

Village of Lake Isabella
Village Council Minutes
Special Meeting – January 6, 2015

1010 Clubhouse Drive
Lake Isabella, MI, 48893

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

Members Present: Cueny, Eberhart, Grey, Kiel, and Torgerson
Members Absent: Griffin

Public Comments: None

Business

1. Rescind Village Council Appointment from December 26th Meeting

Torgerson discussed that the Village had been advised by legal counsel that since Dan Pattison's resignation was not made "effective immediately" at the December meeting, the Village should not have appointed Richard Lacca to fill the vacancy at the same meeting.

A motion was made by Eberhart, seconded by Kiel, to rescind the appointment of Richard Lacca to the Village Council from the December 26, 2014 meeting. VOICE VOTE: MOTION CARRIED UNANIMOUSLY 5-0-0.

2. Appointment to Fill Council Vacancy

Four individuals applied to fill the vacancy on the Village Council caused by Pattison's resignation. Those four individuals were:

- Wayne Frazier of Clubhouse Drive
- Richard Lacca of El Camino Grande
- Marc Forrest of Clubhouse Drive
- Dave McGrath of Queens Way

A motion was made by Kiel, seconded by Eberhart, to appoint Richard Lacca to the Village Council for the remainder of Dan Pattison's term of office. VOICE VOTE: MOTION CARRIED UNANIMOUSLY 5-0-0.

3. Oath of Office

Village Clerk Grey administered the Oath of Office to Richard Lacca, and he was seated as a Council member.

4. Election of Officers

A motion was made by Grey, seconded by Lacca, to elect David Torgerson as Village President. VOICE VOTE: MOTION CARRIED UNANIMOUSLY 6-0-0.

A motion was made by Kiel, seconded by Cueny, to elect Richard Lacca as Village President Pro-Tempore. VOICE VOTE: MOTION CARRIED UNANIMOUSLY 6-0-0.

A motion was made by Lacca, seconded by Eberhart, to elect Jeffrey Grey as Village Clerk. VOICE VOTE: MOTION CARRIED UNANIMOUSLY 6-0-0.

A motion was made by Eberhart, seconded by Grey, to elect Charles Kiel as Village Treasurer. VOICE VOTE: MOTION CARRIED UNANIMOUSLY 6-0-0.

5. Other Appointments & Committee Assignments

A motion was made by Kiel, seconded by Lacca, to appoint Arnold Griffin as Village Deputy Treasurer.

There was discussion regarding whether or not it causes issues for both the Treasurer and Deputy Treasurer to be gone for several months in the winter.

VOICE VOTE: MOTION CARRIED UNANIMOUSLY 6-0-0.

A motion was made by Kiel, seconded by Lacca, to appoint John Eberhart as Deputy Village Clerk. VOICE VOTE: MOTION CARRIED UNANIMOUSLY 6-0-0.

A motion was made by Cueny, seconded by Kiel, to appoint Jeffrey Grey to the Planning Commission for a term ending in January of 2017. VOICE VOTE: MOTION CARRIED UNANIMOUSLY 6-0-0.

A motion was made by Eberhart, seconded by Kiel, to appoint Arnold Griffin to the Zoning Board of Appeals for a term ending in January of 2017. VOICE VOTE: MOTION CARRIED UNANIMOUSLY 6-0-0.

A motion was made by Eberhart, seconded by Lacca, to appoint Jeffrey Grey to the Airport Advisory Board for a term ending in January 2017. VOICE VOTE: MOTION CARRIED UNANIMOUSLY 6-0-0.

A motion was made by Lacca, seconded by Kiel, to appoint Council members Cueny, Eberhart, and Griffin to the LIPOA-Village Liaison Committee. VOICE VOTE: MOTION CARRIED UNANIMOUSLY 6-0-0.

6. Resolution 2015-01; Authorization of Signers

A motion was made by Kiel, seconded by Cueny, to adopt Resolution 2015-01 which designates the following officers as signers; Village President, Village President Pro-Tempore, Village Clerk, Village Treasurer, and Village Deputy Treasurer. VOICE VOTE: MOTION CARRIED UNANIMOUSLY 6-0-0.

7. January Liaison Committee Agenda Items

Torgerson asked if there were items of discussion that members of the Council would like for the Liaison Committee to discuss at its next meeting on January 26th.

Grey asked if the committee could discuss how the No Parking areas are working.

8. February Meeting Date

The Council discussed rescheduling the February meeting date to allow for the greatest number of members to attend. After discussion, the regular meeting was rescheduled from the third Tuesday (February 17th) to the second Tuesday (February 10th) without objection. The time and location were unchanged.

Public Comments:

Public comments were offered to the Village Council from Geoff Elias of Clubhouse Drive and Dave McGrath of Queens Way.

With no further business, the Village Council stood in adjournment at 7:35 PM.

x\
Jeffrey P. Grey, Village Clerk

x\
Dave Torgerson, Village President

Village of Lake Isabella
Village Council Minutes
Rescheduled Regular Meeting
February 10, 2015

1010 Clubhouse Drive
Lake Isabella, MI, 48893

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

Members Present: Cueny, Eberhart, Grey, Lacca, & Torgerson

Members Excused: Griffin & Kiel

The Agenda for the meeting was accepted without objection or modification.

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

1. December, 2014 - Investment Report
2. December, 2014 - Invoices and Bills to be Paid
3. December, 2014 - Balance Sheet
4. December, 2014 - Income & Expense Report
5. Draft Minutes; December 16, 2014 Village Council Meeting
6. Draft Minutes; December 26, 2014 Village Council Meeting
7. Draft Minutes; January 6, 2015 Village Council Meeting
8. Draft Minutes; January 13, 2015 Planning Commission Meeting
9. Draft Minutes; January 27, 2015 Liaison Committee Meeting

ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Lacca, & Torgerson NAYS: None;
MOTION CARRIED UNANIMOUSLY (5-0-0).

Reports:

1. Village President

Village President Torgerson thanked Dave McGarth for his service on the Planning Commission and ZBA. He also thanked the other individuals who applied to be appointed to the Village Council last month for their interest in serving the community.

2. Village Manager

Wolff discussed snow plowing, statistics from Central Dispatch, Code Enforcement, and the change in inspection service.

Cueny thanked staff for their effort to reduce plowing costs by doing some of the snow plowing in-house.

3. Lake Isabella Property Owners Association

LIPOA President Russell provided a report to the Village Council on the drawdown. He reported that the lake was down the full 72 inches as allowed by their MDEQ permit. He also reported that the gate was holding the lake at this level while being open 26 inches. He noted that last winter they were able to maintain the 72 inch drawdown level with the gate only open at 21 inches, indicating that there has been more flow into the lake this winter than last winter.

Public Hearings:

1. Ordinance 2015-01; Proposed Zoning Ordinance Update Regarding Temporary Structure and Business District Regulations

Torgerson opened the public hearing at 7:14 PM. A synopsis of the ordinance was read by Village Manager Wolff.

Public Comments: Al Davis of Coldwater Road spoke in favor of the proposed ordinance.

Comments from Council: None.

Torgerson closed the public hearing at 7:22 PM.

A motion was made by Eberhart, seconded by Grey, to adopt Ordinance 2015-01 as presented. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

Public Comments:

Public comments were offered to the Village Council from Mike Scherba of Isabella Vista.

Existing Business:

1. Boat & Trailer Storage Ordinance Discussion

The Council discussed how to proceed with a review and possible amendment of the current regulations for the storage of boats, campers, trailers, RVs, and similar items. The Manager recommended to the Council forming a work group to help craft a survey that the community could take on this topic. The survey would be used to help guide the Village in crafting regulations in line with the desires and expectations of the community.

There was discussion on whether to mail the survey to everyone or just residents or voters. There was also discussion as would it be better to mail a post card invitation to take the survey online, or mail the full survey out. No action was taken on either issue.

Torgerson asked for volunteers to serve on the work group. Grey and Cueny both volunteered. Torgerson also stated that he would like to see an LIPOA Board member be part of this work group. He asked LIPOA President Russell to make such a request at the LIPOA's next meeting.

2. Proposed Contract Renewal – Sherman Township Dedicated Police Patrol

The Council reviewed the negotiated contract between Sherman Township and the Village for a one-year renewal of dedicated patrol services. The negotiated agreement calls for a minimum of 480 patrol hours at a cost of \$10,500.

There was discussion regarding that the renewal of the contract was not included in the 2014-2015 budget as all of the costs under the expiring agreement were paid in the previous Village fiscal year. Wolff noted that he was able to negotiate a renewal that allows for only one payment to be made in the Village's current fiscal year with the remaining costs in the 2015-2016 fiscal year.

A motion was made by Cueny, seconded by Eberhart, to approve the one-year contract renewal that begins on March 1, 2015 in the amount of \$10,500 and to have the Village Manager pursue discussions with Sherman Township to move the contract cycle to match

the Village's fiscal year. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

3. Legal Opinion on Telephonic Participation in the Village Council Rules

Wolff discussed his conversations with Representative Cotter's office and the Michigan Attorney General's office regarding the allowed use of telephonic participation in the Council Rules. He also discussed legislation which will soon be introduced in the Michigan House to prevent this practice. He recommended that rather than have him pursue an opinion from the Village's attorney, to simply have him draft an amendment to the Council Rules which would remove the ability to have telephonic and video participation except for Work Sessions and Committee Meetings.

A motion was made by Grey, seconded by Eberhart, to not have staff obtain an opinion from legal counsel on video and telephonic participation in the Council Rules and to rather draft an amendment to the Council Rules which would only allow video and telephonic participation at meetings where no formal action is taken, such as work sessions and committee meetings. VOICE VOTE: MOTION CARRIED UNANIMOUSLY (5-0-0).

New Business

1. 2015 Village Lot Sales – Establish Conditions

Wolff asked for input from the Council on several items pertaining to the Resolution which needs to be drafted and approved by the Council to authorize the selling of surplus lots in 2015. There was discussion regarding providing a discount for people to combine the lot with other adjacent property that they may own.

2. 2014 Planning & Zoning Annual Report

The 2014 Planning & Zoning Report as approved by the Planning Commission was accepted without objection.

3. ORV, ATV, Golf Cart Ordinance Discussion

The Council discussed moving forward with an ordinance to allow ORVs, ATVs, and Golf Carts on streets within the Village. Wolff suggested that the Council consider creating a work group to address this project and report back to the Council.

There was discussion regarding concerns over operating these items in foggy conditions, the maximum speed allowed for golf carts, passing on streets with a double-yellow, and streets where carts cannot be allowed due to the speed limit.

Torgerson asked for volunteers to work with the Manager in a work group setting to create a new ordinance draft. Grey, Cueny, and Lacca were selected to be part of this work group. [~~Torgerson~~] Cueny also asked to have Marshal Hooker involved, and also stated that he would like to see an LIPOA Board member be part of this work group. He asked LIPOA President Russell to make such a request at the LIPOA's next meeting.

4. March 2% Saginaw Chippewa Indian Tribe Grant Requests

Council discussed the upcoming deadline to apply for grants from the Saginaw Chippewa Indian Tribe. No requested were made from the Council.

