village could prevent Charter Communications from installing overhead wires if they elect to upgrade their network in the Village.

At the request of the Council, Wolff responded to the question regarding Charter Communications. He explained that under the recently enacted Uniform Video Services Local Franchise Act (Public Act 480 of 2006), all local governments are held to the same standards in terms of cable franchises. Under the Act, he reported that all units of local government are required to have the same franchise agreement as provided for by the State in place with all cable providers. As such, the Village is barred from placing any build-out requirements or restrictions on line into our franchise agreement with Charter.

With no further business, the Village Council stood in adjournment at 8:49 PM.

x\ \_\_\_\_\_  
Jeffrey P. Grey  
Village Clerk

x\ \_\_\_\_\_  
Dave Torgerson  
Village President

# Village of Lake Isabella

## Village Council Minutes

Regular Meeting – April 15, 2008

1010 Clubhouse Drive  
Lake Isabella, MI, 48893

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

**Members Present:** Grey, Lacca, Miller, Pattison, and Torgerson

**Members Excused:** Kiel and Griffin

The agenda was accepted as presented without modification or objection.

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 3859 through 3921), minutes of the February 19, 2008 Village Council meeting, minutes of the February 19, 2008 TSI Committee meeting, minutes of the April 8, 2008 Planning Commission meeting, minutes of the April 8, 2008 TSI Committee meeting, the Financial Report, the Income Report, the Investment Report, approval of bond payments, and approval of payment to the Nottawa-Sherman Townships Fire Department. ROLL CALL VOTE: YEAS; Grey, Lacca, Miller, Pattison, and Torgerson; NAYS; None; MOTION CARRIED UNANIMOUSLY

### Reports

- The Village Manager reported on upcoming PASER training he will be attending, the Village's fiscal indicator score, and code enforcement.
- The Finance Committee reported on their meeting of April 15<sup>th</sup>. They reviewed the bids and proposals to be discussed regarding the streets and audit.
- Larry Hiither gave a report for the LIPOA.

### Public Comments

- Harry Kuhn of Marietta Drive: He commented on the need for a rental inspection ordinance and also the blight of 1009 Vallado. He discussed the need for greater oversight of property maintenance and the need for the LIPOA to work with the Village to enforce its maintenance code in the plat restrictions.
- George Colby of Carmen Drive: Also commented on 1009 Vallado, and the need for the County to work with the Village to enforce the building code.

### Public Hearings

1. Proposed Ordinance 2007-11; Proposed Parcel K-2 Rezoning

A public hearing for proposed ordinance 2007-11, was opened at 7:28 PM.

Public Comments: None

Village Council Comments/Questions: None

The public hearing was closed at 7:30 PM.

2. Proposed Ordinance 2008-01; Proposed Civil Infraction Fine Increase

A public hearing was opened at 7:30 PM.



Public Comments: None

Village Council Comments/Questions: None

The public hearing was closed at 7:33 PM.

### **Existing Business**

1. Proposed Ordinance 2007-11; Parcel K-2 Rezoning

A motion was made by Lacca, which was seconded, to adopt ordinance 2007-11. ROLL CALL VOTE: YEAS; Grey, Lacca, Miller, Pattison, and Torgerson; NAYS; None; MOTION CARRIED UNANIMOUSLY

2. Proposed Ordinance 2008-01; Civil Infraction Fine Increase

A motion was made by Miller, which was seconded, to adopt ordinance 2008-01. ROLL CALL VOTE: YEAS; Grey, Lacca, Miller, Pattison, and Torgerson; NAYS; None; MOTION CARRIED UNANIMOUSLY

3. Unbuildable Lots; Report

Wolff reported to the Council the results of the unbuildable lots mailing.

Pattison suggested that the Village prepare a summary of how much revenue has been lost by all the other local government agencies who levy taxes in the areas with restrictions to on-site well and septic systems.

Wolff suggested that this information be prepared for a stakeholders meeting with representatives of these local agencies, and state officials as the next step in amending the restrictions.

Further action was tabled until after the Council could discuss the matter further at a work session.

4. Proposed Change Order #2, LSSAPP

A motion was made by Pattison, which was seconded, to approve Change Order #2 on the Local Streets Special Assessment Paving Project in the amount of \$78,000 for additional paving on the inside of the cul-de-sacs. ROLL CALL VOTE: YEAS; Grey, Lacca, Miller, Pattison, and Torgerson; NAYS; None; MOTION CARRIED UNANIMOUSLY

5. Proposed Resolution 2008-08; Attorney General Opinion

A motion was made by Lacca, which was seconded, to adopt resolution 2008-08. ROLL CALL VOTE: YEAS; Grey, Lacca, Miller, Pattison, and Torgerson; NAYS; None; MOTION CARRIED UNANIMOUSLY

6. Proposed Resolution 2008-09; Statutory Revenue Sharing

A motion was made by Grey, which was seconded, to adopt resolution 2008-09. ROLL CALL VOTE: YEAS; Grey, Lacca, Miller, Pattison, and Torgerson; NAYS; None; MOTION CARRIED UNANIMOUSLY

7. TSI Committee & Airport Board Vacancies

John Terry was appointed to fill the vacancy on the Airport Board.

