

**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 2, 2014 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 7:08 PM. The following answered, "present" to the roll call: Council Members Moralez, Schissel, Hollenbeck, Litkowiec and Bartoshevich. Economic Development Dir. Biernat, DPW Director Lange, Police Chief Poellot, Director of Office Services Toms-Neary and City Clerk Broderick were also in attendance.

**PUBLIC HEARINGS & PRESENTATIONS**

Michael Harrigan of Ehlers and Associates presented the results of the issuance and sale of \$885,000 General Obligation Promissory Notes, Series 2014A which was lowered to \$865,000 based on the favorable low bid of UMB Bank N.A. and the sale of \$2,445,000 General Obligation Street Improvement Bonds, Series 2014B which was lowered to \$2,380,000 based on the favorable low bid of BMO Capital Markets.

**PUBLIC COMMENT** (agenda items)

**CONSENT AGENDA ITEMS**

**MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. LITKOWIEC** to remove item 4 from the consent agenda regarding claims ending March 31, 2014. On the roll call vote, motion carried unanimously.

**MOTION MADE BY ALD. LITKOWIEC, SECOND BY ALD. HOLLENBECK** to approve the items listed on the consent agenda. On the roll call vote motion carried unanimously.

1. Minutes of the Meeting of the Board of Public Works held February 24, 2014.
2. Minutes of the Claims Committee held March 27, 2014.
3. Minutes of the Community Development Authority held February 25, 2014.

**NEW BUSINESS**

1. Discussion and necessary action regarding Resolution No. 6847 entitled "A Resolution Authorizing the Issuance and Sale of \$865,000 General Obligation Promissory Notes, Series 2014A". **MOTION BY ALD. HOLLENBECK, SECOND BY ALD. LITKOWIEC** to approve Resolution No. 6847. On the roll call vote, motion carried unanimously.

2. Discussion and necessary action regarding Resolution No. 6848 entitled "A Resolution Awarding the Sale of \$2,380,000 General Obligation Street Improvement Bonds, Series 2014B" **MOTION BY ALD. MORALEZ, SECOND BY ALD. BARTOSHEVICH** to approve Resolution No. 6848. On the roll call vote, motion carried unanimously.

Aldersperson Hollenbeck left the Common Council at 7:17 P.M.

3. Discussion and necessary action regarding approval of the Minutes of the Regular Meeting of the Common Council held March 18, 2014. **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. SCHISSEL** to approve. On the roll call vote, Alderspersons Morales, Schissel, Litkowiec and Bartoshevich voted "aye". Aldersperson Hollenbeck "abstained". Motion carried.
4. Discussion and necessary action regarding appointment of Paul J. Garcia as new agent for Mardi Gras LLC at 5110 S. Packard Avenue. **MOTION BY ALD. MORALEZ, SECOND BY ALD. BARTOSHEVICH** to approve. On the roll call vote, Alderspersons Morales, Schissel, Litkowiec and Bartoshevich voted "aye". Aldersperson Hollenbeck "abstained". Motion carried.
5. Discussion and necessary action regarding request for Temporary Extension of Premises for LaLa's Place (Alicia Guerra) at 3476 E. Layton Ave. on May 3, 2014. **MOTION BY ALD. MORALEZ, SECOND BY ALD. BARTOSHEVICH** to approve. On the roll call vote, Alderspersons Morales, Schissel, Litkowiec and Bartoshevich voted "aye". Aldersperson Hollenbeck "abstained". Motion carried.
6. Discussion and necessary action regarding request of Robert E. Tate for Class B Combination Liquor License at 4671 S. Lake Drive. Lakeside Pub & Grill. **MOTION BY ALD. MORALEZ, SECOND BY ALD. BARTOSHEVICH** to approve license with premise description to include only the inside of establishment. On the roll call vote, Alderspersons Morales, Schissel, Litkowiec and Bartoshevich voted "aye". Aldersperson Hollenbeck "abstained". Motion carried.
7. Discussion and necessary action regarding request for Temporary Extension of Premises for the Metal Grill (Theresa Borkowski) at 5036 S. Packard Avenue for April 25, 26 and June 20, 21 tentative. **MOTION BY ALD. MORALEZ, SECOND BY ALD. BARTOSHEVICH** to approve extension of premises for April 26, 2014 only. On the roll call vote, Alderspersons Morales, Schissel, Litkowiec and Bartoshevich voted "aye". Aldersperson Hollenbeck "abstained". Motion carried.

Aldersperson Hollenbeck returned to the Common Council at 7:24 P.M.