5. Upcoming MML Training

The Council discussed various upcoming training events offered by the Michigan Municipal League. Cueny stated that he would like to attend the MML Core Training Weekend in Frankenmuth and a session in March on public participation. Members of the Council voiced support for the MML weekend as several have attended it.

Wolff stated that the Village does not have a formal policy in place for approving training and conferences for Council members, but in the past the Village has always paid for registration, hotel, and mileage costs. There were no objections from the Council to the Village paying these costs for any of the MML events that were discussed.

Public Comments:

Public comments were offered to the Village Council from the following individuals:

- Mike Scherba of Isabella Vista.
- Larry Russell of Fairway Drive.
- Al Davis of Coldwater Road.

With no further business, the Village Council stood in adjournment at 9:13 PM.

x\
Jeffrey P. Grey, Village Clerk

x\
Dave Torgerson, Village President

Village of Lake Isabella
Village Council Minutes
Regular Meeting - March 17, 2015

1010 Clubhouse Drive
Lake Isabella, MI, 48893

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

Members Present: Cueny, Eberhart, Grey, & Torgerson
Members Excused: Griffin, Lacca, & Kiel

The Agenda for the meeting was accepted without objection or modification.

A motion was made by Grey, seconded by Eberhart, to approve the Consent Agenda with the corrected minutes of the February 10, 2015 Village Council Meeting, which included the following items:

1. January – Invoices & Bills to be Paid
2. January – Investment Report
3. January - Balance Sheet
4. January - Income & Expense Report
5. February – Invoices & Bills to be Paid
6. February – Investment Report
7. February - Balance Sheet
8. February - Income & Expense Report
9. Corrected Minutes; February 10, 2015 Village Council Meeting

ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (4-0-0).

Reports:

1. Village President
Reported on the Council's newest member attending the Michigan Municipal League's (MML) elected academy core weekend. Mr. Cueny reported on his experience and stated that he felt it was a worthwhile experience.
2. Village Manager
Wolff reported on the dedicated patrol contract renewal with Sherman Township, plowing costs, code enforcement cases, the Verizon tower being built one-half mile north of the airport, and changes to the Freedom of Information Act.
3. Lake Isabella Property Owners Association
LIPOA President Russell reported on the annual billing and status of the drawdown.

Public Hearings:

1. Proposed Resolution 2015-02; Sale of Village Owned Lots
Torgerson opened the public hearing at 7:10 PM. A synopsis of the resolution was read by Village Manager Wolff. Wolff also noted that the Village Charter requires 5 votes to

sell property, and that as such the Council could not approve the resolution at this meeting.

Public Comments: None

The Council discussed the provision in the resolution which allows for title insurance and a 50/50 cost split between the Village and the buyer. After discussion, it was asked to have this section modified to still allow for title insurance if the buyer requests such, but that 100% of the costs will be absorbed by the buyer.

Torgerson closed the public hearing at 7:17 PM.

Public Comments:

- Luis “Fernando” Terreros of Castle Court discussed the need for roadside clean-up work.
- Larry Russell of Fairway Drive discussed that the LIPOA had hired Proton Services for Dam clean-up work and that the Village should consider them if they need work for roadside clean-up.

Existing Business:

1. Legal Opinion on Telephonic Participation in the Village Council Rules

The Council reviewed the proposed change to the Village Council Rules on telephonic participation. The members present from the Council felt the proposed changes to rule 2.2 were satisfactory. Cueny also discussed an issue with the wording of Rule 7.1(F). This Rule allows the Council, by a 2/3 vote, to limit the total length of a single public comment period to one-hour. Cueny discussed that the Attorney General has opined that rules such as this may not be applied in a manner which denies an individual the right to address a public body. The Council asked that when the proposed rules are on the agenda next month that an amendment to Rule 7.1 (F) also be included on the draft.

New Business

1. Proposed Ordinance 2015-03; Designation of Floodplain Enforcement Entity

Proposed Ordinance 2015-03 which changes the enforcement authority for the Floodplain Regulations from the Village of Lake Isabella to Isabella County was introduced by Grey, and a public hearing set for the April 21st meeting without objection.

2. Proposed Resolution 2015-03; Asset Management Plan Update

A motion was made by Grey, seconded by Cueny, to adopt Resolution 2015-03 which updates the Village’s adopted Asset Management Plan. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (4-0-0).

3. Capital Improvement Plan & Road Funding Discussion

Wolff presented the working draft of the Capital Improvement Plan for the upcoming budget and discussed funding needs for the Village’s street system. In addition to the various needs for the streets, adding a welcome sign with a message board to the DPW property was also discussed as an included item in the upcoming Capital Improvement Plan. Cueny voiced support for this, and felt it was a needed project in order to better

inform the community. Grey also spoke in favor of the project, and discussed his past support for a sign with a digital message board at the DPW property.

Public Comments:

- Mike Scherba of Isabella Vista discussed the need for continued crack-sealing work in the upcoming summer.

With no further business, the Village Council stood in adjournment at 7:59 PM.

x\ _____
Jeffrey P. Grey, Village Clerk

x\ _____
Dave Torgerson, Village President

Village of Lake Isabella
Village Council Minutes
Special Meeting - March 27, 2015

1010 Clubhouse Drive
Lake Isabella, MI, 48893

The Meeting was called to order by his Honor, Village President Torgerson, at 9:00 AM and the pledge of allegiance was recited.

Members Present: Cueny, Eberhart, Grey, Lacca, & Torgerson
Members Absent: Griffin & Kiel

Public Comments: None

Business:

1. Proposed Ordinance 2015-04; ORVs

President Torgerson thanked the work group and Marshal Hooker for their attention to this issue of golf carts and ORVs. There was discussion among the members over the proposed ordinance and golf carts. There was discussion over the need for signage in the Village which clearly post the ORV and golf cart rules once adopted. Cueny discussed the ability and need to clearly communicate that the Council can always revisit the issue, including repealing the ability to use golf carts and ORVs, if there are complaints or abuse.

A motion was made by Cueny, seconded by Lacca, to formally introduce Proposed Ordinance 2015-04 which would legally allow for the use of ORVs on Village streets and set a public hearing for the April 21st meeting. VOICE VOTE: MOTION CARRIED UNANIMOUSLY 5-0-0.

Public Comments: None

With no further business, the Village Council stood in adjournment at 9:17 AM.

x\ _____
Jeffrey P. Grey, Village Clerk

x\ _____
Dave Torgerson, Village President

Village of Lake Isabella
Village Council Minutes
Work Session - April 21, 2015

1010 Clubhouse Drive
Lake Isabella, MI, 48893

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

Members Present: Cueny, Eberhart, Grey, Griffin, Lacca, & Torgerson
Members Absent: Kiel

Public Comments: None

Business:

1. May 5th Election – Proposal 1

The Village Council discussed Proposal 1 as it appears on the May 5, 2015 Special Election ballot. There was discussion regarding how the proposal would impact the Village and what street projects it would enable the Village to pursue. The Council discussed if this was the best solution to the road funding issue facing the state, and also if proposal 1 would be sufficient to meet the needs of the Village's street network. There was discussion over future funding needs for the Village's streets. Wolff reported that to do the maintenance needed to keep the Village's streets in the best condition and maximize their useful life, roughly 4 Mills of property taxes are needed just for streets.

2. 2015-2016 Budget

Wolff provided an initial discussion of the 2015-2016 budget. He discussed his plan to shift the Village's budget to a priority based budget. He also discussed the proposed Capital Improvement Plan and community engagement plan he is working on including in the budget.

With no further business, the Village Council stood in adjournment at 6:58 PM.

x\ _____
Jeffrey P. Grey, Village Clerk

x\ _____
Dave Torgerson, Village President

**Village of Lake Isabella
Village Council Minutes
Regular Meeting – April 21, 2015**

**1010 Clubhouse Drive
Lake Isabella, MI, 48893**

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

Members Present: Cueny, Eberhart, Grey, Griffin, Lacca, & Torgerson
Members Excused: Kiel

The Agenda for the meeting was accepted without objection or modification.

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

1. March - Invoices & Bills to be Paid
2. March - Investment Report
3. March - Balance Sheet
4. March - Income & Expense Report
5. Draft Minutes; March 17, 2015 Village Council Meeting
6. Draft Minutes; March 27, 2015 Village Council Meeting

ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Lacca, & Torgerson
NAYS: None; MOTION CARRIED UNANIMOUSLY (6-0-0).

Reports:

1. Village President

President Torgerson did not have a report to share this month.

2. Village Manager

Manager Wolff submitted a report in writing to the Village Council. He highlighted year to date permits and code enforcement activity. He also included a letter sent to Isabella Pellet regarding the outstanding items from their development agreements with the Village and requesting that ownership provide a written timeline for completion by May 1, 2015.

3. Lake Isabella Property Owners Association

LIPOA President Russell discussed the upcoming newsletter, billing, and 2015 employees.

Public Hearings:

1. Proposed Ordinance 2015-03; Floodplain Enforcing Entity

Torgerson opened the public hearing at 7:12 PM. A synopsis of the ordinance was read by Village Manager Wolff.

Public Comments: None

There were no comments or questions from the Council.

Torgerson closed the public hearing at 7:13 PM.

A motion was by Cueny, seconded by Eberhart, to adopt proposed ordinance 2015-03 which transfers the authority to enforce the NFIP Floodplain regulations from the Village of Lake Isabella to Isabella County. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (6-0-0).

2. Proposed Ordinance 2015-04; ORVs

Torgerson opened the public hearing at 7:13 PM. A synopsis of the ordinance was read by Village Manager Wolff.

Public Comments: None

The Council discussed the provision in the ordinance which addresses age limits for ORV operators. It was discussed that this is language adopted by Isabella County and the various townships in Isabella County. It was also discussed that this is wording in the enabling legislation found in MCL 324.81131(13).

Torgerson closed the public hearing at 7:19 PM.

A motion was by Lacca, seconded by Eberhart, to adopt proposed ordinance 2015-04 which allows for the use of ORVs on the Village's streets. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (6-0-0).

Public Comments:

- Larry Russell of Fairway Drive asked why ORVs were being approved by an ordinance while golf carts were being approved by a resolution. Wolff replied that the two different types of vehicles have different enabling statutes. He replied that ORVs are regulated and allowed under the Michigan Natural Resources and Environmental Protection Act (NREPA). Under NREPA a municipality can allow for ORVs on public streets via the adoption of a local ordinance. Golf Carts on the other hand are regulated under the Motor Vehicle Code (MVC). Under the MVC a municipality with a population of less than 30,000 can allow for golf carts on certain public streets via the adoption of a local resolution.

Existing Business:

1. Proposed Resolution 2015-02; Sale of Village Owned Lots

With a public hearing held on the proposed resolution at last month's meeting, a motion was made by Grey, seconded by Cueny, to adopt proposed Resolution 2015-02 as amended and corrected. ROLL CALL VOTE; YEAS:

Cueny, Eberhart, Grey, Griffin, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (6-0-0).