No applications were received for the TSI Committee vacancy.

8. Village Council Work Session

The Council discussed having a work session, no date was set.

**New Business**1. Joint Resolution; Liaison Committee

A motion was made by Grey, which was seconded, to adopt the joint resolution with the LIPOA to establish a Liaison Committee. ROLL CALL VOTE: YEAS; Grey, Lacca, Miller, Pattison, and Torgerson; NAYS; None; MOTION CARRIED UNANIMOUSLY

2. Proposed Resolution 2008-10; Rummage Sale Weekend

A motion was made by Grey, which was seconded, to adopt resolution 2008-10, which establishes a village-wide rummage sale weekend for May 15-18. ROLL CALL VOTE: YEAS; Grey, Lacca, Miller, Pattison, and Torgerson; NAYS; None; MOTION CARRIED UNANIMOUSLY

There was discussion over rummage sale signs for this weekend. Wolff reported that as long as the sign did not pose a liability risk they would not be removed for that weekend, specifically that the sign and frame were of a break-away material.

3. Major & Local Street Budget Amendments

A motion was made by Pattison, which was seconded, to approve the proposed amendments for the Major and Local Street budgets as recommended by the Finance Committee. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Miller, Pattison, and Torgerson; NAYS; None; MOTION CARRIED UNANIMOUSLY

4. Proposed Street Maintenance Contract 2008-01; Birdie Drive & Crown Point Repairs

The Council reviewed the recommendation of the Finance Committee to award the contract to Rite-way Paving of Shepherd. There was discussion over qualifications of the different bidders.

A motion was made by Pattison, which was seconded, to award Street Maintenance Contract 2008-01 to Central Asphalt of Mount Pleasant in the amount of \$23,117.<sup>66</sup>. ROLL CALL VOTE: YEAS; Grey, Lacca, Miller, Pattison, and Torgerson; NAYS; None; MOTION CARRIED UNANIMOUSLY

5. Proposed Street Maintenance Contract 2008-02; Shoulder Grading

The Council reviewed the recommendation of the Finance Committee to award the contract to Central Asphalt of Mount Pleasant.

A motion was made by Miller, which was seconded, to award Street Maintenance Contract 2008-02 to Central Asphalt of Mount Pleasant in the amount of \$15,451.<sup>80</sup>. ROLL CALL VOTE: YEAS; Grey, Lacca, Miller, Pattison, and Torgerson; NAYS; None; MOTION CARRIED UNANIMOUSLY

6. Proposed Street Maintenance Contract 2008-03; Lane Painting

The Council reviewed the recommendation of the Finance Committee to award the contract to PK Contracting of Troy.

A motion was made by Miller, which was seconded, to award Street Maintenance Contract 2008-02 to Central Asphalt of Mount Pleasant in the amount of \$3,947.<sup>56</sup>. ROLL CALL VOTE: YEAS; Grey, Lacca, Miller, Pattison, and Torgerson; NAYS; None; MOTION CARRIED UNANIMOUSLY

7. Proposed Street Maintenance Contract 2008-04; Shoulder Mowing

The Council reviewed the recommendation of the Finance Committee to award the contract to API Contracting of Mount Pleasant

The Council postponed action on this item pending the Village Manager's ability to further discuss the bid with API Contracting.

8. Proposed 3-year Audit Agreement

The Council reviewed the recommendation of the Finance Committee to award the contract to Yeo & Yeo of Midland. There was discussion over qualifications of the different bidders.

A motion was made by Grey, which was seconded, to award a 3-year audit contract to Yeo & Yeo of Midland. ROLL CALL VOTE: YEAS; Grey, Lacca, Miller, Pattison, and Torgerson; NAYS; None; MOTION CARRIED UNANIMOUSLY

**Public Comments**

- John Terry of Blanchard: Commented on code enforcement.

With no further business, the Village Council stood in adjournment at 8:23 PM.

x\ \_\_\_\_\_  
Jeffrey P. Grey  
Village Clerk

x\ \_\_\_\_\_  
Dave Torgerson  
Village President

# Village of Lake Isabella

## Village Council Minutes

Regular Meeting – May 20, 2008

1010 Clubhouse Drive  
Lake Isabella, MI, 48893

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

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

**Members Absent:** None

The agenda was accepted with the addition of item #10 on the Consent Agenda, MDOT Bond Payment.

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 3922 through 3956), minutes of the April 15, 2008 Village Council meeting, minutes of the May 6, 2008 TSI Committee meeting, minutes of the May 13, 2008 Planning Commission meeting, minutes of the April 15, 2008 Finance Committee meeting, the minutes of the April 24, 2008 Liaison Committee meeting, the Financial Report, the Income Report, the Investment Report, and approval of the MDOT bond payment. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson; NAYS; None; MOTION CARRIED UNANIMOUSLY

### Reports

- The Village Manager reported on the blood battle with the Village of Shepherd, Charter Communication's franchise fee payment, and revenue sharing. Steve Clark from Rowe Incorporated updated the Council on the LSSAPP project and punch-list.
- Larry Hiither gave a report for the LIPOA highlighting the annual meeting, work day, and lake treatment.

