

PROCEEDINGS, COMMON COUNCIL MEETING
TUESDAY, MAY 21, 2019, 7:00 P.M.

CITY OF OAK CREEK
MILWAUKEE COUNTY

1. Ald. Gehl called the meeting to order at 7:00 p.m. in the absence of Mayor Bukiewicz. On roll call, the following alderpersons were present: Ald. Kurkowski (arrived at 7:33 p.m.), Ald. Loreck, Ald. Duchniak, Ald. Toman, Ald. Gehl, and Ald. Guzikowski.

Also present were City Attorney Melissa Karls, Communication Coordinator Leslie Flynn, Department of Public Works Director Ted Johnson, Fire Chief Thomas Rosandich, Community Development Director Douglas Seymour, City Engineer / Acting Building Commissioner Michael Simmons, Assistant City Administrator / Finance Director 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. Loreck, seconded by Ald. Duchniak, moved to approve the minutes of the 5/7/19 meeting. On roll call, the vote was as follows: Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye. Ald. Kurkowski was not present for the vote.
4. **PRESENTED AND ADOPTED: COUNCIL PROCLAMATION NO. 19-06 TO PATRICK CORRELL FOR DEDICATED SERVICE TO CITY AS MEMBER OF PLAN COMMISSION.**

Ald. Guzikowski, seconded by Ald. Loreck, moved to adopt Council Proclamation No. 19-06 to Patrick Correll for dedicated service to the City of Oak Creek as a member of the Plan Commission. On roll call, the vote was as follows: Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye. Ald. Kurkowski was not present for the vote.

5. **PRESENTED AND ADOPTED: COUNCIL PROCLAMATION NO. 19-09 TO FRANK V. HAYBECK FOR DEDICATED SERVICE TO CITY AS MEMBER OF BOR AND ELECTION OFFICIAL.**

Ald. Duchniak, seconded by Ald. Guzikowski, moved to adopt Council Proclamation No. 19-09 to Frank V. Haybeck for dedicated service to the City of Oak Creek as a member of the Board of Review and City Election Official. On roll call, the vote was as follows: Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye. Ald. Kurkowski was not present for the vote.

6. **PUBLIC HEARING HELD TO CONSIDER REQUEST BY JOHN THOMSEN, HIGHGATE LLC, TO REZONE AND ESTABLISH A MIXED USED PUD ON PROPERTIES AT 7705, 7725, 7751, 7781, 7811, 7831, AND 7869 S. 13TH ST.**

A public hearing was held to consider a request by John Thomsen, Highgate LLC, to rezone and establish a mixed use Planned Unit Development (PUD) on the properties at 7705, 7725, 7751, 7781, 7811, 7831, and 7869 S. 13th St. (See Item No. 7 for action on this hearing).

7. **PRESENTED AND ADOPTED: ORDINANCE NO. 2936, APPROVING A REZONE OF PROPERTIES AT 7705, 7725, 7751, 7781, 7811, 7831 AND 7869 S. 13TH ST. TO B-4, HIGHWAY BUSINESS.**

Ald. Loreck, seconded by Ald. Duchniak, moved to adopt Ordinance No. 2936, to approve a rezoning of the properties at 7705, 7725, 7751, 7781, 7811, 7831, and 7869 S. 13th St. to B-4, Highway Business, Planned Unit Development. On roll call, the vote was as follows: Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye. Ald. Kurkowski was not present for the vote.

8. **PUBLIC HEARING HELD TO CONSIDER REQUEST BY JASON MACKLIN, WINGSPAN DEVELOPMENT GROUP, LLC, TO REZONE AND ESTABLISH MULTIFAMILY RESIDENTIAL PUD ON PROPERTY AT 7581 S. 13TH ST. (NO CHANGE TO FW, FLOODWAY; FF, FLOOD FRINGE; OR C-1, SHORELAND WETLAND CONSERVANCY).**

A public hearing was held to consider a request by Jason Macklin, Wingspan Development Group, LLC, to rezone and establish a Multifamily Residential Planned Unit Development on the property at 7581 S. 13th St. (No change to FW, Floodway; FF, Flood Fringe; or C-1, Shoreland Wetland Conservancy) (See Item No. 9 for action on this hearing).

