

PROCEEDINGS, COMBINED COMMON COUNCIL MEETING  
TUESDAY, JANUARY 3, 2012, 7:00 P.M.

CITY OF OAK CREEK  
MILWAUKEE COUNTY

1. Mayor Allan Foeckler called the meeting to order at 7:00 p.m. On roll call, the following alderpersons were present: Ald. Jakubczyk, Ald. Bukiewicz, Ald. Toman, Ald. Scaffidi, Ald. Gehl, and Ald. Michalski. Also present were: City Attorney Lawrence Haskin, Assistant City Attorney Melissa Karls, City Administrator Gerald Peterson, City Engineer/Acting Building Commissioner Michael Simmons, Finance Director Mark Wyss, Acting Fire Chief Thomas Rosandich, Community Development Director Douglas Seymour, Street Superintendent Michael Lampe, City Public Health Officer Judith Peters, Library Director Jill Lininger, and Acting City Clerk Christa Miller.

2. The meeting began with the Pledge of Allegiance being said by all present.

3. Ald. Scaffidi, seconded by Ald. Bukiewicz, moved to approve the minutes of the 12/6/2011 meeting as published. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

4. **PRESENTED AND ADOPTED: RESOLUTION NO. 11186-010312, RESOLUTION OF APPRECIATION TO DANIEL S. HERMANN, RETIRING POLICE LIEUTENANT.**

Ald. Scaffidi, seconded by Ald. Jakubczyk, moved to adopt Resolution No. 11186-010312, a Resolution of Appreciation to Daniel S. Hermann, retiring Police Lieutenant. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

5. **PRESENTED AND ADOPTED: RESOLUTION NO. 11187-010312, RESOLUTION OF APPRECIATION TO KATHLEEN M. WOOD, RETIRING MUNICIPAL COURT CLERK.**

Ald. Scaffidi, seconded by Ald. Michalski, moved to adopt Resolution No. 11187-010312, a Resolution of Appreciation to Kathleen M. Wood, retiring Municipal Court Clerk. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

6. **PRESENTED AND ADOPTED: RESOLUTION NO. 11188-010312, RESOLUTION OF APPRECIATION TO JOHN H. KANTER, RETIRING POLICE MECHANIC.**

Ald. Scaffidi, seconded by Ald. Michalski, moved to adopt Resolution No. 11188-010312, a Resolution of Appreciation to John H. Kanter, retiring Police Mechanic. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

7. **PRESENTED AND ADOPTED: RESOLUTION NO. 11192-010312, RESOLUTION OF APPRECIATION TO PATRICK L. MITCHELL, RETIRING POLICE SERGEANT.**

Ald. Scaffidi, seconded by Ald. Michalski, moved to adopt Resolution No. 11192-010312, a Resolution of Appreciation to Patrick L. Mitchell, retiring Police Sergeant. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

8. **PRESENTED AND ADOPTED: RESOLUTION NO. 11193-010312, RESOLUTION OF APPRECIATION TO SUSAN KACZMAREK, RETIRING ASSISTANT CITY LIBRARIAN.**

Ald. Scaffidi, seconded by Ald. Michalski, moved to adopt Resolution No. 11193-010312, a Resolution of Appreciation to Susan Kaczmarek, retiring Assistant City Librarian. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

9. **PRESENTED AND ADOPTED: RESOLUTION NO. 11194-010312, RESOLUTION OF APPRECIATION TO JOHN DEVITA, RETIRING PLUMBING INSPECTOR.**

Ald. Scaffidi, seconded by Ald. Michalski, moved to adopt Resolution No. 11194-010312, a Resolution of Appreciation to John DeVita, retiring Plumbing Inspector. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

10. **PRESENTED AND ADOPTED: RESOLUTION NO. 11195-010312, RESOLUTION OF APPRECIATION TO JAMES DEGUEME, RETIRING STREET LIGHT MAINTENANCE ELECTRICIAN.**

Ald. Scaffidi, seconded by Ald. Michalski, moved to adopt Resolution No. 11195-010312, a Resolution of Appreciation to James Degueme, retiring Street Light Maintenance Electrician. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

11. **PRESENTED AND ADOPTED: RESOLUTION NO. 11196-010312, RESOLUTION OF APPRECIATION TO DANIEL C. SIETTMANN, RETIRING POLICE OFFICER.**

Ald. Bukiewicz, seconded by Ald. Scaffidi, moved to adopt Resolution No. 11196-010312, a Resolution of Appreciation to Daniel C. Siettmann, retiring Police Officer. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

