

**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, NOVEMBER 21, 2017 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. Clerk/Treasurer Broderick, City Attorney Eberhardy, Chief Mayer, Chief Poellot, Lt. Blunt, Lt. Zblewski, Police Clerk Santi, DPW Director Lange, Health Officer Lepak, IT Manager Fernandez, Library Director Roepke, Comptroller Williamson, Deputy Clerk/Treasurer Toms-Neary and Clerk Sobieski were also in attendance.

PRESENTATIONS

None

PUBLIC HEARINGS

1. Public Hearing on the Proposed 2018 budget of the City of Cudahy.

- The public hearing was opened at 7:04 P.M. Mayor Hohenfeldt gave an overview of the 2018 proposed budget.
- Public Comment regarding hearing.
 - Dan Furdek of 5902 S. Robert Avenue spoke regarding 2018 ERP and having a City Manager.
 - Terry Pawlarczyk of 3912 E. Van Norman Avenue spoke regarding 2018 ERP.
 - Diane Zagrodnick of 6075 S. Elaine Avenue spoke regarding 2018 ERP.
 - David Sartori of 6000 S. Buckhorn Avenue #215 spoke regarding difficulty developing budgets and thanked for service.
- After calling three times for additional comments and hearing none, Mayor Hohenfeldt closed Public Hearing at 7:20 P.M.

2. Review a Staff Petition To Amend the City of Cudahy Municipal Code, Chapter 44. Zoning. Article II. – Zoning Districts. Division 14. – B-5 Highway Business District. The proposed amendments will be as follows:

Sec. 44-467. – Principal uses.

- Removal of the following: “Automotive, marine and aircraft sales and service”, “Equipment rental facilities”, “Video sales and rental”.
- Addition of the following: “Grocery stores and supermarkets”, “Factory outlet stores”, “Hardware stores”, “Home improvement stores”, “Consumer electronics and appliance stores”, “Micro-breweries, distilleries, and gastro-pubs”, “Furniture and home décor stores”, “Department and general merchandise stores”.

Sec. 44-469. – Conditional uses.

- Amendment of “Animal hospitals, veterinary services, and boarding of animals” to “Animal hospitals, veterinary services, and indoor boarding of animals”.
- Amendment of “Outdoor display of retail merchandise” to “Outdoor recurring, temporary or seasonal display of retail merchandise”.
- Removal of the following: “Planned mixed use”.
- Addition of the following: “Equipment rental facilities”, “Automotive, marine and aircraft sales and service”.

- The public hearing was opened at 7:20 P.M. Mayor Hohenfeldt gave an overview of the proposed zoning.
- Public Comment regarding hearing.
Michael Coulthurst of 2504 E. Grange Avenue spoke regarding specifics of zoning and concern that conditional use may be a better option.

After calling three times for additional comments and hearing none, Mayor Hohenfeldt closed Public Hearing at 7:26 P.M.

PUBLIC COMMENT (agenda items)

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. ST. MARIE-BOELKOW, SECOND BY ALD. LITKOWIEC** to approve. On the roll call vote, motion carried unanimously.

1. Minutes of the Traffic & Safety Commission held November 15, 2017.
2. Minutes of the Tourism Committee held October 18, 2017.
3. Minutes of the Finance Committee held November 7, 2017.
4. Minutes of the Personnel Committee held November 7, 2017.
5. Minutes of the Plan Commission held October 10, 2017.
6. Minutes of the Claims Committee held November 16, 2017.

