

# Village of Lake Isabella

## Village Council Minutes

Regular Meeting – February 16, 2010

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:** Lacca, Miller, Grey, Griffin, & Torgerson

**Members Excused:** Kiel and Pattison

A motion was made by Miller, seconded by Griffin, to approve the agenda as presented. ROLL CALL VOTE; YEAS: Lacca, Grey, Griffin, & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

A motion was made by Lacca, which was seconded by Griffin, to approve the Consent Agenda as presented, which included the following items: January & February bills to be paid, January & February Balance Sheets, January & February Investment Report, January & February Income – Expense Reports, minutes of the December 14, 2009 ZBA meeting, minutes of the December 15, 2009 Village Council meeting, Minutes of the January 12, 2010 Planning Commission meeting, and the minutes of the February 8, 2010 ZBA meeting. ROLL CALL VOTE; YEAS: Lacca, Miller, Grey, Griffin, & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

### Reports

- Village Manager Tim Wolff presented a report showing how the 2009 permit totals compared to previous years, the status of the winter road budget, the Master Plan survey, upcoming Planning Commission projects, and the Wall of Honor project.
- Larry Stephens from Stephens Consulting Systems presented a peer review of the wastewater collection feasibility study prepared by Rowe Professional Services. In summary he presented a report and proposed cost structure to construct a non-traditional wastewater system in Lake Isabella South and Lake Isabella Golf Estates II along with a comprehensive management plan for all existing septic systems in the Village.

### Public Hearings:

1. Proposed Ordinance 2009-05

Torgerson opened a public hearing for proposed ordinance 2009-05 at 8:42 PM

Public Comment: None

Lacca asked Wolff to clarify how the illustration of story was to be applied. Wolff stated that the purpose of the illustration was define that accessory structures could only be a single story.

Torgerson closed the public hearing at 8:48 PM.

A motion was made by Griffin, seconded by Grey, to adopt proposed ordinance 2009-05. ROLL CALL VOTE; YEAS: Lacca, Miller, Grey, Griffin, & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

**Public Comments**

- Scott Moorehead, Lake Isabella Golf Estates II property owner: Thanked the Village for the work being done to address the unbuildable lots in southern Lake Isabella. He stated that he hoped the Village would continue to move forward to present a refined plan to the property owners in the near future.

**Existing Business**

1. ZBA Procedures

Wolff presented an update to the Council on the draft ordinance updating the ZBA procedures. There was discussion over the proposed changes. Griffin requested to see a comparison of fees charged by other local units of government for variance applications at the next meeting.

**New Business**

1. Lake Isabella Residential Rental Inspection Program

Wolff presented a report to the Council detailing recent changes to state law which preempt local rental inspections on single-wide mobile homes to once every three years. After discussion, the Council requested that an amendment to the program be drafted which brings the Village’s inspection practices into line with the state limits.

2. Resolution 2010-01: 2010 Le Tour De Mount Pleasant

A motion was made by Miler, seconded by Lacca, to adopt Resolution 2010-01. ROLL CALL VOTE; YEAS: Lacca, Miller, Grey, Griffin, & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

**Public Comments**

- None

A motion was made by Griffin, seconded by Miller, to enter into closed session at 9:12 PM as allowed under MCL 15.268(h). ROLL CALL VOTE; YEAS: Lacca, Miller, Grey, Griffin, & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

A motion was made by Miller, seconded by Lacca, to leave closed session at 9:43 PM. ROLL CALL VOTE; YEAS: Lacca, Miller, Grey, Griffin, & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

A motion was made by Grey, seconded by Miller, to authorize the Village Manager to pursue circuit court action to resolve the non-conforming structure issue which was discussed in closed session. ROLL CALL VOTE; YEAS: Lacca, Miller, Grey, Griffin, & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

With no further business, the Village Council stood in adjournment at 9:46 PM.

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Jeffrey P. Grey, Village Clerk

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David Torgerson, Village President

# Village of Lake Isabella

## Village Council Minutes

Regular Meeting – March 16, 2010

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:** Lacca, Miller, Grey, Griffin, & Torgerson

**Members Excused:** Kiel and Pattison

A motion was made by Griffin, seconded by Miller, to approve the agenda as presented. ROLL CALL VOTE; YEAS: Lacca, Grey, Griffin, & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

A motion was made by Miller, which was seconded by Lacca, to approve the Consent Agenda as presented, which included the following items: invoices and disbursements, the Balance Sheet, the Investment Report, the Income – Expense Reports, minutes of the February 16, 2010 Village Council meeting. ROLL CALL VOTE; YEAS: Lacca, Miller, Grey, Griffin, & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

### Reports

- Village Manager Tim Wolff presented highlighting the annual 911 service call numbers. For 2009 he reported that there were 531 incidents serviced through central dispatch. He also reported on pending litigation involving a zoning matter, upcoming ZBA training, the winter plowing budget, the Road Commission's request for a 2 Mill tax on the August ballot, and the bylaws for the Isabella Council of Governments.

**Public Hearings:** None

### Public Comments

- Kevin Cotter introduced himself to the Council, and discussed his campaign for the 99<sup>th</sup> District House seat.

### Existing Business

1. Proposed Ordinance 2010-01

Ordinance 2010-01 was introduced without objection and a public hearing set for the April meeting.

2. Resolution 2010-02: Deer Management

A motion was made by Lacca, seconded by Griffin, to adopt resolution 2010-02 which directs the Village Manager to pursue a partnership with the LIPOA and USDA conduct a deer cull. ROLL CALL VOTE; YEAS: Lacca, Miller, Grey, Griffin, & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

3. Unbuildable Lots – Update

Wolff updated the Council on the work being done with the report from SCS. He suggested a May work session to continue working on this project. He also reported that the restrictions in Lake Isabella Airpark and Canterbury Estates were lifted.

**New Business**

1. Weidman Library

There was a discussion over the status of the Weidman Library. Wolff and Lacca attended a meeting held earlier in March at the Township regarding the options to continue library service. After the discussion the Council agreed that the best solution would be for Sherman Twp. to partner with other nearby townships to continue the library.

2. Special Assessment Roll Amendment

A motion was made by Miller, seconded by Grey, to correct an error on the LSSAPP special assessment roll, and refund all monies paid to the owner of Lake Isabella North, lot 133. ROLL CALL VOTE; YEAS: Lacca, Miller, Grey, Griffin, & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

3. Resolution 2010-03: Tax Foreclosed Properties

Action on this resolution was tabled until the April meeting.

4. Resolution 2010-04: Zoning Application Fees

A motion was made by Lacca, seconded by Griffin, to adopted resolution 2010-04 which sets a new fee schedule for various permit and license applications. ROLL CALL VOTE; YEAS: Lacca, Miller, Grey, Griffin, & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

**Public Comments**

- George Colby of Carmen Drive: Complained about gravel washouts along the shoulder of several roads.

With no further business, the Village Council stood in adjournment at 8:22 PM.

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Jeffrey P. Grey, Village Clerk

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David Torgerson, Village President

# Village of Lake Isabella

## Village Council Minutes

Regular Meeting – April 20, 2010

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:** Lacca, Miller, Grey, Griffin, & Torgerson

**Members Excused:** Kiel and Pattison

The agenda was accepted without objection or modification.

