



Common Council Chambers  
8040 S. 6<sup>TH</sup> Street  
Oak Creek, WI 53154  
(414) 766-7000

## COMMON COUNCIL MEETING AGENDA

JUNE 4, 2019  
7:00 P.M.

Daniel Bukiewicz - Mayor  
Steven Kurkowski - 1<sup>ST</sup> District  
Greg Loreck - 2<sup>ND</sup> District  
Richard Duchniak - 3<sup>RD</sup> District  
Michael Toman - 4<sup>TH</sup> District  
Kenneth Gehl - 5<sup>TH</sup> District  
Chris Guzikowski - 6<sup>TH</sup> District

### The City's Vision

*Oak Creek: A dynamic regional leader, connected to our community, driving the future of the south shore.*

1. Call Meeting to Order / Roll Call
2. Pledge of Allegiance
3. Approval of Minutes: 5/21/19

### New Business

4. **Informational:** Summarized Treasurer's Report on investment and banking accounts for the month ending April 30, 2019.

### COMMUNITY DEVELOPMENT

5. **Resolution:** Consider Resolution No. 12067-060419, approving an Affidavit of Correction submitted by Erica-Nicole Harris, Wispark LLC, removing a reference to an undisturbed 20-foot buffer on Lot 1 of CSM 9131 located at 280 W. Oakview Parkway (5<sup>th</sup> District).

### ENGINEERING

6. **Motion:** Consider a motion to reject the bid for the Nicholson Road Culvert Replacement Project (Project No. 14017) (5<sup>th</sup> District).
7. **Resolution:** Consider Resolution No. 12065-060419, approving a Storm Water Management Practices Maintenance Agreement with Oak Creek-Franklin Joint School District, for their Meadowview Elementary School addition located at 10420 S. McGraw Dr. (Tax Key No. 957-9996) (5<sup>th</sup> District).

### LICENSE COMMITTEE

8. **Motion:** Consider a motion to grant the 2019-20 renewal business alcohol license requests as listed on the 6/4/19 License Committee Report, with issuance subject to final inspection approvals listed and payment of any fees or obligations (by Committee of the Whole).

9. **Motion:** Consider a *motion* to grant the various license requests as listed on the 6/4/19 License Committee Report (by Committee of the Whole).

### **VENDOR SUMMARY**

10. **Motion:** Consider a *motion* to approve the May 29, 2019 Vendor Summary Report in the combined total amount of \$359,276.28 (by Committee of the Whole).

### **MISCELLANEOUS**

11. **Motion:** Consider a motion to convene into Closed Session pursuant to Wisconsin State Statutes to discuss the following:
- a. Section 19.85(1)(e) to discuss the Amendment to Tax Incremental District No. 11 Finance Development Agreement and Phase III Agreement for the Emerald Row development (2<sup>nd</sup> District).
  - b. Section 19.85(1)(e) to discuss the Amendment to Tax Incremental District No. 14 Finance Development Agreement for the HSA Rawson Project (1st District).
12. **Motion:** Consider a *motion* to reconvene into Open Session.
13. **Motion:** Consider a *motion* to take action, if required.
14. **Resolution:** Consider *Resolution* No. 12066-060419, a Resolution approving the Amendment to the Tax Incremental District No. 14 Finance Development Agreement (HSA Rawson Project) (1<sup>st</sup> District).

### ***Adjournment.***

#### **Public Notice**

Upon reasonable notice, a good faith effort will be made to accommodate the needs of disabled individuals through sign language interpreters or other auxiliary aid at no cost to the individual to participate in public meetings. Due to the difficulty in finding interpreters, requests should be made as far in advance as possible preferably a minimum of 48 hours. For additional information or to request this service, contact the Oak Creek City Clerk at 766-7000, by fax at 766-7976, or by writing to the ADA Coordinator at the Oak Creek Health Department, 8040 S. 6<sup>th</sup> Street, Oak Creek, Wisconsin 53154.

It is possible that members of and possibly a quorum of members of other governmental bodies of the municipality may be in attendance at the above-stated meeting to gather information; no action will be taken by any governmental body at the above-stated meeting other than the governmental body specifically referred to above in this notice

## COMMON COUNCIL REPORT

**Informational:** Treasurer Report on Investment and Banking for the City of Oak Creek accounts, ending April 30, 2019.

**Fiscal Impact:** Presenting the monthly condition of the City treasury at an open meeting of the Common Council will provide additional financial data to decision makers while enhancing transparency to the public.

**Critical Success Factor(s):**

- Vibrant and Diverse Cultural Opportunities
- Thoughtful Development and Prosperous Economy
- Safe, Welcoming, and Engaged Community
- Inspired, Aligned, and Proactive City Leadership
- Financial Stability
- Quality Infrastructure, Amenities, and Services
- Not Applicable

**Background:** The Treasurer Report on Investment and Banking displays the City's month end balances, to provide the Common Council and the public with the current condition of the City's treasury. Please note that some funds are allocated for specific purposes such as debt service, Tax Incremental Districts, capital improvement projects and distribution of tax collection to other taxing districts and are not available for general purpose spending. This monthly report, along with a comprehensive report, is prepared for Finance Committee meetings to assist with investment decisions and financial strategies. Below is a brief summary:

Beginning Balance	Ending Balance	Interest Earned	Increase/(Decrease)
\$49,283,147.39	\$42,734,742.08	\$100,257.21	(\$6,548,405.31)

April Tax Collection \$1,327,191.44; Tax Settlement 4/15/19 to other Jurisdictions approx. \$5.3M; this includes February & March Tax Collection plus the lottery and gaming credit of \$1,095,475.68.

Respectfully submitted:



Andrew J. Vickers, MPA  
City Administrator

Prepared:



Barbara Guckenberger, CMTW  
City Treasurer

Fiscal Review:



Bridget M. Souffrant  
Assistant City Administrator/Comptroller

Attachments: Treasurer Report on Investment and Banking

City of Oak Creek  
Treasurer Report on Investment and Banking

Name of Account	Beginning Balance	Additions	Subtractions	Account Ending Balance	Actual Interest Earned	Interest Rate	Percentage of Total Invested
<b>Tri City National Bank</b>	<b>6,700,385.14</b>	<b>10,809,766.87</b>	<b>(12,245,836.47)</b>	<b>5,264,315.54</b>	<b>11,939.63</b>	<b>2.43%</b>	<b>12.32%</b>
General Fund	5,518,943.10	8,951,662.30	(9,754,808.12)	4,715,797.28			
Title 125	61,869.27	-	(38,825.31)	23,043.96			
Police Credit Card	48,802.67	24,298.90	(22,230.34)	50,871.23			
Parks & Rec Counter Credit Card	20,105.98	6,617.52	(7,936.17)	18,787.33			
Tax Payment Account #2	818,225.92	1,327,191.44	(2,000,000.00)	145,417.36			
Parks & Rec Online Credit Card	16,737.86	3,452.00	(2,659.51)	17,530.35			
Health Insurance	23,470.92	409,944.04	(336,151.40)	97,263.56			
Tax Payment Account	8,183.33	-	-	8,183.33			
EMS	184,046.09	66,600.67	(83,225.62)	187,421.14			
0	-	-	-	-			
<b>DANA Investment Advisors</b>	<b>5,798,755.57</b>	<b>15,511.55</b>	<b>(2,506.45)</b>	<b>5,811,760.67</b>	<b>15,241.09</b>	<b>2.31%</b>	<b>13.60%</b>
<b>BMO Global Asset Management</b>	<b>4,986,745.28</b>	<b>12,656.28</b>	<b>(3,194.36)</b>	<b>4,996,207.20</b>	<b>11,275.56</b>	<b>2.18%</b>	<b>11.69%</b>
<b>American Deposit Management (ADM)</b>	<b>21,452,549.54</b>	<b>43,904.26</b>	<b>-</b>	<b>21,496,453.80</b>	<b>43,904.26</b>	<b>2.49%</b>	<b>50.30%</b>
*ADM General Account Balance	16,662,914.98			16,662,914.98	34,101.91		
<b>Local Government Investment Pool (LGIP)</b>	<b>9,468,368.52</b>	<b>720,082.63</b>	<b>(5,900,000.00)</b>	<b>4,288,451.15</b>	<b>14,351.47</b>	<b>2.49%</b>	<b>10.04%</b>
*LGIP General Account Balance	7,487,923.72	716,030.47	(5,900,000.00)	2,303,954.19	10,299.31		
<b>**Ehlers Investment</b>	<b>876,343.34</b>	<b>4,244.91</b>	<b>(3,034.53)</b>	<b>877,553.72</b>	<b>3,545.20</b>	<b>0.7821%</b>	<b>2.05%</b>
	876,343.34	4,244.91	(3,178.12)	877,410.13			
<b>Total Balance</b>	<b>49,283,147.39</b>	<b>11,606,166.50</b>	<b>(18,154,571.81)</b>	<b>42,734,742.08</b>	<b>100,257.21</b>		

