

**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
WEDNESDAY, APRIL 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 Moralez, Schissel, Hollenbeck and Litkowiec. Alderperson Bartoshevich was absent and excused. DPW Director Lange, Police Chief Poellot, Econ. Dev. Adm. Biernat, City Clerk Broderick and City Attorney Eberhardy were also in attendance.

PUBLIC HEARINGS & PRESENTATIONS

Public Hearing #1

Public Hearing #1 was called to order at 7:05 P.M. by Mayor Hohenfeldt regarding public works improvements (Street Improvements & Appurtenances) on Kirkwood Avenue between Grange Avenue and approximately 500’ north of Mallory Avenue including those properties located within 200’ of the intersection with Kirkwood Avenue and Adams Avenue between Kirkwood and Packard Avenue and declaring intent to exercise special powers under Section 66.0703 Wisconsin Statutes – Police Powers.

After a presentation by DPW Director Lange regarding project the following citizens spoke:

- Yvonne Beyer of 3705 E. Mallory asked for work already done to be prorated and regarding 2 ½’ floating road..
- Joey Mahn of 3671 E. Morris Ave. asked about plans on Morris Ave.
- Terry Mahn of 3671 E. Morris Ave. asked about replacing alley.

After calling three times for additional comments, Mayor Hohenfeldt closed Public Hearing #1 at 7:23P.M.

Public Hearing #2

Public Hearing #2 was called to order at 7:24 P.M. by Mayor Hohenfeldt regarding replacement of sanitary sewer laterals on Packard Avenue between Cudahy Avenue and Lunham Avenue and declaring intent to exercise special powers under Section 66.0703 Wisconsin Statutes – Police Powers at all properties served by Sanitary Sewer Lateral on Packard Avenue from Cudahy Avenue to Lunham Avenue.

After presentation by DPW Director Lange the following citizens spoke:

- James Karvonen of 5566 S. Rosewood Ave. spoke regarding cost of Packard.
- Mary Shully of 4476 S. Packard Ave. spoke regarding lack of communication.
- Annie Jurczyk of 4512 S. Packard spoke regarding lack of communication and unfairness of special assessing.
- William Wawrzyn of 4444 S. Packard Ave. commended DPW Director on the communication regarding Packard Ave.
- Diane Vandagriff of 3572 E. Allerton spoke regarding sale of home, inability to pay and lack of communication.
- Daniel Hartwig of 4559 S. Packard Ave. asked how long it road would be closed and how long without water.

After calling three times for additional comments, Mayor Hohenfedlt closed Public Hearing #2 at 8:35 P.M.

Presentations by Greg Johnson of Ehlers & Associates, the City's Financial Consultants

1. Issuance and sale and refunding of \$2,190,000 General Obligation Refunding Bonds, Series 2016A
2. \$1,580,000 General Obligation Promissory Notes Series 2016B
3. \$3,395,000 Redevelopment Lease Revenue Refunding Bonds, 2016C

PUBLIC COMMENT (agenda items)

1. Salvatore Purpora of Papa Luigi's spoke regarding Item #6 of New Business - request from Mr. Alex Ahmad of City Lounge to utilize the City owned parking lot at 3462 E. Squire Avenue for City Limits Fest 2016 event. He stated that there was no communication by event sponsor and that he lost business.
2. Alex Ahman of City Lounge stated that in 2015 it was an end of year party and was all about promoting the City of Cudahy.

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. LITKOWIEC, SECOND BY ALD. HOLLENBECK** to approve.

On the roll call vote, motion carried unanimously.

1. Minutes of the Regular meeting of the Common Council held March 15, 2016.
2. Minutes of the Personnel Meeting held March 15, 2016.
3. Minutes of the Finance Meeting held March 15, 2016.
4. Minutes of the Joint Review Board held March 21, 2016.
5. Minutes of the special meeting of the Community Development Authority held March 1, 2016.
6. Minutes of the Water Utility Commission held February 25, 2016.
7. Claims ending February 29, 2016 in the amount of \$291,531.17.

ITEMS REMOVED FROM CONSENT AGENDA

None

NEW BUSINESS

1. Discussion and necessary action regarding Resolution No. 7019 entitled "Resolution Authorizing an Amended and Restated Cooperation Agreement; Authorizing the Issuance and Sale of Not to Exceed \$3,395,000 Redevelopment Lease Revenue Refunding Bonds and Municipal Revenue Obligation and the Execution of Related Documents; and Authorizing an Amended and Restated Lease and Contribution Agreement". **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. HOLLENBECK** to approve Resolution No. 7019. On the roll call vote, motion carried unanimously.
2. Discussion and necessary action regarding Resolution No. 7020 entitled "Resolution Awarding the Sale of \$2,190,000 General Obligation Refunding Bonds, Series 2016A". **MOTION BY ALD. HOLLENBECK, SECOND BY ALD. LITKOWIEC** to approve Resolution No. 7020. On the roll call vote, motion carried unanimously.
3. Discussion and necessary action regarding Resolution No. 7021 entitled "Resolution Authorizing the Issuance and Sale of \$1,580,000 General Obligation Promissory Notes, Series 2016B". **MOTION BY ALD. SCHISSEL, SECOND BY ALD. MORALEZ** to approve Resolution No. 7021. On the roll call vote, motion carried unanimously.