12. **PRESENTED AND ADOPTED: RESOLUTION NO. 11197-010312, RESOLUTION OF APPRECIATION TO DANIEL SCHERER, RETIRING EQUIPMENT OPERATOR.**

Ald. Bukiewicz, seconded by Ald. Scaffidi, moved to adopt Resolution No. 11197-010312, a Resolution of Appreciation to Daniel Scherer, retiring Equipment Operator. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

13. **PRESENTED AND ADOPTED: RESOLUTION NO. 11198-010312, RESOLUTION OF APPRECIATION TO DAVID OLSZOWY, RETIRING EQUIPMENT OPERATOR.**

Ald. Bukiewicz, seconded by Ald. Scaffidi, moved to adopt Resolution No. 11198-010312, a Resolution of Appreciation to David Olszowy, retiring Equipment Operator. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

**14. PRESENTED AND ADOPTED: RESOLUTION NO. 11199-010312, RESOLUTION OF APPRECIATION TO DAVID STEINER, RETIRING EQUIPMENT OPERATOR.**

Ald. Bukiewicz, seconded by Ald. Scaffidi, moved to adopt Resolution No. 11199-010312, a Resolution of Appreciation to David Steiner, retiring Equipment Operator. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

**15. PRESENTED AND ADOPTED: RESOLUTION NO. 11200-010312, RESOLUTION OF APPRECIATION TO GERALD DELAIN, RETIRING EQUIPMENT OPERATOR.**

Ald. Bukiewicz, seconded by Ald. Scaffidi, moved to adopt Resolution No. 11200-010312, a Resolution of Appreciation to Gerald Delain, retiring Equipment Operator. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

**16. PRESENTED AND ADOPTED: RESOLUTION NO. 11201-010312, RESOLUTION OF APPRECIATION TO KENNETH GOULD, RETIRING MECHANIC.**

Ald. Bukiewicz, seconded by Ald. Scaffidi, moved to adopt Resolution No. 11201-010312, a Resolution of Appreciation to Kenneth Gould, retiring Mechanic. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

**17. PRESENTED AND ADOPTED: RESOLUTION NO. 11202-010312, RESOLUTION OF APPRECIATION TO ROBERT PORTER, RETIRING MECHANIC.**

Ald. Bukiewicz, seconded by Ald. Scaffidi, moved to adopt Resolution No. 11202-010312, a Resolution of Appreciation to Robert Porter, retiring Mechanic. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

**18. PRESENTED AND ADOPTED: RESOLUTION NO. 11203-010312, RESOLUTION OF APPRECIATION TO ROY BULGER, RETIRING EQUIPMENT OPERATOR.**

Ald. Bukiewicz, seconded by Ald. Scaffidi, moved to adopt Resolution No. 11203-010312, a Resolution of Appreciation to Roy Bulger, retiring Equipment Operator. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

**19. PRESENTED AND ADOPTED: RESOLUTION NO. 11205-010312, RESOLUTION OF APPRECIATION TO DOUGLAS A. SCHACHTNER, RETIRING DIRECTOR OF PARKS, RECREATION AND FORESTRY.**

Ald. Bukiewicz, seconded by Ald. Scaffidi, moved to adopt Resolution No. 11205-010312, a Resolution of Appreciation to Douglas A. Schachtner, retiring Director of Parks, Recreation and Forestry. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

**20.-21. COUNCIL ESTABLISHES PROCESS AND SCHEDULES MEETINGS FOR COBALT COMMUNITY RESEARCH SURVEY PRESENTATION AND TO CONSIDER BUILDING LOCATION DECISIONS FOR NEW CITY HALL AND LIBRARY.**

The Common Council established a schedule for presentation and meeting dates to consider City Hall and Library location and construction decisions. The Cobalt Community Research Survey will be presented at the 1/17/2012 Common Council meeting and a Special Joint Meeting with all interested parties will be held prior to the regularly scheduled Common Council meeting held on 2/7/12.

**22. PRESENTED AND ADOPTED: RESOLUTION NO. 11189-010312, RESCINDING RESOLUTION NO. 11083-040411, ELIMINATING USER FEES AND APPROVES CHANGES TO RECYCLING CENTER HOURS OF OPERATION AND REDUCTION OF FULL-TIME EQUIPMENT OPERATOR POSITION IN STREET DEPARTMENT BY ONE.**

Ald. Scaffidi, seconded by Ald. Michalski, moved to adopt Resolution No. 11189-010312, rescinding Resolution No. 11083-040411, eliminating user fees and to approve changes to the Recycling Center hours of operation to Tuesday, Friday and Saturday from 8:00 a.m. to 3:00 p.m., with extended Summer hours on Tuesdays from 8:00 a.m. to 8:00 p.m. starting the first Tuesday in April through the last Tuesday in September, and to reduce the full-time Equipment Operator position in the Street Department by one. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

