

**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 23, 2011**

ROLL CALL

Mayor Anthony Day called the meeting to order at 7:00 PM. The following answered, "present" to the roll call: Council Members Mikolajczak, Schissel, Otto, Litkowiec and Bartoshevich. Also in attendance: Clerk/Treasurer Broderick, DPW Director Lange, Captain Kraker and City Attorney Eberhardy.

MEETING STATEMENT

The proper open meeting statement was read at this time.

PUBLIC HEARING

To allow citizens an opportunity to participate in an advisory role in planning, implementing and assessing the development of "2012 Community Development Block Grant Funds". The various projects were presented for consideration. The Mayor called for public comment three times and hearing none closed the public hearing at 7:03 P.M.

PUBLIC COMMENT

- a. Dick Schuster of 5719 S. Robert Avenue spoke regarding minutes not being published for review and regarding item 8, change order for Endpoint at Iceport property.
- b. Frank Hornak (the Country Club) regarding refund of liquor license fees.

ADOPTION OF MINUTES:

MOTION BY ALD. SCHISSEL, SECOND BY ALD. MIKOLAJCZAK to approve minutes as listed. On the roll call vote, motion carried unanimously.

1. Minutes of the Regular meeting of the Common Council held July 19, 2011.
2. Minutes of the Special meeting of the Common Council held July 26, 2011.
3. Minutes of the Regular meeting of the Common Council held August 16, 2011.
4. Minutes of the Personnel Committee meetings held June 28, 2011 and August 16, 2011.
5. Minutes of the Finance Meeting held August 16, 2011.
6. Minutes of the Claims Committee meeting held August 17, 2011.
7. Minutes of the Traffic & Safety Commission meetings held July 20, 2011 and August 17, 2011.
8. Minutes of the Board of Public Works held June 27, 2011
9. Minutes of the Board of Review held August 17, 2011.
10. Minutes of the Celebrations Committee meeting held August 15, 2011.
11. Minutes of the Cudahy Family Library Board meetings held May 7, 2011 and June 4, 2011.
12. Minutes of the Board of Health held July 12, 2011.

APPROVAL OF CLAIMS

1. **MOTION BY ALD. SCHISSEL, SECOND BY ALD. LITKOWIEC** to approve claims ending July 31, 2011 in the amount of \$626,397.02. On the roll call vote, motion carried unanimously.

NEW BUSINESS

1. Discussion and appropriate action regarding appropriation of funds for 2012 Community Development Block Grant funds. DPW Director Lange gave an explanation of the projects presented. ADA Signal Improvement – Packard & Ramsey \$35,000; Property Maintenance Program – Care for Cudahy \$12,500; Project Concern \$6,160 and Interfaith \$17,590 for a total of \$71,250. Sherry Nadolny representing the Cudahy Historical Society requested that \$5,000 be included in the grant for roof replacement and other needed projects at the depot. Mayor Day explained that the process for bid letting required by Milwaukee County is very involved. Service projects must be less than 15% of total allocated amount of City. Construction projects are not considered service projects. She explained that the cost of their project may go up 15 to 20% because you must go through a bidding process and use federal wage rates as well as a lot of paperwork. Discussion ensued regarding the City's ADA bathroom project.
MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. BARTOSHEVICH to include the \$5,000 request of the Historical Society for the 2012 CDBG appropriation for the Historical Society. On the roll call vote, Alderpersons Mikolajczak, Schissel, Litkowiec and Bartoshevich voted "aye". Alderperson Otto voted "no". Motion carried.
MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. LITKOWIEC to approve the Community Development Block Grant funds request as amended. On the roll call vote, motion carried unanimously.
2. Discussion and appropriate action regarding 2011-2012 capital budget. DPW Director presented information on the borrow and gave an explanation of that spreadsheet. **MOTION BY ALD. OTTO, SECOND BY ALD. MIKOLAJCZAK** to accept capital budget as presented. On the roll call vote, motion carried unanimously.
3. Discussion and appropriate action regarding Initial Resolution Authorizing the Issuance of Redevelopment Revenue Refunding bonds of the Community Development Authority of the City of Cudahy in an approximate amount of \$3,195,000. The City's financial advisor, Mike Harrigan of Ehlers and Associates, explained the issuance at this time and distributed the document of explanation which was reviewed at this time. He explained that they have seen a very substantial reduction in municipal interest rates over the course of the past several weeks. Because of this low interest rate environment, Ehlers takes a look at their client's outstanding indebtedness to see if they can refinance for savings. They are proposing a bond issue to advance refund the payments for 2013 through 2022. He stated that based on interest rates available today, we should be able to realize about \$30,000 savings per year, each year for the remaining life of the bonds which amounts to about \$300,000 less the debt service reserve fund that we would be able to reduce and apply to the issue. Net savings is about \$201,000 in future dollars of \$146,000 in present value net of all expenses. Discussion ensued. **MOTION BY ALD. OTTO, SECOND BY ALD. LITKOWIEC** to approve Resolution No. 6686 entitled "Initial Resolution Authorizing the Issuance of Redevelopment Lease Revenue Refunding Bonds of the Community Development

authority of the City of Cudahy in an Approximate Amount of \$3,195,000. On the roll call vote, motion carried unanimously.