2. Proposed Resolution 2015-04; Village Council Rules Update

A motion was made by Eberhart, seconded by Grey, to adopt resolution 2015-04 as presented. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (6-0-0).

3. Proposed Resolution 2015-05; Golf Carts on Village Streets

A motion was made by Grey, seconded by Cueny, to adopt resolution 2015-05 as presented. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (6-0-0).

New Business

1. Approval of July 4th Fireworks Contract & Permit

A motion was made by Grey, seconded by Cueny, to approve the 2015 Fireworks contract for \$9,000 to Freedom Fireworks, and approve the proposed permit for the 2015 Fireworks. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (6-0-0).

2. Proposed Resolution 2015-06; Closing of Castle/Sevilla/Putter Special Assessment Account

A motion was made by Cueny, seconded by Griffin, to adopt proposed resolution 2015-06 as presented. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (6-0-0).

3. Proposed 2015 Lake Patrol Contract with Isabella County

A motion was made by Lacca, seconded by Eberhart, to approve the proposed 2015 Lake Patrol contract with the Isabella County Sheriff's Department. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (6-0-0).

4. Proposed Resolution 2015-07; Broomfield Twp. Fire Protection Special Assessment District Annual Renewal, Resolution 1 of 2

A motion was made by Grey, seconded by Griffin, to adopt proposed resolution 2015-07 as presented. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (6-0-0).

5. May 5th Election – Proposal 1

The Council reviewed Proposal 1 on the May 5, 2015 ballot. After review information on the proposal at the Work Session held earlier in the day, there

was no action taken to amend the Council's position on road funding as adopted in Resolution 2013-02.

Public Comments:

- Larry Russell of Fairway Drive asked about the upcoming Liaison Committee meeting between the LIPOA and Village.

Cueny thanked Marshal Hooker for his help and involvement in the ORV and Golf Cart work group.

With no further business, the Village Council stood in adjournment at 7:50 PM.

x\
Jeffrey P. Grey, Village Clerk

x\
Dave Torgerson, Village President

**Village of Lake Isabella
Village Council Minutes
Regular Meeting – May 19, 2015**

**1010 Clubhouse Drive
Lake Isabella, MI, 48893**

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

Members Present: Cueny, Eberhart, Grey, Griffin, Lacca, Kiel, & Torgerson
Members Absent: None
Members Excused: None

The Agenda for the meeting was accepted without objection or modification.

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

1. April - Invoices & Bills to be Paid
2. April - Investment Report
3. April - Balance Sheet
4. April - Income & Expense Report
5. Draft Minutes; April 21, 2015 Village Council Work Session
6. Draft Minutes; April 21, 2015 Village Council Meeting
7. Draft Minutes; April 27, 2015 Liaison Committee Meeting
8. Draft Minutes; May 12, 2015 Planning Commission Meeting

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

Reports:

1. Village President

President Torgerson discussed the revenue that the Village operates on. He stated that the Council needs to strongly consider a Millage proposal for the community. He stated that was needed not just for new projects or services, but to maintain the current service level offered by the Village.

2. Village Manager

Manager Wolff submitted a report in writing to the Village Council. He highlighted year to date permits and code enforcement activity. There was discussion regarding a proposed caution light for Baseline and Coldwater Road which is being included in the upcoming budget.

3. Lake Isabella Property Owners Association

LIPOA President Russell discussed that during the recent rains the lake level increased by 10 inches over a 3 day period. He also discussed an increase in dock fees that will be in place for the next year. Finally he reminded people about the LIPOA annual meeting on June 13th.

Public Hearings:

1. Proposed Resolution 2015-08; Resolution 2 of 2 for the Annual Renewal of the Broomfield Township Fire Protection Special Assessment

Torgerson opened the public hearing at 7:17 PM. A synopsis of the resolution was read by Village Manager Wolff.

Public Comments: None

The Council discussed having this service done via a voter approved Millage at the next election versus a special assessment to renew each year.

Torgerson closed the public hearing at 7:21 PM.

A motion was by Kiel, seconded by Eberhart, to adopt proposed resolution 2015-08 which is the second of the two required resolutions needed to renew the fire protection special assessment for the Broomfield Twp. portion of Lake Isabella. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Lacca, Kiel, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

Public Comments:

- Dave McGrath of Queens Way stated he supported a light at Baseline and Coldwater, but really thinks that the fog lines should be painted before anything else is done at this intersection.
- Mike Scherba of Isabella Vista stated that on several occasions he has clearly heard the Pellet Factory at his residence. Eberhart responded to Mr. Scherba's comments and stated that he has been approached by two nearby business owners that have also had issues with noise and dust.

Existing Business:

1. Isabella Pellet – Status of Agreements

Skip Uber, General Manager of Isabella Pellet, was present to discuss the Pellet Factory. He apologized to the Council for the misunderstanding from the December meeting regarding the need to provide quarterly updates. Skip stated that the factory is moving forward with reducing the amount of raw materials stored "on the deck." He stated that once they can process the materials on-site, they would be keeping the materials down to roughly three loads per day, and that would be done mainly through just-in-time deliveries.

He discussed efforts being taken to get Morgan Composting or House Farms out to take the piles of waste product, which is a mixture of dust and dirt. He discussed their desire to use crushed limestone and not asphalt or concrete for the driveway and parking areas. He stated that they would finish the building with stone wrap as required by the end of June.

He discussed the dumpster and stated that they would prefer to keep it inside and only have it outside briefly when they are getting it emptied. He also stated that they would keep the exterior doors closed after 8 PM to avoid noise issues in the community.

He also expressed a desire to work with the Village regarding getting trees from the Village's lagoon property to help with the screening.

He stated that they would like to have the paving requirements delayed until the end of the 3rd quarter of this year. And would also have the parking plan updated to reflect parking on hard surfaced areas.

Wolff submitted a report to the Council detailing the outstanding items which need to be addressed from the various agreements between the Pellet Factory and Village. His recommendation to the Council was to give the factory a written notice of default with a 30 day period to correct as is required in the Conditional Rezoning Agreement.

Lacca stated that he feels the developers cannot be held accountable for the delays from the original owners, but this ownership group has been in place for over 18 months and they need to finish the items agreed to in the approval process.

Cueny stated that getting the road and curb done has to happen soon, and that the Village should not grant any type of variance on this issue. He stated that he would like to see a written agreement with a hard deadline of the end of August.

Eberhart asked if the parent company has any plans to expand. Mr. Uber stated that there are no plans for expansion at this site.

Torgerson asked about the plant's operations regarding busy and down periods.

Kiel asked how many employees the factory current has, and how many were living in Lake Isabella. Mr. Uber replied that there are currently 15 employees and he did not know how many lived in the Village.

Kiel then stated that he really struggled to see the benefit of the factory in the Village. He stated it has a bad visual, a bad odor, and a bad noise.

Grey asked about the ability to make the berms taller.

Wolff suggested that the company consider using the waste material as fill material to increase the height of the berms.

Kiel stated that he feels the Village should pursue legal action to force the factory to comply or shutdown.

Cueny stated that he feels there should be a written agreement with a clearly defined steps and dates for completion, if they fail to meet those deadlines for any reason, then legal action should be taken.

Griffin asked how long it would take to complete the outstanding items. Mr. Uber stated that the paving was the biggest issue. Griffin then asked what

time was needed. He stated that if he was told it would take 30 days or 60 days, that would be the time frame he would hold the factory to.

Lacca stated that the noise and smell have to be high on the list for things to be addressed.

Cueny stated that he agreed with Lacca, and that people need to see progress being made towards the appearance of the site.

Torgerson agreed that visual progress is a must, and that a written agreement is a must.

Griffin and Kiel both stated that they were in favor of starting the legal process so that in the event an agreement is not reached, or the agreement is not honored there would not be a delay in forcing the factory to shut down until there is compliance.

There was additional discussion among the Council members. It was agreed to have Torgerson, Cueny, and Wolff meet with Mr. Uber tomorrow morning at 9 AM to see if they could reach a written agreement.

2. Approval of Agreement with Isabella County

A motion was made by Grey, seconded by Cueny, to approve the agreement with Isabella County to administer the regulations of the Michigan Building Code for the National Flood Insurance Program. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Lacca, Kiel, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

New Business

1. 2015 Tax Delinquent Lot Foreclosures – Isabella County

The Council reviewed the list of properties which have been foreclosed by Isabella County for delinquent property taxes. After reviewing the list, none of the lots appear to have any immediate public value to the Village, and no action was taken to purchase any of these lots from Isabella County before the summer tax sale.

2. Proposed Fire Protection Contract with Nottawa-Sherman Townships Fire Dept.

A motion was made by Kiel, seconded by Lacca, to approve the proposed contract with the Nottawa-Sherman Townships Fire Department and approve the first payment of the contract for fire protection coverage for the 2015-2016 year. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Lacca, Kiel, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

3. Resolution 1999-01

The Council discussed the status of Resolution 1999-01, which was adopted in February of 1999 but never acted upon. This resolution called for the Village to seek a Circuit Court order to amend the Lake Isabella North and Lake

Isabella Golf Estates 2 plats to have the waterfront public utility easements vacated.

The Council discussed the impact of moving forward with this resolution versus simply rescinding it. Wolff was asked to review the issue with legal counsel and report back.

Public Comments:

- Larry Russell of Fairway Drive stated that he has sympathy for the situation that the Pellet Factory is currently in.
- Mike Scherba of Isabella Vista stated that he was at the December meeting where Mr. Uber last spoke and he remembers hearing that certain things were going to get done in a timely manner which have not.

Wolff thanked Cueny for his approach and professionalism with being on the Council. He thanked him for his thoroughness in preparing for meetings, having an open mind with the topics being discussed, and for the manner in which he has dealt with staff and the members of the Council.

A motion was made by Grey, seconded by Kiel, to enter into a Closed Session at 8:54 PM to conduct the Village Manager's annual review. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Lacca, Kiel, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

A motion was made by Kiel, seconded by Grey, to exit the Closed Session at 9:48 PM. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Lacca, Kiel, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

x\
Jeffrey P. Grey, Village Clerk

x\
Dave Torgerson, Village President

**Village of Lake Isabella
Village Council Minutes
Special Meeting – June 2, 2015**

**1010 Clubhouse Drive
Lake Isabella, MI, 48893**

The Meeting was called to order by his Honor, Village President Torgerson, at 8:01 AM and the pledge of allegiance was recited.

Members Present: Cueny, Eberhart, Griffin, Kiel, & Torgerson
Members Absent: Grey & Lacca

Public Comments: None

Business:

1. Isabella Pellet – Completion Agreement

A proposed agreement between Isabella Pellet and the Village was reviewed. The agreement was crafted during a meeting of Isabella Pellet General Manager Skip Uber, Village Manager Wolff, Village President Torgerson, and Council member Cueny the morning of May 20th.

The proposed agreement has a deadline of June 30, 2015 for the completion of exterior of the structure, hard surfaced parking plan, and use of the waste material to increase the height of the berms. The agreement also has a September 30, 2015 deadline for paving and curbing.