9. **PRESENTED AND ADOPTED: ORDINANCE NO. 2937, TO APPROVE A REZONE OF PROPERTY AT 7581 S. 13TH ST FROM RM-1, MULTIFAMILY RESIDENTIAL PLANNED UNIT DEVELOPMENT (NO CHANGE TO FW, FLOODWAY; FF, FLOOD FRINGE; OR C-1, SHORELAND WETLANDS CONSERVANCY).**

Ald. Loreck, seconded by Ald. Duchniak, moved to adopt Ordinance No. 2937, to approve a rezoning of the property at 7581 S. 13th St. from Rm-1, Multifamily Residential Planned Unit Development (no change to FW, Floodway; FF, Flood Fringe; or C-1, Shoreland Wetlands Conservancy). Motion, with second agreeing, was amended to include the changes to Section 4.d. with respect to the cross-access easement and Section 7 with respect to Time of Compliance change from 12 to 18 months. On roll call, the vote was as follows: Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye. Ald. Kurkowski was not present for the vote.

10. **COUNCIL APPROVES PLAN OF FINANCE FOR TID #12 DEBT REFINANCING.**

Ald. Loreck, seconded by Ald. Duchniak, moved to approve the Plan of Finance for TID #12 debt refinancing. On roll call, the vote was as follows: Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye. Ald. Kurkowski abstained from voting.

11. **COUNCIL APPROVES PLAN OF FINANCE FOR INITIAL TID #16 PROJECT COSTS RELATED TO RYAN BUSINESS PARK.**

Ald. Loreck, seconded by Ald. Duchniak, moved to approve the Plan of Finance for initial TID #16 project costs related to Ryan Business Park. On roll call, the vote was as follows: Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye. Ald. Kurkowski abstained from voting.

12. **PRESENTED AND ADOPTED: ORDINANCE NO. 2938, FIXING SALARY RANGES, SALARY, WAGES AND ALLOWANCES FOR BOARD AND COMMISSION MEMBERS IN CITY UNDER CONTROL OF COUNCIL.**

Ald. Loreck, seconded by Ald. Duchniak, moved to adopt Ordinance No. 2938, fixing the salary ranges, salary, wages and allowances for boards and commission members in the City under the control of the Common Council. 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 DESIGNATES NOW MEDIA GROUP TO SERVE AS OFFICIAL CITY NEWSPAPER FOR NEXT 12 MONTHS.**

Ald. Loreck, seconded by Ald. Duchniak, moved to designate NOW Media Group (parent company for the Milwaukee Journal Sentinel – SOUTH NOW edition) to serve as the official City newspaper for the next 12 months. 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. **PRESENTED AND ADOPTED: RESOLUTION NO. 12062-052119, ACCEPTING TEMPORARY ACCESS EASEMENT UPON LOT 61 OF GLEN CROSSING ADDITION NO. 2, AKA 8479 S. ROSEWOOD TRAIL.**

Ald. Loreck, seconded by Ald. Duchniak, moved to adopt Resolution No. 12062-052119, accepting a temporary access easement upon Lot 61 of Glen Crossing Addition No. 2 aka 8479 S. Rosewood Trail (Tax Key No. 829-0086). 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. **PRESENTED AND ADOPTED: RESOLUTION NO. 12063-052119, ACCEPTING TEMPORARY ACCESS EASEMENT UPON LOT 72 OF GLEN CROSSING ADDITION NO 2, AKA 8493 S. NIGHTHAWK TRAIL.**

Ald. Loreck, seconded by Ald. Duchniak, moved to adopt Resolution No. 12063-052119, accepting a temporary access easement upon Lot 72 of Glen Crossing Addition No. 2 aka 8493 S. Nighthawk Trail (Tax Key No. 829-0086). 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. **PRESENTED AND ADOPTED: RESOLUTION NO. 12064-052119, GRANTING WE ENERGIES A PERMANENT EASEMENT UPON 9555 S. 13TH ST. FOR UTILITY RELOCATION.**

Ald. Guzikowski, seconded by Ald. Duchniak, moved to adopt Resolution No. 12064-052119, granting to WE Energies a permanent easement upon 9555 S. 13th St. for utility relocation (Tax Key No. 904-9014-000). 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.