A motion was made by Miller, which was seconded by Lacca, to approve the Consent Agenda as presented, which included the following items: invoices and disbursements, the Balance Sheet, the Investment Report, the Income – Expense Reports, minutes of the March 16 Village Council meeting, minutes of the March 29, 2010 ZBA meeting, minutes of the March 30, 2010 Planning Commission meeting, and the minutes of the April 13, 2010 Planning Commission. ROLL CALL VOTE; YEAS: Lacca, Miller, Grey, Griffin, & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

### Reports

- Village Manager Tim Wolff presented.
- Larry Hiither presented the LIPOA report. He discussed the annual meeting on May 1<sup>st</sup>. One of the main topics of that meeting will be the vote on updating the bylaws. He also discussed the Park Improvement Day planned for April 24<sup>th</sup>, and finally he discussed the River Clean up planned for June.

### Public Hearings:

1. Public Hearing for Proposed Ordinance 2010-01: Rental Inspection Program Update

Torgerson opened the Public Hearing at 7:18 PM.

**Public Comments:** None

Torgerson closed the Public Hearing at 7:19 PM.

A motion was made Griffin, seconded by Miller, to adopted proposed ordinance 2010-01. ROLL CALL VOTE; YEAS: Lacca, Miller, Grey, Griffin, & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

2. Public Hearing for Proposed Resolution 2010-05: Industrial Development District Creation

Torgerson opened the Public Hearing at 7:23 PM.

**Public Comments:**

- Elmer Ledbetter of Red Fox Court: Stated that he had tried to purchase the property in question for years, and was unable to do so. He feels the property is better suited for a residential development to support the airport.
- Brock Gutierrez of Pueblo Pass: Stated that as the property owner, one of the things they originally considered was a residential and commercial mix-use

project, but with the airport overlay district created by MDOT, residential use would not be permitted.

- Kathy Methner from Middle Michigan Development: Discussed what an IDD is, and how it allows Michigan to attract businesses by abating future taxes which have not been created or levied.

Torgerson closed the Public Hearing at 7:34 PM.

A motion was made by Grey, seconded by Miller, to adopt proposed resolution 2010-05. ROLL CALL VOTE; YEAS: Lacca, Miller, Grey, Griffin, & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

### **Public Comments**

- Larry Hiither of Queens Way: Comments on concerns voiced to him from members of his LIPOA district regarding an increase of golf carts and 4-wheelers on streets. Wolff informed the Council that there is little the Village can do as those are a violation of the Motor Vehicle Code, which you need to be a police officer to enforce.

### **Existing Business**

1. Proposed Ordinance 2010-02: Conditional Rezoning

Ordinance 2010-02 was introduced without objection and a public hearing set for the May 18<sup>th</sup> meeting.

2. Resolution 2010-03: Tax Foreclosed Properties

A motion was made by Lacca, seconded by Grey, to adopt proposed resolution 2010-03. ROLL CALL VOTE; YEAS: Lacca, Miller, Grey, Griffin, & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

3. 2010-2011 Nottawa-Sherman Fire Department Contract

A motion was made by Miller, seconded by Lacca, to approve the 2010-2011 contract with the Nottawa-Sherman Fire Dept. ROLL CALL VOTE; YEAS: Lacca, Miller, Grey, Griffin, & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

4. First Payment 2010-2011 Fire Contract

A motion was made by Miller, seconded by Griffin, to approve the first payment of the 2010-2011 Fire Coverage Contract. ROLL CALL VOTE; YEAS: Lacca, Miller, Grey, Griffin, & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

### **New Business**

1. Resolution 2010-06: Broomfield Fire Coverage Special Assessment District

A motion was made by Grey, seconded Lacca, to adopt proposed resolution 2010-06. ROLL CALL VOTE; YEAS: Lacca, Miller, Grey, Griffin, & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

2. Michigan Medical Marijuana Act

The Council discussed adopting an ordinance to address the Michigan Medical Marijuana Act. There was discussion over the impacts of the voter approved law, impacts on the community, and other legal issues related to the matter. After discussion

the Council directed the Manager to work with the Planning Commission to generate an ordinance similar to the ordinance Grand Rapids has adopted.

3. Resolution 2010-07: Village Signers

After discussing coordinating schedules better, action on this was tabled until a later meeting without objection.

4. Resolution 2010-08: PA 198 Policy

A motion was made by Griffin, seconded by Miller, to adopt proposed resolution 2010-08. ROLL CALL VOTE; YEAS: Lacca, Miller, Grey, Griffin, & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

5. Resolution 2010-09: Rental License Fees

A motion was made by Miller, seconded by Lacca, to adopt proposed resolution 2010-09. ROLL CALL VOTE; YEAS: Lacca, Miller, Grey, Griffin, & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

6. Lake Access Via Multiple Ownership

The Council discussed the issue of waterfront lots allowing non-waterfront parcels lake access. After discussion, the Council felt the best course of action would be to place a notice in the next Village newsletter.

7. April 26<sup>th</sup> Liaison Committee Meeting

There were no additional items added to the agenda for the Liaison Committee meeting.

8. Coldwater Speed Limit

The Council discussed the report from the Road Commission and State Police on lowering the speed limit on Coldwater Road. Wolff reported that since Coldwater Road is under the jurisdiction of the Road Commission, the only option left for the Village would be to request a transfer of jurisdiction. Cities and villages have the right to determine the speeds of their roads, while the Road Commission is required to work with the State Police. After discussing the situation, the Council declined to make a request to transfer the jurisdiction citing the overall condition of Coldwater Road, lack of funds to improve the road, and concerns over maintenance.

**Public Comments**

- None

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

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Jeffrey P. Grey, Village Clerk

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David Torgerson, Village President

# Village of Lake Isabella

## Village Council Minutes

Work Session – May 12, 2010

1010 Clubhouse Drive  
Lake Isabella, MI, 48893

The Meeting was called to order at 10:00 AM by Village President David Torgerson and the pledge of allegiance was recited.

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

**Members Absent:** None

### Public Comments

- None

### Business

The Village Council met to review the results of the Master Plan survey. The Council discussed numerous aspects of the survey and what projects to realistically address for in the Master Plan. The Council members ranked the projects that they individually feel should be pursued. The results of those rankings were:

1. Expanding code enforcement by developing a neighborhood watch program and watching seasonal homes.
2. Developing a yard waste collection and composting program.
3. Developing walking and biking paths.
4. Developing a community/senior center.
5. Developing a street tree planting program.
6. Creating a part-time police department.
7. Developing a deer herd management plan.
8. Lake and river dredging.
9. Trash collection franchise and service agreement.
10. Cemetery.

The Council also discussed parks and recreation. Wolff discussed forming a partnership with the LIPOA to develop a long-range plan for the community, which may or may not involve the Village developing certain recreational facilities. Specifically Wolff discussed the Village's ability to acquire grants as a public entity that the LIPOA does not have access to, and if those funds could be acquired to develop playgrounds and other facilities.

There was discussion over using Village funds in private parks and whether or not that would compromise the privacy of the lake. Wolff stated that any park developed by the Village would have to be public, and as such only recommends facilities that would be within walking distance. Pattison stated that he did not see that jeopardizing the privacy as people would not be driving to the community simply to use a playground.

Kiel suggested that the Village pursue developing these parks apart from the LIPOA. Lacca and Griffin both voiced concern about the Village being involved in parks. Griffin also stated that he sees a senior center as more of a need than parks.

Miller questioned why the Village would want to develop a senior center when there is already one in Weidman and the Commission on Aging has expanded its services in recent



years. Wolff also noted that at the LIPOA annual meeting the LIPOA stated that they were going to be developing programs with the Commission on Aging to meet the needs of our senior citizens.

Wolff also stated that some of this may be premature and that some of these decisions should reflect the results from the 2010 Census to see how the demographics of our community have changed since 2000. He did note that according to the 2000 Census, there were more residents of the community under the age of 18 than over the age of 65.