### Public Comments

- Eugenia Hofbauer of Madrid Lane; Stated her opposition to the Village going back to incorporation. She stated she was opposed to any new taxes or fees by the Village, and that she purchased a lot in Lake Isabella Golf Estates II and only later found out it was unbuildable. She asked what the Village was doing about that situation.

### Public Hearings

1. Truth in Taxation Public Hearing on the 2008-2009 Budget, Debt Service Schedule, and Millage to be levied.

A public hearing was opened at 7:20 PM.

Public Comments: None

Village Council Comments/Questions:

- Kiel discussed the Finance Committee's review of the budget, and the long term financial forecast for each fund in the budget.

The public hearing was closed at 7:23 PM.

**Existing Business**1. Unbuildable Lots; Staff Report

Wolff reported on the status of the unbuildable lots work. He reported on the meeting in Lansing he had with representatives of the DEQ. He reported that the Village is working on coordinated site testing for this September/October. The testing would be to obtain the needed geotechnical data for review of the restrictions by the DEQ and CMDHD.

2. 2006 & 2007 Zoning Permit Survey Results

The Council received a copy of the results of the zoning permit survey. Overall the Village scored higher in terms of user satisfaction in 2007 than in 2006.

3. Residential Rental Property Inspection and License Program

Wolff reported to the Council on the Residential Rental Property program. He reported he would have a draft ordinance for them to consider at the June meeting.

4. 2008 Fireworks

A motion was made by Kiel, which was seconded, to approve a contract with RKM Fireworks in the amount of \$5,750 for the July 5<sup>th</sup> fireworks. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson; NAYS; None; MOTION CARRIED UNANIMOUSLY

5. Duquesa Road Update

Wolff reported on the Isabella County Road Commission's response to the Village's request pertaining to Duquesa Road.

**New Business**1. Streetlight Master Plan

A motion was made by Lacca, which was seconded, to adopt the proposed Streetlight Plan as recommended by the Planning Commission and the TSI Committee, as amended. VOICE VOTE; MOTION CARRIED UNANIMOUSLY

2. Resolution 2008-11; 2008-09 Operating Budget, Debt Service Schedule, General Appropriations Act, Capital Improvement Plan, and Annual Millage Rate to be levied to support the proposed budget (1 Mill with anticipated Headlee Rollback).

A motion was made by Kiel, which was seconded, to adopt Resolution 2008-11. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson; NAYS; None; MOTION CARRIED UNANIMOUSLY

3. Village Composting/Brush Dump Site

The Council discussed options pertaining to the Village's brush dump in light of the new regulations from the DEQ. With the new regulations the Council asked for options in terms of yard waste disposal as it appears the Village will have to close its facility. No further action was taken.

4. Resolution 2008-12; Planning Commission Request: Zoning Permit Moratorium, Single Family Dwellings without an attached garage.

A motion was made by Kiel, which was seconded, to adopt Resolution 2008-12. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson; NAYS; None; MOTION CARRIED UNANIMOUSLY

5. Community Improvement Award Program

Wolff presented a proposal to the Council to launch a Community Improvement Award program in the Village. There were no objections from the Council to launching the program.

6. Upcoming Newsletter

The Council discussed articles for the upcoming newsletter.

**Public Comments**

- Delores Lantz of Sevilla Street; Stated that when new people move to the Village they should be given a list of the regulations. She also asked that if the public cannot dump yard waste at the lagoons what other options are there.

With no further business, the Village Council stood in adjournment at 8:33 PM.

x\

---

Jeffrey P. Grey  
Village Clerk

x\

---

Dave Torgerson  
Village President

## Village of Lake Isabella

### Village Council Minutes

Regular Meeting – June 17, 2008

1010 Clubhouse Drive  
Lake Isabella, MI, 48893

The Meeting was called to order at 7:00 PM by Village President Pro-Tempore Dan Pattison and the pledge of allegiance was recited.

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

**Members Absent:** Torgerson

The agenda was accepted as presented without objection.

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 3957 through 3985), minutes of the May 20, 2008 Village Council meeting, minutes of the May 20, 2008 Finance Committee meeting, minutes of the June 9, 2008 Zoning Board of Appeals meeting, the Financial Report, the Income Report, and the Investment Report. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, and Pattison NAYS; None; MOTION CARRIED UNANIMOUSLY

### Reports

- The Village Manager reported on the MML Public Policy Forum in Ann Arbor.
- Larry Hiither gave a report for the LIPOA.
- Steve Clark from Rowe Incorporated reported on the Local Street Special Assessment Paving Project.
- Roger Royer from DTE give a report to the Council regarding the proposed gas project and franchise agreement.