**23. PRESENTED AND ADOPTED: ORDINANCE NO. 2646, AMENDING ORDINANCE NO. 2641, ESTABLISHING SALARY AND ALLOWANCES FOR POSITION OF CITY ATTORNEY FOR YEAR 2012.**

Ald. Scaffidi, seconded by Ald. Michalski, moved to adopt Ordinance No. 2646, which amends Ordinance No. 2641, establishing the salary and allowances for the position of City Attorney for the year 2012. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

**24. COUNCIL APPROVES VENDOR SUMMARY REPORT.**

Ald. Gehl, seconded by Ald. Scaffidi, moved to approve the 2011 Vendor Summary Report in the amount of \$428,788.72 and the 2012 Vendor Summary Report in the amount of \$33,831.13. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

**25. PRESENTED AND ADOPTED: RESOLUTION NO. 11204-010312, ACQUIRING FEE PROPERTY (RIGHT-OF-WAY) AND TEMPORARY EASEMENTS FOR W. DREXEL AVE. RECONSTRUCTION PROJECT FROM S. 27<sup>TH</sup> ST. (STH 241) TO I-94 AND SEND PAYMENTS IN AMOUNT OF AWARD OF DAMAGES TO AFFECTED PROPERTY OWNER (PROJECT NO. 06010).**

Ald. Bukiewicz, seconded by Ald. Jakubczyk, moved to adopt Resolution No. 11204-010312 acquiring fee property (right-of-way) and temporary easements for W. Drexel Ave. reconstruction project from S. 27<sup>th</sup> St. (STH 241) to I-94 and to send payment in the amount of the Award of Damages to the affected property owner (Project No. 06010). On roll call, the vote

was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

26. **COUNCIL GRANTS DOG KENNEL LICENSE TO BRADLEY OSGOOD, BRENTWOOD ANIMAL HOSPITAL, 318 W. RYAN RD.**

Ald. Gehl, seconded by Ald. Michalski, moved to grant a Dog Kennel license to Bradley Osgood, Brentwood Animal Hospital, 318 W. Ryan Rd. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

27. **COUNCIL GRANTS RENEWAL SECONDHAND ARTICLE DEALER AND SECONDHAND JEWELRY DEALER LICENSE TO RICHARD L. RADTKE, OAK CREEK CURRENCY & COIN ASSOCIATION, 616 E. RYAN RD.**

Ald. Gehl, seconded by Ald. Jakubczyk, moved to grant a renewal secondhand article dealer and secondhand jewelry dealer license to Richard L. Radtke, Oak Creek Currency & Coin Association, 616 E. Ryan Rd. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

28. **CLOSED SESSION HELD.**

Ald. Scaffidi, seconded by Ald. Bukiewicz, moved to convene in Closed Session at 8:14 p.m., pursuant to Wisconsin State Statutes to discuss the following:

- a. Section 19.85 (1)(c)(e) to discuss strategy regarding Police and Fire negotiations.
- b. Section 19.85 (1)(c)(e) to discuss WRS contributions for Police and Fire command staff and its impacts on negotiations with the Police and Fire unions.

On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

29. **COUNCIL RECONVENES INTO OPEN SESSION.**

Ald. Scaffidi, seconded by Ald. Bukiewicz, moved to reconvene into Open Session at 9:14 p.m. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

30. **COUNCIL CONFIRMS PLAN DESIGN CHANGES EFFECTIVE 1/1/12 RELATING TO HEALTH CARE PLAN DEDUCTIBLES.**

Ald. Michalski, seconded by Ald. Gehl, moved to confirm plan design changes as of 1/1/12 as it relates to health care plan deductibles as follows: Single: in network \$1,000, out of network \$2,000; Single +1: in network \$1,500, out of network \$3,000; Family: in network \$2,000, out of network \$4,000; and to delay the implementation of plan design changes that would require employees not making WRS contributions and future retirees not making WRS contributions at the time of retirement, as follows: Single: in network \$5,000, out of network \$10,000; Single +1: in network \$7,500, out of network \$15,000; and Family: in network \$10,000, out of network \$20,000. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

**ADJOURNMENT.**

Ald. Scaffidi, seconded by Ald. Gehl, moved to adjourn this meeting at 9:16 p.m. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

ATTEST:

\_\_\_\_\_  
Christa J. Miller, Acting City Clerk

\_\_\_\_\_  
Allan M. Foeckler, Mayor