

**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 2, 2014 AT 7:15 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 7:15 PM. The following answered, "present" to the roll call: Council Members Morales, Schissel, Hollenbeck, Litkowiec and Bartoshevich. City Clerk Broderick, DPW Director Lange, Deputy Clerk Toms-Neary and City Attorney Eberhardy were also in attendance.

PUBLIC HEARINGS & PRESENTATIONS

Public Hearing called to order at 7:17 P.M.

A public hearing upon the resolution herein described. Said resolution was introduced by the Common Council of the City of Cudahy on May 20, 2014 pursuant to Wis. Stats. Sec. 66.1003(4), and proposes the discontinuing and vacation of a portion of South Kinnickinnic Avenue unimproved right-of-way in the City of Cudahy, Milwaukee County, Wisconsin, the legal description thereof being as follows:

Part of South Kinnickinnic Avenue, being a part of the Southwest ¼ of the Southwest ¼ of Section 23, Town 6 North, Range 22 East, in the City of Cudahy, Milwaukee County, Wisconsin, bounded and described as follows:

Commencing at the Northeast corner of Parcel 1 in Certified Survey map Number 5721; thence South 88°10'19" West along the North line of said Parcel 124.31 feet to a point in the Easterly line of South Kinnickinnic Avenue and the point of beginning of lands to be described; thence South 33°41'57" East along said Easterly line 232.07 feet to a point in the West line of South Lipton Avenue; thence South 01°18'48" East 39°18'28" West 174.34 feet to a point on the Westerly extension of the South line of East Armour Avenue; thence North 88°10'19" East along said extension line 29.23 feet to the point of beginning.

Said Lands contain 2,991 square feet.

Provided that pursuant to Section 66.1005, Wisconsin Statutes, such vacation shall not terminate the easements acquired and the rights of the public in any of the underground structures, improvements or services as enumerated or otherwise existing in said public way and in said description of lands hereinbefore described, but such easements and rights and all rights of entrance, maintenance, construction and repair with reference thereto shall continue as if such public way had not been vacated.

A copy of the map depicting the street proposed to be vacated is attached.

All interested persons, firms and corporations wishing to be heard are invited to be present and may be heard at this hearing.

Attorney Lawrence Haskin of 7300 S. 13th Street spoke on behalf of Jerome and June Dybul, property owners who asked for vacation of South Kinnickinnic.

The Mayor called three times and there were no other members of the public who wished to speak. Public hearing closed at 7:27 P.M.

PUBLIC COMMENT (agenda items)

None

MOTION BY ALD. SCHISSEL, SECOND BY ALD. BARTOSHEVICH to amend the agenda and move Resolution No. 6873 up. Motion carried unanimously.

CONSENT AGENDA ITEMS

MOTION MADE BY ALD. MORALEZ, SECOND BY ALD. LIKOWIEC to approve the items listed on the consent agenda as corrected. On the roll call vote motion carried unanimously.

1. Minutes of the Claims Committee held August 12, 2014.
2. Minutes of the Board of Public Works held April 28, 2014 and June 23, 2014.
3. Minutes of the Plan Commission held July 8, 2014.
4. Minutes of the Design Review Board held July 23, 2014.
5. Minutes of the Special Meeting of the CDA held July 22, 2014.

OLD BUSINESS

1. Discussion and necessary action regarding approval of the Cooperation Agreement between Milwaukee County and the City of Cudahy for Community Development Block Grant Program, 2015 to 2017 and first amendment to Cooperation Agreement. **MOTION BY ALD. H OLLENBECK, SECOND BY ALD. LITKOWIEC** to approve. On the roll call vote, motion carried unanimously.

Alderman Hollenbeck left the Common Council at 7:30 P.M.

NEW BUSINESS

1. Discussion and necessary action regarding Minutes of the Regular Meeting of the Common Council held August 5, 2014. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. BARTOSHEVICH** to approve. On the roll call vote, Aldermen Moralez, Schissel, Litkowiec and Bartoshevich voted "aye". Alderman Hollenbeck abstained. Motion carried.
2. Minutes of the Rules, Laws & License Committee held August 6, 2014. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. BARTOSHEVICH** to approve. On the roll call vote, Aldermen Moralez, Schissel, Litkowiec and Bartoshevich voted "aye". Alderman Hollenbeck abstained. Motion carried.

Alderman Hollenbeck rejoined the Common Council at 7:32 P.M.

3. Discussion and necessary action regarding request of Cudahy High School for homecoming parade on September 19, 2014 and request for waiver of fee. **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. HOLLENBECK** to approve and waive fee. On the roll call vote, motion carried unanimously.
4. Discussion and necessary action regarding budget timetable. **MOTION BY ALD. MORALEZ, SECOND BY ALD. SCHISSEL** to approve. On the roll call vote, motion carried unanimously.
5. Discussion and necessary action regarding award of the Eaton/Merrill Storm Water Improvements Project, 2014-03. **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. LITKOWIEC** to award Project 2014-03 to low bidder Vinton Construction in the amount of \$230,604.50. On the roll call vote, motion carried unanimously.
6. Discussion and necessary action regarding award of the Cudahy ADA Intersection Improvements, Project 2014-02 (Milwaukee County Community Development Block Grant. There were no bids as there were no contractors available to do the project. DPW Director Lange will be asking Milwaukee County to extend the time table for the project.

