

PROCEEDINGS, COMMON COUNCIL MEETING
TUESDAY, MARCH 19, 2019, 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, Communication Coordinator Leslie Flynn, Utility Engineer Brian Johnston, Fire Chief Thomas Rosandich, Community Development Director Douglas Seymour, City Engineer / Acting Building Commissioner Michael Simmons, Assistant City Administrator/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. Duchniak, moved to approve the minutes of the 3/5/19 meeting. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye. Ald. Loreck abstained from voting.

4. **PUBLIC HEARING HELD TO CONSIDER REQUEST BY STEVEN KRAEGER TO REZONE PROPERTY AT 3961 E. OAKWOOD RD FROM RS-2, SINGLE FAMILY RESIDENTIAL TO RS-3, SINGLE FAMILY RESIDENTIAL.**

A public hearing was held to consider a request by Steven Kraeger, to rezone the property at 3961 E. Oakwood Road from Rs-2, Single Family Residential, to Rs-3, Single Family Residential (See Item No. 5 for action on this hearing).

5. **PRESENTED AND ADOPTED: ORDINANCE NO. 2931, APPROVING REZONE OF PROPERTY AT 3961 E. OAKWOOD RD FROM RS-2, SINGLE FAMILY RESIDENTIAL, TO RS-3, SINGLE FAMILY RESIDENTIAL.**

Ald. Toman, seconded by Ald. Guzikowski, moved to adopt Ordinance No. 2931, approving a rezone of property at 3961 E. Oakwood Road from Rs-2, Single Family Residential, to Rs-3, Single Family Residential. 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. **PRESENTED AND ADOPTED: RESOLUTION NO. 12043-031919, RESOLUTION BETWEEN CITY AND OCFJSD TO APPROVE MOU: PARTNERSHIP ON LOCAL TRAFFIC CALMING AND PEDESTRIAN SAFETY ENHANCEMENTS.**

Ald. Duchniak, seconded by Ald. Loreck, moved to adopt Resolution No. 12043-031919, a Resolution between the City of Oak Creek and the Oak Creek Franklin Joint School District to approve Memorandum of Understanding: Partnership on Local Traffic Calming and Pedestrian Safety Enhancements (Puetz Road Project). 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. 12042-031919, PRELIMINARY RESOLUTION DECLARING INTENT TO EXERCISE SPECIAL ASSESSMENT POWERS UNDER SECTION 3.200 OF MUNICIPAL CODE OF CITY FOR COMPLETION OF 12" WATER MAIN LOOP IN W. COLLEGE AVE. FROM S. 27TH ST. TO S. 20TH ST.; ESTABLISHES PUBLIC HEARING DATE OF APRIL 16, 2019.**

Ald. Loreck, seconded by Ald. Kurkowski, moved to adopt Resolution No. 12042-031919, a preliminary resolution declaring intent to exercise special assessment powers under Section 3.200 of the Municipal Code of the City of Oak Creek for completion of a 12" water main loop in West College Avenue from S. 27th Street to S. 20th Street, and to establish a public hearing date of April 16, 2019. 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. **HELD TO 4/1/19 COUNCIL MEETING: RESOLUTION NO. 12045-031919, APPROVING FINAL SUBDIVISION PLAT FOR EAST BROOKE PRESERVE.**

Ald. Loreck, seconded by Ald. Duchniak, moved to hold Resolution No. 12045-031919, approving a Final Subdivision Plat for East Brooke Preserve to the April 1, 2019 Council meeting due to a clerical error. 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. 12044-031919, ACCEPTING 2018 ANNUAL REPORT FOR OAK CREEK WPDES STORM WATER (NR 216 PERMIT).**

Ald. Loreck, seconded by Ald. Duchniak, moved to adopt Resolution No. 12044-031919, accepting the 2018 Annual Report for Oak Creek's WPDES Storm Water (NR 216 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.

10. **PRESENTED AND ADOPTED: RESOLUTION NO. 12047-031919, ACCEPTING DEDICATION OF PUBLIC IMPROVEMENTS AND RELEASE FROM DEVELOPMENT AGREEMENT FOR WALL RESIDENCE AT 10100 S. 8TH AVE.**

Ald. Toman, seconded by Ald. Guzikowski, moved to adopt Resolution No. 12047-031919, accepting dedication of the public improvements and release from the Development Agreement for the Wall residence at 10100 S. 8th Avenue (Tax Key No. 918-9988-000). 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. 12046-031919, ACCEPTING TEMPORARY CUL-DE-SAC EASEMENT FROM PROPERTY OWNER OF 10100 S. 8TH AVE.**

Ald. Toman, seconded by Ald. Guzikowski, moved to adopt Resolution No. 12046-031919, accepting a temporary cul-de-sac easement from the property owner of 10100 S. 8th Avenue (Tax Key No. 918-9988-000). 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.

