

**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, DECEMBER 6, 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, Johnson, Hollenbeck, Litkowicz and St. Marie-Boelkow. DPW Director Lange, Chief Poellot, Economic Dev. Dir. Biernat, City Clerk Broderick and City Attorney Eberhardy were also in attendance.

PUBLIC HEARINGS & PRESENTATIONS

**Public Hearing REGARDING DISCONTINUANCE AND VACATION OF UNIMPROVED ALLEY
IN THE City of Cudahy which abuts 3624 E. Adams and 3665 E. Adams Ave (CSM 2187 Parcel 1)**

- Open Public Hearing
Mayor called the Public Hearing to order at 7:05 P.M.
- Public Comment regarding hearing
Economic Development Director Biernat gave an explanation of the discontinuance and vacation. After calling for comment three times, a resident from 3625 E. Cudahy spoke.
- Close Public Hearing
The public hearing closed at 7:07 P.M.

PUBLIC COMMENT (agenda items)

None

PRESENTATIONS

None

CONSENT AGENDA ITEMS

(Items under the consent agenda may be acted upon by one motion. If in the judgment of any Council Member, a consent agenda item needs discussion, the item can be removed and discussed under “Items Removed from Consent Agenda”). **MOTION BY ALD. JOHNSON, SECOND BY ALD. ST. MARIE-BOELKOW** to approve. On the roll call vote, motion carried unanimously.

1. Minutes of the Regular Meeting of the Common Council held November 15, 2016
2. Minutes of the Personnel Committee held November 15, 2016.
3. Minutes of the Claims Committee held November 18, 2016.
4. Minutes of the Traffic & Safety Commission held November 16, 2016.
5. Minutes of the Rules, Laws & License Committee held November 2, 2016.
6. Minutes of the Community Development Authority held October 25, 2016.
7. Letter from Dean A. Nelson notifying Council of his retirement from the Fire Department.
8. Letter from Joe Zsebe notifying Council of his retirement.

NEW BUSINESS

1. Discussion and necessary action regarding Resolution No. 7079 entitled “Resolution Vacating and Discontinuing a Part of a Public Alley in the City of Cudahy”. **MOTION BY ALD. HOLLENBECK, SECOND BY ALD. ST. MARIE-BOELKOW** to approve Resolution No. 7079. On the roll call vote, motion carried unanimously.
2. Discussion and necessary action regarding Resolution No. 7084 entitled “A Resolution Approving Certified Survey Map (3618-3620 E. Grange and 3625 E. Adams) **MOTION BY ALD. ST. MARIE-BOELKOW, SECOND BY ALD. HOLLENBECK** to approve Resolution No. 7084. On the roll call vote, motion carried unanimously.
3. Discussion and necessary action regarding lease extension for AT & T facilities located on the water tower. **MOTION BY ALD. ST. MARIE-BOELKOW, SECOND BY ALD. JOHNSON** to approve. On the roll call vote, motion carried unanimously.
4. Discussion and necessary action regarding setting of the 2017 Common Council meeting dates. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. HOLLENBECK** to approve 2017 Common Council Meeting Dates all on Tuesdays unless otherwise noted:
 - January 3 and January 17
 - February 7 and February 22
 - March 7 and March 21
 - Wednesday, April 5 and Tuesday April 18
 - May 2 and May 16
 - June 6 and 4th Tuesday June 27
 - July 18
 - August 15
 - September 5 and September 19
 - October 3 and October 17
 - November 7 and November 21
 - December 5 and December 19On the roll call vote, motion carried unanimously.

Aldersperson Hollenbeck left the Common Council at 7:13 P.M.

5. Discussion and necessary action regarding request of Nativity of the Lord for Temporary Class B Picnic License for February 18, 2017 at 3658 E. Plankinton Ave. **MOTION BY ALD. MORALEZ, SECOND BY ALD. JOHNSON** to approve. On the roll call vote, Alderspersons Moralez, Johnson, Litkowiec and St. Marie-Boelkow voted “aye”. Aldersperson Hollenbeck “abstained”. Motion carried.