### Public Comments

- Isabella County Prosecutor Larry Burdick; Highlighted his campaign for re-election for Isabella County Prosecutor.
- Deputy Kevin Dush: Highlighted his campaign Sheriff and the upcoming Republican Party primary.
- Mike Scherba of Lincoln Drive: Commented on the walk-thru done for the Local Street Special Assessment Paving Project (LSSAPP).
- Harry Kuhn of Marietta Drive: Shared a compliment on the work John Terry is doing for code enforcement.

### Public Hearings

- None

### Existing Business

#### 1. Unbuildable Lots; Staff Report

The Council was presented with an update on the unbuildable lot situation. Wolff reported that he is still working towards conducting the hydrogeological testing this fall with the Health Department and DEQ.

2. Brush Dump/Composting Program

The Council reviewed the initial plan to begin a neighborhood composting plan.

**New Business**

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

The proposed ordinance was introduced and a public hearing set for the next regular council meeting without objection.

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

The proposed ordinance was introduced and a public hearing set for the next regular council meeting without objection.

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

The proposed ordinance was introduced and a public hearing set for the next regular council meeting without objection.

4. Introduction of Proposed Ordinance 2008-05; DTE Natural Gas Franchise

The proposed ordinance was introduced and a public hearing set for the next regular council meeting without objection.

5. Fiscal Year 2007-2008 Year End Budget Amendments

This item was tabled until the July meeting to allow the Finance Committee to meet.

6. MML Annual Convention

The Council discussed the upcoming MML annual convention. A consensus was reached that the Village would cover registration costs for Council members who wish to attend, but travel and lodging costs would be the responsibility of the attendee.

**Public Comments**

- Skip Curtiss of Circle Drive; Wanted to know why he was not informed of the gas project. He also stated that if people were not included in the proposed service area, they should at least be told of the project.

With no further business, the Village Council stood in adjournment at 8:08 PM.

x\  
\_\_\_\_\_  
Jeffrey P. Grey  
Village Clerk

x\  
\_\_\_\_\_  
Dan Pattison  
Village President Pro-Tempore



# 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 15<sup>th</sup>, 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

# Village of Lake Isabella

## Village Council Minutes

Regular Meeting – August 19, 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 as presented. 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 4019 through 4059), minutes of the July 15, 2008 Village Council meeting, minutes of the July 8, 2008 Planning Commission meeting, minutes of the August 11, 2008 Zoning Board of Appeals, minutes of the August 5, 2008 Finance Committee meeting, and the appointment of Roger Kerr and Jim Kenney to 3 year terms on the Planning Commission, the appointment of John Boyd to fill a vacancy on the Planning Commission ending in July, 2010, the appointment of Jack Gildea to the Airport Board, and the appointment of Carol Shannon to the Zoning Board of Appeals as an alternate. 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,
- Larry Hiither gave a report for the LIPOA.

### Public Comments

- Elmer Ledbetter of Red Fox Court: Suggested the Village get a larger tractor similar to the equipment used by the County Road Commission.

### Public Hearings

1. Proposed Ordinance 2008-06; Single Parcel Special Assessment Districts

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

### Existing Business

1. Proposed Ordinance 2008-06; Single Parcel Special Assessment Districts

With a public hearing held earlier, the Council considered proposed ordinance 2008-06.

A motion was made by Kiel, which was seconded by Griffin, to adopt ordinance 2008-06. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

2. Unbuildable Lots Update & Professional Services Contract

Wolff presented a report to the Council on the September testing for the unbuildable lots. He also presented a proposed contract from Rowe Inc. of Mt. Pleasant in the amount of \$7,500 to perform professional services associated with the soil tests.

A motion was made by Pattison, which was seconded by Lacca, to approve the proposed contract from Rowe. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

3. Proposed Resolution 2008-14; Rental Inspection Fees

A motion was made by Kiel, which was seconded by Pattison, to adopt resolution 2008-14. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

4. New Holland Tractor Purchase

A motion was made by Kiel, which was seconded by Grey, to approve the purchase, as recommended by the Finance Committee, of a New Holland 30HP tractor/loader/brush hog from Tilmann's Hardware of Beal City in the amount of \$16,990. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

5. LSSAPP Payment Application #6

The Council received an update on the LSSAPP project from Steve Clark of Rowe Inc.

A motion was made by Kiel, which was seconded by Miller, to pay application #6 to Reith-Riley. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

**New Business**

1. Bid Results – Fall 2008 Crack Sealing RFP

The Council received results of the bid opening for the crack sealing project.

A motion was made by Pattison, which was seconded by Lacca, to award the project to Scodeller Construction in the amount of \$7,410. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

2. Proposed Resolution 2008-15; Satellite Post Office Request

A motion was made by Kiel, which was seconded by Pattison, to adopt resolution 2008-15. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

3. Seabury/Bishop Paving Petition

The Council reviewed the submitted petitions to pave Seabury/Bishop. The Council directed the Village Manager to get project estimates and draft the first resolution for the September meeting.