With no further business, the Village Council stood in adjournment at 1:05 PM.

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Jeffrey P. Grey, Village Clerk

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David Torgerson, Village President

# Village of Lake Isabella

## Village Council Minutes

Regular Meeting – May 18, 2010

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:** Lacca, Kiel, Griffin, and Pattison

**Members Excused:** Grey, Miller, and Torgerson

The agenda was accepted without objection or modification.

A motion was made by Kiel, which was seconded by Lacca, to approve the Consent Agenda as presented, which included the following items: invoices and disbursements, the Balance Sheet, the Investment Report, the Income – Expense Reports, minutes of the April 20, 2010 Village Council meeting, minutes of the April 26, 2010 Liaison Committee meeting, minutes of the May 11, 2010 Planning Commission meeting, and the minutes of the May 12, 2010 Village Council work session.. ROLL CALL VOTE; YEAS: Lacca, Kiel, Griffin, & Pattison; NAYS: None; MOTION CARRIED UNANIMOUSLY (4-0-0).

### Reports

- Wolff presented his monthly report to the Council. There was discussion over his letter to the editor in support of a package of bills to allow communities to post notices online. Kiel stated that he supports the legislation as it would save the Village around \$2,000 annually. There was also discussion over a proposed amendment to Public Act 85 of 2006 which would eliminate local control over speed limits. Wolff stated he sent an email to the Michigan Municipal League stating the Village's opposition to the bill. Wolff also reported that he has been attending a series of classes by MSU Extension on Michigan's "New Economy."
- There was nobody present from the LIPOA to present a report. Wolff did report that at the last meeting Audra Buchanan was elected president of the LIPOA.

### Public Hearings:

1. Public Hearing for Proposed Resolution 2010-10: Broomfield Township Fire Protection Special Assessment District Renewal

Pattison opened the Public Hearing at 7:08 PM.

**Public Comments:** Skip Curtiss of Circle Drive: Spoke in support of the renewal, and the Village's continued relationship with the Nottawa-Sherman Townships Fire Department.

Pattison closed the Public Hearing at 7:10 PM.

A motion was made Kiel, seconded by Lacca, to adopted proposed resolution 2010-10. ROLL CALL VOTE; YEAS: Lacca, Kiel, Griffin, & Pattison; NAYS: None; MOTION CARRIED UNANIMOUSLY (4-0-0).

2. Public Hearing for Proposed Ordinance 2010-02: Conditional Rezoning Agreement

Pattison opened the Public Hearing at 7:11 PM.

**Public Comments:** Elmer Ledbetter of Red Fox Court: Once again stated his opposition to the project and would like to see the area developed with hangars to support the Lake Isabella Cal Brewer Memorial Airport. He also questioned why the Village would approve a pellet factory when there is already one in the area. He also questioned what noise level would come from the facility. Pattison replied that this facility would compete with the one in Weidman and that it was the developers choice to use their land as they want. Wolff replied that noise was discussed at the Planning Commission level of the project and that the facility uses a process where noise is not a factor.

Pattison closed the Public Hearing at 7:14 PM.

A motion was made by Griffin, seconded by Kiel, to adopt proposed ordinance 2010-02. ROLL CALL VOTE; YEAS: Lacca, Kiel, Griffin, & Pattison; NAYS: None; MOTION CARRIED UNANIMOUSLY (4-0-0).

**Public Comments**

- None

**Existing Business**

- None

**New Business**

1. Resolution 2010-11: Single Parcel Special Assessment District 2010-01

A motion was made by Kiel, seconded Lacca, to adopt proposed resolution 2010-11 which begins the single parcel special assessment process against the owner of record of 1022 for costs incurred by the Village in the amount of \$331.24 to abate a blight violation. ROLL CALL VOTE; YEAS: Lacca, Kiel, Griffin, & Pattison; NAYS: None; MOTION CARRIED UNANIMOUSLY (4-0-0).

2. 2010 Fireworks Contract

A motion was made by Lacca, seconded by Kiel, to approve the proposed 2010 Fireworks Contract with Freedom Fireworks of Mt. Pleasant and approve the required State Police Permit. ROLL CALL VOTE; YEAS: Lacca, Kiel, Griffin, & Pattison; NAYS: None; MOTION CARRIED UNANIMOUSLY (4-0-0)

**Public Comments**

- None

With no further business, the Village Council stood in adjournment at 7:23 PM.

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Jeffrey P. Grey, Village Clerk

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Dan Pattison, Village President Pro-Tempore

Village of Lake Isabella  
Village Council Minutes  
Special Meeting – May 27, 2010

1010 Clubhouse Drive  
Lake Isabella, MI, 48893

The Meeting was called to order at 6:00 PM by Village President Dave Torgerson and the pledge of allegiance was recited.

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

**Members Excused:** Miller

**Public Comments**

- None

**Business**

Winter Street Maintenance

The Council met to discuss options for future plowing contracts. The Village was informed that its current contractor is going out of business in June.

There was discussion over contracting with another private company and the benefits and liabilities that come with that option. Concerns were expressed over finding a company that has the ability to provide the same level of service currently enjoyed by the Village. There was also a concern over ensuring that a company is fiscally stable to ensure that the Village is serviced the entire winter.

The Council also discussed options of purchasing the property and building owned by the current contractor, and also certain items of equipment. Wolff reported that the current equipment goes up for auction on June 24<sup>th</sup>. He also reported that the outstanding debt on the property is around \$200,000.

There was discussion over the best means to provide service to the community. Wolff voiced concerns over adding staff due to long-term costs with unemployment insurance, health care, and other benefits. The Council discussed at a minimum acquiring the property to ensure that there is a facility to work with in terms of plowing.

A motion was made by Pattison, seconded by Grey, to take the following actions:

1. Seek proposals for a new plowing contract.
2. Direct the Village Manager to secure a purchase option agreement on the property.
3. Approach banks to discuss financing options.
4. Attend the equipment auction on June 24<sup>th</sup> and possibly purchase equipment if needed, if the price was feasible.

VOICE VOTE: MOTION CARRIED 6-0-0

With no further business, the Village Council stood in adjournment at 7:12 PM.

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Jeffrey P. Grey, Village Clerk

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Dave Torgerson, Village President

# Village of Lake Isabella

## Village Council Minutes

Regular Meeting – June 15, 2010

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:** Lacca, Kiel, Grey, Miller, Griffin, Pattison & Torgerson

**Members Excused:** None

The agenda was accepted without objection or modification.

A motion was made by Lacca, which was seconded by Griffin, to approve the Consent Agenda as presented, which included the following items: invoices and disbursements, the Balance Sheet, the Investment Report, the Income – Expense Reports, minutes of the May 18, 2010 Village Council meeting, and the minutes of the May 27, 2010 Village Council Meeting. ROLL CALL VOTE; YEAS: Lacca, Grey, Miller, Kiel, Griffin, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

### Reports

- Wolff presented his monthly report to the Council. He discussed permit totals, code enforcement action, and on-going work to address right-of-way encroachment at the intersection of Clubhouse Drive and Fairway Drive.
- There was nobody present from the LIPOA to present a report.

### Public Hearings:

1. Public Hearing for Proposed Resolution 2010-12: 2010-2011 Budget, Capital Improvement Plan, and Millage Rate Proposed to be Levied.

Torgerson opened the Public Hearing at 7:18 PM.

Wolff presented the budget and detailed the economic conditions which were used to forecast the budget.

**Public Comments:** None

Torgerson closed the Public Hearing at 7:25 PM.

Torgerson and Griffin discussed the Village's high taxable base.

Kiel asked about the future of gas tax revenue.

