

**MINUTES OF THE REGULAR MEETING OF THE COMMON COUNCIL OF THE CITY OF
CUDAHY, HELD AT THE CUDAHY MUNICIPAL BUILDING, 5050 S. LAKE DR.
MILWAUKEE COUNTY, WISCONSIN
TUESDAY, JANUARY 19, 2016 AT 7:00 P.M.**

**CERTIFICATION OF OPEN MEETING LAW REQUIREMENTS AND APPROVAL OF THE
AGENDA**

The proper open meeting statement was read at this time.

ROLL CALL

Mayor John Hohenfeldt called the meeting to order at 7:00 PM. The following answered, “present” to the roll call: Council Members Morales, Schissel, Hollenbeck, Litkowiec and Bartoshevich. Deputy City Clerk Toms-Neary, Police Chief Poellot, City Clerk Broderick and City Attorney Eberhardy were also in attendance.

PUBLIC HEARINGS & PRESENTATIONS

None

Review of staff petition to rezone the subject parcels at 3244 E. College Avenue from a base zoning of I-1 Institutional to B02 Community business District to harmonize the zoning map with the City of Cudahy’s comprehensive plan and to facilitate the current use of the land and improvements at the subject location as a physical fitness center.

Parcel ID #682-9960-025 and #682-9960-026

The legal description of the parcel, comprises of Parcel #1 and Outlot #1 to be made subject to rezoning is as follows:

Being a redivision of parcel 1 of CSM No. 4263, a redivision of parcels 1,2, & 3 of CSM No. 2529, located in the SW ¼ of the SW ¼ of section 35, Town 6 North, Range 22 East, in the City of Cudahy, Milwaukee County, Wisconsin

- Open Public Hearing
The Public hearing was called to order by Mayor Hohenfeldt at 7:02 P.M.

- Public Comment on the rezoning
 1. Economic Development Director Biernat gave an overview of the reasoning behind the Planning and Zoning Commission’s recommendation to rezone.
 2. A letter received from Dean B. Richards an attorney with Reinhart Boerner Van Deuren and who are counsel to the Metropolitan Milwaukee YMCA Bank Creditor Trust Agreement stating their objections to the rezoning was entered into the record.
 3. Gray Kautzen representing BMO Harris Bank also spoke regarding their objection to the rezoning.
 4. James Williamson of 3933 E. Adams Avenue said he was in favor of the rezoning to place the property back onto the tax roll.
 5. Brenda Armbruster of 3330 E. College Ave. spoke in favor of the rezoning if it meant more taxes coming into Cudahy.

- Close Public Hearing
The Mayor called three times for comment, hearing none, the Public Meeting was closed at 7:18 P.M.

PUBLIC COMMENT (agenda items)

None

MOTION MADE BY ALD. BARTOSHEVICH, SECOND BY ALD. LITKOWIEC to approve all items listed on the consent agenda. On the roll call vote motion carried unanimously.

1. Minutes of the Regular Meeting of the Common Council held January 5, 2016.
2. Minutes of the Special meeting of the Common Council held January 5, 2016.
3. Minutes of the Plan Commission held December 8, 2015.
4. Minutes of the Design Review Board held December 15, 2015.
5. Claims ending December 31, 2015 in the amount of \$530,652.48.

ITEMS REMOVED FROM CONSENT AGENDA

None

OLD BUSINESS

None

NEW BUSINESS

Aldersperson Hollenbeck removed himself from the Common Council at 7:20 P.M.

1. Discussion and necessary action regarding minutes of the Rules, Laws & License Committee held January 6, 2016. **MOTION BY ALD. MORALEZ, SECOND BY ALD. BARTOSHEVICH** to approve. On the roll call vote, Alderspersons Moralez, Schissel, Litkowiec and Bartoshevich voted “aye”. Aldersperson Hollenbeck “abstained”. Motion carried.

Aldersperson Hollenbeck returned to the Common Council at 7:21 P.M.

DEPARTMENT MANAGER OR ELECTED OFFICIAL UPDATES

Mayor:

- December Report Care for Cudahy Inspection Summary
- Plan Commission Meeting update from January.

INTRODUCTION/PASSAGE OF ORDINANCES & RESOLUTIONS

ORDINANCES

1. Discussion and necessary action regarding Ordinance No. 2284.3 entitled “An Ordinance to Amend Sec. 11.06(3)(ee) of the Cudahy Code of Ordinances Prohibiting Ownership of Ducks Within the City Limits”. **MOTION BY ALD. MORALEZ, SECOND BY ALD. BARTOSHEVICH** to approve Ordinance No. 2284.3. On the roll call vote, motion carried unanimously.
2. Discussion and necessary action regarding Ordinance No. 2374.15 entitled “An Ordinance Revising Ordinance No. 2374.14 Fixing the Salaries of Certain Non-Union Employees of the City of Cudahy for 2016”. **MOTION BY ALD. SCHISSEL, SECOND BY ALD. LITKOWIEC** to approve Ordinance No. 2374.15. On the roll call vote, motion carried unanimously.
3. Discussion and necessary action regarding Ordinance No. 2427 entitled “An Ordinance to Change Zoning of the Parcel at 3244 E. College Avenue from a Base Zoning of I-1 Institutional District to B-2 Community Business District Zoning to Provide for Highest and Best Use of the Subject Parcel and Harmonize the Zoning Map with the Current Use of the Property”. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. HOLLENBECK** to rescind action of the Common Council taken on August 4th, 2015 for denial of rezoning Ordinance. On the roll call vote, motion carried unanimously.

MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. LITKOWIEC to approve Ordinance No. 2427. On the roll call vote, motion carried unanimously.

RESOLUTIONS

1. Discussion and necessary action regarding Resolution No. 6995 entitled “A Resolution in Support of Sustainable Solution for the Adequate Funding of Wisconsin’s Transportation System”. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. BARTOSHEVICH** to approve Resolution No. 6995. On the roll call vote, motion carried unanimously.
2. Discussion and necessary action regarding Resolution NO. 6996 entitled “A Resolution Approving Certified Survey Map”. (3852 E. Munkwitz Ave.) **MOTION BY ALD. SCHISSEL, SECOND BY ALD. BARTOSHEVICH** to approve Resolution No. 6996. On the roll call vote, motion carried unanimously.
3. Discussion and necessary action regarding Resolution No. 6997 entitled “A Resolution Approving Certified Survey Map”. (4523 & 4521 S. Sheridan Drive). **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. HOLLENBECK** to approve Resolution NO. 6997. On the roll call vote, motion carried unanimously.
4. Discussion and necessary action regarding Resolution No. 6998 entitled “A Resolution Approving Certified Survey Map”. (3527 E. Cudahy Ave.) **MOTION BY ALD. MORALEZ, SECOND BY ALD. HOLLENBECK** to approve Resolution No. 6998. On the roll call vote, motion carried unanimously.

***PUBLIC COMMENT** (on any subject items).

Escamilla, Roberto P. II of 4550 S. Nicholson Ave. spoke regarding a state citizen committee of which he’s a member called the Long term Care Advisory Committee.

ADJOURN

MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. SCHISSEL to adjourn at 7:35 P.M. Motion carried unanimously.

Passed and approved this 2nd day of February, 2016.

John Hohenfeldt, Mayor

ATTEST: Dennis Broderick/Clerk Treasurer