4. Proposed Resolution 2008-16; Consumer's Energy Gas Build-Out

A motion was made by Kiel, which was seconded by Pattison, to adopt resolution 2008-16. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

5. Liaison Committee Meeting Agenda

The Council reviewed the agenda items for the Liaison Committee meeting.

6. Nuisance Abatement Report & Proposed Resolution 2008-17

The Council received a report about nuisance abatement for the month of August.

A motion was made by Kiel, which was seconded by Pattison, to adopt resolution 2008-17. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

**Public Comments**

- None

With no further business, the Village Council stood in adjournment at 8:30 PM.

x\ \_\_\_\_\_  
Jeffrey P. Grey  
Village Clerk

x\ \_\_\_\_\_  
David Torgerson  
Village President

# Village of Lake Isabella

## Village Council Minutes

Regular Meeting – September 16, 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, Kiel, Miller, and Torgerson

**Members Excused:** Griffin, Lacca, and Pattison

*Griffin, Lacca, and Pattison were excused without objection.*

A motion was made by Kiel, which was seconded, to approve the agenda as presented. ROLL CALL VOTE: YEAS; Grey, Kiel, Miller, 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 4060 through 4095), minutes of the August 19, 2008 Village Council meeting, minutes of the September 9, 2008 Planning Commission meeting, minutes of the September 8, 2008 Zoning Board of Appeals, the Balance Sheet, the Income/Expense Report, the Investment Report, and approval of bond payments due October 1. ROLL CALL VOTE: YEAS; Grey, Kiel, Miller, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

### **Reports**

- The Village Manager reported on work with Consumers Energy to build out their natural gas network in southern Lake Isabella, code enforcement and zoning activity, and the upcoming MML annual convention.
- Larry Hiither gave a report for the LIPOA, he highlighted weed treatment for 2008, Winntel's desire to raise the height of the communication tower and expand service, and the request for a fence moratorium.

### **Public Comments**

- Mike Scherba of Lincoln Drive: Thanked the Village for the recent crack sealing work done and the gravel shoulder work done.

### **Public Hearings**

1. Proposed Single Parcel Special Assessment District 08-01

A public hearing for proposed ordinance 2008-02 was opened by Torgerson at 7:20 PM.

Public Comments: None

Torgerson closed the public hearing at 7:21 PM

2. Proposed Single Parcel Special Assessment District 08-02

A public hearing for proposed ordinance 2008-02 was opened by Torgerson at 7:22 PM.

Public Comments: None

Torgerson closed the public hearing at 7:23 PM



**Existing Business**

1. Proposed Resolution 2008-18; Single Parcel Special Assessment District 08-01  
With a public hearing held earlier, the Council considered proposed resolution 2008-18. A motion was made by Kiel, which was seconded by Miller, to adopt resolution 2008-18. ROLL CALL VOTE: YEAS; Grey, Kiel, Miller, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY
2. Proposed Resolution 2008-19; Single Parcel Special Assessment District 08-02  
With a public hearing held earlier, the Council considered proposed resolution 2008-19. A motion was made by Kiel, which was seconded by Miller, to adopt resolution 2008-19. ROLL CALL VOTE: YEAS; Grey, Kiel, Miller, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY
3. Unbuildable Lots; Staff Report  
Wolff reported that the soil tests were underway with the DEQ and Central Michigan District Health Department. On Monday tests were completed at Lake Isabella Airpark and Canterbury Estates. Lake Isabella North was started Monday afternoon and will be complete on Wednesday morning. Testing in Lake Isabella South, Lake Isabella Golf Estates II, and the lagoon property is planned for Wednesday through Friday. He reported that once all the tests were conducted, a report would likely be ready in 2 to 4 weeks which details the results and recommends further action in the areas where unsuitable geotechnical conditions were found.
4. Proposed Resolution 2008-20; Canterbury Estates Paving District  
A motion was made by Grey, which was seconded by Miller, to adopt resolution 2008-18. ROLL CALL VOTE: YEAS; Grey, Kiel, Miller, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

**New Business**

1. 2% Requests

The Council briefly discussed possible applications for upcoming 2% submissions.

A motion was made by Kiel, which was seconded to Grey, to go into closed session at 7:34 PM to receive a legal opinion marked “privileged and confidential,” which is exempt from disclosure under the Michigan Open Meetings Act. ROLL CALL VOTE: YEAS; Grey, Kiel, Miller, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

A motion was made by Grey, which was seconded by Miller, to exit the closed session at 8:04 PM. ROLL CALL VOTE: YEAS; Grey, Kiel, Miller, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

2. Proposed Resolution 2008-21; Proposed Moratorium on New Fences

The chair requested a motion on the proposed resolution. No motion was made, the chair ruled that agenda item was dead for lack of support.

3. Wilcox Contract Renewal

The Council reviewed the existing contract with Wilcox Excavating and requested the manager begin work on updating the agreement.

**Public Comments**

- Larry Hiither of Queens Way: Asked if the Council did not act on fence moratorium due to a legal opinion, and if so he hoped that opinion would be disclosed by the Village.