\*\*Ehlers balance is first shown gross of fees to balance to their monthly report; below that is shown net of fees for comparison purposes. Also, due to multiple CD's in the account, interest/dividends may not be earned monthly;

\*General Account Balance shown separately and is also part of the total account listed above; although it is used for cash flow purposes, a portion may be allocated for specific uses and may not be available for general purpose spending

Excludes Police Forfeiture Account;

Tri City Interest is an analyzed credit from previous month earnings;

Additions and subtractions on investment accounts may include market adjustments for realized and unrealized gains(losses) or change in accrued income, as well as interest, management fees, deposits, transfers, returned payments or withdrawals; rates may reflect weighted average yield

Tax Collection Deposits		Distribution to other Taxing Jurisdictions
Tax Payment Account #2		(Tax Settlement occurs in June)
City Deposit (Counter, Drop Box, Mail)	1,217,051.00	STATE
Gov Tech	-	COUNTY
Credit Card	110,140.44	MMSD
Total Tax Payment Account #2	1,327,191.44	SCHOOL
		MATC
Tax Payment Account		UTILITY
Tri City Payments (At Bank, Lockbox)	-	TOTAL DIST \$
		TAX REFUNDS
	1,327,191.44	CITY
<b>Total Tax Collection Deposits</b>	<b>1,327,191.44</b>	

Please note the City uses two bank accounts for tax collection; one for payments processed by the City (account #2) and the other for payments processed by our bank

Prepared for Common Council; cc Finance Committee  
Barbara Guckenberger, CMTW  
City Treasurer



## COMMON COUNCIL REPORT

**Item:** Affidavit of Correction - 280 W. Oakview Parkway

**Recommendation:** That the Council adopts Resolution No. 12067-060419, a resolution approving an Affidavit of Correction submitted by Erica-Nicole Harris, Wispark LLC, removing a reference to an undisturbed 20-foot buffer on Lot 1 of CSM 9131 located at 280 W. Oakview Parkway.

**Fiscal Impact:** The proposed Affidavit of Correction has no immediate fiscal impact on previous approvals or positive financial impacts for future development of this lot.

- Critical Success Factor(s):**
- Vibrant and Diverse Cultural Opportunities
  - Thoughtful Development and Prosperous Economy
  - Safe, Welcoming, and Engaged Community
  - Inspired, Aligned, and Proactive City Leadership
  - Financial Stability
  - Quality Infrastructure, Amenities, and Services
  - Not Applicable

**Background:** The Applicant is requesting approval of an Affidavit of Correction for Certified Survey Map (CSM) 9131, which was approved by the Common Council on April 1 of this year. Council may recall that the proposed CSM did not make mention of tree preservation areas as part of the overall PUD, particularly in the vicinity of Mardeand Park. Staff worked with the Applicants and their surveyor on the issue, and a buffer restriction was placed on the CSM for Lot 1 prior to recording. However, that buffer area language was more restrictive than what was provided for in the Code. After several conversations, staff and the Applicant agreed that the intent of the buffer area can be fulfilled through review of specific site plans for any future development on that lot. Therefore, staff is supportive of the request to remove that buffer language through the proposed Affidavit of Correction.

The Plan Commission reviewed the proposal at their meeting on May 28, 2019, and recommend approval.

**Options/Alternatives:** Council has the discretion to approve or attached conditions of approval, or deny the request. Disapproval will likely result in the existing condition of the properties to remain as one (1) vacant, underutilized lot, and one (1) developed lot with a single-family residential dwelling.

Respectfully submitted:

Andrew J. Vickers, MPA  
City Administrator

Prepared:

Kari Papelbon, CFM, AICP  
Planner

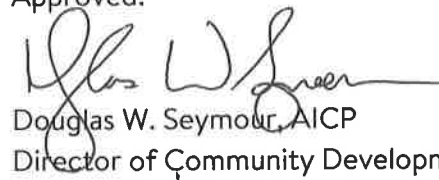
Fiscal Review:



Bridget M. Souffrant

Assistant City Administrator / Finance Director

Approved:



Douglas W. Seymour, AICP

Director of Community Development

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Attachments:

Resolution 12067-060419

Location Map

CSM 9131 (for reference)

Affidavit of Correction

RESOLUTION NO. 12067-060419

BY: \_\_\_\_\_

RESOLUTION APPROVING AN AFFIDAVIT OF CORRECTION  
FOR ERICA-NICOLE HARRIS, WISPARK, LLC  
FOR CERTIFIED SURVEY MAP NUMBER 9131

280 W. Oakview Parkway  
(5<sup>th</sup> Aldermanic District)

WHEREAS, Certified Survey Map 9131, being a redivision of all of Lot 3 of Certified Survey Map No. 9044, a redivision of Lot 1 of Certified Survey Map No. 8719; and all of Lot 2 of Certified Survey Map No. 8719, a redivision of Lot 2 of Certified Survey Map No. 8702; located in the Southeast ¼ and Southwest ¼ of the Northeast ¼; and the Northeast ¼ and Northwest ¼ of the Southeast ¼ of Section 32, Township 5 North, Range 22 East, City of Oak Creek, Milwaukee County, Wisconsin, recorded in the Register of Deeds for Milwaukee County, Wisconsin on May 7, 2019 as Document No. 10868362; and

WHEREAS an Affidavit of Correction to the Certified Survey Map has been submitted pursuant to the provisions of Section 236.295, Wisconsin Statutes.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Oak Creek that said Affidavit of Correction, a copy of which is hereto attached and incorporated herein by reference, be and the same is hereby approved and permitted to be recorded.

Introduced at a regular meeting of the Common Council of the City of Oak Creek held this 4<sup>th</sup> day of June, 2019.

Passed and adopted this 4<sup>th</sup> day of June, 2019.