Aldersperson Hollenbeck returned to the Common Council at 7:14 P.M.

DEPARTMENT MANAGER OR ELECTED OFFICIAL UPDATES.

DPW Director:

- Update on Snow and Ice Control Policy

Mayor:

- Update Anthony Piparo lawsuit against City of Cudahy
- November 2016 Care for Cudahy Inspection Summary
- Effect of presidential recount on Clerk’s Office (time and cost)

INTRODUCTION/PASSAGE OF ORDINANCES & RESOLUTIONS

ORDINANCES

1. Discussion and necessary action regarding Ordinance No. 2373.11 entitled “An Ordinance Fixing the Salaries and Providing Fringe Benefits for Department Heads of the City of Cudahy for 2017”. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. JOHNSON** to approve Ordinance No. 2373.11. On the roll call vote, motion carried unanimously.
2. Discussion and necessary action regarding Ordinance No. 2374.16 entitled “An Ordinance Fixing the Salaries of Certain Non-Union Employees of the City of Cudahy for 2017”. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. MORALEZ** to approve Ordinance No. 2374.16. On the roll call vote, motion carried unanimously.
3. Discussion and necessary action regarding Ordinance No. 2375.4 entitled “An Ordinance Fixing the Salary and Fringe Benefits of the Police Chief in the City of Cudahy Police Department for 2017”. **MOTION BY ALD. HOLLENBECK, SECOND BY ALD. ST. MARIE-BOELKOW** to approve Ordinance No. 2375.4. On the roll call vote, motion carried unanimously.
4. Discussion and necessary action regarding Ordinance No. 2376.4 entitled “An Ordinance Fixing the Salary and Fringe Benefits of the Fire Chief in the City of Cudahy Fire Department for 2017”. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. HOLLENBECK** to approve Ordinance No. 2376.4. On the roll call vote, motion carried unanimously.

RESOLUTIONS

1. Discussion and necessary action regarding Resolution No. 7085 entitled “A Resolution Supporting #JustFixItWI Transportation Funding in the State of Wisconsin”. **MOTION BY ALD. MORALEZ, SECOND BY ALD. LITKOWIEC** to approve Resolution No. 7085. On the roll call vote, Alderpersons Moralez, Johnson, Litkowiec and St. Marie-Boelkow voted “aye”. Alderperson Hollenbeck voted “no”. Motion carried.
2. Discussion and necessary action regarding Resolution No. 7086 entitled “A Resolution to Establish Local Sewer Charge Rates in the City of Cudahy for 2017” **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. JOHNSON** to approve Resolution No. 7086. On the roll call vote, motion carried unanimously.
3. Discussion and necessary action regarding Resolution No. 7087 entitled “A Resolution to take 25% of the Annual Operating Surplus in the Sanitary Sewer Fund to be Placed in a Restricted Fund Reserved for Capital Equipment and Main Replacement”. **MOTION BY ALD. JOHNSON, SECOND BY ALD. HOLLENBECK** to approve Resolution No. 7087. On the roll call vote, motion carried unanimously.
4. Discussion and necessary action regarding Resolution No. 7088 entitled “A Resolution Authorizing 25% of the Annual Operating Surplus in the Storm Water Utility Fund be Reserved for Future Capital Equipment & Main Replacement”. **MOTION BY ALD. HOLLENBECK, SECOND BY ALD. JOHNSON** to approve Resolution No. 7088. On the roll call vote, motion carried unanimously.

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

None

CLOSED SESSION

1. Adjourn into closed session per State Statute 19.85 (1)(G) conferring with legal counsel for the governmental body who is rendering oral or written advice concerning legal matter. a) Thomas Colla et al versus the City of Cudahy Case# 2016CV002043. **The Common Council did not adjourn into closed session as the above item will be held over for a future meeting.**

ADJOURN

MOTION BY ALD. LITKOWIEC, SECOND BY ALD. JOHNSON to adjourn at 7:40 P.M. On the roll call vote, Motion carried unanimously.

Passed and approved this 20th day of December, 2016

John Hohenfeldt, Mayor

ATTEST: Dennis Broderick/Clerk Treasurer