4. Discussion and appropriate action regarding Initial Resolution Authorizing the Borrowing of Approximately \$11,955,000 and Providing for the Issuance and sale of General Obligation Bonds for 2011 and 2012 Capital Projects. Mike Harrigan distributed a presale report to the Council. He referred to this report and explained the bond sizing at this time. This borrow includes new money being borrowed for the capital improvement plan. There is also approximately \$7,000,000 in refinancing of existing debt (2002 and 2004 issues) which can be refinanced for significant savings. These are GO bonds are looking at annual in excess of \$45,000 a year on average adding up to \$554,0000 in future dollars savings with net present value of \$416,000. **MOTION BY ALD. OTTO, SECOND BY ALD. LITKOWIEC** to approve Resolution NO. 6685 entitled "Initial Resolution Authorizing the Borrowing of Approximately \$11,955,000 and Providing for the Issuance and Sale of General Obligation Bonds". On the roll call vote, motion carried unanimously.
5. Discussion and appropriate action regarding confirmation of Mayor's appointment of Randy J. Pheifer to the Board of Review to fill the unexpired term of Kay Duggan expiring on April 30, 2013. **MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. BARTOSHEVICH** to confirm appointment. Motion carried unanimously.
6. Discussion and appropriate action regarding request of Lynn Hornak (the Country Club) for refund of liquor license fees in the amount of \$824.00. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. BARTOSHEVICH** to approve refund of license fee to Lynn Hornak in the amount of \$744.00. On the roll call vote, motion carried unanimously.
7. Discussion and appropriate action regarding request of Wendy Helgeson (Samano's Inc.) for permanent extension of premises to their liquor license. Ms. Helgeson explained the plans for using the backyard for dining. **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. MIKOLAJCZAK** to approve pending proper permits and inspection. On the roll call vote, motion carried unanimously.
8. Discussion & appropriate action regarding the change order to Endpoint Solutions Iceport Property Remediation Oversight contract in the amount of \$76,500. DPW Director Lange gave the background of remedial action plan submitted through DNR. After the plan, construction documents and construction started, the DNR came back requesting that the City remove 900 tons of hot material near the Walgreens site. The contractor estimated the removal and engineering fees at \$76,500. **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. LITKOWIEC** to approve contract. On the roll call vote, motion carried unanimously.

ORDINANCES

1. Discussion and appropriate action regarding Ordinance No. 2364.1 entitled "An Ordinance Amending Ordinance No. 2364 Fixing the Salary and Providing Fringe Benefits for the Part Time Director of Economic Development for the City of

Cudahy, Wisconsin". **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. SCHISSEL** to approve Ordinance No. 2364.1. On the roll call vote, Alderpersons Mikolajczak, Schissel, Litkowiec and Bartoshevich voted "aye". Alderperson Otto voted "no". Motion carried.

RESOLUTIONS

1. Discussion and appropriate action regarding Resolution No. 6683 entitled "A Resolution Congratulating Pastor Daniel Marshall on his 25 Years of Lutheran Ministry, August 7, 2011" **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. SCHISSEL** to approve Resolution No. 6683. On the roll call vote, motion carried unanimously.
2. Discussion and appropriate action regarding Resolution No. 6684 entitled "A Resolution Transferring Funds from Ice Control Supplies to Contingency". **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. MIKOLAJCZAK** to approve Resolution No. 6684. On the roll call vote, motion carried unanimously.

LICENSES & PERMITS

Class B Combination Liquor License

1. Discussion and appropriate action regarding application of Rachel L. Johnson of 6124 S. Tarbert Ct. for Class B Combination Liquor License at 4906 S. Packard Ave. **MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. LITKOWIEC** to approve pending background check. Motion carried unanimously.

Class A Combination Liquor License (Change of Agent)

1. Discussion and appropriate action regarding request for change of agent to Katie McBain at Walgreens #9839 – 6241 S. Packard Avenue. **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. MIKOLAJCZAK** to approve. Motion carried unanimously

Parade Permit

1. Discussion and appropriate action regarding request of Chicago Cubs Charities for bike ride through Cudahy on Lake Drive scheduled for August 27, 2011 2PM – 5:30PM. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. SCHISSEL** to approve. Motion carried unanimously.

HEARING FROM CUDAHY RESIDENTS WHO WISH TO SPEAK ON ANY SUBJECT:

- Jerry Wenglewski of 3717 E. Carpenter Ave. regarding tracks on Ramsey Avenue; property at 3634 E. Somers Avenue timber wall; leaving cut weeds laying in street; hole in South end of Packard Plaza and property on Holmes Avenue.

ADJOURN

MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. BARTOSHEVICH to adjourn at 8:08 P.M. Motion carried unanimously.

Passed and approved this 6th day of September, 2011.

Anthony Day, Mayor

ATTEST: Dennis Broderick, Clerk/Treasurer