\_\_\_\_\_  
President, Common Council

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
Mayor

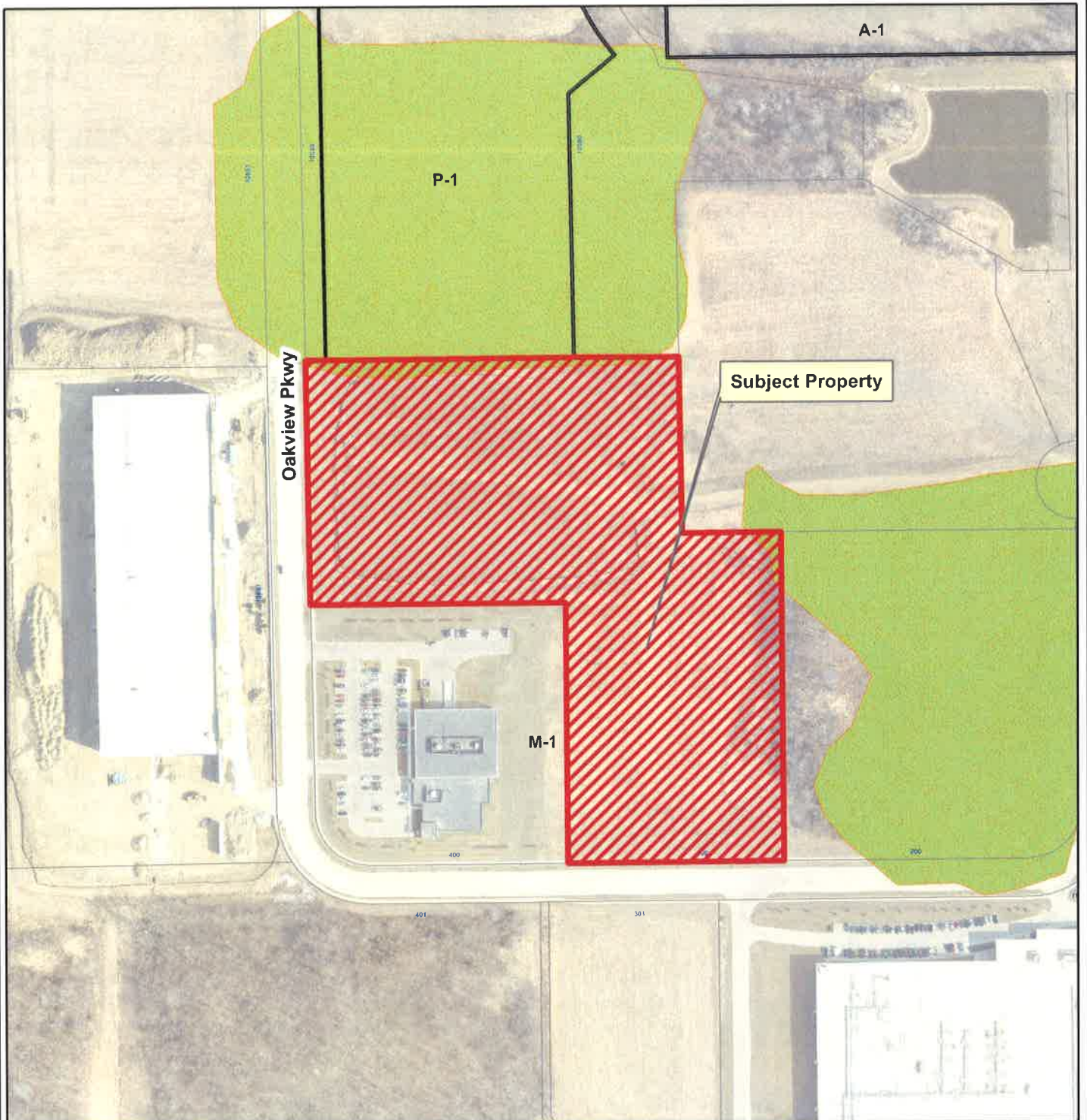
ATTEST:

\_\_\_\_\_  
City Clerk

VOTE: Ayes \_\_\_\_\_ Noes \_\_\_\_\_

# Location Map

## 280 W. Oakview Parkway

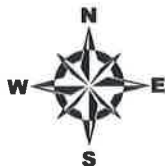


*This map is not a survey of the actual boundary of any property this map depicts.*



**OAKCREEK**  
— WISCONSIN —

Department of Community Development



### Legend

-  Subject Property
-  Environmental Corridor



RECEIVED

MAY 13 2019

CITY OF OAK CREEK  
COMMUNITY DEVELOPMENT

CERTIFIED SURVEY MAP No. 9131

BEING A REDIVISION OF ALL OF LOT 3 OF CERTIFIED SURVEY MAP NO. 9044, A REDIVISION OF LOT 1 OF CERTIFIED SURVEY MAP NO. 8719; AND ALL OF LOT 2 OF CERTIFIED SURVEY MAP NO. 8719, A REDIVISION OF LOT 2 OF CERTIFIED SURVEY MAP NO. 8702; LOCATED IN THE SOUTHEAST 1/4 AND SOUTHWEST 1/4 OF THE NORTHEAST 1/4; AND THE NORTHEAST 1/4 AND NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 32, TOWNSHIP 5 NORTH, RANGE 22 EAST, CITY OF OAK CREEK, MILWAUKEE COUNTY, WISCONSIN.

- (A) 20' WIDE GENERAL UTILITY AND SIDEWALK/PATH EASEMENT PER CSM NO. 8608 (DOC. NO. 10364225)
- (B) 15' ELECTRIC AND COMMUNICATIONS DISTRIBUTION EASEMENT PER DOC. NO. 10385343
- (C) 20' SANITARY SEWER EASEMENT PER CSM NO. 8608 (DOC. NO. 10364225)

NE CORNER OF THE NE 1/4 OF SEC. 32-5-22 CONC. MON. W/ BRASS CAP

PREPARED FOR:  
WSPARK LLC  
231 W. MICHIGAN ST.  
P423  
MILWAUKEE, WI 53203

PREPARED BY:  
**JSD** Professional Services, Inc.  
\* Registered \* Surveyors \* Planners  
MILWAUKEE REGIONAL OFFICE  
W338 H1810 BUSSES ROAD, SUITE 100  
WALWISKA, WISCONSIN 53186  
262.913.0888 PHONE | 262.913.1239 FAX



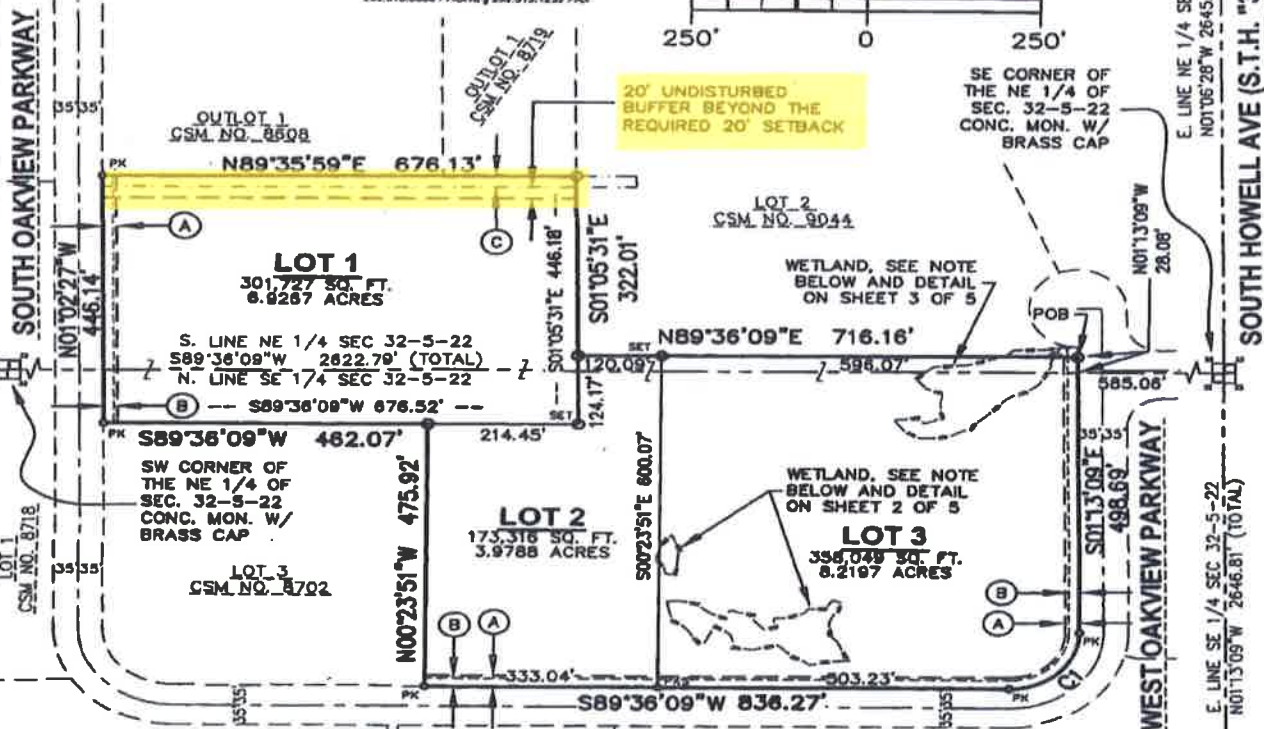
SCALE: 1" = 250'

20' UNDISTURBED BUFFER BEYOND THE REQUIRED 20' SETBACK

SE CORNER OF THE NE 1/4 OF SEC. 32-5-22 CONC. MON. W/ BRASS CAP

E. LINE NE 1/4 SEC 32-5-22  
N01°06'28"W 2645.07' (TOTAL)

SOUTH HOWELL AVE (S.T.H. "38")



