

**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 4, 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 7:00 PM. The following answered, "present" to the roll call: Council Members Mikolajczak, Schissel, Otto, Litkowiec and Bartoshevich. City Clerk Broderick, DPW Director Lange, Police Chief Poellot and City Attorney Eberhardy were also in attendance.

PUBLIC HEARINGS & PRESENTATIONS

None

PUBLIC COMMENT

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

Christine Biller of 3456 E. Plankinton Ave. spoke in opposition to extension of premises at 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 August 7, 2012.
2. Minutes of the Finance Committee held August 7, 2012.
3. Minutes of the Claims Committee held August 24, 2012.
4. Minutes of the Board of Public Works held June 25, 2012.
5. Minutes of the Property Maintenance Appeals Board held August 27, 2012.
6. Minutes of the CDA held April 24, 2012, May 8, 2012, May 22, 2012, June 6, 2012 and July 24, 2012.
7. Minutes of the Water Utility Commission held August 16, 2012.
8. Minutes of the Design Review Board held July 17, 2012.
9. Minutes of the Celebrations Committee held June 4, 2012 and June 25, 2012.

OLD BUSINESS

None

NEW BUSINESS

1. Discussion and appropriate action to approve request of Department of Public Works to dispose of used equipment at Milwaukee County Public Auction. **MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. SCHISSEL** to approve. Motion carried unanimously.
2. Discussion and appropriate action confirming Mayor appointment of Patrick R. Kober of 6047 S. Lake Drive to the Water Utility Commission for a 5 year term ending June

- 30, 2017. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. MIKOLAJCZAK** to approve. Motion carried unanimously.
3. Discussion and appropriate action for engineering services from AECOM to provide annual illicit discharge detection and elimination for storm water required of the City's DNA discharge permit. **MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. LITKOWIEC** to approve. On the roll call vote, motion carried unanimously.
 4. Discussion and appropriate action regarding final approval to purchase 2934 E. College in the amount of \$84,000 plus closing costs. DPW Director Lange reported that the purchase was set for an October 1st closing and that the purchase price was well below assessed value. **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. MIKOLAJCZAK** to approve. On the roll call vote, motion carried unanimously.
 5. Discussion and appropriate action regarding request of Police Chief to utilize asset forfeiture funds to complete work on Police Department Mobile Command Center. **MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. SCHISSEL** to approve. On the roll call vote, motion carried unanimously.

UPDATES

- Alderperson Mikolajczak thanked all involved for a successful National Night Out and suggested a "thank you" letter to Jim Heiden for their support by allowing the use of the school.

INTRODUCTION/PASSAGE OF ORDINANCES

1. Discussion and appropriate action regarding Ordinance No. 2378 entitled "An Ordinance Fixing the Salaries and Providing Fringe Benefits for the superintendent of Public Works and the Utility Foreman of the City of Cudahy for 2012 & 2013". **MOTION BY ALD. SCHISSEL, SECOND BY ALD. LITKOWIEC** to approve Ordinance No. 2378. On the roll call vote, motion carried unanimously.

INTRODUCTION/PASSAGE OF RESOLUTIONS

1. Discussion and appropriate action regarding Resolution No. 6738 entitled "A Resolution Expressing Opposition to the Proposed City of Milwaukee Downtown Streetcar Project Should Costs be Incurred to Non City of Milwaukee Utility Users". **MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. BARTOSHEVICH** to approve Resolution No. 6738. On the roll call vote, motion carried unanimously.
2. Discussion and appropriate action regarding Resolution No. 6739 entitled "A Resolution to Establish a Stormwater Utility Charge Within the City of Cudahy". **MOTION BY ALD. OTTO, SECOND BY ALD. LITKOWIEC** to approve Resolution No. 6739. On the roll call vote, motion carried unanimously.
3. Discussion and appropriate action regarding Resolution No. 6740 entitled "A Resolution to Establish Local Sewer Charge Rates in the City of Cudahy for 2013". **MOTION BY ALD. OTTO, SECOND BY ALD. LITKOWIEC** to approve Resolution No. 6740. On the roll call vote, motion carried unanimously.
4. Discussion and appropriate action regarding Resolution 6741 entitled "A Resolution Requiring the Repair of an At-Grade Crossing (E. Ramsey Avenue, Mile post 77.02, Kenosha Sub DOT# 176764F)". **MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. BARTOSHEVICH** to approve. On the roll call vote, motion carried unanimously.

5. Discussion and appropriate action regarding Resolution 6742 entitled "A Resolution Requiring the Repair of an At-Grade Crossing (E. Layton Avenue)". **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. MIKOLAJCZAK** to approve. On the roll call vote, motion carried unanimously.

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

- Al Adamec of 5622 S. Swift Avenue spoke regarding WalMart and tree problems on Ramsey and Buckhorn.

ADJOURN

MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. BARTOSHEVICH to adjourn at 7:25 P.M. Motion carried unanimously.

Passed and approved this 18th day of September, 2012.

Anthony Day, Mayor

ATTEST: Dennis Broderick, Clerk/Treasurer