The proposed agreement also calls for the Village and Pellet Factory to work together on paving Baseline Road. Finally, the Pellet Factory has agreed reduce the materials kept “on the deck,” keep the dumpster inside, and to keep the main doors closed between 8 PM and 7 AM except for brief periods of deliveries and loading/unloading.

Cueny stated that there needs to be an examination on June 30th to ensure that compliance has happened for those items.

A motion was made by Cueny, seconded by Eberhart, to approve the completion agreement between Isabella Pellet and the Village of Lake Isabella as presented. Torgerson requested a Roll Call vote. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Griffin, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

Public Comments: None

With no further business, the Village Council adjourned at 8:14 AM.

x\
Jeffrey P. Grey, Village Clerk

x\
Dave Torgerson, Village President

**Village of Lake Isabella
Village Council Corrected Minutes
Regular Meeting – June 16, 2015**

**1010 Clubhouse Drive
Lake Isabella, MI, 48893**

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

Members Present: Cueny, Eberhart, Grey, Griffin, Lacca, Kiel, & Torgerson
Members Absent: None
Members Excused: None

The Agenda for the meeting was accepted without objection or modification.

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

1. May - Invoices & Bills to be Paid
2. May - Investment Report
3. May - Balance Sheet
4. May - Income & Expense Report
5. Draft Minutes; May 19, 2015 Village Council Closed Session
6. Draft Minutes; May 19, 2015 Village Council Meeting
7. Draft Minutes; May 27, 2015 Finance Committee Meeting
8. Draft Minutes; June 2, 2015 Village Council Meeting
9. Draft Minutes; June 9, 2015 Planning Commission Meeting

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

Reports:

1. Village President

President Torgerson reported that the community has generously donated \$7,275 towards the 2015 Fireworks as start of the meeting.

2. Village Manager

Manager Wolff discussed the events of the Planning Commission from the week before. He discussed the proposed update to the Light Industrial district and also the discussion regarding reducing the required development sizes for new single-family homes.

Public Hearings:

1. Proposed Resolution 2015-09; 2015-2016 Budget and Property Tax Rate to be Levied in Support of the Budget

Torgerson opened the public hearing at 7:08 PM. Manager Wolff presented a summary of the proposed budget.

Public Comments: None

Council Comments:

Kiel complimented Wolff on the changes made to the budget documents this year. He discussed the value in seeing how funds are broken down into ongoing and one-time items.

Griffin discussed the need to look at a citizen's committee to explore revenue options, especially for roads.

There was discussion about adding money to the budget for additional crack sealing work this fall.

Torgerson closed the public hearing at 7:31 PM.

A motion was by Kiel, seconded by Lacca, to adopt proposed resolution 2015-09 which sets the budget for the 2015-2016 Fiscal Year beginning on July 1, 2015 and sets the Millage rate to be levied in support of the annual budget at 1 Mill with Headlee Rollback. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Lacca, Kiel, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

Public Comments:

- Mike Scherba of Isabella Vista thanked the Village for how the budget is presented. He stated that it is easy for the public to see where funds are coming from and being spent.

Existing Business:

1. Proposed Resolution 2015-12; Election Notification Policy

The Council discussed adopting a policy for providing additional notification for running for Village Council. It was asked to also provide notice in the Village newsletter if published in a compatible timeframe as the filing date, or provide notice as well on the Village's Facebook page and e-newsletter.

A motion was made by Eberhart, seconded by Cueny, to adopt Resolution 2015-12 which sets additional requirements for notifying the community of the filing deadline to run for Village Council. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Lacca, Kiel, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

2. Proposed Update to Boat, Trailer, & RV Storage Regulations

The Council was presented with the final draft of recommended changes to the regulation of boat, trailer, and RV storage in the Village. The Council discussed increased the height restriction in the proposed regulations from 8 inches to ~~{8}~~ 12 inches for allowing items to be stored on vacant lots of parcels with a single-family home split by a street. There was also discussion about allowing sheds on vacant lots of parcels with a single-family home split by a street.

The Council discussed having this issue highlighted in the summer tax billing newsletter and asking for additional feedback before taking further action.

3. Resolution 1999-01 Follow-up / Discussion

The Council reviewed the information provided from the Village Attorney on the process established in the Land Division to allow for public utility easements to be vacated without having to go to Circuit Court. The Council asked to have a resolution prepared for the July meeting which rescinds Resolution 1999-01 and directs the Village to move forward with the vacation process via the steps in the Land Division Act under MCL 560.222a.

New Business

1. Proposed Resolution 2015-10; FY 2014-15 Final Budget Amendments

A motion was made by Kiel, seconded by Grey, to adopt Resolution 2015-10 which makes amendments to the adopted FY 2014-2015 budget. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Lacca, Kiel, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

2. Proposed Resolution 2015-11; Updated Freedom of Information Act Policy

A motion was made by Grey, seconded by Kiel, to adopt Resolution 2015-11 which makes adopts an updated Freedom of Information Act policy to comply with changes in state law effective July 1st. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Lacca, Kiel, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

3. Approval of Sign Project

Wolff presented a request to the Council to authorize the purchase of a new welcome sign for the community in the amount \$4,550. Wolff requested the authorization as the Village's purchasing policy requires his to secure multiple bids for a purchase of this amount, but has only obtained one. Wolff discussed that the vendor desired for this project is a local residents and business owner who has also made all of the Village's previous signs.

A motion was made by Grey, seconded by Eberhart, to suspend the requirements of the Village's purchasing policy and approve the purchase of the sign from Fiorillo Woodworking in the amount of \$4,550.

There was discussion over other options and having informational materials for the public to get at the location. Members discussed if they could have a single sign made which had both printed materials for the public to take and the removable letters.

Wolff discussed that he originally requested a price for both the welcome sign and also an informational kiosk, but the price of the two was nearly \$6,000.

Torgerson asked for a Roll Call vote. ROLL CALL VOTE; YEAS: Eberhart, Griffin, Kiel, & Torgerson NAYS: Cueny, Grey, & Lacca; MOTION CARRIED UNANIMOUSLY (4-3-0).

Public Comments:

- Mike Scherba of Isabella Vista stated that he has spoken against allowing items to be stored on vacant lots in the past, and still is opposed to allowing people to store items on vacant lots.

With no further business, the Council adjourned at 8:27 PM.

[Approved 2015-07-21]

Jeffrey P. Grey
Village Clerk

x\

David K. Torgerson
Village President

Village of Lake Isabella
Village Council Corrected Minutes
Regular Meeting – July 21, 2015

1010 Clubhouse Drive
Lake Isabella, MI, 48893

The Meeting was called to order by Lake Isabella President Pro-Tempore Richard Lacca, at 7:00 PM and the pledge of allegiance was recited.

Members Present: Cueny, Grey, Griffin, Kiel, & Lacca

Members Absent: None

Members Excused: Eberhart & Torgerson

The Agenda for the meeting was accepted without objection or modification.

A motion was made to correct the minutes of the June 16, 2015 Village Council meeting by Cueny, seconded by Kiel. VOICE VOTE: MOTION CARRIED 5-0-0.

A motion was made by Kiel, seconded by Griffin, to approve the Consent Agenda, which included the following items:

1. Investment Reports
2. Invoices and Bills to be Paid
3. Balance Sheet
4. Income & Expense Report
5. Corrected Minutes of the June 16, 2015 Village Council Meeting
6. Minutes of the July 14, 2015 Board of Ethics Meeting

ROLL CALL VOTE; YEAS: Cueny, Grey, Griffin, Kiel, & Lacca NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

Reports:

1. Village Manager Wolff updated the Village Council on the events of the most recent Planning Commission meeting and E.coli testing. He also provided a draft of the report he would like to submit to the State regarding the restrictions in Lake Isabella South and Lake Isabella Golf Estates 2. He asked for the Council to review the report and to contact him regarding any questions or concerns by the end of the month.
2. No report was provided by the LIPOA.

Public Hearings: None

Public Comments:

Larry Hiither of Queens Way spoke about the condition of an un-mowed yard near his house. Wolff replied that the Village was aware of the issue and had attempted to mow the yard but lacked proper equipment based on the yard's features. He also stated that he had been in contact with a company to have them mow it on behalf of the Village.

Existing Business:1. Proposed Resolution 2015-13; Waterfront Utility Easements

A motion was made by Kiel, seconded by Cueny, to adopt Resolution 2015-13 as presented. ROLL CALL VOTE; YEAS: Cueny, Grey, Griffin, Kiel, & Lacca NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

2. Proposed Boat, Trailer, & RV Storage Regulations

The Council reviewed the results of the most recent survey on the proposed changes to the regulation of boat, trailer, and RV storage. The Council discussed the direction being pursued by the Planning Commission regarding a possible zoning amendment to allow garages on certain lots which would not currently qualify under the zoning code for the placement of an accessory structure.

After discussion, the draft submitted by the work group, with an amendment to the maximum allowed grass height of 12 inches was formally introduced as Ordinance 2015-02 by Cueny.

Lacca set a public hearing on the draft for the August meeting without objection.

3. Baseline Road Improvements

The Council discussed options for working with Isabella Pellet on a possible cost share to do an overlay of all of Baseline Road and install the required curbing at their driveway. The Council was not in favor of pursuing a special assessment with the company, but was supportive of having the Manager work with the factory on a joint project provided half of the cost was paid by August 31st, and the balance paid by September 30th.

New Business1. Introduction of Proposed Ordinance 2015-05; Industrial Development District

The Planning Commission submitted draft of Ordinance 2015-05 was introduced by Kiel. A public hearing was set by Lacca for the August meeting without objection.

2. Committee Appointments

President Torgerson submitted his nominations for appointments, they were as follows:

- George Dunn to a 3 year term on the Planning Commission.
- Farzad Tafreshi to a 3 year term on the Planning Commission.
- Tom Courser to a 3 year term on the Airport Advisory Board.
- John Dauffenbach to a 3 year term on the Zoning Board of Appeals.
- Aaron Dore to a 3 year term on the Board of Ethics.

The Council reviewed the nominees, and did not object to the appointment of any of these individuals.

3. Proposed Resolution 2015-14; SPSAD 15-1

A motion was made by Kiel, seconded by Griffin, to adopt Resolution 2015-14 as presented. ROLL CALL VOTE; YEAS: Cueny, Grey, Griffin, Kiel, & Lacca NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

4. Caution Light at Coldwater and Baseline

The Council discussed installing a three-way caution light at the intersection of Baseline Road and Coldwater Road. The Village has obtained a quote from J. Ranck Electric in the amount of \$6,250 plus costs to install a second utility pole at the intersection. Wolff reported that he would like to have Homeworks Tri-County install the needed second pole which should cost about \$500. The Isabella County Road Commission has also offered to reimburse the Village for up to \$3,125 of the cost from J. Ranck to install the equipment and light.