17. **LICENSE COMMITTEE.**

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

Grant an Operator's license to Christa N. DuFay, 3442 S. 13th St., Milwaukee (Cellar Pub and Grill).

Deny an Operator's license to Sarah R. Aragon, 1816 W. Rogers St., Milwaukee (BP W Discount Liquor) for falsification of application by omission.

Deny an Operator's license to Jesus Gonzales III, 2178 S. 14th St., Milwaukee (Agave Blu Cantina) for falsification of application by omission and for felony convictions.

Grant a Special Event permit to Don Savaglia, agent on behalf Savaglia Financial Advisors for their 20th Anniversary Celebration to be held at Lake Vista Park on June 22, 2019.

Grant a Temporary Class B Beer license to Tim Windler, agent on behalf of the South Suburban Chamber of Commerce for the Savaglia 20th Anniversary Celebration to be held at Lake Vista Park on June 22, 2019.

Grant a Special Event permit to Nicole Behnke, agent on behalf of Newaukee for The Confluence Community Art Showcase and Festival to be held at Lake Vista Park on July 20, 2019.

Grant a Temporary Class B Beer license to Kristin Craig, agent on behalf of the Oak Creek Tourism Commission for The Confluence Community Art Showcase and Festival to be held at Lake Vista Park on July 20, 2019.

Grant a Special Event permit to Heather Ryan, agent on behalf of the Oak Creek-Franklin Foundation for Education for an Art in the Park Art Show/Sale to be held at Henry Miller Park on May 25, 2019.

Grant an Operator's license to:

- Jacob J. Nordstrom, 5207 W. Donges Ln., Brown Deer (Target)
- Anthony S. Prochaska, 10570 W. Cortez Cir., Franklin (Target)
- Cory J. Hagen, 2640 N. Booth St., Milwaukee (Target)
- Zachary J. Sjolund, 5335 S. Tuckaway Ln., Greenfield (Agave Blu Cantina)
- Carrie M. Welch, 109 15th Ave., South Milwaukee (Pick 'n Save)
- Jesse L. Stoehr, 3525 S. River Glen Ln., Milwaukee (Aldi)
- Jesse G. Stansell, 1719 N. Astor St., Milwaukee (Pizza Man)
- Karla Huertas, 1101 E. Park Blvd., Oak Creek (Pizza Man)
- Jacob C. Krings, 222 2nd St., Pewaukee (The Waters of Oak Creek)

Grant a Temporary Class B Beer license to Jas A. Mortenson, agent on behalf of All Saints Lutheran Church - ELCA, 9131 S. Howell Ave., for the "How Great Thou "ART" Fair to be held on July 20, 2019.

Grant a Temporary Class B Beer / Class B Wine license to Carolyn Bukiewicz, agent on behalf of the DTS Summer Soulstice Festival in Drexel Town Square to be held on June 15, 2019.

- Grant an Amusement Operator and Amusement Devices License(s) to:
- Gardner Technical Services LLC, 1415 Johnson St., Janesville, WI
- Brewer Amusement Company LLC, 412 Sparta St., McMinnville, TN
- Red's Novelty Ltd, 1921 S. 74th St., West Allis, WI
- Games Are Us, Inc., 4905 S. Woodlawn Pl., Greenfield, WI
- Sam's Amusement, 930 Washington Rd., Kenosha, WI
- National Entertainment Network, 325 Interlocken Pkwy, Broomfield, CO

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 VENDOR SUMMARY.**

Ald. Kurkowski, seconded by Ald. Loreck, moved to approve the May 15, 2019 Vendor Summary Report in the total amount of \$582,835.43. 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 the meeting at 7:58 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