C1  
ARC=158.51'  
RAD=100.00'  
CH. BRG.=S44°11'30"W  
CH. L.=142.43'  
Δ=90°49'18"

E. LINE SE 1/4 SEC 32-5-22  
N01°13'09"W 2646.81' (TOTAL)

SE CORNER OF THE SE 1/4 OF SEC. 32-5-22 CONC. MON. W/ BRASS CAP

NOTES:

- CERTIFIED SURVEY MAP NO. 9044 RECORDED ON JUNE 6, 2018 AT MILWAUKEE CO. REGISTER'S OFFICE AS DOC. NO. 10786045.
- CERTIFIED SURVEY MAP NO. 8719 RECORDED ON AUGUST 31, 2015 AT MILWAUKEE CO. REGISTER'S OFFICE AS DOC. NO. 10494590.
- CERTIFIED SURVEY MAP NO. 8702 RECORDED ON JUNE 15, 2015 AT MILWAUKEE CO. REGISTER'S OFFICE AS DOC. NO. 10470264.
- WETLAND LOCATION BASED ON WETLAND DELINEATION REPORT DATED DECEMBER 11, 2017 AS PREPARED BY DAVE MEYER, WETLAND & WATERWAY CONSULTING, LLC.
- THIS PROPERTY IS LOCATED WITHIN ZONE X (AREAS DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOODPLAIN), PER FEMA MAP PANEL NUMBER 55079C0231E, EFFECTIVE DATE: SEPTEMBER 26, 2008.

BEARING BASIS:

ALL BEARINGS ARE REFERENCED TO THE WISCONSIN STATE PLANE COORDINATE SYSTEM, SOUTH ZONE. THE EAST LINE OF THE NORTHEAST 1/4 OF SECTION 32, TOWNSHIP 5 NORTH, RANGE 22 EAST, WAS USED AS NORTH 01°08'28" WEST.

PROJECT CONVERSION FACTOR: GRID/0.99994301 = GROUND

SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

ALL MEASUREMENTS HAVE BEEN MADE TO THE NEAREST ONE-HUNDREDTH OF A FOOT.

ALL ANGULAR MEASUREMENTS HAVE BEEN MADE TO THE NEAREST ONE SECOND.

DATED THIS 13<sup>TH</sup> DAY OF MAY, 2019

THIS INSTRUMENT WAS DRAFTED BY RIZAL W. ISKANDARSJACH, S-2738



5/1/19

	<b>AFFIDAVIT OF CORRECTION</b>
Document Number	Document Title

State of Wisconsin )  
 Milwaukee County ) ss

I, RIZAL W. ISKANDARSJACH, Registered Land Surveyor, being first duly sworn on oath, depose and say:

That in preparing Certified Survey Map Number 9131, by the direction of WSPARK, LLC recorded in the Register of Deeds for Milwaukee County, Wisconsin, on May 7, 2019 as Document No. 10868362, being a redivision of all of Lot 3 of Certified Survey Map No. 9044, a redivision of all of Lot 1 of Certified Survey Map No. 8719; and all of Lot 2 of Certified Survey Map No. 8719, being a redivision of Lot 2 of Certified Survey Map No. 8702; located in the Southeast 1/4 and Southwest 1/4 of the Northeast 1/4; and Northeast 1/4 and Northwest 1/4 of the Southeast 1/4 of Section 32, Township 5 North, Range 22 East, City of Oak Creek, Milwaukee County, Wisconsin, an error was made in the following transcriptions thereon:

Recording Area  
 Name and Return Address  
**JSD Professional Services, Inc.**  
**W238 N1610 Busse Rd., Suite 100**  
**Waukesha, WI 53188**  
 Tax Key No.: 955-1041-000,  
 955-1042-000,  
 955-1032-000  
 Parcel Identification Number (PIN)

**ON SHEET 1 OF 5:**

The "20' UNDISTURBED BUFFER BEYOND THE REQUIRED 20' SETBACK" annotation and line shown on map should be corrected by removal from the map.

Dated this 14<sup>th</sup> day of May, 2019

  
 Rizal W. Iskandarsjach  
 Registered Land Surveyor S-2738



State of Wisconsin )  
 Milwaukee County ) ss

Subscribed and sworn to (or affirmed) before me this 14<sup>th</sup> day of May, 2019.



Andrew P. Mertz  
 Notary Public, State of Wisconsin  
 My commission expires 12/26/21

J:\JSD Projects\08C3179 Oak Creek BP.dwg\08C3179\_CSM\_S1a21.dwg

**COMMON COUNCIL REPORT**

**Item:** Bid rejection for the Nicholson Road Culvert replacement project

**Recommendation:** That the Common Council consider a motion to reject the bid for the Nicholson Road Culvert Replacement Project. (Project No. 14017)(5<sup>th</sup> Aldermanic District).

**Fiscal Impact:** None.

**Critical Success Factor(s):**

- Vibrant and Diverse Cultural Opportunities
- Thoughtful Development and Prosperous Economy
- Safe, Welcoming, and Engaged Community
- Inspired, Aligned, and Proactive City Leadership
- Financial Stability
- Quality Infrastructure, Amenities, and Services
- Not Applicable

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**Background:** The Engineering Department prepared plans and specifications for the Nicholson Road Culvert Replacement Project located 125 feet north of E. Meadowview Drive. The project was advertised and only one bid was received and opened on May 24, 2019:

Contractor	Bid
Super Excavators, Inc.	\$225,572

Since only one bid was received and is approximately 15% over the estimated cost, it is the Engineering Department's recommendation to reject the bid and re-advertise the project in the fall. The specifications will be revised to give the contractors a longer time to schedule and complete the project which should result in more bids and a lower price.

**Options/Alternatives:** To accept the bid and award the contract to Super Excavators, Inc.

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Respectfully submitted:



Andrew J. Vickers, MPA  
City Administrator

Prepared:



Philip J. Beiermeister, P.E.  
Environmental Design Engineer

Fiscal Review:



Bridget M. Souffrant  
Assistant City Administrator/Comptroller

Approved:



Michael C. Simmons, P.E.  
City Engineer

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Attachments:

## COMMON COUNCIL REPORT

- Item:** Meadowview School Addition Storm Water Management Maintenance Agreement
- Recommendation:** That the Common Council adopts Resolution No. 12065-060419, a resolution approving a storm water management practices maintenance agreement with Oak Creek-Franklin Joint School District, for their Meadowview Elementary School Addition located at 10420 S. McGraw Drive. (Tax Key No. 957-9996) (5<sup>th</sup> Aldermanic District)
- Fiscal Impact:** None. The owner is responsible for all costs per the Storm Water Management Practices maintenance agreement.
- Critical Success Factor(s):**
- Vibrant and Diverse Cultural Opportunities
  - Thoughtful Development and Prosperous Economy
  - Safe, Welcoming, and Engaged Community
  - Inspired, Aligned, and Proactive City Leadership
  - Financial Stability
  - Quality Infrastructure, Amenities, and Services
  - Not Applicable

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**Background:** The proposed Meadowview Elementary School Addition requires onsite storm water management practices in accordance with Sections 13.100 through 13.114 of the Municipal Code. Section 13.109 of the Municipal Code requires a maintenance agreement between the City and the permittee for the future maintenance of the required storm water management practices.

**Options/Alternatives:** Not to adopt this resolution and therefore the storm water permit cannot be issued resulting in the development being unable to proceed per Section 13.107 of the Municipal Code.