A motion was made by Grey, seconded by Kiel, to approve the quote from J. Ranck Electric to install a three-way caution light at the intersection of Baseline Road and Coldwater Road in the amount of \$6,250, with additional costs for the installation of a second utility pole at the intersection by Homeworks Tri-County. ROLL CALL VOTE; YEAS: Cueny, Grey, Griffin, Kiel, & Lacca NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

5. Torcido Lane Discussion

The Council discussed the status of Torcido Lane. Wolff was directed to make contact with the property owner to see if a compromise could be reached on getting the road improved.

6. Proposed Resolution 2015-15; Budget Amendment

A motion was made by Kiel, seconded by Griffin, to adopt Resolution 2015-15 as presented. ROLL CALL VOTE; YEAS: Cueny, Grey, Griffin, Kiel, & Lacca NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

7. Approval of Crack Sealing Bid

A motion was made by Cueny, seconded by Kiel, to approve the bid submitted by G.T. Contracting from Archbold, Ohio for the Village's 2015 Crack Sealing work. ROLL CALL VOTE; YEAS: Cueny, Grey, Griffin, Kiel, & Lacca NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

8. Sign Ordinance Discussion

The Council reviewed information submitted regarding a recent Supreme Court Case and sign ordinances. The Council would like additional information from the Michigan Municipal League (MML) before taking further action.

9. MML Workers Comp Ballot

The Village Manager was authorized and directed to complete the ballot and return it to the MML without objection.

10. Village Lot Sale Follow-up

Wolff briefed the Council on an unfulfilled purchase agreement from a Village lot sale. Wolff requested that the Council hold a hearing next month and offer the lot for sale again to the general public if the purchase is not completed before the next meeting. The Council did not object to this request.

Public Comments: None

With no further business, the Village Council stood in adjournment at 8:32 PM.

x\
Jeffrey P. Grey, Village Clerk

x\
Dave Torgerson, Village President

Village of Lake Isabella
Village Council Minutes
Regular Meeting – August 18, 2015

1010 Clubhouse Drive
Lake Isabella, MI, 48893

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

Members Present: Cueny, Eberhart, Grey¹, Griffin, Kiel, Lacca, & Torgerson
Members Absent: None

The Agenda for the meeting was accepted without objection or modification.

Cueny asked for the Draft Minutes of the July Village Council meeting to be corrected so that they reflect the Isabella County Road Commission's approval of paying for half of the cost, up to \$3,125 for the equipment and installation of the three-way caution light at Baseline and Coldwater. This correction was accepted without objection.

A motion was made by Kiel, seconded by Griffin, to approve the Consent Agenda, which included the following items:

1. July- Invoices & Bills to be Paid
2. July- Investment Report
3. July - Balance Sheet
4. July - Income & Expense Report
5. Draft Minutes; July 14, 2015 Planning Commission Meeting
6. Corrected Draft Minutes; July 21, 2015 Village Council Meeting

ROLL CALL VOTE; YEAS: Cueny, Eberhart, Griffin, Kiel, Lacca, & Torgerson NAYS: None;
MOTION CARRIED UNANIMOUSLY (6-0-0).

Reports:

1. The Village President reported that at the July Planning Commission meeting the Planning Commission selected Dave McGrath as their representative to the Zoning Board of Appeals. He stated that he concurs with the appointment and is submitting such to the Village Council for its advice and consent.

There were no objections from the Council on the appointment, and McGrath was thanked for his willingness to serve.

2. The Village Manager reported to the Council on permitting and the events of the last Planning Commission meeting. He also discussed the next Liaison Committee meeting. He then asked Marshal Hooker give the Council an update on the patrol agreement with the Township. The Marshal discussed the lack of issues encountered so far with golf carts and ORVs. He stated that the contract has worked very well, and that they are not seeing many issues in the community.

Wolff also asked Jim Brown of Castle Drive to present his concerns over the Village's Animal Control Ordinance. Mr. Brown is the owner of a dog that under the ordinance is now considered a public nuisance. Mr. Brown asked the Council for a second chance for

¹ Village Clerk Grey arrived at 7:12 PM.

his dog and stated that Isabella County Animal Control was willing to give his dog a second chance.

Eberhart asked if Isabella County had put that in writing.

Cueny asked if anyone else has been hurt in the incident. Wolff reported that the Village was first alerted to the incident by a neighbor who had intervened in the matter. That resident reported he had been bitten, and also asked that the Village ban all pit bulls.

Kiel stated that as a dog owner he feels for Mr. Brown and his family, but asked if there was another incident similar to this in the future how could the Village look the community in the eye after giving the dog a second chance.

3. The LIPOA report was given by Mike Scherba, he discussed the upcoming lake spray.

Public Hearings:

1. Proposed Resolution 2015-16; Lot Sale, Lake Isabella Forest 1 lot 46

Torgerson opened the hearing at 7:33 PM.

A synopsis of the resolution was read by Wolff.

Public Comment: None

Council Comments: None

Torgerson closed the hearing at 7:35 PM.

A motion was made by Kiel, seconded by Lacca, to adopt resolution 2015-16 which relists Lake Isabella Forest 1, lot 46 for sale at a price of \$1,250 plus \$150 for the Lake Isabella Dam Special Assessment. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Kiel, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

2. Proposed Resolution 2015-17; SPSAD 2015-01, Resolution 2 of 2

Torgerson opened the hearing at 7:36 PM.

A synopsis of the resolution was read by Wolff.

Public Comment: None

Council Comments: None

Torgerson closed the hearing at 7:37 PM.

A motion was made by Cueny, seconded by Eberhart, to adopt resolution 2015-17 which is the second of two required resolutions to create a single parcel special assessment district to recover costs from the abatement of a public nuisance. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Kiel, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

3. Proposed Ordinance 2015-05; Industrial District Regulation Update

Torgerson opened the hearing at 7:38 PM.

A synopsis of the ordinance was read by Wolff.

Public Comment:

Scott Slasor of Clubhouse Drive asked what the changes were in the ordinance to the allowed uses.

Dave Ochander of Fairway Drive asked if this would amend the zoning map.

Grey replied that it does not amend the zoning map, and that the changes to the allowed and special land uses would require more intense uses to go through the Special Land Use approval process.

Council Comments:

Eberhart inquired about the inclusion of compounding pharmacies in the draft.

Torgerson closed the hearing at 7:44 PM.

A motion was made by Eberhart, seconded by Lacca, to adopt ordinance 2015-05 which amends the text of the Village's Light Industrial zoning district. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Kiel, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

4. Proposed Ordinance 2015-02; Boat, Trailer, & RV Storage Regulation Update

Torgerson opened the hearing at 7:45 PM.

A synopsis of the resolution was read by Wolff.

Public Comment:

Brian Roberts of York Drive spoke in opposition to the proposed ordinance. He stated that allowing 4 items would make places look bad, and that it was unfair to people with corner lots. He also offered to serve on any committee or work group that is charged with looking into this issue further.

Dave Ochander of Fairway Drive spoke in opposition to the proposed ordinance. He stated that allowing people to store items on vacant lots would be a problem, and that the LIPOA has a storage area for people to keep stuff.

Mike Scherba of Isabella Vista stated that he agreed with Mr. Roberts and Mr. Ochander. He stated that he feels 3 items is more than satisfactory and is very much opposed to people storing items across the street from their homes.

Bill Dunham of Fairway Drive also spoke in opposition to the ordinance.

Council Comments:

Lacca stated that he feels the current ordinance is fair and it should not be changed.

Griffin stated that he feels the LIPOA needs to increase the size of the storage lot so people have more room to store stuff.

Cueny stated he took the tone of the survey results as people being unsatisfied with the Village and the LIPOA and that the Council should consider what the work group put together.

Eberhart stated that he agreed with the comments from the audience.

Grey stated that he spoke to several residents about the proposed changes and none were in favor of it.

Kiel stated that he was opposed to having stuff stored out in the open on vacant lots, but the committee should look at other options for increasing storage.

Torgerson closed the hearing at 8:18 PM.

A motion was made by Griffin, seconded by Eberhart, to not adopt ordinance 2015-02. ROLL CALL VOTE; YEAS: Eberhart, Grey, Griffin, Kiel, & Lacca NAYS: Cueny & Torgerson; MOTION TO NOT ADOPT CARRIED UNANIMOUSLY (5-2-0).

Public Comments:

Dave Ochander of Fairway Drive stated that he feels the Village should not leave the burden to the property owner on finding more storage space, but should work with the LIPOA to build more storage areas.

Mike Scherba of Isabella Vista stated he was glad to see the cooperation between the Village and LIPOA in looking at the storage issue.

Brian Roberts of York Drive stated he was pleased to see the Village reach out for input on the storage issue and would be glad to help with the project in the future.

Dave McGrath of Queens Way stated he thought more people needed to take the survey.

Existing Business:

1. Baseline Road Improvements

The Council discussed partnering with Isabella Pellet on the completion of Baseline Road as is required by their Site Plans. Previously the Council had directed the Manager to work with the factory on this issue provided that the pellet factory pays half of their share by August 31st. Wolff reported that he, Village President Torgerson, and Councilmember Cueny met with the management of the factory and they have expressed an interest in working together, but asked for their first installment to have a deadline of September 15th.

Grey asked if full payment would be due on September 30th, or when the project was completed.

Wolff stated that he would propose a written agreement with the pellet factory requiring payment within 30 days of completion of the paving or the unpaid balance and interest would be a lien against the property on the next Village Tax Bill

A motion was made by Cueny, seconded by Lacca, to direct the Manager to pursue a written agreement with Isabella Pellet for the Baseline Road project with the first installment due from the factory on September 15th. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Kiel, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

New Business

1. Proposed Ordinance 2015-06; Zoning Map Amendment

A proposed ordinance to amend the zoning map as recommended by the Planning Commission was introduced by Grey and a public hearing scheduled for the September 15, 2015 Regular Meeting of the Village Council.

Grey also disclosed to the Council for their consideration of any possible conflict of interest with him voting on the matter as he has previously inquired about purchasing the golf course.

2. Proposed Ordinance 2015-07; Accessory Structure Regulation Update

A proposed ordinance to amend the text of the zoning code as recommended by the Planning Commission was introduced by Grey and a public hearing scheduled for the September 15, 2015 Regular Meeting of the Village Council.

3. Proposed Update of Fireworks Regulations

A proposed ordinance to update the regulation of Fireworks was introduced by Lacca and a public hearing scheduled for the September 15, 2015 Regular Meeting of the Village Council.

4. Proposed Resolution 2015-18; SPSAD 2015-02

A motion was made by Kiel, seconded by Grey, to adopt Resolution 2015-18 as presented. This resolution is the first of two required resolutions to create a single parcel special assessment district to recover costs for abating a public nuisance. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Kiel, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

Public Comments: Scott Slasor of Clubhouse Drive inquired about the Baseline Road project and whether that could include his ditch being filled-in. He also questioned the proposed rezoning of the clubhouse at the Pines Golf Course for compatibility with the West Coldwater Business District as that was intended for lesser traffic dependent businesses. Grey discussed that the text of the Coldwater Business Districts is currently being updated by the Planning Commission with a public hearing planned for the September 8th meeting and that Mr. Slasor should attend that meeting to discuss additional concerns he may have.

