

A regular meeting of the Bad Axe City Council was called to order at 7:30 p.m. on Monday, November 7, 2016 by Mayor Pro tem Kathleen Particka.

### **ROLL CALL**

Present: Mayor Pro tem Particka; Council Members: Perez, Peterson and Hall.  
 Absent: Mayor Hicks, Bridson, and Rochefort.  
 Staff: City Manager, Dale VanDeVusse, Clerk Goebel.

### **APPROVAL OF MINUTES**

Motion by Hall second by Peterson to approve the October 17, 2016 Regular meeting minutes.  
 Voice vote: all voting aye, motion carried.

### **PUBLIC COMMENTS.**

None.

### **ORDER OF BUSINESS**

1. Adopt Ordinance 2016-2; Chapter 11 Article XIII Operation of Golf Carts.

Motion by Peterson second by Perez to adopt Ordinance 2016-2.

AYES: Perez, Hall, Peterson.  
 NO: Particka.

Clerk Goebel stated that the ordinance did not get adopted; ordinances require the affirmative vote of four members of council. See additional motion below adopting this ordinance.

2. Adopt Ordinance 2016-3; Chapter 11 Article I, amend Section 11-6 – Schedule of Violations.

Motion by Hall second by Perez to adopt Ordinance 2016-3.

AYES: Particka, Hall, Peterson, Perez.  
 NO: None.

3. Bad Axe Development Agreement.

Motion by Perez second by Hall to approve the Development Agreement between Meijer, Inc. and the City of Bad Axe with attachments.

AYES: Perez, Hall, Particka, Peterson.  
 NO: ~~Peterson~~. Changed during Council comment section of the meeting.

4. Contractor's application for Payment #1; Nicol & Sons, Inc., Hopson St. Reconstruction.

Motion by Hall second by Particka to approve Contractor's application for payment #1 to Nicol & Sons, Inc. for \$185,777.94.

AYES: Peterson, Perez, Particka, Hall.  
 NO: None.

5. Payment of Bills: \$ 108,085.82.

Motion by Hall second by Particka to recommend payment of bills in the amount of \$ 108,085.82.

AYES: Particka, Perez, Hall, Peterson.  
 NO: None.

**DEPARTMENT REPORTS**

Police Chief Dave Rothe stated that city would not be able to regulate the golf carts on the streets without the adoption of the ordinance.

**COMMITTEE REPORTS**

None.

**MAYOR AND COUNCIL COMMENTS**

Councilmember Peterson inquired whether he could change his vote on item number 3 from a no vote to a yes vote. Clerk Goebel stated he could change his vote. He confirmed that he wanted to vote yes, Clerk Goebel noted the change.

Councilmember Particka inquired whether she could change her vote on item number 1. Clerk Goebel suggested that if a new motion and second was received adopting Ordinance 2016-2 a roll call would be taken.

Motion by Hall second by Perez to adopt Ordinance 2016-2; Operation of Golf Carts.

AYES: Peterson, Particka, Perez, Hall.  
 NO: None.

**ADJOURNMENT**

Motion by Hall second by Perez to adjourn at 7:40 p.m. Voice vote: all voting aye, motion carried.

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Kathleen Particka, Mayor Pro tem

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Kay M. Goebel, City Clerk