

PROCEEDINGS, COMMON COUNCIL MEETING
TUESDAY, FEBRUARY 6, 2018, 7:00 P.M.

CITY OF OAK CREEK
MILWAUKEE COUNTY

1. Mayor Bukiewicz called the meeting to order at 7:00 p.m. On roll call, the following alderpersons were present: Ald. Kurkowski, Ald. Loreck, Ald. Duchniak, Ald. Toman, Ald. Gehl, and Ald. Guzikowski.

Also present were City Attorney Melissa Karls, Police Chief Steven Anderson, City Treasurer Barbara Guckenberger, City Engineer / Acting Building Commissioner Michael Simmons, Community Development Director Douglas Seymour, Finance Director / Comptroller Bridget Souffrant, City Administrator Andrew Vickers, and City Clerk Catherine Roeske.

2. The meeting began with the Pledge of Allegiance being said by all present.
3. Ald. Kurkowski, seconded by Ald. Loreck, moved to approve the minutes of the 1/16/17 meeting as published. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

4. **SUMMARIZED TREASURER'S REPORT ON INVESTMENT AND BANKING ACCOUNTS FOR MONTH ENDING DECEMBER 31, 2017.**

The Council was provided a Summarized Treasurer's Report on investment and banking accounts for the month ending December 31, 2017.

5. **COUNCIL APPROVES LICENSE AGREEMENTS WITH SESAC, BMI, AND ASCAP FOR REBROADCAST OF MUSIC BY LICENSED PERFORMERS.**

Ald. Gehl, seconded by Ald. Duchniak, moved to approve license agreements with SESAC (Society of European Stage Authors and Composers), BMI (Broadcast Music Inc.) and ASCAP for the rebroadcast of music by licensed performers. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

6. **COUNCIL APPROVES VENDOR SUMMARY.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to approve the January 31, 2018 Vendor Summary Report in the combined amount of \$803,533.10. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

7. **PRESENTED AND ADOPTED: RESOLUTION NO. 11905-020618, ACCEPTING WORKMANSHIP OF RAZA OF RACINE, LLC AND AUTHORIZING FINAL PAYMENT FOR PROJECT NO. 13023.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to adopt Resolution No. 11905-020618, accepting the workmanship of Raza of Racine, LLC and authorizing final payment for Project No. 13023. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

8. **PRESENTED AND ADOPTED: RESOLUTION NO. 11906-020618, APPROVING DRAINAGE EASEMENT WITH MARLENE OLBRANTZ LOCATED AT 327 E. FOREST HILL AVE.**

Ald. Duchniak, seconded by Ald. Loreck, moved to adopt Resolution No. 11906-020618, approving a drainage easement with Marlene Olbrantz located at 327 E. Forest Hill Ave. (Tax Key No. 827-9993-001) (Project No. 15023). On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

9. **PRESENTED AND ADOPTED: RESOLUTION NO. 11907-020618, VACATING WE ENERGIES 20' X 777.25' PERMANENT UNDERGROUND ELECTRICAL EASEMENT AT 641 W. OAKWOOD RD.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to vacate a WE Energies 20' x 777.25' permanent underground electrical easement at 641 W. Oakwood Rd. (Tax Key No. 975-1004-000) (Project No. 13054). On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

10. **PRESENTED AND ADOPTED: RESOLUTION NO. 11908-020618, GRANTING WE ENERGIES 20' X 775.83' PERMANENT UNDERGROUND ELECTRICAL EASEMENT AT 641 W. OAKWOOD RD.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to adopt Resolution No. 11908-020618, granting a WE Energies 20' x 775.83' permanent underground electrical easement at 641 W. Oakwood Rd. (Tax Key No. 975-1004-000). On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

11. **PRESENTED AND ADOPTED: RESOLUTION NO. 11909-020618, ACCEPTING DEDICATION OF PUBLIC IMPROVEMENTS AND RELEASE FROM DEVELOPMENT AGREEMENT FOR CENTENNIAL PARK EXPANSION PROJECT.**

Ald. Duchniak, seconded by Ald. Loreck, moved to adopt Resolution No. 11909-020618, accepting dedication of the public improvements and release from the development agreement for the Centennial Park Expansion project (Tax Key Nos. 860-9047-000, 860-9048-000, 860-9049-000) (Project Nos. 09054 and 09055). On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

12. **PRESENTED AND ADOPTED: RESOLUTION NO. 11910-020618, ACCEPTING DEDICATION OF PUBLIC IMPROVEMENTS AND RELEASE FROM DEVELOPMENT AGREEMENT FOR SOUTHFIELD EXPANSION II PROJECT.**

Ald. Kurkowski, seconded by Ald. Loreck, moved to adopt Resolution No. 11910-020618, accepting dedication of the public improvements and release from the development agreement for the Southfield Expansion II project (Tax Key Nos. 736-8990-001, 736-8007-000, 736-8999-003, and 736-8011-000) (Project No. 15054). On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

13. LICENSE COMMITTEE.

Ald. Kurkowski, seconded by Ald. Guzikowski, moved to take action as follows:

Grant an Operator's license to:

- Jennifer Zamora, 2742 N. Lewis Ave., Waukegan, IL (Cubanita's)
- Cynthia K. Resch, 7427 S. 37th Pl., Franklin (Kwik Trip)
- Brynn N. Weineirl, 2540 E. Emily Ave., Oak Creek (Classic Lanes)
- Nicole J. Baraniak, 6412 W. Lincoln Ave., West Allis (Fanatics)
- Abdul S.B. Kanal, 909 W. National Ave., Milwaukee (Rawson Mobil)

Grant a Temporary Class B Beer / Class B Wine license to Rev. Robert Kacalo, Agent, St. Stephen's Catholic Church, 1441 W. Oakwood Rd., for St. Stephen's Lenten Fish Fry's to be held on February 16 and 23 and March 2, 9, 16, 23, and 30.

Grant a 2018 Dog Kennel license to Jill Plasky, Agent, The Bark Park, LLC dba Central Bark, 1075 W. Northbranch Dr., Unit B., with release of license subject to final approval by Inspection Department.

Grant a 2017-18 Reserve Class B Combination license to Mark A. Zierath, Agent, Jackson's Blue Ribbon Pub of Oak Creek, LLC dba Jackson's Blue Ribbon Pub, 8950 S. 27th St., with release of license subject to payment of fees due and issuance of an Occupancy Permit.

On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

14. COUNCIL CONVENES INTO CLOSED SESSION.

Ald. Gehl, seconded by Ald. Guzikowski, moved to convene into Closed Session at 7:23 p.m., pursuant to Wisconsin State Statutes to discuss the following:

- a. Section 19.85(1)(c) to discuss the performance evaluation for the City Administrator.
- b. Section 19.85(1)(g) to consider the claim of Guillermo Carrasquillo.
- c. Section 19.85(1)(g) to consider a proposed settlement regarding the claim of David Adams.

On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

15. COUNCIL RECONVENES INTO OPEN SESSION.

Ald. Gehl, seconded by Ald. Guzikowski, moved to reconvene into Open Session at 8:42 p.m. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

16. COUNCIL ACCEPTS PROPOSED SETTLEMENT WITH DAVID ADAMS.

Ald. Gehl, seconded by Ald. Kurkowski, moved to accept the proposed settlement with David Adams as outlined in the mediation agreement with a release of all claims as noted. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

ADJOURNMENT.

Ald. Kurkowski, seconded by Ald. Loreck, moved to adjourn this meeting at 8:43 p.m. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

ATTEST:

Catherine A. Roeske, City Clerk

Daniel J. Bukiewicz, Mayor