

**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 18, 2012**

CERTIFICATION OF OPEN MEETING LAW REQUIREMENTS AND APPROVAL OF THE AGENDA

The proper open meeting statement was read at this time.

ROLL CALL

Mayor Anthony Day called the meeting to order at 7:40 PM. The following answered, "present" to the roll call: Council Members Mikolajczak, Schissel, Otto, Litkowiec and Bartoshevich. City Clerk Broderick, Dir Office Ser Toms-Neary, Comptroller Williamson, Econ Dev Dir Biernat and City Attorney Eberhardy were also in attendance.

PUBLIC COMMENT

Kathleen Donohoe of 3455 E. Plankinton Ave. spoke in opposition to extension of premises at Club 300.

John Stenglein of 3450 E. Layton Ave. spoke in opposition to extension of premises at Club 300.

Crystal Saltzwadel spoke on behalf of Gregory Look, Agent for Club 300.

CONSENT AGENDA ITEMS

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

1. Minutes of the Regular meeting of the Common Council held September 4, 2012.
2. Minutes of the Personnel Meeting held September 4, 2012.
3. Minutes of the Rules, Laws & License Committee held August 1, 2012.
4. Minutes of the Design Review Board held August 14, 2012.
5. Approval of claims ending August 31, 2012 in the amount of \$679,436.36.
6. Correspondence from Michael Morgan giving his notice of retirement effective December 7, 2012.

OLD BUSINESS

1. Discussion and appropriate action regarding request for extension of premises of Gregory Look, Agent of "Club 300". **MOTION BY ALD MIKOLAJCZAK, SECOND BY ALD. BARTOSHEVICH** to approve. On the roll call vote, Alderpersons Mikolajczak, Otto, Litkowiec and Bartoshevich voted "aye". Alderperson Schissel voted "no". Motion carried.

NEW BUSINESS

1. Discussion and appropriate action regarding request of Judi Masnak for refund of Class B Combination Liquor License fees, due to death of her grandmother Geraldine Buchholz in the amount of \$541.67. **MOTION BY ALD. SCHISSEL, SECOND BY ALD. LITKOWIEC** to approve refund. On the roll call vote, motion carried unanimously.
2. Discussion and appropriate action regarding reversal of decision by Claims Committee regarding claim of Dan Schamm. **MOTION BY ALD. SCHISSEL,**

SECOND BY ALD. LITKOWIEC to reverse the decision of the claims committee. On the roll call vote, motion carried unanimously.

3. Discussion and appropriate action regarding approval of mediation settlement concerning Walgreens assessment for 2010, 2011 and 2012. **MOTION BY ALD. OTTO, SECOND BY ALD. LITKOWIEC** to approve mediation settlement concerning Walgreens assessment for years 2010 through 2012 in the amounts of 2.75 million, 2.7 million and 2.5 million respectively. On the roll call vote, motion carried unanimously.

INTRODUCTION/PASSAGE OF ORDINANCES

1. Discussion and appropriate action regarding Ordinance No. 2377 entitled "An Ordinance Fixing the Salary and Fringe Benefits of the Captain of Police in the City of Cudahy Police Department for 2012". **MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. SCHISSEL** to adopt Ordinance No. 2377. On the roll call vote, Alderpersons Mikolajczak, Schissel, Otto and Litkowiec voted "aye". Alderperson Bartoshevich voted "no". Motion carried.

INTRODUCTION/PASSAGE OF RESOLUTIONS

1. Discussion and appropriate action regarding Resolution entitled "Existing Employer Option Selection Resolution Wisconsin Public Employers' Group Health Insurance Program" **MOTION BY ALD. SCHISSEL, SECOND BY ALD. OTTO** to approve resolution. On the roll call vote, motion carried unanimously.
2. Discussion and appropriate action regarding Resolution No. 6743 entitled "Resolution Denying the Claim of Walter Wood". **MOTION BY ALD. SCHISSEL, SECOND BY ALD. LITKOWIEC** to approve Resolution No. 6743. On the roll call vote, motion carried unanimously.
3. Discussion and appropriate action regarding Resolution No. 6744 entitled "Resolution Approving the Claim of Annette Toniazzo". **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. OTTO** to approve Resolution No. 6744. On the roll call vote, motion carried unanimously.
4. Discussion and appropriate action regarding Resolution No. 6745 entitled "Resolution Denying the Claim of John Baker (Latitude Subrogation Services)". **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. OTTO** to approve Resolution No. 6747. On the roll call vote, motion carried unanimously.

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

- Tom Javorek of 3746 E. Bottsford Avenue spoke regarding economic development, dump fees, residency and the farmer's market.

ADJOURN

MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. BARTOSHEVICH to adjourn at 8:15 P.M. Motion carried unanimously.

Passed and approved this 2nd day of October, 2012.

Anthony Day, Mayor

ATTEST: Dennis Broderick, Clerk/Treasurer