Wolff was asked how long he feels the Village can sustain operations on 1 Mill. He replied that he sees revenue needs increasing, especially after the 2012-2013 fiscal year.

A motion was made Kiel, seconded by Lacca, to adopted proposed resolution 2010-12 which adopts the 2010-2011 budget and sets the property tax millage rate at 1 Mill for the upcoming fiscal year. ROLL CALL VOTE; YEAS: Lacca, Grey, Miller, Kiel, Griffin, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

2. Public Hearing for Proposed Resolution 2010-13: Conditional Rezoning Agreement

Torgerson opened the Public Hearing at 7:27 PM.

**Public Comments:** None

Torgerson closed the Public Hearing at 7:28 PM.

A motion was made by Kiel, seconded by Miller, to adopt proposed resolution 2010-13. ROLL CALL VOTE; YEAS: Lacca, Grey, Miller, Kiel, Griffin, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0)

### **Public Comments**

- George Colby of Carmen Drive: Complained about the lawn at 1022 Carmen Drive. He questioned if they had been sent a notice on the lawn, and when the Village would be out to mow it. He also complained about a pothole at the intersection of Carmen and Vallado. Wolff replied that he had not noticed the pothole and would be out later that week to patch it. He also stated that the owner of record of 1022 Carmen had been sent two notices regarding the lawn, and has until June 21<sup>st</sup> to bring the height of the lawn into compliance.

### **Existing Business**

#### 1. Proposed Ordinance 2009-02: Sign Code Update

The Council set a public hearing for proposed Ordinance 2009-02 for the July 20<sup>th</sup> meeting.

### **New Business**

#### 1. 2010 Election Questionnaire

Wolff presented the concept of sending an issues questionnaire to those running for Rep. Caul's House seat, Sen. Cropsey's Senate seat, and Governor. He discussed the massive turnover happening in Lansing this year due to term limits and stated his view that in order for issues important to not only Lake Isabella but other municipalities that the Village should be proactive.

Griffin stated that he liked this idea, and would like to see the results on the Village's website. Wolff stated that was his intent with regard to the website.

Miller also suggested that in the cover letter, the Village offer to meet with the candidate or staff if they have questions relating to the issues.

The Council agreed that this was a good idea and approved Wolff to proceed.

#### 2. Committee Appointments

Village President Torgerson made the following appointments with the Council's consent:

- John Boyd was reappointed to the Planning Commission for a 3 year term.
- Dave McGrath was appointed to the Planning Commission for a 3 year term.
- Carol Shannon was appointed to the Planning Commission to complete a term expiring in 2011.
- Arnold Griffin was appointed to the Zoning Board of Appeals until the Council's next organizational meeting.
- George Colby was appointed to the Zoning Board of Appeals for a 3 year term.
- Ed Nurski was appointed as an alternate to the Zoning Board of Appeals for a 3 year term.

**Public Comments**

- Delores Lantz of Sevilla Drive: Complained about a location on Barcelona Drive that a bus is parked at. She also complained about the lack of progress on cleaning up 1066 Barcelona Drive. Wolff replied that as long as the bus was in proper working order and had a valid plate it was not in violation of the Village's ordinances if parked in the rear or side yard. He also informed her that the Village has been to court on three different citations regarding 1066 Barcelona, and that the Village was presently seeking a court order to require the owner to clean the property by a certain deadline or allow the Village to do so.
- Steve Pickens, Isabella County Treasurer: He discussed the Village's intentions to purchase two lots presently in foreclosure by Isabella County. He also inquired about the status of the other lots owned by the Village.

A motion was made by Grey, seconded by Kiel, to enter into closed session at 7:50 PM to discuss an option to purchase property located at 201 S. Coldwater Road. ROLL CALL VOTE; YEAS: Lacca, Grey, Miller, Kiel, Griffin, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0)

A motion was made by Miller, seconded by Grey, to leave closed session at 8:21 PM. ROLL CALL VOTE; YEAS: Lacca, Grey, Miller, Kiel, Griffin, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0)

With no further business, the Village Council stood in adjournment at 8:21 PM.

x\  
Jeffrey P. Grey, Village Clerk

x\  
Dan Pattison, Village President Pro-Tempore

Village of Lake Isabella  
Village Council Minutes  
Special Meeting – June 22, 2010

1010 Clubhouse Drive  
Lake Isabella, MI, 48893

The Meeting was called to order at 4:00 PM by Village President Dave Torgerson and the pledge of allegiance was recited.

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

**Members Absent:** None

**Public Comments**

- None

**Business**

1. 2010-2011 Plowing Contract

The Council reviewed the bids submitted. The Village received 13 submissions from 7 different firms. The following firms submitted bids; Central Asphalt/Fisher Transportation, Malley Construction, Hardcrete Inc., Ritter Snow Plowing, Barryton Excavating, and Bolle Construction. Based on past seasons the Village extrapolated the results of the submissions to determine the projected costs of each, the results are attached.

There was lengthy discussion over the submissions. Wolff presented the bids to the Council and extrapolated the data to show how bid results in dollars based on our lowest, average, and highest snow removal seasons.

The Council discussed whether or not it would be financially more prudent to purchase equipment and contract labor out, or to purchase equipment and employ labor “in-house.” There was discussion over the equipment that would be needed to begin plowing. The consensus of the Council was that the Village’s current small tractor/loader would need to be upgraded in size, at least one truck with a belly scraper/blade and spreader would be needed, and also one additional larger truck. Based prices obtained from talking to dealers and others familiar with these equipment items Wolff estimated that the low-end amount to acquire the equipment would be between \$40,000 to \$60,000.

Wolff stated that bigger issue, and one he does not recommend to the Council, is the Village taking on employees for labor. The Council agreed that adding staff would be the last option at this time.

After further discussion, a motion was made by Kiel, seconded by Griffin, to pursue an agreement with Malley Construction. VOICE VOTE; MOTION CARRIED UNANIMOUSLY (7-0-0).

2. Purchase Option Agreement 201 S. Coldwater Road

The Council discussed purchasing the property currently owned by Mt. Pleasant Excavating. There was discussion over the long-term use of the property by the Village, means of utilizing the property, selling a portion of the property, and the need to house street operations from the building due its proximity to the Village’s salt storage facility. The Council discussed means of informing the community about the plan to use the



property, and that it would not result in an increase in taxes. Wolff suggested that a newsletter be published which spells out what the plan is, why the Village feels purchasing the property is in the best interest of the community, and what the Village has spent on winter operations in the past.

There was discussion regarding what the future plans of the current owner are with the property. Wolff stated that he believes the current owner is willing to let the property go back to the mortgage holder. He has spoken to the mortgage holder on the property and they were unwilling to offer a short-sale, and have indicated that they would look to sell the property for more than what the option agreement has been negotiated for.

Grey questioned why the price increases each month until the agreement is closed. Miller stated that she wants to be clear that the Village is moving forward with the purchase as it is in our best interest, and not simply to help out the current owner.

A motion was made by Pattison, seconded by Kiel, to approve the purchase option agreement for 201 S. Coldwater Road.

3. Resolution 2010-14: Intent to Finance

Action on this resolution was postponed until the next meeting as the draft had been finalized by the Village's attorney.

4. June 24<sup>th</sup> Equipment Auction

Based on the bid submissions, the Council directed the Manager not to attend the equipment auction on June 24<sup>th</sup> to acquire equipment used by Mt. Pleasant Excavating.

5. Final 2009-2010 Budget Amendments

Wolff presented the final account totals for the 2009-2010 line item budget. The Council reviewed the line item amounts and discussed a few minor changes from the totals adopted at the last meeting.