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Respectfully submitted:



Andrew J. Vickers, MPA  
City Administrator

Prepared:




Philip J. Beiermeister, P.E.  
Environmental Design Engineer

Fiscal Review:



Bridget M. Souffrant  
Assistant City Administrator/Comptroller

Approved:



Michael C. Simmons, P.E.  
City Engineer

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Attachments: Resolution No. 12065-060419, Storm Water Management Maintenance Agreement

**RESOLUTION NO. 12065-060419**

**BY: \_\_\_\_\_**

**RESOLUTION APPROVING A STORM WATER MANAGEMENT PRACTICES MAINTENANCE AGREEMENT WITH THE OAK CREEK-FRANKLIN JOINT SCHOOL DISTRICT FOR THEIR MEADOWVIEW ELEMENTARY SCHOOL ADDITION LOCATED AT 10420 S. MCGRAW DRIVE**

**(TAX KEY NO. 957-9996)**

**(5<sup>TH</sup> ALDERMANIC DISTRICT)**

WHEREAS, the Oak Creek-Franklin Joint School District (Owner), requires onsite storm water management practices for their proposed Meadowview Elementary School Addition located at 10420 S. McGraw Drive, and,

WHEREAS, the City requires that the Owner enter into a Storm Water Management Practices Maintenance Agreement, and,

WHEREAS, the required Storm Water Management Practices Maintenance Agreement has been prepared and signed by the Owner,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the City of Oak Creek that the attached Storm Water Management Practices Maintenance Agreement, as signed by the Owner, is hereby approved by the City.

BE IT FURTHER RESOLVED that the Mayor and the City Clerk are hereby authorized and directed to execute the attached agreement on behalf of the Common Council of the City of Oak Creek and upon execution by both the City of Oak Creek and the Owner, the City Attorney is hereby authorized and directed to record the same in the Office of the Register of Deeds in and for Milwaukee County, Wisconsin.

Introduced at a regular meeting of the Common Council of the City of Oak Creek held this 4<sup>th</sup> day of June, 2019.

Passed and adopted this 4<sup>th</sup> day of June, 2019.

\_\_\_\_\_  
President, Common Council

Approved this 4<sup>th</sup> day of June, 2019.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

VOTE: AYES \_\_\_\_\_ NOES \_\_\_\_\_

Document Number

MEADOWVIEW ELEMENTARY SCHOOL  
ADDITION  
10420 S. McGraw Drive  
Storm Water Management Practices  
Maintenance Agreement  
Document Title

Recording Area

Michael C. Simmons  
Engineering Department  
8040 S. 6<sup>th</sup> Street  
Oak Creek, WI 53154  
Name and Return Address

957-9996

Parcel Identification Number (PIN)

## STORM WATER MANAGEMENT PRACTICES MAINTENANCE AGREEMENT

THIS AGREEMENT, made and entered into this \_\_\_ day of \_\_\_\_\_, 2019, by and between Oak Creek-Franklin Joint School District, hereinafter called the "Owner", and the City of Oak Creek, hereinafter called the "City".

WITNESSETH:

WHEREAS, the Owner is the owner of the following described lands situated in the City of Oak Creek, County of Milwaukee, State of Wisconsin, to-wit:

That part of the Northeast one-quarter (1/4) of Section numbered Thirty-three (33), Township numbered Five (5) North, Range numbered Twenty-two (22) East in the City of Oak Creek bounded and described as follows:

Commencing at a point 520 feet South of the North line of said 1/4 Section and 1091 feet West of the East line of said 1/4 Section; thence South 89 degrees 35' East and parallel with the North line of said 1/4 Section 171.92 feet to a point; thence Southeasterly, 419.20 feet along the arc of a curve having a radius of 1614.80 feet and a long chord of 418.02 feet bearing South 82 degrees

09' East, to a point; thence South and parallel with the East line of said 1/4 Section, 755.85 feet to a point in the South line of the Northeast 1/4 of the Northeast 1/4, Section 33; thence North 89 degrees 35' West on and along the South line of the Northeast 1/4 of the Northeast 1/4, Section 33, 586.00 feet to a point; thence North, 810.00 feet to the place of beginning. Subject to the rights of the public in and to South McGraw Drive and East Meadowview Drive for public road purposes.

hereinafter called the "Property".

WHEREAS, the Owner is developing the Property; and

WHEREAS, the Site Plan/Subdivision Plan known as Meadowview Elementary School Addition located at 10420 S. McGraw Drive,, hereinafter called the "Plan", which is expressly made a part hereof, as approved or to be approved by the City, provides for on-site storm water management practices within the confines of the Property; and

WHEREAS, the City and the Owner, its successors and assigns, including any homeowners association, agree that the health, safety, and welfare of the residents of the City of Oak Creek, require that on-site storm water management practices as defined in Section 13.103 of the Oak Creek Municipal Code be constructed and maintained on the Property; and

WHEREAS, the City requires that on-site storm water management practices as shown on the Plan be constructed and adequately maintained by the Owner, its successors and assigns, including any homeowners association.

NOW, THEREFORE, in consideration of the foregoing premises, the mutual covenants contained herein, and the following terms and conditions, the parties hereto agree as follows:

1. The on-site storm water management practices shall be constructed by the Owner, its successors and assigns, including any homeowners association, in accordance with the plans and specifications identified in the Plan. The storm water management practices shall serve the drainage area designated in the Plan.
2. The Owner, its successors and assigns, including any homeowners association, shall regularly inspect the storm water management practices as often as conditions require, but in any event at least twice each year. The standard Operation and Maintenance Report attached to this agreement as Exhibit A and by this reference made a part hereof shall be used for the purpose of the regular inspections of the storm water management practices. The Owner, its successors and assigns shall keep the Operation and Maintenance Reports from past inspections as well as a log of maintenance activity indicating the date and type of maintenance completed. The Reports and maintenance log shall be made available to the City for review. The purpose of the inspections is to assure safe and proper functioning of the facilities. The inspections shall cover all facilities including but not limited to berms, outlet structures, subsurface structures, infiltration areas, pond areas and access roads. Deficiencies shall be noted in the Operation and Maintenance Report.
3. The Owner, its successors and assigns, including any homeowners association, shall adequately maintain the storm water management practices, including but not limited to all pipes and channels built to convey storm water to the facility, as well as all structures, improvements, and vegetation provided to control the quantity and quality of the storm water. Adequate maintenance is herein defined as keeping the storm water management facilities in

good working condition so that these facilities are performing their design functions and are in accordance with the Underground Detention Maintenance Standards attached to this agreement as Exhibit B and by this reference made a part hereof.

4. The Owner, its successors and assigns, including any homeowners association, hereby grant permission to the City, its authorized agents and employees, to enter upon the Property and to inspect the storm water management practices whenever the City deems necessary. The purpose of inspection is to investigate reported deficiencies and/or to respond to citizen complaints. The City shall provide the Owner, its successors and assigns, including any homeowners association, copies of the inspection findings and a directive to commence with the repairs if necessary. Corrective actions shall be taken within a reasonable time frame as established by the City Engineer.
5. If the Owner, its successors and assigns, including any homeowners association, fails to maintain the storm water management practices in good working condition acceptable to the City and does not perform the required corrective actions in the specified time, the City may:
  - a) Issue a citation to the Owner, its successors and assigns. The penalty for violation of this section shall be not less than \$50.00 nor more than \$500.00 for each offense, together with the costs of prosecution. Each day that the violation exists shall constitute a separate offense, and
  - b) Perform the corrective actions identified in the inspection report and assess the Owner, its successors and assigns for the cost of such work. The cost of such work shall be specially assessed against the Property pursuant to Wisconsin Statutes Section 66.0703. If the facilities are located on an outlot owned collectively by a homeowners association, the City may assess each member of the homeowners association according to the ownership interest in the facilities located on the property. This provision shall not be construed to allow the City to erect any structure of permanent nature on the land of the Owner outside of the easement for the storm water management practices. It is expressly understood and agreed that the City is under no obligation to routinely maintain or repair said storm water management practices, and in no event shall this Agreement be construed to impose any such obligation on the City.
6. The Owner, its successors and assigns, including any homeowners association, will perform the work necessary to keep these facilities in good working order as appropriate. In the event a maintenance schedule for the storm water management practices (including sediment removal) is outlined on the approved plans, the schedule will be followed. The minimal amount of maintenance on the storm water management practices shall be in accordance with the Underground Detention Maintenance Standards (Exhibit B).
7. In the event the City pursuant to this Agreement, performs work of any nature, or expends any funds in performance of said work for labor, use of equipment, supplies, materials, and the like, the Owner, its successors and assigns, including any homeowners association, shall reimburse the City upon demand, within thirty (30) days of receipt thereof for all actual costs incurred by the City hereunder.
8. This Agreement imposes no liability of any kind whatsoever on the City and the Owner agrees to hold the City harmless from any liability in the event the storm water management practices fail to operate properly.
9. This Agreement shall be attached as an exhibit to any document which creates a homeowners association that is responsible for maintenance of the storm water management practices and

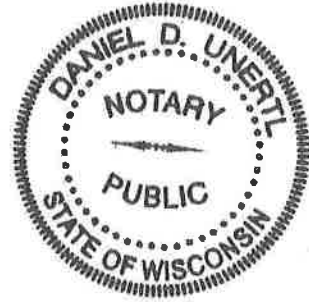


be recorded at the Milwaukee County Register of Deeds, and shall constitute a covenant running with the land, and shall be binding on the Owner, its administrators, executors, assigns, heirs and any other successors in interests, including any homeowners association. The owner shall provide the City with a copy of any document which creates a homeowners association that is responsible for the storm water management practices.