With no further business, the Village Council stood in adjournment at 8:53 PM.

x\ _____
Jeffrey P. Grey, Village Clerk

x\ _____
Dave Torgerson, Village President

Village of Lake Isabella
Village Council Minutes
Regular Meeting – September 15, 2015

1010 Clubhouse Drive
Lake Isabella, MI, 48893

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

Members Present: Cueny, Eberhart, Grey, Griffin, Kiel, Lacca, & Torgerson
Members Absent: None

The Agenda for the meeting was accepted without objection or modification.

A copy of the corrected minutes of the July 21, 2015 was provided to the Council as part of the meeting packet.

A motion was made by Lacca, seconded by Kiel, to approve the Consent Agenda, which included the following items:

1. August - Invoices & Bills to be Paid
2. August - Investment Report
3. August - Balance Sheet
4. August - Income & Expense Report
5. Approved Minutes; August 11, 2015 Planning Commission Meeting
6. Draft Minutes; August 18, 2015 Village Council Meeting
7. Draft Minutes; August 24, 2015 Liaison Committee Meeting
8. Draft Minutes; September 8, 2015 Planning Commission Meeting

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

Reports:

1. The Village President discussed the work being done with the Health Department and Saginaw Chippewa Indian Tribe to regarding the E.coli pollution in the Chippewa River.
2. Wolff reported on the caution light for Baseline and Coldwater, permits, the upcoming ZBA meeting, and the initial response from the CMDHD and MDEQ on the request to amend the restrictions in Lake Isabella South and Lake Isabella Golf Estates 2. He also discussed the new sign, flagpole and kiosk for the DPW building.
3. No report was given by the LIPOA.

Public Hearings:

1. Proposed Resolution 2015-19; Single Parcel Special Assessment District 2015-02

Torgerson opened the hearing at 7:05 PM.

A synopsis of the resolution was read by Wolff.

Public Comment: None

Council Comments: None

Torgerson closed the hearing at 7:08 PM.

A motion was made by Eberhart, seconded by Kiel, to adopt resolution 2015-19 which creates a single parcel special assessment district for lot 602 of Lake Isabella Plat #4, also known as 1248 Queens Way to recover costs of \$176.20 to abate a public nuisance of long weeds and grass abated on July 22, 2015. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Kiel, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

2. Proposed Resolution 2015-20; Sale of Village of Lot

Torgerson opened the hearing at 7:09 PM.

A synopsis of the resolution was read by Wolff.

Public Comment: None

Council Comments: None

Torgerson closed the hearing at 7:10 PM.

A motion was made by Kiel, seconded by Griffin, to adopt resolution 2015-20 which offers for sale lot 377 of Lake Isabella Forest #2. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Kiel, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

Public Comments: None

Existing Business:

1. Baseline Road Improvement Project with Isabella Pellet

The deadline for Isabella Pellet to return a signed agreement and down payment was today's date. Wolff reported that he did not have an agreement or check, and that he spoke to Skip Uber of Isabella Pellet at 6:30 that evening and was told that Mr. Uber attempted to drop them off at the office at 4:45 PM, but the office was closed.

A motion was made by Grey, seconded by Cueny, to recess the meeting at 7:14 PM for up to 15 minutes for staff to go over to the Pellet Factory and get the agreement and check. VOICE VOTE: MOTION CARRIED 7-0-0.

A motion was by Grey, seconded by Cueny, to come out of recess at 7:25 PM. VOICE VOTE: MOTION CARRIED 7-0-0.

A motion was made by Cueny, seconded by Lacca, to approve the Paving Agreement with Isabella Pellet, and approve the quotes submitted by Malley Construction for the curb work, and Central Asphalt for the overlay work. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Kiel, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

2. September 29, 2015 Village Council Work Session

The Council set the time for the Work Session on September 29th as 9 AM. The Council plans to discuss the boat, trailer, RV storage issue, and also work on a list of priorities for projects this winter.

3. Boat, Trailer, RV & Like Items Storage Regulations

The Council continued its discussion on the Village's ordinance which regulates the storage of boats, campers, trailers, and RVs. Wolff supplied the Council with several

examples from other communities on how this issue is dealt with elsewhere. He also outlined several areas of the Village's current ordinance which he feels needs to be addressed in some type of ordinance amendment.

Eberhart stated that he was not in favor of allowing people to store items on vacant waterfront lots.

Torgerson asked Grey to convey the concerns or thoughts from the Planning Commission.

Grey discussed the proposed ordinance to allow detached garages on vacant lots across from dwellings.

Cueny asked Grey if he was confusing the issue, as this was about the storage ordinance, not the garage ordinance.

Kiel stated that there are two different issues, one dealing with outdoor storage and the other dealing with detached garages.

Griffin stated that allowing garages across the street from a home will only help a few people, and will not address the problem for everyone. He also questioned whether such permission from the Village would help as he feels it would violation the Building & Use restrictions for many of the plats in the community.

Grey stated that for the outdoor storage issue the Council should decide how many should be allowed first, and then focus on where they should be allowed.

Lacca stated that from what he has seen and heard from community members, there doesn't appear to be an issue with where people are storing things now, most of which is in violation of the current ordinance.

After additional discussion, the Council decided to continue discussing this topic at the September 29th Work Session.

4. Citizen Engagement

The Council discussed the approved community engagement plan included in the budget. Wolff reported that he has yet to launch parts of the plan as he is a finalist for the City Manager position in Manistee and did not want to start this program and then leave shortly thereafter.

Torgerson asked Wolff when his interview in Manistee was scheduled. Wolff stated that he was invited to interview in early October.

There was discussion among the members of the Council regarding the feedback received from the community via the surveys on the boat and trailer storage issues and the Council not taking that direction.

Griffin stated that a survey was a method of getting feedback, and that there were other ways such as talking to people around the community.

The Council discussed what parts of the plan had yet to be acted on, and what those cost savings might be if the plan was altered. After further discussion no changes were made to the plan.

New Business

1. Proposed Ordinance 2015-08; Lots Under Common Ownership

Proposed Ordinance 2015-08 was introduced by Grey without objection. The Council did not set a public hearing.

2. Proposed Ordinance 2015-11; Coldwater Road Business District Text Amendment

Proposed Ordinance 2015-11 was introduced by Grey and a public hearing set for the October 20th meeting.

3. Chippewa River E.Coli DNA Testing

Wolff submitted a request to the Council to partner with Saginaw Valley State University to test 3 different locations upstream of the Village in the Chippewa River to try and obtain DNA evidence as to the source of the E.coli in the river. Wolff discussed that with this test it is hoped that the source can be narrowed down to either human or animal.

A motion was made by Kiel, seconded by Cueny, to approve the project with an estimated cost of \$80 to \$100 per sample submitted for testing. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Kiel, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (7-0-0).

Public Comments:

- George Dunn of Queens Way spoke about the boat and trailer storage issue. He stated that we need to figure out who we are as a community, and where do we want to go in terms of being either a standard local unit of government or just an up north lake.
- Dave McGrath of Queens Way spoke about the survey done for the storage issue project. He stated that he thinks people were missed since it was only posted on-line and on Facebook.

With no further business, the Village Council stood in adjournment at 8:31 PM.

x\
Jeffrey P. Grey, Village Clerk

x\
Dave Torgerson, Village President

Village of Lake Isabella
Village Council Minutes
Work Session – September 29, 2015

1010 Clubhouse Drive
Lake Isabella, MI, 48893

The Meeting was called to order by his Honor, Village President Torgerson, at 9:00 AM and the pledge of allegiance was recited.

Members Present: Cueny, Eberhart, Grey, Griffin, Kiel, Lacca & Torgerson
Members Absent: None

Public Comments:

- Mike Scherba of Isabella Vista discussed concerns he has if the Village encourages the LIPOA to increase the storage area that they operate for their members. He stated that if this area were expanded it would be an eyesore and a poor visual welcome for people entering the community on that side of the lake.

Business:

1. **Boats, Trailers, RVs & Storage Discussion**

The Village Council discussed the issue of boat, trailer, RV and similar items stored in the Village.

Kiel stated that in his opinion when he read the survey results, the big thing he saw was that the community wanted the end result to be something neat.

Grey suggested that the Council begin by figuring out what do on a single lot with a home before moving on to larger issues.

Cueny discussed the comments made at the last Planning Commission meeting regarding what type of community we want to be. He stated that we are a municipality with a lake, which is different than just a municipality, or just a lake.

Wolff stated that the feedback he has received from the community differs greatly from one area to the next. He said that he feels the attitudes of the people differ greatly from one neighborhood to another.

Torgerson suggested that the Village simply regulate the location and not the number.

Grey stated that with respect to the front yard, he would only support items in the driveway.

Cueny asked Grey what if the driveway was to the back of the property and not the house. Grey stated that he was fine with that. There was discussion on the suggested change from the Work Group to change it from the 35' building setback to just 20' from the edge of the improved area of the street.

Lacca discussed concerns he has over a one-size fits all approach as there are many different size and shaped lots in the Village.

The Council also discussed removing the requirement that the driveway be paved. The Council also discussed the need to keep the requirement that items may only be stored at least 35' from the ordinance high water mark of the lake and river.

The Council discussed how to deal with people storing items on adjacent lots that are vacant.

It was suggested that the ordinance be written to include language which would allow the Village to require the property owner supply license plate numbers if there are more than 3 or 4 items stored on a parcel.

The Council also discussed allowing items to be stored across the street from a dwelling. Several members spoke that they would be more in support of allowing detached garages versus the open storage of boats, campers, and trailers.

Grey discussed if the limitation in the zoning code, which mostly limit detached garages to 1,000 square feet would cause a problem for people looking to store items.

There was concern voiced that there needs to be some maximum standard to avoid having monster sized garages in residential neighborhoods.

The Council discussed allowing garages larger than 1,000 square if there was some type of established pattern guide which those garages would need to conform to.

In summary, the direction set by the Council was as follows:

- One may be parked street-side of the house in/on or beside (*not in front of house, "beside" meaning in the side yard area*) driveway, if parked at least 20 feet back from the edge of the surface of roadway.
- If stored or parked in a side or non-street yard, the item must be at least 35 feet from the ordinary high water mark of any lake or river.
- If stored or parked in a side or non-street yard, the items must be locked, currently licensed (trailer and items on trailer), operable, at least 2 feet from a property line, and done in an area mowed and maintained.
- Boats, trailers, RVs... shall not be connected to septic systems.
- Must be items owned by, licensed to, or registered to the occupant of the dwelling on the parcel.
- Allow for detached garages across the street (except on otherwise vacant waterfront lots), and develop a pattern book with design requirements for such garages.

2. Winter Projects / Plan

The Council discussed items and projects to pursue this winter, and overall strategic goals.

Griffin stated that the Village needs to pursue the development of senior housing, possibly using the lots in Lake Isabella North.

Wolff discussed contacting MMDC to see if they could be our marketing partner in such a project.

There was discussion regarding mosquito control.

Concerns were voiced about the overall health and stability of the Village's budget.

