

A regular meeting of the Bad Axe City Council was called to order at 7:30 p.m. on Monday, December 6, 2010 by Mayor Jim Hicks.

ROLL CALL

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

APPROVAL OF MINUTES

Clerk Goebel read the minutes from the November 15, 2010 public hearing. Motion by Hall, second by Rapson to approve the minutes as read.

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

Clerk Goebel read the minutes from the November 15, 2010 regular meeting. Motion by Particka, second by Peterson to approve the minutes as read.

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

PUBLIC COMMENTS

Claude Mestack, 414 Cleveland St. addressed council.

ORDER OF BUSINESS

1. Motion by Rapson, second by Particka to schedule a work study for 6:30 p.m. on December 20, 2010 to review the recreation plan. Voice vote: all voting aye, motion carried.

2. Motion by Rochefort, second by Particka to adopt Ordinance 2010-2 an Ordinance to regulate the location and operation of "Primary Caregivers" operating "Medical Marijuana Dispensaries" under the Michigan Medical Marijuana Act of 2008.

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

3. Motion by Hall, second by Peterson to adopt Ordinance 2010-3; an ordinance to amend Chapter 5, Business Trades, Article III, Section 5-75 and 5-76.

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

4. Motion by Rapson, second by Particka to adopt Ordinance 2010-4; Chapter 6 Article VI Outdoor Furnaces.

AYES: Hall, Hicks, Rapson, Particka, Peterson.

NO: Rochefort.

5. Motion by Rochefort, second by Particka to adopt Ordinance 2010-5; Chapter 11 Article II Parking Vehicles and Loitering.

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

6. Motion by Hall, second by Particka to approve the 2011 City Council meeting schedule. Voice vote: all voting aye, motion carried.

7. Chief Rothe presented Huron County Organizations with contributions raised through the Bad Axe Police Department.

8. Chief Rothe presented Fred Edwards with a Citizens Recognition Certificate for actions he took on September 14, 2010, aiding an elderly gentleman in the city.

9. City Manager VanDeVusse stated when analyzing the Cleveland Street Drain project significant issues with the water and sewer mains under that street became evident. These issues were discussed with the Finance Committee on November 30, 2010. Rob Stiverson explained the proposed replacement of the water and sewer mains estimated to cost \$258,000.00. He suggested to council to bid this project separately from the drain project to save money and have it completed prior to the drain project.

Motion by Peterson, second by Hall to seek bids for the completion of the Cleveland Street water and sewer main replacement.

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

10. City Manager VanDeVusse proposed the 2011-12 paving project consisting of the alley between Hanselman Street and Scott Street and the parking lot South of the 100 block of E. Huron Avenue for an estimated cost of \$141,000.00. Council members expressed concerns with the State of Michigan budget, the declining property values, and the desire to pave streets instead of parking lots and alleys. City Manager VanDeVusse discussed the poor condition of the parking lot and the impact of the condition to attract new businesses to the downtown. Motion by Hall, second by Peterson to table the paving project.

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

11. Motion by Hall, second by Rapson to pay the bills totaling \$158,930.78.

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

MAYOR & COUNCIL COMMENTS

Councilman Hall moved to adopt Ordinance 2010-6; an ordinance to amend Chapter 6 Article II. Cutting of tall grasses, plants and weeds, Section 6-26 and Section 6-47. It was seconded by Rochefort.

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

City Manager VanDeVusse stated that Ernie Peltier and Ken Nicholas would be retiring at the end of the year.

ADJOURNMENT

Motion by Hall, second by Rochefort to adjourn at 8:23 p.m. Voice vote: all voting aye, motion carried.

Jim Hicks, Mayor

Kay M. Goebel, Clerk