7. Discussion and necessary action regarding Mayor's renewal of Bill Krawczyk's appointment to the Tree Board for a 2 year term, expiring on June 1, 2016. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. HOLLENBECK** to approve. On the roll call vote, motion carried unanimously.

DEPARTMENT MANAGER OR ELECTED OFFICIAL UPDATES

MAYOR:

- Update from Plan Commission's August 2014 meeting.
- Building Inspections for month of July, 2014

INTRODUCTION/PASSAGE OF ORDINANCES & RESOLUTIONS

PASSAGE OF ORDINANCES

1. Discussion and necessary action regarding Ordinance No. 2363.2 entitled "An Ordinance Amending City of Cudahy Code of Ordinances Section 9.25 Concerning Fair Housing and Human Rights in the City of Cudahy. **MOTION BY ALD. MORALEZ, SECOND BY ALD. BARTOSHEVICH** to approve Ordinance No. 2363.2. On the roll call vote, motion carried unanimously.
2. Discussion and necessary action regarding Ordinance No. 2373.4 entitled "An Ordinance Fixing the Salaries and Providing Fringe Benefits for Department Heads of the City of Cudahy for 2014". **MOTION BY ALD. SCHISSEL, SECOND BY ALD. LITKOWIEC** to approve Ordinance No. 2373.4 as approved by Personnel Committee with the updated figure. On the roll call vote, motion carried unanimously.
3. Discussion and necessary action regarding Ordinance No. 2374.6 entitled "An Ordinance Fixing the Salaries of Certain Non-Union Employees of the City of Cudahy for the Addition of the Position of Public Health Nurse Coordinator". **MOTION BY ALD. SCHISSEL, SECOND BY ALD. LITKOWIEC** to approve Ordinance No. 2374.6. On the roll call vote, motion carried unanimously.

PASSAGE OF RESOLUTIONS

1. Discussion and necessary action regarding Resolution No. 6873 entitled "A Resolution Vacating and Discontinuing a Part of a Public Street in the City of Cudahy (a portion of South Kinnickinnic Avenue)". **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. LITKOWIEC** to approve Resolution No. 6873. On the roll call vote, motion carried unanimously.
2. Discussion and necessary action regarding Resolution No. 6877 entitled "A Resolution Approving Certified Survey Map in the Southeast One-Quarter (1/4) Section Twenty-Three (23), Township Six (6) North, Range Twenty-Two (22) East". **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. HOLLENBECK** to approve Resolution No. 6877. On the roll call vote, motion carried unanimously.
3. Discussion and necessary action regarding Resolution No. 6878 entitled "A Resolution Honoring the Leslyn-Ettes of Cudahy as a Community Based Organization". **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. LITKOWIEC** to approve Resolution No. 6878. On the roll call vote, motion carried unanimously.
4. Discussion and necessary action regarding Resolution No. 6879 entitled "A Resolution Recognizing the Twenty-Nine (29) Years of Dedicated Service to the City of Cudahy Police Department by Captain Christopher Kraker". **MOTION BY ALD. HOLLENBECK, SECOND BY ALD. BARTOSHEVICH** to approve Resolution No. 6879. On the roll call vote, motion carried unanimously.
5. Discussion and necessary action regarding Resolution No. 6880 entitled "A Resolution Allowing the Claim of John Brunner. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. SCHISSEL** to approve Resolution No. 6879. On the roll call vote, motion carried unanimously.
6. Discussion and necessary action regarding Resolution No. 6881 entitled "A Resolution to Recognize Angelic Bakehouse Upon Receiving the 2014 Outstanding Business Award from the South Shore Chamber of Commerce". **MOTION BY ALD. SCHISSEL, SECOND BY ALD. HOLLENBECK** to approve Resolution No. 6881. On the roll call vote, motion carried unanimously.

7. Discussion and necessary action regarding Resolution No. 6882 entitled “A Resolution to Recognize Sorce Martial Arts Upon Receiving the 2014 Outstanding Business Award from the South Shore Chamber of Commerce”. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. BARTOSHEVICH** to approve Resolution No. 6882. On the roll call vote, motion carried unanimously.
8. Discussion and necessary action regarding Resolution No. 6883 entitled “A Resolution to Recognize Greg’s True Value Hardware & Just Ask Rental upon receiving the 2014 Outstanding Business Award from the South Shore Chamber of Commerce”. **MOTION BY ALD. HOLLENBECK, SECOND BY ALD. BARTOSHEVICH** to approve Resolution No. 6882. On the roll call vote, motion carried unanimously.

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

Jerry Wenglewski of 3717 E. Carpenter Ave. spoke regarding condition of Packard Avenue from Grange to Layton, lack of stores and beautification of schools.

Thomas Schmidt of 3954 E. Birchwood Ave. spoke regarding the poor condition of Packard Avenue and Care for Cudahy, the 4th of July parade being on Lake Drive, concrete work at JE Jones, garbage trucks hitting tree branches and City providing wood to residents from felled trees.

ADJOURN

MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. HOLLENBECK to adjourn at 8:02 P.M.
Motion carried unanimously.

Passed and approved this 16th day of September, 2014.

John Hohenfeldt, Mayor

ATTEST: Dennis Broderick/Clerk Treasurer