12. **PRESENTED AND ADOPTED: RESOLUTION NO. 12048-031919, APPROVING SWMP MAINTENANCE AGREEMENT WITH OAK CREEK RAWSON INDUSTRIAL, LLC, FOR HSA 6TH AND RAWSON DEVELOPMENT LOCATED AT 610 W. RAWSON AVE.**

Ald. Kurkowski, seconded by Ald. Loreck, moved to adopt Resolution No. 12048-031919, approving a Storm Water Management Practices Maintenance Agreement with Oak Creek Rawson Industrial, LLC, for their HSA 6th and Rawson development located at 610 W. Rawson Avenue (Tax Key Nos. 734-9001-002, 734-9001-001, 734-9990). 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. **COUNCIL ENTERS INTO ENVIRONMENTAL PROFESSIONAL SERVICES AGREEMENT WITH STANTEC FOR LAKE VISTA NORTH SITE (8730, 8850, 8940, AND 9010 S. 5TH AVE.) FOR ESTIMATED CONTRACT TOTAL OF \$52,500.**

Ald. Toman, seconded by Ald. Gehl, moved to enter into an Environmental Professional Services Agreement with Stantec for the Lake Vista North site (8730, 8850, 8940, and 9010 S. 5th Ave.) for an estimated contract total of \$52,500. 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. **LICENSE COMMITTEE.**

Ald. Kurkowski, seconded by Ald. Duchniak, moved to take action on the following:

Grant an Operator's license to:

- Nathan J. Budzinski, 323 W. Bolivar Ave., Milwaukee (Classic Lanes)
- Mercedes M. Garcia, 1706 Howe St., Racine (OC Mobil)
- Amanda N. Potos, 901 W. Creekway Ct., Oak Creek (Kwik Trip)
- Penny A. Stout, 1217 E. Fitzsimmons Rd., Oak Creek (Erv's Mug)
- Irednay M. Rolon-Gonzalez, 1107 W. Wright St., Milwaukee (Ryan Road Mobil)
- Crystal A. Richardson, 512 Southtowne Dr., South Milwaukee (Walgreens)
- David R. Myslinski, 10818 Washington Ave., Mt. Pleasant (Water Street Brewery)

Grant a Temporary Class B Beer license to Kristin Kowaleski, Agent, Oak Creek Tourism Commission, for the MilwaukeeFood.com Food Truck Tours, scheduled for May 22, June 26, July 17, August 28, and September 25.

Grant a Temporary Class B Beer / Class C Wine License to Kristin Kowaleski, Agent, Oak Creek Tourism Commission, for the Oak Creek Beer Garden to be held at Abendshein Park, 1321 E. Drexel Ave., June 6 - June 9, 2019.

Grant a Temporary Class B Beer / Class C Wine license to Kristin Kowaleski, Agent, Oak Creek Tourism Commission, for the Oak Creek Beer Garden to be held at Lake Vista Park, 4001 E. Lake Vista Way, August 8 - August 11, 2019.

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 APPROVES VENDOR SUMMARY.

Ald. Gehl, seconded by Ald. Guzikowski, moved to approve the March 13, 2019 Vendor Summary Report in the combined total amount of \$430,640.15. (Of this total, \$8,745.00 will impact the 2018 fiscal year. The remaining amount, \$421,895.15 will impact the 2019 fiscal year). 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 CONVENES INTO CLOSED SESSION.

Ald. Gehl, seconded by Ald. Guzikowski, moved to convene into Closed Session at 8:00 p.m., pursuant to Wisconsin State Statutes, Section 19.85(1)(c) to discuss the performance evaluation for the City Administrator. 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.

17. COUNCIL RECONVENES INTO OPEN SESSION.

Ald. Gehl, seconded by Ald. Guzikowski, moved to reconvene into Open Session at 8:35 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.

18. COUNCIL APPROVES 2.25% SALARY INCREASE FOR CITY ADMINISTRATOR, EFFECTIVE 1/1/19; 20 DAYS PTO; \$3,000 NON-BASE BUILDING BONUS.

Ald. Gehl, seconded by Ald. Guzikowski, moved to approve a 2.25% base building salary increase for the City Administrator, effective January 1, 2019 and a \$3,000 non-base building bonus, both payable commensurate with the next pay period, and in 2019 and thereafter, the City Administrator will be entitled to 20 days PTO. 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. Duchniak, moved to adjourn the meeting at 8:37 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