

**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, September 6, 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, and City Attorney Eberhardy.

MEETING STATEMENT

The proper open meeting statement was read at this time.

PUBLIC COMMENT

- David and Joan Lorenzen of 3622 E. Martin Avenue; Cindy Altendorf of 3630 E. Martin Ave.; Rosemary Cardenas of 3668 E. Martin Avenue and another resident from the area all spoke before the Council regarding their opposition to the issuance of a liquor license at 5036 S. Packard Avenue citing noise, parking and behavioral problems which may occur in the area.
- David Vnuk, former owner of 5036 S. Packard Avenue spoke regarding the sale of his building and business and refuted claims of problems stating it has never been an issue in the past. He also stated that the building is properly zoned.
- Kristie Berna of 4505 S. Swift Avenue spoke regarding the fees charged for snow/ice removal in front of her property last winter.

ADOPTION OF MINUTES:

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

1. Minutes of the Regular meeting of the Common Council held August 23, 2011.
2. Minutes of the Community Development Authority held May 24, 2011, June 7, 2011 and July 26, 2011.

MOTION BY ALD. OTTO, SECOND BY ALD. MIKOLAJCZAK to amend agenda and bring forward item 1. Class B Combination Liquor Licenses.

LICENSES

Class B Combination Liquor License

1. Discussion and appropriate action regarding application of John M. Lemcke of 3758 E. Grange Ave. for Class B Combination Liquor License at 5036 S. Packard Avenue. **MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. BARTOSHEVICH** to approve pending background check and inspections. On the roll call vote, Alderpersons Mikolajczak, Schissel, Litkowiec and Bartoshevich voted "aye". Alderperson Otto voted "no". Motion carried.

APPROVAL OF CLAIMS

1. **MOTION BY ALD. SCHISSEL, SECOND BY ALD. LITKOWIEC** to approve claims ending August 31, 2011 in the amount of \$309,966.87. On the roll call vote, motion carried unanimously.

CORRESPONDENCE

1. Correspondence dated August 16, 2011 from Public Health Officer Carol Wantuch informing the Council of her retirement on December 31, 2011. **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. LITKOWIEC** to accept retirement and offer congratulations. Motion carried unanimously
2. Correspondence dated August 18, 2011 from Water Billing Clerk Barbara Janicek informing the Council of her retirement on December 16, 2011. **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. LITKOWIEC** to accept retirement and offer congratulations. Motion carried unanimously
3. Correspondence dated August 29, 2011 from Chief Inspector Loferski informing the Council of his retirement on December 1, 2011. **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. LITKOWIEC** to accept retirement and offer congratulations. Motion carried unanimously

NEW BUSINESS

1. Discussion and appropriate action regarding request of Kristie Berna of 4505 S. Swift Ave. for waiver of snow/ice removal charges. **MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. BARTOSHEVICH** to deny. On the roll call vote, Alderpersons Mikolajczak, Schissel, Litkowiec and Bartoshevich voted "aye". Alderperson Otto voted "no". Motion carried.
2. Discussion and appropriate action regarding request of Robert Sieger for temporary extension of premises for 5483 S. Lake Dr. For September 30, 2011. **MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. LITKOWIEC** to approve. On the roll call vote, motion carried unanimously.
3. Discussion and appropriate action regarding Request for Permit Fee Waiver of St. Paul's Lutheran Congregation. **MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. OTTO** to approve permit fee waiver. On the roll call vote, Alderperson Mikolajczak, Schissel and Otto voted "aye". Alderpersons Litkowiec and Bartoshevich voted "no". Motion carried.
4. Discussion and appropriate action regarding confirmation of Mayor Day's Commissions, Boards and Committee reappointments as listed:
Board of Appeals: 3 yr term to expire 04/14
Harry Savagian
Board of Elec Insp: 5 yr term to expire 04/16
Wayne Gestwicki
Board of Health: 2 yr term to expire 04/13
Gerald Ponec
Lynn Damitz
Dr. Michael Johnson

Board of Review: 5 yr term to expire 06/16

Mary Gargulak

Civil Service Commission: 3 yr term to expire 04/14

Bette Miller

Design Review Board: 3 yr term to expire 04/14

Michael Nelson

Library Board: 3 yr term

Jessi Trevitnik – expires 12/14

Gary Schlunz – expires 06/14

Patrick O’Leary – expires 06/14

Joshua Brozick – expires 03/14

Thudung Do Tier – expires 06/14

Celebrations Committee

Tina Dondajeski

Cathy Baerwald

Ryan Antross

Laverne Dietzel

Cherie Day

Ione Minster

Mayor Tony Day

MOTION BY ALD. SCHISSEL, SECOND BY ALD. BARTOSHEVICH to confirm appointments. On the roll call vote, motion carried unanimously.

ORDINANCES

1. Discussion and appropriate action regarding Ordinance No. 2366 entitled “An Ordinance Concerning Stop Signs at the Intersection of McCreedy Avenue and Morris Avenue”. **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. MIKOLAJCZAK** to approve Ordinance No. 2366. On the roll call vote, motion carried unanimously.
2. Discussion and appropriate action regarding Ordinance No. 2367 entitled “An Ordinance to Change Aldermanic District Boundaries in the City of Cudahy” which was introduced at the Regular Meeting of the Common Council held August 16, 2011. **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. SCHISSEL** to approve Ordinance No. 2367. On the roll call vote, motion carried unanimously.

RESOLUTIONS

1. Discussion and appropriate action regarding Resolution No. 6688 entitled “A Resolution Authorizing the City to Enter into an Agreement with Milwaukee County for Community Development Block Grant (CDBG) (2012-2014)” **MOTION BY ALD. SCHISSEL, SECOND BY ALD. BARTOSHEVICH** to approve Resolution No. 6688. On the roll call vote, motion carried unanimously.
2. Discussion and appropriate action regarding Resolution No. 6689 entitled “A Resolution Allowing the Claim of Katherine Varga”. **MOTION BY ALD. SCHISSEL, SECOND BY ALD. OTTO** to approve Resolution No. 6689. On the roll call vote, motion carried unanimously.

3. Discussion and appropriate action regarding Resolution No. 6690 entitled "A Resolution Denying the Claim of Jason Farrell – Acuity Mutual". **MOTION BY ALD. SCHISSEL, SECOND BY ALD. LITKOWIEC** to approve Resolution No. 6690. On the roll call vote, motion carried unanimously.
4. Discussion and appropriate action regarding Resolution No. 6691 entitled "A Resolution Congratulating Wixon Inc. Upon Receiving the City of St. Francis Economic Development Committee's "2011 Business of the Year Award". **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. MIKOLAJCZAK** to approve Resolution No. 6691. On the roll call vote, motion carried unanimously.
5. Discussion and appropriate action regarding Resolution No. 6692 entitled "A Resolution by the Common Council of the City of Cudahy Authorizing and Changing the Aldermanic District Boundaries in the City of Cudahy". **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. MIKOLAJCZAK** to approve Resolution No. 6692. 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.

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

- Wayne Stenglein of 3450 E. Layton Avenue regarding care of bump out on corner of Layton and Kinnickinnic Avenue and redistricting.

ADJOURN

MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. BARTOSHEVICH to adjourn at 7:55 P.M. Motion carried unanimously.

Passed and approved this 20th day of September, 2011.

Anthony Day, Mayor

ATTEST: Dennis Broderick, Clerk/Treasurer