

**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, AUGUST 4, 2015 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, Hollenbeck and Bartoshevich. Alderpersons Schissel and Litkowiec were absent and excused. Police Chief Poellot, Deputy Clerk Toms-Neary and City Attorney Eberhardy were also in attendance.

**PUBLIC HEARINGS & PRESENTATIONS**

Presentation and review of staff petition to rezone the subject parcels at 3244 E. College Avenue from a base zoning of I-1 Institutional to B-2 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.

3244 E. College Avenue, Parcel ID 682-9960-025 and 682-9960-026. The legal description of the parcel, comprised of Parcel #1 and Out lot #1, to be made a subject to this petition to rezone is as follows:

Being a re-division of Parcel 1 of CSM No. 4263, a re-division 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.

The Mayor opened the public hearing at 7:05 P.M. Director of Economic Development and Zoning Director Biernat gave an overview of the City’s Plan and Zoning Commission’s process and reasoning for recommending rezoning the subject parcel from I-1 to B-2.

**\*PUBLIC COMMENT** (on the rezoning petition for the subject parcels at 3244 E. College Avenue).

**The following spoke in opposition to the rezoning:**

- Dean Richards of Reinhart Boerner Van Deuren, 22 E. Mifflin, Madison
- Michael Sanger of 8585 W. Forest Home Avenue, Greenfield
- Reverend Van Chou Lu of Grace Hmong Alliance Church
- John Sponzia of N49 W18382 Wildlife Ct., Menomonee Falls
- Pa Sponzia of 815 Cavalier Drive, Waukesha
- Vic Helarov of 601 College Avenue, Milwaukee
- Eugene Brish of 122 E. College Ave., Cudahy
- David K. Vang of 5779 N. 92<sup>nd</sup> St., Milwaukee
- Jeff Sponzia of 815 Cavalier Dr., Waukesha
- Dao Vang of 3520 W. Abbot, Greenfield
- Judith Virckes of 6235 S. Creekside Drive #21, Cudahy
- Carl Krueger of 6240 S. Elaine Ave., Cudahy

**The following spoke in support of the rezoning:**

- Patrick Hintz of 1711 Manistique Ave., South Milwaukee
- Matthew Stray of 3330 E. College Ave., #6, Cudahy

Mayor Hohenfeldt called three times for additional comments. Hearing none, the public hearing was closed at 7:54 P.M.

**PUBLIC COMMENT** (agenda items)

None

**MOTION MADE BY ALD. LITKOWIEC, SECOND BY ALD. HOLLENBECK** to approve the 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 July 21, 2015.
2. Minutes of the Finance Committee held July 21, 2015.
3. Minutes of the Personnel Committee held July 21, 2015.
4. Minutes of the Claims Committee held July 24, 2015.
5. Minutes of the Community Development Authority held May 26, 2015 and June 30, 2015.
6. Minutes of the Joint Plan Commission and Design Review Board held June 9, 2015.
7. Correspondence from Jessica Kramer tendering her resignation.
8. Minutes of the Board of Public Works held June 22, 2015.

**ITEMS REMOVED FROM CONSENT AGENDA**

None

**MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. MORALEZ** to amend agenda and move Ordinance Number 2417 forward. On the roll call vote, motion carried unanimously.

**INTRODUCTION/PASSAGE OF ORDINANCES & RESOLUTIONS**

**ORDINANCES**

1. Discussion and necessary action regarding Ordinance No. 2417 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, Harmonize the Zoning Map with the City of Cudahy’s Adopted Land Use Map and Current Use of the Property Most likely to Occur at the Subject Location”. **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. SCHISSEL** to deny Ordinance No. 2417. On the roll call vote, Alderpersons Moralez, Schissel and Bartoshevich voted “aye”. Alderpersons Hollenbeck and Litkowiec voted “no”. Motion carried.

**OLD BUSINESS**

Alderperson Hollenbeck recused himself from the Common Council at 8:06 P.M. and returned at 8:08 P.M.

1. Roger W. Zeniecki, Agent for Class B Liquor License at 3778 E. Pulaski Avenue pending inspections. **MOTION BY ALD. MORALEZ, SECOND BY ALD. BARTOSHEVICH** to approve. On the roll call vote, Alderpersons Moralez, Schissel, Litkowiec and Bartoshevich voted “aye”. Alderperson Hollenbeck “abstained”. Motion carried.

**MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. SCHISSEL** to call a recess at 8:08 P.M. Motion carried.

Council was called back into session at 8:18 P.M.

2. Discussion and necessary action regarding discontinuance of spring clean-up program and implementation of two-trip pass system per residential recycling cart to be issued to residents who pay the residential recycling cart fee. **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. LITKOWIEC** to suspend spring clean-up for a period of one year and implement a two ticket process for each recycling cart per property and to re-evaluate spring pickup program in August of 2016. On the roll call vote, motion carried unanimously.

### **NEW BUSINESS**

1. Discussion and necessary action regarding request of Walter Wood of R W Roofing Associates Inc. located at 5373 S. Whitnall Ave. for renewal of his used auto dealer license and his salvage yard license. **MOTION BY ALD. MORALEZ, SECOND BY ALD. HOLLENBECK** to approve. On the roll call vote, motion carried unanimously.
2. Discussion and necessary action regarding the proposal to provide engineering services for the illicit discharge screening and investigation of storm water out falls to R.A. Smith. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. HOLLENBECK** to award service bid to RA Smith in the amount of \$3,000. On the roll call vote, motion carried unanimously.
3. Discussion and necessary action regarding School Resource Officer between the City of Cudahy and the School District of Cudahy. **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. HOLLENBECK** to approve. On the roll call vote, motion carried unanimously.

### **DEPARTMENT MANAGER OR ELECTED OFFICIAL UPDATES**

Director of Engineering

- Update regarding Packard Avenue and Barland Avenue reconstruction projects.

### **INTRODUCTION/PASSAGE OF ORDINANCES & RESOLUTIONS**

#### **RESOLUTIONS**

None

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

**MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. LITKOWIEC** to adjourn at 9:12 P.M.  
Motion carried unanimously.

Passed and approved this 1<sup>st</sup> of September, 2015.

John Hohenfeldt, Mayor

ATTEST: Dennis Broderick/Clerk Treasurer