A motion was made by Kiel, seconded by Miller, to adopt the year-end actual totals as presented as the final 2009-2010 budget amendments. ROLL CALL VOTE; YEAS: Lacca, Kiel, Grey, Griffin, Miller, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

With no further business, the Village Council stood in adjournment at 5:34 PM.

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

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

**SNOWPLOWING RFP RESULTS - JUNE 22, 2010**

		Historical Extrapolation				
		217 Hours	375 Hours	754 Hours		
		21 Events	40 Events	65 Events		
Company	Submission	Lowest Year	Average Year	Highest Year		
Contacted by the Village via USPS	Central Asphalt	\$98.50 per hour	\$ 21,374.50	\$ 36,937.50	\$ 74,269.00	
	Bohn Tree & Lawn	Did Not Submit				
	Lynchburg Excavating	Did Not Submit				
	Jackson Bulldozing	Did Not Submit				
	Malley Transport	\$63.00* per hour	<b>\$ 13,671.00</b>	<b>\$ 23,625.00</b>	\$ 47,502.00	
	Ace Construction	Did Not Submit				
	McGuirk Sand & Gravel	Did Not Submit				
	McGuirk Excavating	Did Not Submit				
	Al Davis Construction	Received after deadline (\$38,000 per season)	\$ 38,000.00	\$ 38,000.00	\$ 38,000.00	
	Al Davis Construction	Received after deadline (\$110 per hour)	\$ 23,870.00	\$ 41,250.00	\$ 82,940.00	
	Hardcrete Inc.	\$94.50 per hour	\$ 20,506.50	\$ 35,437.50	\$ 71,253.00	
	Hardcrete Inc.	\$27,000 - 300 Hours + \$85/hr	\$ 27,000.00	\$ 33,375.00	\$ 65,590.00	
	Hardcrete Inc.	\$36,000 - 400 Hours + \$82/hr	\$ 36,000.00	\$ 36,000.00	\$ 65,028.00	
	Hardcrete Inc.	\$44,500 - 500 Hours + \$80/hr	\$ 44,500.00	\$ 44,500.00	\$ 64,820.00	
	Hardcrete Inc.	\$53,400 - 600 Hours + \$75/hr	<b>\$ 53,400.00</b>	\$ 53,400.00	\$ 64,950.00	
Miller Devlopment Inc.	\$92.50 per hour	\$ 20,072.50	\$ 34,687.50	\$ 69,745.00		
Ritter Snow Plowing	\$120.00 per hour	\$ 26,040.00	\$ 45,000.00	\$ 90,480.00		
Barryton Excavating	\$90.00 per hour	\$ 19,530.00	\$ 33,750.00	\$ 67,860.00		
Bolle Contracting	\$1,600 per event	\$ 33,600.00	<b>\$ 64,000.00</b>	<b>\$ 104,000.00</b>		
Bolle Contracting	\$36,000 per season	\$ 36,000.00	\$ 36,000.00	<b>\$ 36,000.00</b>		
Bolle Contracting	\$85.00 per hour	\$ 18,445.00	\$ 31,875.00	\$ 64,090.00		

Village of Lake Isabella  
Village Council Minutes  
Special Meeting – June 29, 2010

1010 Clubhouse Drive  
Lake Isabella, MI, 48893

The Meeting was called to order at 10:00 AM by Village President Dave Torgerson and the pledge of allegiance was recited.

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

**Members Absent:** None

**Public Comments**

- None

**Business**

1. Resolution 2010-14: Declaration of Intent to Finance

A motion was made by Kiel, seconded by Pattison, to adopt Resolution 2010-14, which is the declaration of intent to finance via bonding for the purchase of 201 S. Coldwater Road. ROLL CALL VOTE; YEAS: Lacca, Kiel, Grey, Griffin, Miller, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0)

2. Final Report, Rowe PSC: Wastewater Feasibility Study

John Tanner from Rowe was present to give the Council the final report as a follow-up to the peer review conducted by SCS Systems. There was discussion over what treatment and discharge method would be the best in terms of cost and practicality. The three treatment options that were discussed at length were developing the existing lagoons, a package plant, or media filters. There was discussion over discharge of the treated waste water.

The Council gave Rowe permission to consult with the Michigan Department of Natural Resources and Environment to determine what standards would be required of the Village if were to seek a discharge permit for the Chippewa River.

Pattison discussed the need to begin testing the existing systems within the community. Wolff mentioned that this was recommended by Environmental Horizons which was contracted by LIPOA to develop a long range lake management plan. There was discussion over this type of ordinance would be legal in Michigan.

Kiel questioned if there were other villages in the state which have septic tank/system inspection ordinances.

There was discussion over the issue of mandatory connection. Wolff reviewed current State of Michigan law which allows for a period of up to 18 months to delay connecting to a public sewer system. He did discuss a clause which may allow existing systems which are deemed to be in good working order that pose no threat to the environment to remain for their functional life. Specifically, MCL 333.12757 states:

*A person may install and use in a structure an acceptable innovative or alternative waste treatment system or an acceptable innovative or alternative waste treatment system in combination with an acceptable alternative greywater system. The*



# Village of Lake Isabella

## Village Council Minutes

Regular Meeting – July 20, 2010

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:** Lacca, Kiel, Grey, Griffin, Pattison & Torgerson

**Members Excused:** Miller

The agenda was accepted without objection or modification.

Lacca requested to have item #10 (Airport Advisory Board Appointment) removed from the Consent Agenda, and placed on the Agenda as Existing Business #4.

A motion was made by Grey, which was seconded by Lacca, to approve the Consent Agenda as amended, which included the following items: invoices and disbursements, the Balance Sheet, the Investment Report, the Income – Expense Reports, minutes of the June 15, 2010 Village Council meeting, minutes of the June 22, 2010 Village Council meeting, minutes of the June 29, 2010 Village Council meeting, and the minutes of the July 13, 2010 Planning Commission meeting, consent of the Planning Commission's appointment of Dave McGrath to the Zoning Board of Appeals, and the Lake Isabella ballot for the MML Worker's Compensation Fund. ROLL CALL VOTE; YEAS: Lacca, Grey, Kiel, Griffin, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (6-0-0).

### Reports

- Wolff presented his monthly report to the Council. He discussed permit totals, code enforcement action, incidents on the Sheriff's Department report, the upcoming County tax sale, the Village's trial of a VOIP phone through Winntel, and the Wall of Fame project.
- There was nobody present from the LIPOA to present a report.

### Public Hearings:

#### 1. Public Hearing for Proposed Ordinance 2009-02: Sign Code Update

Torgerson opened the Public Hearing at 7:25 PM.

**Public Comments:** None

Torgerson closed the Public Hearing at 7:26 PM.

Grey stated he was opposed to an outright ban on all digital signs as is proposed in the ordinance.

There was discussion over what type of digital signs should be prohibited. Specifically it was discussed if a digital display which shows the price of gas was any different than a time or temperature sign.

A motion was made by Lacca, seconded by Pattison, to table action on proposed ordinance 2009-02 until the August meeting to allow Grey to work on language to address his concern over digital signs. VOICE VOTE: MOTION CARRIED UNANIMOUSLY 6-0-0.

**Public Comments**

- None

**Existing Business**1. 2010 Election Questionnaire

Wolff shared the opinion of the Village's legal counsel on the proposed questions to send to candidates for state office. After discussion, the Council elected to not send out the questionnaire, but use the prepared questions as talking points for candidates that visit a meeting.