Several members spoke of the need to pursue some type of road funding for the Village, most likely on the 2016 ballot.

Members discussed the need to develop our own business group.

Public Comments: None

With no further business, the Village Council adjourned at 12:12 PM.

x\
Jeffrey P. Grey, Village Clerk

x\
Dave Torgerson, Village President

**Village of Lake Isabella
Village Council Minutes
Special Meeting – October 5, 2015**

**1010 Clubhouse Drive
Lake Isabella, MI, 48893**

The Meeting was called to order by his Honor, Village President Torgerson, at 3:00 PM and the pledge of allegiance was recited.

Members Present: Cueny, Griffin, Kiel, Lacca & Torgerson
Members Absent: Eberhart & Grey

Public Comments: None

Business:

1. Isabella Pellet – Completion Agreement

The Village Council met to discuss the status of the various items contained in the completion agreement with Isabella Pellet. The items contained in the agreement are as follows:

- A. *The Owner does hereby agree to **immediately** address the following items as detailed herein:*
1. *The dumpster used on-site shall be located inside the structure expect during times of emptying. In the event the Owner wishes to move the dumpster to an outside location, notice shall be provided to the Village along with a plan for screening as required in the zoning code for the approval of the Zoning Administrator.*
 2. *While in production between the hours of 8 PM and 7 AM the overhead doors facing the west shall be kept closed, except as briefly needed for deliveries, removing finished product, and emergencies.*
- B. *The Owner does hereby agree to have the following items completed as detailed by **June 30, 2015**.*
1. *The Owner will complete the exterior of the structure with the required stone finish.*
 2. *The Owner will submit a detailed parking plan showing parking spaces on a hard surfaced location.*
 3. *There currently exists on site piles of sawdust and soil referred hereto as “waste materials.” The Owner will have all exterior piles of waste materials and raw product removed or screened by either berms or privacy fencing. It is also agreed that if the Owner wishes to use the waste material as fill material to increase the size and/or height of the berms used for screening that this is acceptable to the Village, provided*

such waste materials are covered with suitable soil, grass, and other vegetation which may be needed for screening purposes.

*C. The Owner does hereby agree to have the following items completed as detailed herein by **September 30, 2015**.*

- 1. The Owner agrees to complete the driveway, parking area, and loading area with either asphalt or concrete.*
- 2. The Owner agrees to install the required concrete curb at the intersection of the driveway to the property and Baseline Road.*
- 3. The Owner and Village agree to work in good faith to monitor odor issues during the time period for the date of this agreement to September 30, 2015 to gauge the impact of the conversion of heat source from biomass to natural gas.*

The Council examined each condition individually and came to the following position with respect to each item:

Item A-1; completed.

Item A-2; this has been an issue again recently and the Village has contacted ownership regarding this issue and will continue to monitor for violations.

Item B-1; completed.

Item B-2; completed.

Item B-3; in progress, overall the Council was pleased with the work done to increase the berms at the site, but noted that the berms still need to be finished with some type of vegetative cover.

Item C-1; this was considered to be in progress as Rite Way Paving was on site at the time of the meeting paving the driveway and loading area.

Item C-2; his was considered in progress as the factory and Village have entered into a join agreement to do this project together.

Item C-3; the Council discussed this issue. The general feeling was that the conversion from bio-mass to natural gas has somewhat reduced the odor issue, but has not fully resolved the matter. Likewise, within the past 2 weeks there was a significant fall-out incident of sawdust at Out-a-Bounds. The Council discussed that the Village's ordinance requires that raw materials be covered, however the general feeling was that the sawdust was not coming from the raw materials, but was discharged from the stack during production. As such, the Council directed staff to continue to refer this issues to the MDEQ as they occur and as complaints are made.

Staff was directed to send a letter to the Pellet Factory thanking them for the progress made so far on the outstanding items, and also highlighting the unfinished items discussed at the meeting.

Public Comments: None

With no further business, the Village Council adjourned at 3:20 PM.

x\

Jeffrey P. Grey, Village Clerk

x\

Dave Torgerson, Village President

Village of Lake Isabella
Village Council Minutes
Regular Meeting – October 20, 2015

1010 Clubhouse Drive
Lake Isabella, MI, 48893

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

Members Present: Cueny, Eberhart, Grey, Griffin, Lacca, & Torgerson
Members Absent: None
Members Excused: Kiel

The Agenda for the meeting was accepted without objection or modification.

A motion was made by Lacca, seconded by Eberhart, to approve the Consent Agenda, which included the following items:

1. September - Investment Report
2. September - Bills Paid & Checks
3. September - Balance Sheet
4. September - Income & Expense Report
5. Draft Minutes; Sept. 15, 2015 Village Council Meeting
6. Draft Minutes; Sept. 29, 2015 Village Council Work Session
7. Draft Minutes; Sept. 29, 2015 ZBA Meeting
8. Draft Minutes; October 5, 2015 Village Council Special Meeting
9. Draft Minutes; October 13, 2015 Planning Commission Meeting

ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (6-0-0).

Reports:

1. The Village President did not have a report to share with the Council.
2. Village Manager Wolff discussed the caution light at Baseline Road and Coldwater Road. He also discussed the paving of Baseline Road, and permit activity.
Griffin asked if he knew when the traffic lines on Coldwater Road are scheduled to by Isabella County to get a fresh coat of paint. Wolff stated he was not aware of what the Road Commission's schedule is for painting lines, but would check.
Cueny also discussed the need to add reflectors along Coldwater Road at this intersection. Lacca asked about the E.coli samples. Wolff stated that he made contact with SVSU late last week and they were not ready yet.
3. No report was offered by the LIPOA.

Public Hearings:

1. Proposed Ordinance 2015-06; Pines Golf Course Clubhouse Rezoning
Torgerson opened the hearing at 7:08 PM.
A synopsis of the ordinance was read by Wolff.
Public Comment: None

Council Comments: Griffin asked about the ability to build a business between the clubhouse and the Village Hall. Wolff reported that this area is already zoned West Coldwater Business, and that this ordinance mainly impacts the clubhouse itself as that is currently zoned Lake Residential-1.

Torgerson closed the hearing at 7:11 PM.

A motion was made by Grey, seconded by Eberhart, to adopt Ordinance 2015-06 which rezones the entire area of the clubhouse for the Pines Golf Course to West Coldwater Business. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (6-0-0).

2. Proposed Ordinance 2015-07; Accessory Structure Construction & Access

Torgerson opened the hearing at 7:12 PM.

A synopsis of the resolution was read by Wolff.

Public Comment: Bill Price of Crown Point discussed the unbuildable lot he owns on Clubhouse Drive, and his hope that the Village will change the zoning so that he can at least build a garage on the property.

Council Comments: None

Torgerson closed the hearing at 7:14 PM.

A motion was made by Cueny, seconded by Eberhart, to adopt Ordinance 2015-07 which amends the text of the zoning code to allow for pole construction in residential zoning districts. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (6-0-0).

3. Proposed Ordinance 2015-10; Fireworks Regulation

Torgerson opened the hearing at 7:16 PM.

A synopsis of the ordinance was read by Wolff.

Public Comment: None

Council Comments: None

Torgerson closed the hearing at 7:18 PM.

A motion was made by Grey, seconded by Lacca, to adopt Ordinance 2015-10 which updates the regulation of fireworks in the Village. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (6-0-0).

4. Proposed Ordinance 2015-11; Coldwater Business District Update

Torgerson opened the hearing at 7:19 PM.

A synopsis of the resolution was read by Wolff.

Public Comment: None.

Council Comments: None

Torgerson closed the hearing at 7:21 PM.

A motion was made by Grey, seconded by Griffin, to adopt Ordinance 2015-11 which amends the text of the zoning code for the Coldwater Business Districts. ROLL CALL

VOTE; YEAS: Cueny, Eberhart, Grey, Griffin, Lacca, & Torgerson NAYS: None;
MOTION CARRIED UNANIMOUSLY (6-0-0).

Public Comments: None

Existing Business:

1. Boat, Trailer, RV & Like Items Storage Regulations

The Council continued its discussion on the Village's ordinance which regulates the storage of boats, campers, trailers, and RVs.

Wolff presented a bullet point summary of the items agreed to at the Work Session. Those items were as follows:

- One may be parked street-side of the house in/on or beside (not in front of house, "beside" meaning in the side yard area) driveway, if parked at least 20 feet back from the edge of the surface of roadway.
- If stored or parked in a side or non-street yard, the item must be at least 35 feet from the ordinary high water mark of any lake or river.
- If stored or parked in a side or non-street yard, the items must be locked, currently licensed (trailer and items on trailer), operable, at least 2 feet from a property line, and done in an area mowed and maintained.
- Boats, trailers, RVs... shall not be connected to septic systems.
- Must be items owned by, licensed to, or registered to the occupant of the dwelling on the parcel.
- Allow for detached garages across the street (except on otherwise vacant waterfront lots), and develop a pattern book with design requirements for such garages.

Griffin voiced concern about allowing development across the street from a home, and stated that the Village or the LIPOA should develop an additional storage area for people to rent.

Wolff presented a draft ordinance to incorporate the items agreed to during the Work Session. Torgerson asked Griffin if he was in favor of introducing this draft. Griffin replied that he was not.

There was additional discussion regarding Griffin's concerns. Wolff reminded the Council that the LIPOA has made it clear via the Liaison Committee that they do not have the desire to increase their storage area.

Cueny introduced the proposed Ordinance to update the storage of boat, trailers, and RVs based upon the consensus of the Council at the September Work Session.

2. Proposed Ordinance 2015-08; Lots Under Common Ownership

The Council discussed sending proposed ordinance 2015-08 back to the Planning Commission for additional work to develop a pattern book for certain detached garages.

A motion was made by Cueny, seconded by Grey, to return proposed ordinance 2015-08 to the Planning Commission for additional work on design requirements or a specific pattern book for larger detached garages. VOICE VOTE: MOTION CARRIED 6-0-0.

A motion was made by Grey, seconded by Lacca, to ask the Planning Commission to look into developing a specific zoning district in the Village for storage structures.
VOICE VOTE: MOTION CARRIED 6-0-0.

New Business

1. Proposed Ordinance 2015-12; Residential Development Requirements
Proposed ordinance 2015-12 was introduced by Griffin without objection. A public hearing was set for either the November or December meeting depending on the ability to have a quorum present.
2. Ballot, MML Liability & Property Pool
The Council approved Manager Wolff submitting a ballot on behalf of the Village.

Public Comments:

- Torgerson asked Mr. Price if we had addressed his concerns from earlier in the meeting. Mr. Price stated that from what it sounded like in the meeting, since his unbuildable lot is on the water that the changes being discussed would not help him.
- Kim Fox of Weidman also discussed concerns regarding his unbuildable lot, and his desire to eventually be able to build on it.

With no further business, the Village Council stood in adjournment at 8:04 PM.

x\ _____
Jeffrey P. Grey, Village Clerk

x\ _____
Dave Torgerson, Village President

Village of Lake Isabella
Village Council Minutes
Regular Meeting – November 17, 2015

1010 Clubhouse Drive
Lake Isabella, MI, 48893

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

Members Present: Cueny, Eberhart, Grey, Lacca, & Torgerson
Members Absent: None
Members Excused: Griffin & Kiel

The Agenda for the meeting was accepted without objection or modification.