OLD BUSINESS

1. Discussion and necessary action regarding use restriction agreement between Genesis Life Services, Inc. and the City of Cudahy. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. HOLLENBECK** to approve. On the roll call vote, motion carried 3-2 Ald. Johnson and Ald. St. Marie-Boelkow opposed.
2. Discussion and necessary action regarding Ordinance No. 2462, “An Ordinance to Change The Zoning of Parcel at 5071 S. Lake Drive from a Base Zoning of I-1 Institutional to RM-1 Multi Family Residential District To Facilitate Market Interest In The Proposed Adaptive Reuse Of The Improvements Existing At The Subject Property Compatible With Abutting Zoning Districts. **MOTION BY ALD. MORALEZ, SECOND BY ALD. ST. MARIE-BOELKOW** to approve. On the roll call vote, motion carried unanimously.
3. Discussion and necessary action regarding approval of the City of Cudahy Zoning Map. **MOTION BY ALD. ST. MARIE-BOELKOW, SECOND BY ALD. LITKOWIEC** to approve. On the roll call vote, motion carried unanimously.

NEW BUSINESS

1. Discussion and necessary action to adopt 2018 budget amendment two as proposed by the Office of the Mayor. **MOTION BY ALD. MORALEZ, SECOND BY ALD. JOHNSON** to approve. On the roll call vote, motion carried unanimously.
 - A. Discussion and necessary action to adopt 2018 budget amendment one as proposed by the Office of the Mayor. **MOTION BY ALD. MORALEZ, SECOND BY ALD. LITKOWIEC** to approve. On the roll call vote, motion carried unanimously.
 - B. Discussion and necessary action to adopt budget (Budget Option Two) for 2018 and set city tax levy and approval of proposed amendments one and two as proposed by the Office of the Mayor. **MOTION BY ALD. MORALEZ, SECOND BY ALD. LITKOWIEC** to approve. On the roll call vote, motion carried unanimously.

Aldersperson Hollenbeck left at 8:18 PM.

2. Discussion and necessary action regarding minutes of the Regular Meeting of the Common Council held November 7, 2017. **MOTION BY ALD. JOHNSON, SECOND BY ALD. MORALEZ** to approve. On the roll call vote, motion carried 4-0, Ald. Hollenbeck abstained.

Aldersperson Hollenbeck returned at 8:20pm

3. Discussion and necessary action regarding motion to rescind Resolution No. 7166 as passed by the Common Council November 7, 2017. **MOTION BY ALD. HOLLENBECK, SECOND BY ALD. JOHNSON** to approve. On the roll call vote, motion carried unanimously.

DEPARTMENT MANAGER OR ELECTED OFFICIAL UPDATES.

Mayor

- Update from the Plan Commission November meeting.
- Mayor's report to the Common Council Finance Department Report.

INTRODUCTION/PASSAGE OF ORDINANCES & RESOLUTIONS

ORDINANCES

1. Discussion and necessary action regarding Ordinance No. 2287.2 entitled "An Ordinance To Amend Cudahy Municipal Code Section 2-124(1) To Add Two Citizen Members To The Finance Committee". **MOTION BY ALD. HOLLENBECK, SECOND BY ALD. MORALEZ** to approve Ordinance No. 2287.2 with amendments as presented by Ald. Hollenbeck - Removal Clause and Review Clause. On the roll call vote, motion carried 4-1 Ald. Johnson opposed.
2. Discussion and necessary action regarding Ordinance No. 2458 entitled "An Ordinance Recreating Paragraphs 38-73(b)(5) and 38-181(d)(2) Concerning All Night Parking Prohibition Exemptions and The Parking Stipulation Schedule". **MOTION BY ALD. JOHNSON, SECOND BY ALD. ST. MARIE-BOELKOW** to approve Ordinance No, 2458. On the roll call vote, motion carried unanimously.
3. Discussion and necessary action regarding Ordinance No. 2459 entitled "An Ordinance To Adopt State Traffic Statutes and Amend Sec. 38-1(a)". **MOTION BY ALD. HOLLENBECK, SECOND BY ALD. JOHNSON** to approve Ordinance No. 2459. On the roll call vote, motion carried unanimously.
4. Discussion and necessary action regarding Ordinance No. 2460 entitled "An Ordinance To Amend Chapter 44. Zoning. Article II. – Zoning Districts. Division 14. – B-5 Highway Business District". **ITEM TABLED.**
5. Discussion and necessary action regarding Ordinance No. 2308.4 entitled "An Ordinance To Amend The Date For Ambulance Fee Review." **MOTION BY ALD. ST. MARIE-BOELKOW, SECOND BY ALD. JOHNSON** to approve Ordinance No. 2308.4. On the roll call vote, motion carried unanimously.

