

A regular meeting of the Bad Axe City Council was called to order at 7:45 p.m. on Monday, June 7, 2010 by Mayor Jim Hicks.

ROLL CALL

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

Absent: None.

APPROVAL OF MINUTES

Clerk Goebel read the minutes from the May 17, 2010 regular and work study meetings. Motion by Rapson, second by Cleland to approve the minutes as read. Voice vote: all voting aye, motion carried.

PUBLIC COMMENTS

Claude Mestack 414 Cleveland St. addressed the council.

ORDER OF BUSINESS

1. Motion by Hall, second by Cleland to approve Resolution 2010-12; amendment to fiscal year 2009-10 budget.

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

2. Motion by Cleland, second by Particka to approve Resolution 2010-13; to authorize the City Treasurer to expend monies from the Park Endowment Fund.

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

3. Motion by Cleland, second by Peterson to approve Resolution 2010-14; fiscal year 2010-11 General Appropriations Act.

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

4. Motion by Cleland, second by Particka to approve Resolution 2010-15; amend the timing of administering the oath of office for newly elected officers of the City. Voice vote: all voting aye, motion carried.

5. Motion by Cleland, second by Rapson to approve the language as drafted by the City Attorney for the proposed amendment of the following two sections to the City's charter.

1. SHALL THE CITY OF BAD AXE AMEND CHAPTER 5, SECTION 5.1 (c), OF ITS CITY CHARTER BY THE FOLLOWING PROPOSED AMENDMENT:

This charter amendment is proposed for the purpose of deleting the provision in its entirety.

The charter currently reads:

ELIGIBILITY FOR OFFICE IN THE CITY:

Chapter 5, Section 5.1 (c). No person who holds or has held the office of Mayor or Councilman shall be eligible to hold any appointive office in the City until one year has elapsed following the expiration of the term of office for which he was elected.

The charter section shall be deleted in its entirety:

- YES
- NO

2. SHALL THE CITY OF BAD AXE AMEND CHAPTER 12, SECTION 12.1, OF ITS CITY CHARTER BY THE FOLLOWING PROPOSED AMENDMENT:

This charter amendment is proposed for the purpose of changing the maximum amount for purchases of materials, supplies or public improvement by the City Council without comparative pricing from \$500.00 to \$5,000.00, to reflect the current value of a dollar due to inflation, as compared to the value of a dollar at the time of adoption of the charter in 1980.

The charter currently reads:

PURCHASES AND CONTRACTS:

Chapter 12, Section 12.1. Purchasing and contracting procedures, including bidding procedure when it will serve the best interest of the City shall be established by ordinance. The City Council shall be responsible for purchasing and a system of centralized purchasing shall be developed and maintained. The authority to contract in behalf of the City is vested in the Council, provided that the City Manager shall have the power to bind the City as to routine or operational items. No materials, supplies or public improvements costing more than five hundred (\$500.00) dollars shall be purchased or contracted for, except after competitive prices shall have been obtained or requested, except in case of emergency. The Council shall have the right to reject any and all bids for work or for the furnishing of materials or supplies to the City.

The charter shall be amended to read:

PURCHASES AND CONTRACTS:

Chapter 12, Section 12.1. Purchasing and contracting procedures, including bidding procedure when it will serve the best interest of the City shall be established by ordinance. The City Council shall be responsible for purchasing and a system of centralized purchasing shall be

developed and maintained. The authority to contract in behalf of the City is vested in the Council, provided that the City Manager shall have the power to bind the City as to routine or operational items. No materials, supplies or public improvements costing more than five thousand (\$5,000.00) dollars shall be purchased or contracted for, except after competitive prices shall have been obtained or requested, except in case of emergency. The Council shall have the right to reject any and all bids for work or for the furnishing of materials or supplies to the City.

- YES
- NO

A roll call vote was taken:

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

City Manager VanDeVusse stated that the language would be submitted to the attorney general for approval prior to being submitted to the electors of the city.

6. Motion by Hall, second by Rapson to approve Engineer's Certificate #2 to Rooney Contracting, Inc., for \$36,040.46 for the Chickory Street Reconstruction project.

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

7. Motion by Rochefort, second by Particka to approve the city wide garage sale during the Hatchet Festival. Voice vote: all voting aye, motion carried.

8. Motion by Hall, second by Cleland to pay the bills totaling \$203,599.09.

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

MAYOR AND COUNCIL COMMENTS

Mayor Hicks requested the committee which was formed in February 2010 to recommend a city manager to meet and perform an evaluation of City Manager VanDeVusse.

ADJOURNMENT

Motion by Cleland, second by Hall to adjourn at 8:31 p.m. Voice vote: all voting aye, motion carried.

Jim Hicks, Mayor

Kay M. Goebel, City Clerk