WITNESS the following signatures and seals:

OAK CREEK-FRANKLIN JOINT SCHOOL DISTRICT

*Tim Culver*  
Dr. Tim Culver, Superintendent of Schools



The foregoing Agreement was acknowledged before me this 24 day of May, 2019,  
by the above named DR. TIM CULVER.

*Daniel D. Unertl*  
NOTARY PUBLIC

My Commission Expires: is perment

CITY OF OAK CREEK, WISCONSIN

\_\_\_\_\_  
Daniel J. Bukiewicz, Mayor

\_\_\_\_\_  
Catherine A. Roeske, City Clerk

The foregoing Agreement was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2019,  
by the above named DANIEL J. BUKIEWICZ and CATHERINE A. ROESKE.

\_\_\_\_\_  
NOTARY PUBLIC

My Commission Expires: \_\_\_\_\_

This document was prepared by Philip J. Beiermeister, P.E. of the City of Oak Creek Engineering Division.

Approved as to Form:

\_\_\_\_\_  
City Attorney

\_\_\_\_\_  
Date



**EXHIBIT A  
OPERATION AND MAINTENANCE INSPECTION REPORT  
STORM WATER MANAGEMENT PONDS**

Inspector Name: \_\_\_\_\_

Tax Key No.: \_\_\_\_\_

Inspection Date: \_\_\_\_\_

Location: \_\_\_\_\_

Detention Basin Type:   Wet Pond    \_\_\_\_\_    Underground \_\_\_\_\_  
                                   Extended Dry \_\_\_\_\_    Bioretention \_\_\_\_\_  
                                   Artificial Wetland \_\_\_\_\_

Watershed \_\_\_\_\_

Items Inspected (Pond components)	Checked (Yes/ No/ NA)	Maintenance Needed (Yes/ No/ NA)	Remarks
<b>Embankment and Emergency spillway</b>			
1. Trash and debris			
2. Vegetation and ground cover adequate			
3. Embankment erosion			
4. Animal burrows			
5. Unauthorized plantings/tree growth			
6. Cracking, bulging, or sliding of embankment			
a. Upstream face and toe of slope			
b. Downstream face and toe of slope			
7. Settlement			
8. Seeps/leaks on downstream face			
9. Emergency spillway			
a. Clear of trash and debris			
b. Settlement			
c. Slope protection or riprap failures			
10. Other (specify)			
<b>Inlet/Outlet Structures</b>			
Type: Pipe (RCP/CMP/Plastic)			
Stand pipe/inlet box with orifice			
Weir (V-notch/Rectangular)			
Other _____			
1. Erosion/scouring/undermining at inlet or outlet			
2. Primary outlet structure			
a. Debris or sediment removal necessary			
b. Damaged			
c. Orifice plate damaged, out of place or missing			
3. Trash rack/hood maintenance			
a. Trash or debris removal necessary			
b. Damaged or missing			
c. Corrosion/rust control			
<b>Pond Bottom/Pool Area</b>			
1. Sediment accumulation (estimate depth)			
2. Water level at normal pool elevation			
3. Oil sheen on water			

**EXHIBIT B**  
**UNDERGROUND DETENTION MAINTENANCE STANDARDS**

Maintenance Component	Defect	Conditions When Maintenance Is Needed	Results Expected When Maintenance Is Performed
Wet vault/tank/pipe	Trash & Debris accumulation	Trash and debris accumulated in vault, pipe or inlet/outlet, (includes floatables and nonfloatables).	Remove trash and debris from vault/pipe.
	Sediment Accumulation in Vault/tank	Sediment accumulation in vault/pipe bottom exceeds 8-inches in depth.	Remove sediment from vault/pipe.
	Damaged Pipes	Inlet/ outlet piping damaged or broken and in need of repair.	Pipe repaired and/ or replaced.
	Joints Between Tank Sections	Any crack allowing material to be transported into facility.	All joints between tank sections are sealed.
	Vault/tank Structure Damaged	Vault: Cracks wider than 1/4-inch and any evidence of soil particles entering the structure through the cracks, or maintenance/ inspection personnel determines that the vault is not structurally sound.	Repair cracks wider than 1/4-inch at the joint of the inlet/ outlet pipe. Make repairs so that vault/pipe is structurally sound.
	Baffles	Baffles corroding, cracking, warping and/ or showing signs of failure as determined by maintenance/ inspection staff.	Repair or replace baffles to specifications.
	Oil Accumulation	Oil accumulation that exceeds 1-inch at the water surface or inspection/cleanout port.	Extract oil from vault by vactoring methods. Clean coalescing plates by thoroughly rinsing and flushing. Should be no visible oil depth on water.
Manhole	Cover Not in Place	Cover is missing or only partially in place. Any open manhole requires maintenance.	Manhole is closed.
	Cover Difficult to Remove	One maintenance person cannot remove lid after applying 80 pounds of lift. Intent is to keep cover from sealing off access to maintenance.	Cover can be removed and reinstalled by one maintenance person.
	Access Ladder Damage	Ladder is corroded or deteriorated, not functioning properly, missing rungs, has cracks and/ or misaligned. Confined space warning sign missing.	Ladder replaced or repaired to specifications, and is safe to use as determined by inspection personnel. Replace sign warning of confined space entry requirements.



## COMMON COUNCIL REPORT

**Item:** License Committee Report

**Recommendation:** That the Common Council grant the 2019-20 renewal alcoholic beverage license requests as listed on the 6/4/19 License Committee Report, with issuance subject to final inspection approvals listed and payment of any fees or obligations.

**Fiscal Impact:** License fees in the amount of \$40,480 were collected, of which, \$425 were late fees. Additional fees in the amount of \$2,750 will be collected prior to the release of licenses that show a license fee balance.

- Critical Success Factor(s):**
- Vibrant and Diverse Cultural Opportunities
  - Thoughtful Development and Prosperous Economy
  - Safe, Welcoming, and Engaged Community
  - Inspired, Aligned, and Proactive City Leadership
  - Financial Stability
  - Quality Infrastructure, Amenities, and Services
  - Not Applicable

**Background:** The attached listing shows the renewal alcoholic beverage license applications received for the period of July 1, 2019 through June 30, 2020.

License Committee met on May 9, 2019 to review renewal applications, as required by State Statute. A recommendation was made at that meeting for approval, with release of each license subject to payment of any fees due and receipt of final department approvals, as listed.