With no further business, the Village Council stood in adjournment at 8:09 PM.

x\  
\_\_\_\_\_  
Jeffrey P. Grey  
Village Clerk

x\  
\_\_\_\_\_  
David Torgerson  
Village President

## Village of Lake Isabella

### Village Council Minutes

Regular Meeting – October 21, 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 the addition of New Business #11. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

The Village presented Alan Wilcox and Scott Wilcox of Wilcox Excavating, and Rowe Incorporated with plaques recognizing their 10 years of service to the Village of Lake Isabella.

A motion was made by Miller, which was seconded, to approve the consent agenda as presented which included the following items of business; approval of bills to be paid (checks 4096 through 4145, and debt service payments due October 1<sup>st</sup>), the Balance Sheet, the Investment Report, the Income/Expenditure Report, minutes of the September 16, 2008 Village Council meeting, minutes of the September 16, 2008 Village Council closed session, minutes of the September 9, 2008 Planning Commission meeting, and minutes of the October 14, 2008 Planning Commission meeting. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

### Reports

- Mike DeMos and Christine Cole from DTE were present and gave an update regarding the natural gas project.
- The Village Manager reported on code enforcement, the Fence Committee, road work, and progress on implementing the rental inspection program.

A motion was made by Kiel, which was seconded, to amend the agenda to add New Business #12, proposed rental inspection amendment ordinance. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

- Larry Hiither gave a report for the LIPOA; he discussed the lake treatment contract with Savin Lake Services.

### Public Comments

- None

### Public Hearings

- None

**Existing Business**

1. Canterbury Estates Special Assessment Paving District Update  
The Council was updated on the proposed paving project for Canterbury Estates. The planned public hearing for this month could not be conducted due to a clerical error with the Morning Sun, which was unable to publish the required notice by the deadline. As such, the hearing will be held at the November meeting.
2. Unbuildable Lots Update  
Wolff reported on the soil testing conducted in September and the expected date of the report from Rowe Incorporated. He reported the final draft should be to the Village by the end of the month. Once the report is received, he reported that all parties have agreed to meet and review the information and restrictions.
3. Law Enforcement Coverage  
The Council reviewed a report regarding the process by which a special assessment district could be created to provide funding for police coverage. Lacca discussed the need for additional police coverage and requested that work on this item begin with the March, 2009 meeting.

**New Business**

1. Proposed Changes: Council Rules & Procedures  
The Council discussed several possible amendments to their rules and procedures. The Council directed Wolff to draft the proposed changes and work with Grey and Miller to review them prior to the next meeting.
2. Broomfield Township Special Assessment Fire District  
The Council discussed the process to renew the special assessment district for fire coverage in Broomfield Township. Wolff was directed to begin the process.
3. Street Sign Standards  
The Council reviewed various street signs and designs in advance of a policy draft for the November meeting.
4. Proposed Changes: Lake Isabella Driveway Standards  
Wolff discussed with the Council a possible amendment to the driveway standards of the Village. He discussed the need for parcels not under Village zoning located on a Village street to conform to the zoning standards of the Village prior to having a driveway permit issued by the Village.  
The Council directed Wolff to draft such changes and present them at the next meeting.
5. Nuisance Abatement Report & Resolution 2008-21; Declaration of SPSAD 08-03  
The Council reviewed the nuisance abatement report for October.  
A motion was made by Grey, which was seconded, to adopt Resolution 2008-21. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY
6. AED & Projector Purchase

The Council discussed the ability to purchase an AED unit for the Village Hall. The Council gave the manager permission to purchase an AED unit under the current budget allocation for Village Hall technology.

7. Resolution 2008-22; Annual Trick-or-Treating Hours

A motion was made by Grey, which was seconded, to adopt Resolution 2008-22. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

8. Proposed Contract; Nottawa-Sherman Fire Department

A motion was made by Grey, which was seconded, to approve the fire coverage contract with the Nottawa-Sherman Fire Dept. and make the first payment in the amount of \$15,168.<sup>09</sup>. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

9. Proposed Contract; Wilcox Excavating

A motion was made by Kiel, which was seconded, to approve the proposed contract with Wilcox Excavating for street maintenance services. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

10. Proposed Amendment to the Village Streetlight Policy

A motion was made by Grey, which was seconded, to amend the Village's Streetlight Policy by removing the proposed streetlight at Sevilla and Queens Way. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

11. Resolution 2008-23; Mt. Pleasant Chamber of Commerce

A motion was made by Miller, which was seconded, to adopt Resolution 2008-23. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, Pattison, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

12. Introduction of Proposed Ordinance

A proposed ordinance to amend the Village's residential rental inspection program was introduced, and a public hearing scheduled for the next meeting.

**Public Comments**

- Al Wilcox of Coleman Road: Thanked the Village for working with him over the past 10 years, and complimented the Village Manager for the professional manner in which they have worked together for nearly 5 years.

