

A regular meeting of the Bad Axe City Council was called to order at 7:30 p.m. on Monday October 3, 2011 by Mayor Hicks.

### **ROLL CALL**

Present: Mayor Jim Hicks; Council members: Hall, Particka, Peterson and Rapson.  
Other Officers present: City Manager VanDeVusse, Clerk Goebel.  
Absent: Cleland and Rochefort.

### **APPROVAL OF MINUTES**

Clerk Goebel read the minutes from the September 19, 2011 public hearing and regular meeting and the September 26, 2011 Special meeting. Motion by Rapson, second by Particka to approve the minutes as read.

AYES: Peterson, Particka, Hicks, Hall, Rapson.  
NO: None.

### **PUBLIC COMMENTS**

Truman Terpenning, owner of Meadow Lane Assisted Living requested council to waive the capital charge on the addition being constructed to the facility.

### **ORDER OF BUSINESS**

1. Motion by Rapson, second by Hall to approve the installation of seamless gutters and downspouts to the Wilcox Community Center and additional materials to shingle the pavilion for a cost of \$2, 571.50.

AYES: Hall, Hicks, Particka, Peterson, Rapson.  
NO: None.

2. Motion by Hall, second by Rapson to approve Resolution 2011-35; authorize the transfer of funds from the Park Endowment Fund and amend fiscal year 2011-12 budget to cover the costs of improvements to the Wilcox Community Center and pavilion.

AYES: Rapson, Peterson, Particka, Hicks, Hall.  
NO: None

Councilman Rochefort arrived at 7:37 p.m.

3. Motion by Peterson, second by Rochefort to approve Change Order No. 3; Cleveland Street Reconstruction Project an increase of \$5,500.00.

AYES: Hicks, Particka, Peterson, Rapson, Rochefort, Hall.  
NO: None.

4. Motion by Rapson, second by Rochefort to approve Change Order No. 1; Huron County Fairgrounds water main master meter project an increase of \$4,000.00.

AYES: Particka, Peterson, Rapson, Rochefort, Hall, Hicks.  
NO: None.

5. Motion by Particka, second by Peterson to set Trick or Treat hours for Monday, October 31, 2011 from 5:30 to 7:30 p.m. Voice vote: all voting aye, motion carried.

6. Motion by Hall, second by Rapson to approve Engineer's Certificate #5 in the amount of \$7,678.14 for the Cleveland Street Water and Sewer Project.

AYES: Peterson, Rapson, Rochefort, Hall, Hicks, Particka.  
NO: None.

7. Motion by Hall, second by Rapson to approve payment of bills in the amount of \$ 113,705.21.

AYES: Hall, Hicks, Particka, Peterson, Rapson, Rochefort.  
NO: None.

### **MAYOR AND COUNCIL COMMENTS**

Vern Siebert, Bad Axe Area Fire Protection Board member distributed spreadsheets to council regarding different calculations of contributions by the members of the Bad Axe Area Fire Protection Association. Mayor Hicks stated that the Bad Axe City Council voted to keep the agreement the same. Mr. Siebert suggested that although council voted to keep the agreement the same, the dollar amount the constituent units pay will remain a discussion item with the Bad Axe Area Fire Protection Board.

Councilman Rapson stated that he is not eager to change a formula that has worked for approximately 21 years and offered much history of the formation of the Bad Axe Area Fire Protection Association.

Mayor Hicks stated that council would be willing to view the spreadsheets at a work study session if needed.

Mayor Hicks stated that the Building and Grounds Committee will act as an advisory board for the W. Huron Avenue Reconstruction Project scheduled for 2013 in place of the W. Huron Avenue Reconstruction Board that was formed in April 2006.

Truman Terpenning addressed council requesting to keep the well he installed at 1117 Van Dyke, Meadow Lane Assisted Living, to be used only for the sprinkling system. City Manager VanDeVusse stated that it violates the city's code of ordinance and must be capped before the city will provide additional water service to the new addition he is constructing.

### **ADJOURNMENT**

Motion by Rapson second by Peterson to adjourn at 8:14 p.m. Voice vote: all voting aye, motion carried.

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Jim Hicks, Mayor

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Kay M. Goebel, Clerk