**Options/Alternatives:** None

Respectfully submitted:

Andrew J. Vickers, MPA  
City Administrator

Prepared:

Christa J. Miller, CMC/WCMC  
Deputy City Clerk

Fiscal Review:

Bridget M. Souffrant  
Assistant City Administrator / Finance Director

Attachments: 2019-20 renewal alcohol beverage license listing

**CLASS A BEER / CLASS A CIDER, only**

<u>Name</u>	<u>Location</u>	<u>Home Address</u>
Pilot Travel Centers George Kutschma, Agent (Pilot Travel Center #040)	2031 W. Ryan Rd.	N2239 Wilmot Blvd Lake Geneva
Speedway LLC John Flood, Agent (Speedway #4462)	8667 S. Howell Ave.	5906 Autumn Trail Racine

**CLASS A COMBINATION**

<u>Name</u>	<u>Location</u>	<u>Home Address</u>
Dairyland Retail Group, LLC Elizabeth Evans, Agent (7-Eleven #35841B)	1225 W. Rawson Rd.	201 N. Blair St. Madison
Aldi, Inc. (Wisconsin) Danielle Quale, Agent (Aldi #01)	6810 S. 27th St.	1301 Orchard St. Racine
Aldi, Inc. (Wisconsin) Clarisa R. Miller, Agent (Aldi #91)	410 W. Drexel Ave.	8862 S. Wood Creek Dr Oak Creek
P&K Kooner LLC Kulwant Singh Kooner (Checker Liquor)	9110 S. Chicago Rd.	9104 S. Chicago Rd. Oak Creek
Fortune, Inc. Yash Patel, Agent (Discount Tobacco & Liquor)	2151 E. Rawson Ave.	8216 S. 77 <sup>th</sup> St. Franklin
Gary's Corporation of Oak Creek Gary Hintz, Agent (Gary's Beer & Liquor)	9555 S. Howell Ave.	10065 S. McGraw Dr. Oak Creek
Kwik Trip Inc. Kevin Butler, Agent (Kwik Trip #290)	7880 S. 10 <sup>th</sup> St.	10080 S. Shepard Ave. Oak Creek
Kwik Trip Inc. Richard McCord, Agent (Kwik Trip #422)	9535 S. 13 <sup>th</sup> St.	1321 S 101 <sup>st</sup> St. West Allis
Kwik Trip Inc. Steven Ward, Agent (Kwik Trip #976)	6300 S. 27 <sup>th</sup> St.	8145 S. 81 <sup>st</sup> St. Franklin
Kwik Trip Inc. Candida N. Christman, Agent (Kwik Trip #576)	2040 W. Ryan Rd.	2420 W. Briar Lake Way Oak Creek
Love's Travel Stops & Country Stores, Inc. Hasan M. Hammand, Agent (Love's Travel Stop #432) <i>Inspection</i>	9650 S. 20 <sup>th</sup> St.	4126 W. College Ave. Greenfield
Meijer Stores Limited Partnership Robert Maynard, Agent (Meijer Store #283) <i>Inspection</i>	171 W. Town Square Way	503 Eagle St. Delavan
Meijer Stores Limited Partnership Robert Maynard, Agent (Meijer Store #283 - Gas Station)	8031 S. Howell Ave.	503 Eagle St. Delavan

AT Mart, Inc. Tilak KC, Agent (Oak Creek Mobil) <i>Inspection</i>	1200 W. Rawson Ave.	4415 N. Sheffield Ave. Shorewood
Mega Marts, LLC Suzanne Thrall, Agent (Pick 'n Save #862) <i>Inspection</i>	8770 S. Howell Ave.	3014 Elm Ln. Racine
Mega Marts, LLC Jennifer Holmes, Agent (Pick 'n Save #348)	6462 S. 27th St.	2415 Nicholson Ave. South Milwaukee
Mega Marts, LLC Joseph Reuter, Agent (Pick 'n Save #387) <i>Inspection</i>	2320 W. Ryan Rd.	4518 S. Green Ridge Cir. Greenfield
Rasleen Gas & Food Mart, Inc., Gurjapbir S. Kahlon, Agent (B.P.) <i>Inspection</i>	9502 S. Howell Ave.	7313 S. Hillendale Dr. Franklin
Rawson Citgo LLC Adail Hamdan, Agent (Rawson 66) <i>Inspection</i>	150 W. Rawson Ave.	4481 W. Victory Creek Franklin
RAB Supermarkets, LLC Ralph D. Malicki, Agent (Piggly Wiggly #342)	2201 E. Rawson Ave.	3513 116 <sup>th</sup> St. Franksville
Ryan Road Mobil LLC Harminder Basra, Agent (Ryan Road Mobil) <i>Inspection</i>	9444 S. Chicago Rd.	4359 Memorial Cir. Windsor
Sal's Beer & Wine LLC Salvatore J. Colla, Agent (Sal's Beer & Wine) <i>License Fees</i>	7872 S. Howell Ave.	3833 W. Leah Ave. Franklin
Spring South, LLC Michael Dach, Agent (B.P. W Discount Liquor)	9510 S. 27 <sup>th</sup> St.	109 N 3 <sup>rd</sup> St. Waterford
Target Corporation Louisa Ann Wertzler, Agent (Target Store T-1925)	8989 S. Howell Ave.	4876 S. 21st St. Milwaukee
Walgreens Co. Cynthia Smith, Agent (Walgreens #04887)	9449 S. Howell Ave.	10958 W. Cortez Rd. Franklin
Woodman's Food Market, Inc. David J. Keeseey, Agent (Woodman's Food Market) <i>Inspection</i>	8131 S. Howell Ave.	5301 26th St. Kenosha

**CLASS B BEER**

<u>Name</u>	<u>Location</u>	<u>Home Address</u>
Kennedy Enterprises, LLC Gin Kennedy, Agent (Board and Brush Oak Creek)	8880 S. Howell Ave., #800	13755 W. Foxwood Dr. New Berlin
Oak Pro III, LLC Lindsey Aponte-Mora, Agent (Candlewood Suites) <i>License Fees</i>	6440 S. 13 <sup>th</sup> St.	9138 S. 29 <sup>th</sup> St. Franklin

Oak Pro II, LLC Clint Wills, Agent (Fairfield Inn & Suites)	6460 S. 13th St.	S79 W17524 Scenic Dr. Muskego
Georgie Porgie's Ltd. Carly Trossen, Agent (Georgie Porgie's)	9555 S. Howell Ave.	6230 S. Packard Ave. Cudahy

**CLASS B BEER / CLASS C WINE**

<u>Name</u>	<u>Location</u>	<u>Home Address</u>
MOD Super Fast Pizza (Wisconsin), LLC Benjamin Henneberry, Agent (MOD Pizza)	160 W. Town Square Way, #100	N17 W5328 Garfield St. Cedarburg
Milwaukee Area Tech College District Richard Busalacchi, Agent (Milwaukee Area Tech College District - South Campus) <i>Inspection</i>	6665 S. Howell Ave.	6070 Oriole Ln. Greendale
Panda Gourmet LLC Xiao Xiong Liang, Agent (Panda Gourmet)	8880 S. Howell Ave., # 900	1385 E. Prairie View Dr. Oak Creek
Valentine Café, LLC Robbin Kashevarof, Agent (Valentine Cafe)	7981 S. 6th St.	2640 Meadow Ln. Hartland
The Waters Senior Living Management, LLC Jason Wilson, Agent (The Waters of Oak Creek)	8000 S. Market St.	4935 Steeple Dr. Greendale
Ki Sin Phil, Sun K. Phil Yen-Hwa Chinese <i>Inspection</i>	2345 W. Ryan Rd.	8690 W. Elm Ct. Franklin

**CLASS B COMBINATION**

<u>Name</u>	<u>Location</u>	<u>Home Address</u>
Apple Hospitality Group, LLC Jeremiah T. Smith, Agent (Applebee's Neighborhood Grill & Bar)	7135 S. 13 <sup>th</sup> St.	621 English St. Racine
KMDG LLC Dennis Giannopoulos, Agent (Branded Steer)	1229 W. College Ave.	1243 Kerechun Rd. Hubertus
Blazin Wings, Inc. Sean Sonnen, Agent (Buffalo Wild Wings)	8171 S. Howell Ave.	2150 W. Meyer Ln. Oak Creek
Cellar on Oakwood, LLC Shirley Miksa, Agent (The Cellar) <i>Inspection, License Fees</i>	812 W. Oakwood Rd.	811 E. Elm Rd. Oak Creek
Classic Oak Creek Bowling LLC Ed Vahradian Jr., Agent (Classic Lanes Oak Creek)	7501 S. Howell Ave.	6825 S. Harvard Dr. Franklin
Oak Pro II LLC Clint Wills, Agent (Comfort Suites)	6362 S. 13 <sup>th</sup> St.	S79 W17524 Scenic Dr. Muskego