2. Resolution 2010-07: Village Check Signers

A motion was made by Pattison, seconded by Kiel, to adopt Resolution 2010-07 and evaluate its impact within 1 year. ROLL CALL VOTE; YEAS: Lacca, Grey, Kiel, Griffin, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (6-0-0).

3. Employee Handbook

An update the employee handbook was introduced and referred to the Personnel Committee.

4. Airport Advisory Board Appointment

Griffin questioned why the appointment was placed on the consent agenda and not part of Existing Business. He stated that he felt since the appointments last month were part of New Business, this should not have been on the Consent Agenda.

Wolff stated that the reason was he did not have a chance to provide the Village President with a list of interested residents prior to the last meeting, and was able to do so this month. He stated that the Charter gives the authority to make appointments to the Village President with the advice and consent of the Council. As such, it is regular practice to handle appointments via the Consent Agenda.

Griffin stated that he felt this was the wrong way to handle this, and turns people off from serving.

Pattison stated that he was the one who objected to the appointment last month, and that he had concerns regarding the applicant.

Torgerson stated that his choice for the appointment was to reappoint the current person serving on the Airport Board.

Grey asked if the current person knew their term was up. Wolff replied that he sent notices to all committee members in May that their terms were expiring. And that the current committee member had not submitted her application until after the June Council meeting.

Griffin stated that there was one applicant by the deadline requested by the Village, and it was wrong for the Village not to appoint that person.

Torgerson questioned whether or not Griffin felt the Village was obligated to appoint a person simply because they submitted an application.

Without further discussion Torgerson appointed Becky Thornhill to the Airport Advisory Board, there was no objection from the Council.

**New Business**1. Traffic Control Order 2010-01: El Camino Grande Speed Limit

A motion was made by Grey, seconded by Pattison, to adopt TCO-2010-01 which raises the posted speed limit on El Camino Grande to 35 MPH from 30 MPH. VOICE VOTE: MOTION CARRIED 5-1-0, with Kiel voting “nay.”

2. Traffic Control Order 2010-02: Queens Way Speed Limit

A motion was made by Grey, seconded by Pattison, to amend TCO-2010-02 to reflect a change in speed limit only for a portion of queens way, and adopt TCO-2010-02 which raises the posted speed limit for this section of Queens Way to 40 MPH from 30 MPH. VOICE VOTE: MOTION CARRIED 5-1-0, with Kiel voting “nay.”

3. Introduction of Proposed Ordinance 2010-05: Parking Zones

Proposed ordinance 2010-05 was introduced and a public hearing set for the August meeting.

4. Introduction of Proposed Ordinance 2010-03: ZBA Update

Proposed ordinance 2010-03 was introduced and a public hearing set for the August meeting.

**Public Comments**

- None

With no further business, the Village Council stood in adjournment at 8:47 PM.

x\  
Jeffrey P. Grey, Village Clerk

x\  
Dan Pattison, Village President Pro-Tempore

# Village of Lake Isabella

## Village Council Minutes

Regular Meeting – August 17, 2010

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:** Lacca, Kiel, Grey, Griffin, Miller, Pattison & Torgerson

**Members Excused:** None

The agenda was accepted without objection or modification.

A motion was made by Kiel, which was seconded by Miller, to approve the Consent Agenda as presented, which included the following items: invoices and disbursements, the Balance Sheet, the Investment Report, the Income – Expense Report, minutes of the July 20, 2010 Village Council meeting, and the minutes of the August 2, 2010 Planning Commission meeting. ROLL CALL VOTE; YEAS: Lacca, Grey, Kiel, Griffin, Miller, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

### Reports

- Wolff presented his monthly report to the Council. He discussed permit totals, code enforcement action, incidents on the Sheriff's Department report, and gave an update regarding work done on the unbuildable lots in the Village.
- There was nobody present from the LIPOA to present a report.

### Public Hearings:

1. Public Hearing for Proposed Ordinance 2010-03: ZBA Update

Torgerson opened the Public Hearing at 7:12 PM.

**Public Comments:** None

Torgerson closed the Public Hearing at 7:13 PM.

A motion was made by Lacca, seconded by Miller, to adopt proposed ordinance 2010-03 as presented. ROLL CALL VOTE; YEAS: Lacca, Grey, Kiel, Griffin, Miller, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0)

2. Public Hearing for Proposed Ordinance 2010-05: Parking Regulations

Torgerson opened the Public Hearing at 7:14 PM.

**Public Comments:** None

Torgerson closed the Public Hearing at 7:15 PM.

A motion was made by Grey, seconded by Griffin, to adopt proposed ordinance 2010-05 as presented. ROLL CALL VOTE; YEAS: Lacca, Grey, Kiel, Griffin, Miller, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0)

### Public Comments

- None



**Existing Business**1. Resolution 2010-15: Bond Sale

A motion was made by Kiel, seconded by Pattison, to adopt proposed resolution 2010-15 which authorizes the sale of bonds to finance the purchase of 201 S. Coldwater Road. ROLL CALL VOTE; YEAS: Lacca, Grey, Kiel, Griffin, Miller, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0)

2. Phase I – 201 S. Coldwater Road

A motion was made by Kiel, seconded by Miller, to not conduct a Phase I of 201 S. Coldwater Road prior to purchase. ROLL CALL VOTE; YEAS: Lacca, Grey, Kiel, Griffin, Miller, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0)

3. Winter Street Maintenance Contract

A motion was made by Miller, seconded by Kiel, to enter into a 4-year agreement with Malley Construction for the winter maintenance of the Village's streets. ROLL CALL VOTE; YEAS: Lacca, Grey, Kiel, Griffin, Miller, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0)

4. Proposed Ordinance 2009-02

Grey discussed how much should be granted for digital signs to display a fixed price. The original draft allows a total of 6 square feet. He questioned whether or not that was enough to advertise more than one fuel price. Wolff suggested that a compromise could be reached by granting up to 12 square feet of digital area of the sign fully conformed to the code. The Council agreed to modify the draft to reflect this compromise.

A motion was made by Grey, seconded by Pattison, to adopt proposed ordinance 2009-02 as amended. ROLL CALL VOTE; YEAS: Lacca, Grey, Kiel, Griffin, Miller, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0)

5. Resolution 2010-16: Wall of Honor

A motion was made by Lacca, seconded by Grey, to adopt proposed resolution 2010-16. ROLL CALL VOTE; YEAS: Lacca, Grey, Kiel, Griffin, Miller, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0)

**New Business**1. Greenside of Lake Isabella Delinquent 2009 Personal Property Tax

A motion was made by Pattison, seconded by Kiel, to provide a final notice in person to Greenside regarding their delinquent 2009 Personal Property Tax and if the balance remains unpaid as of September 13<sup>th</sup> to authorize the Village Manager to file action in small claims court. ROLL CALL VOTE; YEAS: Lacca, Grey, Kiel, Griffin, Miller, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0)

2. Proposed Ordinance 2010-04

Proposed ordinance 2010-04 was introduced and a public hearing set for Tuesday, August 31<sup>st</sup> at 7:00 PM.

3. Watercraft Repair and Sale of Goods

The Council discussed two citizen concerns brought by the Village Manager. Wolff discussed that the blight code of the Village prohibits automotive repair but is silent on the matter of watercraft. The Council discussed that it the Village should be permissive for boats owned by the occupant of the parcel, but a time limit may be needed.

The Council also discussed the ability of residents to sell individual items from their yards. The Council did not request any action from staff with respect to ordinance changes.