With no further business, the Village Council stood in adjournment at 8:59 PM.

x\ \_\_\_\_\_  
Jeffrey P. Grey, Village Clerk

x\ \_\_\_\_\_  
David Torgerson, Village President

# Village of Lake Isabella

## Village Council Minutes

Regular Meeting – November 18, 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, Lacca, Miller, & Torgerson

**Members Excused:** Kiel & Pattison

A motion was made by Grey, which was seconded, to approve the agenda as presented. ROLL CALL VOTE: YEAS; Grey, Griffin, Lacca, Miller, 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; approval of bills to be paid (checks 4146 through 4168), the Balance Sheet, the Investment Report, the Income/Expenditure Report, minutes of the October 21, 2008 Village Council meeting, and approval of the MDOT bond payment due 12/1/2008 in the amount of \$2,125 to Firstbank. ROLL CALL VOTE: YEAS; Grey, Griffin, Lacca, Miller, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

### Reports

- The Council received the Fiscal Year 2007-2008 Audit from Yeo & Yeo of Midland. Yeo & Yeo issued a clean opinion, and reported no disagreements or discrepancies with management as part of their audit.
- The Village Manager reported on code enforcement, the Fence Committee, and the Deputy Village Manager gave a report on the adopt-a-family program.
- Larry Hiither gave a report for the LIPOA; he informed the Council that there are two current openings on the board, District 2 (Lake Isabella North) and District 4 (Lake Isabella Golf Estates II).

### Public Comments

- Tim Walton of Seabury Circle: Complained about a wire drop left by Charter Communications on Bishop Lane.

### Public Hearings

1. Proposed Resolution 2008-26; SPSAD 2008-03; 1009 Vallado Drive  
Torgerson opened the public hearing at 7:19 PM  
Public Comment/Objections: None  
Torgerson closed the public hearing at 7:20 PM
2. Proposed Resolution 2008-24; Canterbury Estates Paving District  
Torgerson opened the public hearing at 7:20 PM  
Public Comment/Objections:

- Marie Fussman of Mount Pleasant: Objected to the proposed special assessment paving district. She also asked about the increase in the projected cost since last year.
- Harry Howard of Bishop Lane: Stated that he was not opposed to the project, but concerned over the cost difference from last year. He also expressed his disappointment with how the project was handled last year, and inquired if any tax monies were used in the project last year.

*Torgerson asked Wolff to respond to Mr. Howard's questions. Wolff stated that the price difference reflects the different size of the projects. Last year the Village conducted a paving project of nearly 25,000 tons of asphalt, the Canterbury Estates paving project is only 580 tons; as such, quantity discounts would not be given to the Village for this small of a project. He also stated that the Village stated before the Local Streets Paving Project in 2007 that if owners of a majority of lots were opposed to paving on their street, the Village would not pave it. In 2007 the Village received signed objections from over half of the owners in this project area.*

- Janet Fussman of Seabury Circle: Stated her opposition to the project.
- Carolyn Brown of Seabury Circle: Submitted her objection in writing to the project.
- Tim Walton of Seabury Circle: Stated his objection to the project.
- Linda Youtsey of Bishop Lane: Stated her objection to the project.
- Jack Draper of Seabury Circle: Stated that he feels the people should be offered the price from last year, and that since he lives at the end of the cul-de-sac he is the most affected by the road.

Torgerson closed the public hearing at 7:39 PM

3. Proposed Ordinance 2008-07; Rental Inspection Program Update

Torgerson opened the public hearing at 7:39 PM

Public Comment/Objections: None

Torgerson closed the public hearing at 7:40 PM

**Existing Business**

1. Proposed Resolution 2008-26; SPSAD 2008-03; 1009 Vallado Drive

A motion was made by Miller, which was seconded, to adopt Resolution 2008-26. ROLL CALL VOTE: YEAS; Grey, Griffin, Lacca, Miller, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

2. Proposed Resolution 2008-24; Canterbury Estates Paving District

A motion was made by Miller, which was seconded, to reject Resolution 2008-24. ROLL CALL VOTE: YEAS; Grey, Griffin, Lacca, Miller, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

3. Proposed Ordinance 2008-07; Rental Inspection Program Update

A motion was made by Grey, which was seconded, to adopt Ordinance 2008-07. ROLL CALL VOTE: YEAS; Grey, Griffin, Lacca, Miller, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

4. Proposed Resolution 2008-25; Rental Program Fees

A motion was made by Grey, which was seconded, to adopt Resolution 2008-25. ROLL CALL VOTE: YEAS; Grey, Griffin, Lacca, Miller, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

5. Unbuildable Lots Update & Soil Report

Wolff presented a report to the Council detailing the soil testing conducted this past September. He reported that he has a follow-up conference call scheduled for Friday, November 21<sup>st</sup> with the other stakeholders to discuss the report and plan the next steps.