RESOLUTIONS

1. Discussion and necessary action regarding Resolution No. 7171 entitled "A Resolution Transferring Funds From The General Fund To Insurance/Litigation Claims Account." **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. JOHNSON** to approve Resolution No. 7171. On the roll call vote, motion carried unanimously.
2. Discussion and necessary action regarding Resolution No. 7172 entitled "A Resolution Denying The Claim Of Amber Brewer." **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. HOLLENBECK** to approve Resolution No. 7172. On the roll call vote, motion carried unanimously.

3. Discussion and necessary action regarding Resolution No. 7173 entitled “A Resolution Denying The Claim Of Christine Macek.” **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. ST. MARIE-BOELKOW** to approve Resolution No. 7173. On the roll call vote, motion carried unanimously.
4. Discussion and necessary action regarding Resolution No. 7174 entitled “A Resolution Denying The Claim Of St. Mark’s Lutheran Church.” **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. JOHNSON** to approve Resolution No. 7174. On the roll call vote, motion carried unanimously.
5. Discussion and Necessary action regarding Resolution No. 7175 entitled “A Resolution Allowing The Claim Of James Vaughn”. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. HOLLENBECK** to approve Resolution No. 7175. On the roll call vote, motion carried unanimously.
6. Discussion and Necessary Action regarding Resolution No. 7176 entitled “A Resolution Allowing The Claim Of USAA General Indemnity Company a/s/o Thomas Nuehengen”. **MOTION BY ALD. ST. MARIE-BOELKOW, SECOND BY ALD. JOHNSON** to approve Resolution No. 7176. On the roll call vote, motion carried unanimously.
7. Discussion and Necessary Action regarding Resolution No. 7177 entitled “A Resolution Amending 2017 Adopted Budget Of The City Of Cudahy”. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. JOHNSON** to approve Resolution No. 7177. On the roll call vote, motion carried unanimously.
8. Discussion and Necessary Action regarding Resolution No. 7178 entitled “A Resolution Approving Certified Survey Map for 3416 E. Cudahy Avenue”. **MOTION BY ALD. HOLLENBECK, SECOND BY ALD. ST. MARIE-BOELKOW** to approve Resolution No. 7178. On the roll call vote, motion carried unanimously.
9. Discussion and Necessary Action regarding Resolution No. 7179 entitled “A Resolution Approving Certified Survey Map for 3662 E. Grange Avenue”. **MOTION BY ALD. ST. MARIE-BOELKOW, SECOND BY ALD. JOHNSON** to approve Resolution No. 7179. On the roll call vote, motion carried unanimously.
10. Discussion and Necessary Action regarding Resolution No. 7180 entitled “A Resolution Adopting City Fee Schedule”. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. JOHNSON** to approve Resolution No. 7180. On the roll call vote, motion carried unanimously.

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

1. David Sartori of 6000 S. Buckhorn Avenue #215 spoke regarding ambulance billing.
2. Darin Nadeau of 5444 S. Barland Avenue spoke regarding foreclosed blighted properties.
3. Sandra Kunesh of 3121 E. Adams Avenue spoke regarding blighted property, tree trimming and roads.

ADJOURN

MOTION BY ALD. JOHNSON, SECOND BY ALD. ST. MARIE-BOELKOW to adjourn at 8:55 P.M. On the roll call vote, Motion carried unanimously.

Passed and approved this 5th day of December, 2017.

John Hohenfeldt, Mayor

ATTEST: Dennis Broderick/Clerk Treasurer