4. Airport Crack Sealing Bids

A motion was made by Miller, seconded by Kiel, to approve the bid of GT Contracting for crack sealing work at the Lake Isabella Cal Brewer Memorial Airport. ROLL CALL VOTE; YEAS: Lacca, Grey, Kiel, Griffin, Miller, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0)

5. 1066 Barcelona Demo Bid Authorization

A motion was made by Kiel, seconded by Miller, to authorize the Village Manager to seek bids on the demo of an accessory structure and site clean-up at 1066 Barcelona Drive. ROLL CALL VOTE; YEAS: Lacca, Grey, Kiel, Griffin, Miller, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0)

**Public Comments**

- None

With no further business, the Village Council stood in adjournment at 8:36 PM.

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

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

Village of Lake Isabella  
Village Council Minutes  
Special Meeting – August 31, 2010

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:** Lacca, Kiel, Grey, Griffin, Miller, Pattison & Torgerson

**Members Excused:** None

**Public Hearings:**

1. Public Hearing for Proposed Ordinance 2010-04

Torgerson opened the Public Hearing at 7:01 PM.

**Public Comments:** None

There was discussion among the members of the Village Council.

Griffin questioned how a person gets a registry card. Wolff explained the process and brought the Michigan Department of Community Health website up which had a section of FAQ.

Lacca asked if there was a cap on the number of caregivers that could operate within the Village. Wolff replied that the ordinance does not set a limit.

Pattison noted that what the Village was doing was staying out of the way from people who legitimately need medical marijuana, while prohibiting dispensaries. He noted that due to the lack of a police presence in the community there were not sufficient public resources to deter criminals from targeting marijuana grow/housing facilities if they knew where those locations were.

Torgerson closed the Public Hearing at 7:12 PM.

A motion was made by Grey, seconded by Kiel, to adopt proposed ordinance 2010-04 as presented. ROLL CALL VOTE; YEAS: Lacca, Grey, Kiel, Griffin, Miller, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0)

**Existing Business**

1. 2010 Street Repair & Enhancement Bids

Wolff reported that two bids were received for this project. They were”

- Central Asphalt: \$69,002
- Rieth-Riley: \$197,534

Griffin questioned why there was such a large difference between the bids. Wolff replied there were likely several factors, including the distance Rieth-Riley has to travel from Big Rapids, the availability of crews, and gaps in the schedule for both companies.

Kiel asked what was budgeted for the project. Wolff replied that \$65,000 was budgeted for just the overlay work. In addition to the overlay work the Village has included two areas of HMA curb to address wash-out issues that are frequent on Queens Way and Clubhouse Drive.

A motion was made by Pattison, seconded by Miller, to accept the bid of Central Asphalt and award them the project to be completed this fall. ROLL CALL VOTE; YEAS: Lacca, Grey, Kiel, Griffin, Miller, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0)

**Public Comments**

- None

With no further business, the Village Council stood in adjournment at 7:22 PM.

x\  
Jeffrey P. Grey, Village Clerk

x\  
Dave Torgerson, Village President

# Village of Lake Isabella

## Village Council Minutes

Regular Meeting – October 19, 2010

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.

Grey was excused without objection. Deputy Clerk Wolff called the roll.

**Members Present:** Lacca, Kiel, Griffin, Miller, Pattison & Torgerson

**Members Excused:** Grey

The agenda was accepted without objection or modification.

A motion was made by Kiel, which was seconded by Miller, to approve the Consent Agenda as presented, which included the following items: invoices and disbursements, the Balance Sheet, the Investment Report, the Income – Expense Report, minutes of the August 17, 2010 Village Council meeting, minutes of the August 31, 2010 Village Council meeting, and the minutes of the September 14, 2010 Planning Commission meeting. ROLL CALL VOTE; YEAS: Lacca, Grey, Kiel, Griffin, Miller, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (6-0-0).

### Reports

- Village Manager Wolff presented his monthly report to the Council. He discussed permit totals, code enforcement action, the September blood drive, data on usage of the Village's website, paving projects, the new sign at the airport, an update on the demo and clean-up at 1066 Barcelona, a compliant from Ed Brenner regarding the purchase of 201 S. Coldwater, trick-or-treating hours, and exploring other options for inspection services besides Isabella County.
- LIPOA President Buchanan was presented and discussed their action to allow the USDA to use LIPOA parks to conduct a deer cull in partnership with the Village.
- Village President Torgerson gave a report detailing that as a resident since 1968 he remembers times when the lake was nearly unusable due to the weeds, and at times this year he felt that the lake was getting close to that level. He offered to form a joint committee between the Village and LIPOA to explore issues on how to best address the siltation of the lake, and that he was willing to help in the process and stated that he personally feels lowering the lake level in the winter should be consider to help supplement the chemical weed treatment during the summer.

### Public Hearings:

- None

### Public Comments

- Mike Scherba of Isabella Vista: Made comments regarding the President's Report. He discussed his role on the LIPOA's Lake Committee and that they had reviewed several reports and unanimously feel that leaving the lake up is the best course of action for the eco-system of the lake.

- Larry Hiither of Queens Way: Agreed that part of the lake was in unacceptable condition this year, and that part of the problem was that the LIPOA is limited in the amount of natural weeds that it can treat.  
Kiel asked how much the LIPOA was spending on weed control. Hiither replied that this year the LIPOA spent \$87,000 and that \$98,000 was budgeted for next year. He also stated that this year they attempted to use a harvester which did not work and is not planned for future years.
- Steve Clark of Essex Drive: Commented that all of the data reviewed by the LIPOA to leave the lake up is posted on their website.

### **Existing Business**

#### 1. Wall of Honor

The Council discussed how to proceed with the Wall of Honor. Wolff suggested that the end result be a large name board with individual plaques that would list the name and year of the person honored. In addition to that he suggested that the Village invest in a digital picture frame and have a rolling PowerPoint with a brief bio of each person and a photo if possible.

The Council discussed setting criteria for nominations. Torgerson appointed a committee of Jeff Grey, Bill Dunham, and himself to work with the Village Manager on drafting criteria.

#### 2. Unbuildable Lots

Wolff provided an update to the Council regarding the work being done with respect to Lake Isabella South and Lake Isabella Golf Estates II. Steve Clark from Rowe was present to answer questions. He stated that they would have the final cost estimates ready for the December meeting.

#### 3. Requested Deer Cull

The Council discussed conducting a deer cull in partnership with the LIPOA under contract with the USDA. The cost to the Village would be the actual cost incurred by the USDA to conduct the cull.

Miller asked what type of funding the Village was willing to spend, and that based on the size of the deer herd that to make a significant impact more than a couple thousand dollars would be needed.

Kiel stated that if the deer problem was a legitimate public problem the Village should handle it and not seek a contribution from those requesting action.

Griffin stated that he agreed with Kiel.

Pattison questioned if the Village had the funds to enter into a contract that could cost several thousand dollars.

Wolff stated that at best the Village could contribute around \$2,000 towards a cull.

A motion was made by Pattison, seconded by Kiel, to table action on this item until the next meeting and to see if those requesting action would be willing to contribute towards the cost of conducting a cull. VOICE VOTE: MOTION TO TABLE CARRIED UNANIMOUSLY

**New Business**1. Whispering Pines Cove

Wolff discussed the possibility of approaching Independent Bank as they have foreclosed on the project about the possibility of the Village securing grant funds to try and keep a large section of Phase I in an undeveloped status. Wolff stated that the goal would be to pursue funding from the Michigan Natural Resources Trust Fund along with other sources to avoid there being a cost to the Village. Wolff asked for the Council's direction on whether or not to pursue this. There was no objection from the Council.

2. Blighted Structures

A proposed ordinance was introduced which would amend the blight code of the Village to better facilitate the Village requiring owners of blighted structures to make prompt repairs.