A motion was made by Grey, seconded by Lacca, to approve the Consent Agenda, which included the following items:

1. October - Investment Report
2. October - Bills Paid & Checks
3. October - Balance Sheet
4. October - Income & Expense Report
5. Draft Minutes; October 20, 2015 Village Council Meeting
6. Draft Minutes; Nov. 10, 2015 Planning Commission Meeting

ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Lacca, & Torgerson NAYS: None;
MOTION CARRIED UNANIMOUSLY (5-0-0).

Reports:

1. The Village President Torgerson discussed the need for the Council to really be thinking of ways to address the projected shortfall of funds needed for street maintenance. Torgerson stated that all options should be considered and that keeping the streets in good condition must be a top priority.
2. Village Manager Wolff upcoming meetings in Mt. Pleasant to discuss the Ann Arbor to Traverse City railroad project and the next Council of Governments meeting. He also discussed permit activity noting a pretty steady increase in permit requests. He also discussed an issue a property owner is having getting title insurance on a lot he purchased from the Village thru tax reversion.
3. No report was offered by the LIPOA.

Public Comments:

- Mr. & Mrs. Voss of Mt. Pleasant who own an unbuildable lot on Channel Drive were present and asked about the status of work being done to address the buildability issue in Lake Isabella Golf Estates 2.

Existing Business:

1. Proposed Ord. 2015-12; Residential Development Requirements

A public hearing on proposed ordinance 2015-12 was set for the December 15th Council meeting without objection.

2. Proposed Ord. 2016-02; Boat, Trailer, Storage, & RV Storage Regulations

A public hearing on proposed ordinance 2016-02 was set for the December 15th Council meeting without objection.

New Business

1. Proposed Resolution 2015-21; Isabella County Foreclosed Lots

A motion was made Grey, seconded by Eberhart, to adopt proposed resolution 2015-21 as presented. This resolution claims all unsold properties currently held by the Isabella County Treasurers office for public purpose and requests the transfer of ownership to the Village of Lake Isabella. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (5-0-0).

2. Winter Meetings and Requests for Excused Absences

The Council reviewed the schedule of meeting dates for the winter months. Members have already, or did request at the meeting to be excused as follows:

December – Griffin

January – Griffin & Kiel. Eberhart also stated that he may have a work conflict with this meeting date.

February – Torgerson, Lacca, Kiel, & Griffin. Cueny also stated that he leaves the day after the meeting so the rest of the month would not work for him.

March – Cueny, Kiel, & Griffin. Lacca stated that he was uncertain if he would be back by the March meeting date.

April – Kiel. Torgerson also stated that he may have a conflict with this meeting date.

Based on these requests, the Council discussed the ability to move the February meeting date to earlier in the month, and moving the March meeting date to later in the month so that a quorum would be present to conduct business.

Public Comments:

- Mike Scherba of Isabella Vista discussed the health of the lake and asked if the Village would use less salt in the winter when it comes to snow and ice removal.
- Dave McGrath of Queens Way discussed the need for a future survey to mailed to all property owners and not just done online.

With no further business, the Village Council stood in adjournment at 7:34 PM.

x\ _____
Jeffrey P. Grey, Village Clerk

x\ _____
Dave Torgerson, Village President

**Village of Lake Isabella
Village Council Minutes
Work Session – December 15, 2015**

**1010 Clubhouse Drive
Lake Isabella, MI, 48893**

The Meeting was called to order by his Honor, Village President Torgerson, at 5:04 PM and the pledge of allegiance was recited.

Members Present: Cueny, Eberhart, Grey, Kiel, Lacca & Torgerson
Members Absent: Griffin

Public Comments: None

Business:

1. Community Survey Results

The Village reviewed the results from the Community Survey conducted by the Village in November-December of 2015. The survey highlighted that 73% of residents felt the Village's roads were in "Good" or "Excellent" condition. It was noted that a similar question was asked in the 2010 Community Survey and 80% of the residents gave a "good" or "excellent" rating to the Village's "paved roads" at that time.

There was discussion regarding how it was explained what 1 Mill really is and what it would cover if used on roads. Kiel asked if the 2003 Major Steets paving project had been done as a millage and not a special assessment would the equivalent millage would have been. Wolff stated that using an average taxable value in the \$50,000,000 range and what the project cost at the time, he would guess roughly 2.2 Mills.

The Council discussed whether or not the Village needs to be more aggressive in reaching newer residents with this message as many where not around in 2002 and 2003 before the Major Streets were improved. There was discussion about having a series of meetings and open house type gatherings where the Village could communicate the road funding issue directly with residents.

The Council also discussed the wording of the Village Charter in Section 10.02 and how it limits the ability to levy millages. Wolff was directed to get a legal opinion on this section of the Charter and how it impacts dedicated millages versus general operating millages.

Public Comments: None

With no further business, the Village Council adjourned at 6:32 PM.

x\
Jeffrey P. Grey, Village Clerk

x\
Dave Torgerson, Village President

Village of Lake Isabella
Village Council Minutes
Regular Meeting – December 15, 2015

1010 Clubhouse Drive
Lake Isabella, MI, 48893

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

Members Present: Cueny, Eberhart, Grey, Kiel, Lacca, & Torgerson
Members Absent: None
Members Excused: Griffin

The Agenda for the meeting was accepted without objection or modification.

A motion was made by Lacca, seconded by Kiel, to approve the Consent Agenda, which included the following items:

1. November - Bills Paid & Checks
2. November - Balance Sheet
3. November - Income & Expense Report
4. Draft Minutes; November 17, 2015 Village Council Meeting
5. Draft Minutes; December 8, 2015 Planning Commission Meeting
6. Draft Minutes; December 10, 2015 Finance Committee Meeting

ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Kiel, Lacca, & Torgerson NAYS: None;
MOTION CARRIED UNANIMOUSLY (6-0-0).

Reports:

1. Chris Wilsens from Gabridge & Co. was in attendance to present the Village's Fiscal Year 2014-2015 Audit. Mr. Wilsens reported that the auditors encountered no issues in conducting the audit and have issued what is considered the highest conclusion possible, an unqualified opinion. Mr. Wilsens walked the Council through the audit and stated that for the size of staff and operations the Village has good safe guards in place in terms of checks and balances.
2. The Village President Torgerson thanked staff for their work on the audit, and also discussed the Village Council Work Session from earlier that evening. He discussed the results of the community survey and his concerns on the ability to adequately fund street maintenance without some type of addition millage.
3. Village Manager Wolff discussed the community survey, Coldwater Road detour, and the status of the DNA testing being by SVSU. He reported that SVSU has not been able to identify any single species in through the DNA but were still working on the matter.
4. No report was offered by the LIPOA.

Public Hearings:

1. Proposed Ordinance 2015-12; Residential Development Requirements

A public hearing for proposed ordinance 2015-12 was opened by Torgerson at 7:19 PM. Wolff read a synopsis of the proposed ordinance.

Public Comments: None

Grey voiced his concerns with the proposed ordinance. He stated that he was opposed to the reduction in the required minimum home sizes in the LR-1 district and was concerned that it would allow houses which are too small to be built.

Torgerson closed the public hearing at 7:22 PM.

A motion was made by Cueny, seconded by Kiel, to adopt proposed ordinance 2015-12. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Kiel, Lacca, & Torgerson NAYS: Grey; MOTION CARRIED UNANIMOUSLY (5-1-0).

2. Proposed Ordinance 2016-02; Boat, Trailer, Storage, & RV Regulations

A public hearing for proposed ordinance 2016-02 was opened by Torgerson at 7:31 PM.

Wolff read a synopsis of the proposed ordinance.

Public Comments: None

Torgerson closed the public hearing at 7:33 PM.

A motion was made by Lacca, seconded by Eberhart, to adopt proposed ordinance 2015-12. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Kiel, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (6-0-0).

Public Comments:

- Kim Fox of Weidman asked if the Village could see if the Road Commission could grade the detour route more frequently.

Existing Business: NoneNew Business1. Resolution 2015-22; Proposed Service Agreement; Rowe PSC – Lake Isabella Golf Estates 2 & Lake Isabella South On-site Septic Feasibility Project & Sewer Fund Budget Amendment

Steve Clark from Rowe PSC was present and discussed with the Council the proposal to conduct Phase II of their feasibility study regarding the geotechnical conditions in Lake Isabella South and Lake Isabella Golf Estates 2. He estimated that it would take his firm between 40 and 60 hours to do this work.

There was discussion with Mr. Clark regarding how on-site systems are handled in other counties. There was also discussion regarding other locations around the state where Council members know of homes where only tanks exist and the owner is required to pump and haul waste away on a regular basis. It was questioned as to how those types of systems could be permitted elsewhere, but people cannot get permits at Lake Isabella.

Wolff stated that the single biggest limiting factor in Lake Isabella is the wording of the restrictions as contained in the Building & Use restrictions for these plats. These limit the number of permits available, it does not allow for alternative systems to be considered in place of the restrictions, or even allow suitable locations to be developed if the total number of permits has been reached. Likewise, the restrictions forced the Village to pursue a sewer system for the entirety of the plat, even in areas where on-site conditions are believed to be favorable for septic systems.

Kiel and Cueny both inquired if they should be excused from voting on this matter as they each own property in the area subject to Phase II of the feasibility study.

There was discussion on the concerns of Kiel and Cueny. Grey stated that the Charter requires members to vote on matters when they arise. Torgerson stated that the Village Attorney has reviewed this issue in the past and has instructed the Council that ownership of property in an area of this size is not a conflict of interest as there are several hundred other properties in the area in addition to any owned by members of the Village Council.

Cueny stated that he did not agree with the opinion of the Village Attorney on this matter and again stated that he feels both he and Kiel should not vote on the item. Torgerson acknowledged Cueny’s concerns, and again restated the legal opinion provided to the Council which highlighted the duty of members of a municipal body to vote on items before the body.

Cueny stated that he would vote when called, but still did not agree with the opinion being used by the Council.

A motion was made by Eberhart, seconded by Grey, to adopt proposed resolution 2015-22 which approved the Phase II work of Rowe PSC and amends the Village Budget to cover the costs of this project. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Kiel, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (6-0-0).

2. Resolution 2015-23; Isabella County Sheriff

A motion was made by Kiel, seconded by Cueny, to adopt proposed resolution 2015-23 which recognizes and thanks Isabella County Sheriff Leo Mioduszewski for his service to Isabella County and the Village of Lake Isabella. ROLL CALL VOTE; YEAS: Cueny, Eberhart, Grey, Kiel, Lacca, & Torgerson NAYS: None; MOTION CARRIED UNANIMOUSLY (6-0-0).

Public Comments: None

With no further business, the Village Council stood in adjournment at 7:56 PM.

x\ _____
Jeffrey P. Grey, Village Clerk

x\ _____
Dave Torgerson, Village President