Aldersperson Hollenbeck left the Common Council at 9:05 P.M.

4. Discussion and necessary action regarding request from Mr. Milo Basina of Orson's Saloon for temporary extension of premises for July 4, 2016 and to utilize Barnard Avenue between 3552 and 3558

Barnard Avenue. **MOTION BY ALD. MORALEZ, SECOND BY ALD. SCHISSEL** to approve pending proper insurance paperwork. On the roll call vote, Alderpersons Morales, Schissel and Litkowiec voted “aye”. Alderperson Hollenbeck “abstained”. Motion carried.

5. Discussion and necessary action regarding request of John Schulz for temporary extension of premises for Light Palace Pub & Grill located at 5880 S. Packard Avenue for June 18, 2016. **MOTION BY ALD. MORALEZ, SECOND BY ALD. LITKOWIEC** to approve. On the roll call vote, Alderpersons Morales, Schissel and Litkowiec voted “aye”. Alderperson Hollenbeck “abstained”. Motion carried.

Alderperson Hollenbeck returned to Common Council at 9:10 P.M.

Alderperson Litkowiec left the Common Council at 9:10 P.M.

6. Discussion and necessary action regarding request from Mr. Alex Ahmad of City Lounge to utilize the City owned parking lot at 3462 E. Squire Avenue for City Limits Fest 2016 event. **MOTION BY ALD. MORALEZ, SECOND BY ALD. SCHISSEL** to table until next meeting. On the roll call vote, Alderpersons Morales, Schissel and Hollenbeck voted “aye”. Alderperson Litkowiec “abstained”. Motion carried.

Alderperson Liktowiec returned to Common Council at 9:20 P.M.

7. Discussion and necessary action regarding 2016 Environmental Health Consortium Memorandum of Understanding. **MOTION BY ALD. HOLLENBECK, SECOND BY ALD. LITKOWIEC** to approve. On the roll call vote, motion carried unanimously.
8. Discussion and necessary action regarding Memorandum of Understanding between the City of Cudahy and Impact 2-1-1. **MOTION BY ALD. SCHISSEL, SECOND BY ALD. HOLLENBECK** to approve. On the roll call vote, motion carried unanimously.

DEPARTMENT MANAGER OR ELECTED OFFICIAL UPDATES

INTRODUCTION/PASSAGE OF ORDINANCES & RESOLUTIONS

ORDINANCES

None

RESOLUTIONS

1. Discussion and necessary action regarding Resolution No. 7022 entitled “Final Resolution for Public Works Improvements on Kirkwood Avenue Between Grange Avenue and Approximately 500’ n/o Mallory Avenue Including those Properties Located Within 200’ of the Intersection with Kirkwood Avenue & Adams Avenue between Kirkwood and Packard Avenue Declaring Intent to Exercise Special Powers Under Section 66.0703 Wisconsin Statutes – Police Powers”. **MOTION BY ALD. MORALEZ, SECOND BY ALD. LITKOWIEC** to approve Resolution No. 7022. On the roll call vote, motion carried unanimously.
2. Discussion and necessary action regarding Resolution No. 7023 entitled “Preliminary Resolution for the Replacement of Sanitary Sewer Laterals on Packard Avenue between Cudahy Avenue and Lunham Avenue and Declaring Intent to Exercise Special Powers Under Section 66.0703 Wisconsin Statutes – Police Powers”. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. SCHISSEL** to approve Resolution No. 7023. On the roll call vote, motion carried unanimously.
3. Discussion and necessary action regarding Resolution No. 7024 entitled “A Resolution Denying the Claim of John Lawrence”. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. HOLLENBECK** to approve Resolution No. 7024. On the roll call vote, motion carried unanimously.
4. Discussion and necessary action regarding Resolution NO. 7025 entitled “A Resolution Denying the Claim of Maygen Marcell”. **MOTION BY ALD. SCHISSEL, SECOND BY ALD. LITKOWIEC** to approve Resolution No. 7025. On the roll call vote, motion carried unanimously.

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

- Mayor Hohenfeldt thanked the outgoing Common Council members for their service.

CLOSED SESSION

1. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. HOLLENBECK** to adjourn into closed session at 9:30 P.M. per State Statute 19.85 (1)(g) Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. a) Legal action on the property located at 5837 S. Quality Avenue. On the roll call vote, motion carried unanimously.
2. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. HOLLENBECK** to adjourn closed session at 9:45 P.M. On the roll call vote, motion carried unanimously.
3. Discussion and appropriate action regarding items discussed in closed session if necessary. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. HOLLENBECK** to approve actions as taken in closed session. On the roll call vote, motion carried unanimously.

ADJOURN

MOTION BY ALD. SCHISSEL, SECOND BY ALD. LITKOWIEC to adjourn at 9:46 P.M. Motion carried unanimously.

Passed and approved this 19th day of April, 2016.

John Hohenfeldt, Mayor

ATTEST: Dennis Broderick/Clerk Treasurer