**Public Comments**

- Larry Hiither of Queens Way: Stated that he signed the petition regarding the deer and did not remember that it specifically requested a cull, but that there is a problem which needs to be addressed. He also noted that people are feeding the deer, which is illegal. Wolff replied that the petition submitted to the Village requested "reasonable action to reduce and control" the deer herd. And that culling was specifically referenced with a suggestion to donate meat from the deer to local food banks.
- Dave McGrath of Queens Way: Stated that he feels there is a deer problem and that action is justified. He also complained about the use of the local street portion of Queens Way for truck traffic. He asked if the Weigh Master could enforce the Village's truck route ordinance.

With no further business, the Village Council stood in adjournment at 8:29 PM.

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Jeffrey P. Grey, Village Clerk

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Dave Torgerson, Village President

## Village of Lake Isabella

### Village Council Minutes

Regular Meeting – December 21, 2010

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:** Lacca, Grey, Kiel, Griffin, Miller, Pattison & Torgerson

**Members Excused:** None

The agenda was accepted without objection or modification.

A motion was made by Kiel, which was seconded by Miller, to approve the Consent Agenda as presented, which included the following items: invoices and disbursements, the Balance Sheet, the Investment Report, the Income – Expense Report, minutes of the October 19, 2010 Village Council meeting, and the minutes of the November 9, 2010 Planning Commission meeting. ROLL CALL VOTE; YEAS: Lacca, Grey, Kiel, Griffin, Miller, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

### **Reports**

- Village Manager Wolff presented his monthly report to the Council. He discussed 2011 ZBA training, year to date code enforcement number, year to date calls for service from Isabella County 911, and the December Planning Commission meeting. He also reported on a long term forecast he is preparing for the street network.
- LIPOA Vice-President Hiither was present; he informed the Council that there was no LIPOA meeting in December to report on.
- Village President Torgerson commented that he felt Malley did a good job plowing during the first snow storm and thanked the manager for his oversight of their work to ensure that all areas were plowed.
- Jana Chotikova from Yeo & Yeo was at the meeting and presented the Fiscal Year 2009-2010 audit. She informed the Council that the Village was given the highest opinion and no errors, problems, or concerns were found in the audit. She also stated that in terms of the Village's internal controls that the Village has very good practices in place and for the second year there are no recommended changes. Wolff informed the public and Council that a copy of the audit, and all past audits, can be found on the "Financial Information" page of the Village's website.
- Steve Clark and John Tanner from Rowe presented their final report to the Council regarding the concept of a wastewater collection and treatment system for southern Lake Isabella. The concept system they designed calls for onsite tanks to handle solid waste and then smaller service mains to collect wastewater from the individual sites which would then be pumped and treated at the Village's lagoon property. Several cost estimates were presented, including a chart showing the projected monthly user costs based on the number of connections. Wolff reported that he had the report prepared to show the minimal areas that



the Village feels might need a system, and a mandate from the state requiring all of Lake Isabella South and Lake Isabella Golf Estates II to be connected. He also reported that a complete copy of the report can be found on the homepage of the Village's website.

### **Public Hearings:**

#### 1. Proposed Ordinance 2010-06; Blight Code Amendments

Torgerson opened a public hearing for proposed ordinance 2010-06 at 7:47 PM.

A synopsis of the proposed ordinance was read prior to public comments.

Public Comments: Mary Zichterman of Sequoia Court complained about the history of blight at 1009 Vallado. She also stated that she feels the Village has not done enough with respect to property. She pointed out that she believes the well and septic system has failed. Wolff replied by informing the Council that both the Central Michigan District Health Department and County Building Department have been informed about the property. He also noted that in the past 3 years the Village has addressed 15 violations at the property, which is more than any other property in the Village.

With no further comments, Torgerson closed the public hearing at 7:59 PM.

A motion was made by Miller, seconded by Grey, to adopt proposed ordinance 2010-06. ROLL CALL VOTE; YEAS: Lacca, Grey, Kiel, Griffin, Miller, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

### **Public Comments**

- Mike Scherba of Isabella Vista: stated that while he supports doing something to help those with unbuildable lots, he would be very cautious about having pressurized wastewater near the lake. Steve Clark replied that the service lines are usually about 4 feet below grade, there are check valves in these type of systems, and that the wastewater is under very low pressure.

### **Existing Business**

#### 1. Weidman Library

The Council directed Wolff to approach Sherman Township and inquire about an agreement to allow Lake Isabella residents in Broomfield Township to have access to the library in Sherman Township.

#### 2. Requested Deer Cull

Wolff reported to the Council the position of the MDNRE. The Council directed him to notify the residents concerned about the deer population of the MDNRE's position and inquire if they would like to work with the MDNRE to develop a non-lethal plan to address the deer population.

#### 3. Joint Construction Code Authority – Lake Isabella Inspection

Members of the JCCA were present and discussed having the Village join their authority. Doing so would allow them to become the entity that handles building, mechanical, electrical, and plumbing inspections in the Village. Wolff provided a report to the Council. He detailed that the cost to Lake Isabella residents would

be lower than continuing to use Isabella County. He also reported on the County's staff and inspection schedule. He reported that the JCCA is able to perform inspections 5 days a week is located nearer to Lake Isabella than the county offices. After discussion with the members of the JCCA the Council introduced proposed ordinances 2011-01, 2011-02, 2011-03, and 2011-04 and set a public hearing for January 18, 2011.

### **New Business**

1. **Audit Contract Renewal**

A motion was made by Miller, seconded by Kiel, to approve a three-year renewal with Yeo & Yeo for auditing services. ROLL CALL VOTE; YEAS: Lacca, Grey, Kiel, Griffin, Miller, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

2. **Development Agreement with Chris & Shannon Maier**

A motion was made by Kiel, seconded by Miller, to approve the proposed agreement with the Maiers. VOICE VOTE; MOTION CARRIED UNANIMOUSLY.

3. **Proposed Resolution 2010-17**

A motion was made by Lacca, seconded by Kiel, to adopt Resolution 2010-17 which names a private road "Torcido Lane." ROLL CALL VOTE; YEAS: Lacca, Grey, Kiel, Griffin, Miller, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

4. **Introduction of Proposed Private Road Ordinance**

Proposed ordinance 2011-05 was introduced and a public hearing set for the January meeting.

5. **Village Manager Health Insurance**

Wolff submitted a report to the Council on bids he had received for his health insurance. After discussion a motion was made by Griffin, seconded by Kiel, to change insurance to the proposal submitted by Jim Kenney. ROLL CALL VOTE; YEAS: Lacca, Grey, Kiel, Griffin, Miller, Pattison & Torgerson; NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

6. **Whispering Pines Amendment**

Tim Beebe from Central Michigan Surveying was present and submitted a series of plans which would amend Whispering Pines. The amendment would split the wastewater system for the Phase II area and connect it to Phase I. It also removes the bulk of what would have been Phase II from the project and allows it to be treated as a stand-alone parcel and not part of the development. After discussion, a motion was made by Pattison, seconded by Miller, to approve the amendment on the condition that the MDNRE also approve the amendment. VOICE VOTE; MOTION CARRIED UNANIMOUSLY.

**Public Comments**

- Mike Scherba of Isabella Vista: Asked if the Village had not approved the amendment to Whispering Pines what could have happened. Tim Beebee replied that it likely have resulted in the parcel sitting vacant for years.
- Dave McGrath of Queens Way: Stated that he was interested in the long-term streets forecast and hopes to see the Village use it to keep our streets good.

With no further business, the Village Council stood in adjournment at 9:16 PM.

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Jeffrey P. Grey, Village Clerk

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Dave Torgerson, Village President