6. Approval of Final Payment; Rieth-Riley 2007 LSSAPP

A motion was made by Miller, which was seconded, to approve final payment to Rieth-Riley for the Local Streets Special Assessment Paving Project in the amount of \$81,932.<sup>59</sup>, and approval of Change Order #4. ROLL CALL VOTE: YEAS; Grey, Griffin, Lacca, Miller, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

**New Business**

1. Liaison Committee Meeting Agenda

The Council discussed items for the upcoming liaison committee meeting.

2. Introduction of Proposed Ordinance 2008-08; Driveway Standards

Proposed ordinance 2008-08 was introduced and a public hearing set for the December meeting without objection.

**Public Comments**

- Harry Howard of Bishop Lane: Stated that he appreciated the discussion tonight, and would ask that when the Village addressed the unbuildable lots issue, they do so with a high concern for protecting the environment.

With no further business, the Village Council stood in adjournment at 9:03 PM.

x\ \_\_\_\_\_  
Jeffrey P. Grey, Village Clerk

x\ \_\_\_\_\_  
David Torgerson, Village President



# Village of Lake Isabella

## Village Council Minutes

Regular Meeting – December 16, 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, & Torgerson

**Members Excused:** Pattison

A motion was made by Kiel, which was seconded, to approve the agenda as presented. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, 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; approval of bills to be paid (checks 4169 through 4191), the Balance Sheet, the Investment Report, the Income/Expenditure Report, minutes of the November 18, 2008 Village Council meeting, minutes of the December 2, 2008 Planning Commission meeting, and the minutes of the November 24<sup>th</sup> Liaison Committee meeting. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

### Reports

- The Village Manager reported that as of December 6<sup>th</sup> the Village had already used 17% of its winter maintenance budget, DTE's progress on the natural gas project, office closing dates for the upcoming holidays, and the conversion to computer printed checks.
- No report was given as the LIPOA did not hold a meeting in December.

### Public Comments

- None

### Public Hearings

1. Proposed Ordinance 2008-08; Right-of-Way Regulation Amendments  
Torgerson opened the public hearing at 7:07 PM  
Public Comment/Objections: None  
Torgerson closed the public hearing at 7:08 PM

### Existing Business

1. Proposed Ordinance 2008-08; Right-of-Way Regulation Amendments  
A motion was made by Grey, which was seconded, to adopt Ordinance 2008-08. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY
2. Unbuildable Lots Update & Lake Isabella North Lot Swapping Plan  
Wolff provided an update to the Council regarding the discussions with the Michigan Department of Environmental Quality and Central Michigan District Health Department. He also reported that he has been invited by the DEQ to speak at the 58<sup>th</sup> annual On-Site

Wastewater Conference in January. The topic of his presentation will be sewer infrastructure issues at Lake Isabella.

3. Proposed Water Testing Agreement; Rowe Incorporated  
A motion was made by Lacca, which was seconded, to approve the contract with Rowe Inc. in the amount of \$6,500 to conduct water quality tests for Lake Isabella Airpark and Canterbury Estates. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY
4. Proposed Resolution 2008-27: Council Rules & Procedures Update  
The Council reviewed the proposed changes to the Council Rules & Procedures. There was discussion over the proposed amendment to allow Council members to appear via telephonic or video conference in order to have sufficient numbers for a quorum. Members shared their options on whether this should be a normal practice or the exception to the rule. The Council also discussed the order of agenda and whether or not to have two periods of public comment.

Wolff was directed to supply a draft for the January meeting reflecting the discussion.

### **New Business**

1. Introduction of Proposed Ordinance 2008-09; Special Assessment Procedures  
The proposed ordinance was introduced and a public hearing scheduled for the January meeting without objection.
2. Proposed Resolution 2008-28; Employee DCAP Plan  
A motion was made by Kiel, which was seconded, to adopt Resolution 2008-28. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY
3. Proposed Resolution 2008-29; Property Donation to Village Policy  
A motion was made by Grey, which was seconded, to adopt Resolution 2008-29 which set standards for donating property to the Village in return for a Federal Income tax deduction. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY
4. Proposed Resolution 2008-30; Isabella County Hazard Mitigation Plan  
A motion was made by Lacca, which was seconded, to adopt Resolution 2008-30 which recognizes the Isabella County Hazard Mitigation Plan. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY
5. Proposed Resolution 2008-31; Street Sign Standards  
This agenda item was tabled until the January meeting without objection.
6. Proposed Resolution 2008-32; Broomfield Fire Coverage Special Assessment  
A motion was made by Kiel, which was seconded, to adopt Resolution 2008-32 and set a public hearing for the February meeting. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

7. Proposed Resolution 2008-33; Amended Capitalization Policy

A motion was made by Kiel, which was seconded, to adopt Resolution 2008-33. ROLL CALL VOTE: YEAS; Grey, Griffin, Kiel, Lacca, Miller, and Torgerson NAYS; None; MOTION CARRIED UNANIMOUSLY

**Public Comments**

- None

With no further business, the Village Council stood in adjournment at 8:28 PM.

x\ \_\_\_\_\_  
Jeffrey P. Grey, Village Clerk

x\ \_\_\_\_\_  
David Torgerson, Village President