8. Discussion and necessary action regarding Parade Permit Application of Brian D'Amico of USA Triathlon for bicycle portion of event on August 9-10, 2014. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. HOLLENBECK** to approve. On the roll call vote, motion carried unanimously.
9. Discussion and necessary action regarding confirmation of Mayor's reappointment of Robert Schmidt to Board of Electrical Examiners with term to expire April 18, 2018. **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. SCHISSEL** to confirm. On the roll call vote, motion carried unanimously.
10. Discussion and necessary action regarding 2014 Hazardous Sidewalk Bid Aware

to Snorek Construction in the amount of \$205,578.88. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. HOLLENBECK** to approve. On the roll call vote, motion carried unanimously.

11. Discussion and necessary action regarding Mutual Assistance Agreement. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. HOLLENBECK** to approve. On the roll call vote, motion carried unanimously.
12. Discussion and necessary action regarding Development Agreement between the City of Cudahy and Oakview LLC for the development of a Community Based Residential Facility at 3460 E. Barnard Avenue. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. HOLLENBECK** to approve pending all contingencies. On the roll call vote, motion carried unanimously.

## **DEPARTMENT MANAGER OR ELECTED OFFICIAL UPDATES**

None

## **INTRODUCTION/PASSAGE OF ORDINANCES & RESOLUTIONS**

### **PASSAGE OF ORDINANCES**

1. Discussion and necessary action regarding Ordinance No. 2401 entitled "An Ordinance Recreating Sections of the City of Cudahy Municipal Code Concerning Board of Review Meeting Dates". **MOTION BY ALD. MORALEZ, SECOND BY ALD. BARTOSHEVICH** to adopt Ordinance No. 2401. On the roll call vote, motion carried unanimously.
2. Discussion and necessary action regarding Ordinance No. 2402 entitled "An Ordinance Concerning Election Chairperson and Polling Place Locations". **MOTION BY ALD. MORALEZ, SECOND BY ALD. SCHISSEL** to adopt Ordinance No. 2402. On the roll call vote, motion carried unanimously.

### **PASSAGE OF RESOLUTIONS**

1. Discussion and necessary action regarding Resolution No. 6843 entitled "A Resolution Allowing the Claim of Mark Hammen". **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. HOLLENBECK** to approve Resolution No. 6843. On the roll call vote, motion carried unanimously.
2. Discussion and necessary action regarding Resolution No. 6844 entitled "A Resolution Allowing the Claim of Diane & Jack Bong". **MOTION BY ALD. HOLLENBECK, SECOND BY ALD. LITKOWIEC** to approve Resolution No. 6844. On the roll call vote, motion carried unanimously.
3. Discussion and necessary action regarding Resolution No. 6845 entitled "A Resolution Denying the Claim of Auto Zone". **MOTION BY ALD. SCHISSEL, SECOND BY ALD. LITKOWIEC** to approve Resolution No. 6845. On the roll call vote, motion carried unanimously.
4. Discussion and necessary action regarding Resolution No. 6846 entitled "A Resolution Allowing the Claim of Sarah Grosel". **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. LITKOWIEC** to approve Resolution No. 6846. On the roll call vote, motion carried unanimously.

5. Discussion and necessary action regarding Resolution No. 6849 entitled "A Resolution of Support for a Milwaukee Metropolitan Sewerage District Municipal Stormwater Best Management Grant". **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. HOLLENBECK** to approve Resolution No. 6849. On the roll call vote, motion carried unanimously.
6. Discussion and necessary action regarding Resolution No. 6850 entitled "A Resolution of Support for a Wisconsin Urban Nonpoint Source Water Pollution Abatement and Stormwater Management Grant". **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. HOLLENBECK** to approve Resolution No. 6850. On the roll call vote, motion carried unanimously.

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

Sue McKinney of 6260 S. Lake Drive spoke regarding heroin usage within the City of Cudahy.

Patricia Wisniewski of 3639 E. Hammond Avenue spoke regarding censorship of Ald. Hollenbeck.

Zachary Wisniewski of 3639 E. Hammond Avenue spoke regarding censorship of Ald. Hollenbeck.

Gene Behnke of 6058 S. Pennsylvania spoke regarding actions of Ald. Hollenbeck on Cudahy Town Hall Facebook page.

Randy Hollenbeck of 2839 E. Holmes Avenue spoke regarding his comments on Cudahy Town Hall Facebook page.

**ADJOURN**

**MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. LITKOWIEC** to adjourn at 8:05 P.M. Motion carried unanimously.

Passed and approved this 15<sup>th</sup> day of April, 2014.

John Hohenfeldt, Mayor

ATTEST: Dennis Broderick/Treasurer