John Sagan Joyce M. Mueller (Cozy Inn) <i>Inspection</i>	9509 S. Chicago Rd.	2410 E. Elm Rd., Oak Creek 1490 51 <sup>st</sup> St., Caledonia
EAK, Inc. Danielle Baerwald, Agent (Erv's Mug)	130 W. Ryan Rd.	4505 Matthew Dr. Racine
Frankie's Restaurant and Catering, LLC Donna Aboagye, Agent (Frankie's Restaurant and Catering) <i>Inspection</i>	924 E. Rawson Ave.	1706 Maple St. Racine
Jim Dandy's Inc. Karen Iwinski, Agent (Jim Dandy's)	8900 S. 27 <sup>th</sup> St.	9676 S. Fox Run Oak Creek
Lotus Restaurant LLC Wan Yi Zuo, Agent (Lotus)	9011 S. Howell Ave.	8219 S. Four Oaks Ct. Franklin
Zeqiri Corp. Lirim Zeqiri, Agent (Market Place Café)	3570 E. Puetz Rd.	3270 Normandy Dr. Oak Creek
Melrose Eatery, Inc. Sam Diamantopoulos, Agent (Melrose Eatery) <i>Inspection</i>	6840 S. 27 <sup>th</sup> St.	7171 S. 35 <sup>th</sup> St. Franklin
Oak Creek Community Center Bryan Kwapil, Agent (Oak Creek Community Center)	8580 S. Howell Ave.	2543 N. 47 <sup>th</sup> St. Milwaukee
Oak Creek Diner – Jacob LLC Teresa Jacob, Agent (Oak Creek Diner) <i>License Fees</i>	6874 S. 13 <sup>th</sup> St.	10416 S. Chicago Rd. Oak Creek
St. Ledger Enterprises, Inc. James J. St. Ledger, Jr., Agent (Oak Hills Golf)	10360 S. Howell Ave.	1806 Forest Hill Ave. South Milwaukee
Oelschlaeger-Dallman Post No. 434 of the American Legion Department of Wisconsin Robert LaBrosse, Agent (Oelschlaeger-Dallman Post No. 434 of the American Legion Department of Wisconsin) <i>Inspection</i>	9327 S. Shepard Ave.	8570 S. 13 <sup>th</sup> St. Oak Creek
Pineapple Café, LLC. Sandra Madrigal, Agent (Pineapple Café) <i>Inspection</i>	7864 S. Howell Ave.	4733 S. 43 <sup>rd</sup> St. Greenfield
Sidetracked LLC Shawn Utphall, Agent (Sidetracked) <i>Inspection</i>	823 W. Oakwood Rd.	13332 4 Mile Rd. Franksville
Southbound Saloon & Eatery LLC Aleshia L. Sieren, Agent (Southbound Saloon & Eatery)	9504 S. Chicago Rd.	9510 S. Chicago Rd. Oak Creek
Pedone Restaurant & Catering Alison S. Pedone, Agent (Trattoria diCarlo & Catering)	8469 S. Howell Ave.	109 Accipiter Ct. Burlington
Maria Cobian (Victor's Again) <i>Inspection</i>	9117 S. 5 <sup>th</sup> Ave.	3927 E. Dexter Ave. Oak Creek

Brickler's Restaurant, LLC Marla J. Brickler, Agent (Viviere Italian Restaurant) <i>Treasurer</i>	1000 E. Rawson Ave.	1126 E. Drexel Ave. Oak Creek
Woodland Golf, Inc. Nicholas Joncas, Agent (Woodland Golf)	3025 E. Elm Rd.	3027 E. Elm Rd. Oak Creek
The Char-Grill Inc. Jeffrey Marsh, Agent (The Charcoal Grill & Rotisserie) <i>Inspection</i>	111 W. Ryan Rd.	14102 Marina Dr. Sturtevant
Marcus Cinemas of Wisconsin, LLC Michael Ridgway, Agent (South Shore Cinemas)	7241 S. 13th St.	1127 W. Freistadt Rd. Mequon
WSB Oak Creek Restaurant, LLC Matthew R. Schmidt, Agent (Water Street Brewery) <i>Inspection</i>	140 W. Town Square Way	2977 N. Summit Ave. Milwaukee
BelAir Cantina Oak Creek, Inc. Kristyn Eitel, Agent (BelAir Cantina Oak Creek)	410 W. Town Square Way	2923 N. Marietta Ave. Milwaukee

#### **RESERVE CLASS B COMBINATION**

<u>Name</u>	<u>Location</u>	<u>Home Address</u>
Agave Blu Cantina Flora Vinca, Agent (Agave Blu Cantina) <i>License Fee</i>	8950 S. 27 <sup>th</sup> St.	425 W. Aspen Dr. Oak Creek
CUB DTS, LLC Marc Bianchini, Agent (Cubanita's)	7973 Town Square Way	777 N. Van Buren St. Milwaukee
Margarita City Cantina, Inc. Juan Melendez, Agent (Margarita City Cantina)	8201 S. Howell Ave., #700	1304 Niagara St. Waukesha
Za Man 3, LLC Scott Lurie, Agent (Pizza Man Oak Creek)	7978 S. Main St.	10507 N. Riverlake Dr. Mequon
Three Cellars, LLC Shawn Vollmer, Agent (Three Cellars) <i>Inspection, Wholesaler Hold</i>	7228 S. 27 <sup>th</sup> St.	7324 S. Logan Ave. Oak Creek

As of 5/29/19

## COMMON COUNCIL REPORT

**Item:** License Committee Report

**Recommendation:** That the Common Council grant the various license requests as listed on the 6/4/19 License Committee Report.

**Fiscal Impact:** License fees in the amount of \$4,250.00 were collected.

**Critical Success Factor(s):**

- Vibrant and Diverse Cultural Opportunities
- Thoughtful Development and Prosperous Economy
- Safe, Welcoming, and Engaged Community
- Inspired, Aligned, and Proactive City Leadership
- Financial Stability
- Quality Infrastructure, Amenities, and Services
- Not Applicable

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**Background:** The following items were received after License Committee met on 5/9/19. Tentative recommendations are as follows:

1. Grant an Operator's license to:
  - \* Anna M. Karolczak, 461 W. Sunnyview Dr., Oak Creek (Comfort Suites)
  - \* Kimberly M. Otto, 6260 S. Lake Dr., Cudahy (Charcoal Grill)
  - \* Mary A. Marker, 6350 S. 35<sup>th</sup> St., Franklin (Pick 'n Save)
2. Grant an Amusement Operator and Amusement Devices License(s) to:
  - \* Reginald Zeniecki, Reggie's Amusements LLC, Cudahy
3. Grant a Transient Merchant salesperson license to the following individuals working on behalf of Aptive Environmental, 17919 W. Lincoln Ave., New Berlin, WI, selling pest control products (favorable background reports received):
  - \* Robert Platt, 2141 S. Robinson Ave., Milwaukee
  - \* John Raucci, 2141 S. Robinson Ave., Milwaukee
  - \* Joshua Thibodeaux, 250 E. Ward St., Milwaukee
4. Grant a Special Event permit to Carolyn Bukiewicz, Oak Creek Celebrations Commission, for the DTS Summer Soulstice event to be held on June 15, 2019 in Drexel Town Square.
5. Grant a Special Event permit to Abbey Bornemeier, American Diabetes Association, for the Milwaukee Tour deCure biking event to be held on July 13, 2019.

**Options/Alternatives:** None

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Respectfully submitted:



Andrew J. Vickers, MPA  
City Administrator

Prepared:



Christa J. Miller, CMC/WCMC  
Deputy City Clerk

Fiscal Review:



Bridget M. Souffrant  
Assistant City Administrator / Finance Director

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Attachments: None



## COMMON COUNCIL REPORT

Item: Vendor Summary Report

Recommendation: That the Common Council approve the May 29, 2019 Vendor Summary Report in the total of \$359,276.28.

Fiscal Impact: Total claims paid of \$359,276.28.

- Critical Success Factor(s):
- Vibrant and Diverse Cultural Opportunities
  - Thoughtful Development and Prosperous Economy
  - Safe, Welcoming, and Engaged Community
  - Inspired, Aligned, and Proactive City Leadership
  - Financial Stability
  - Quality Infrastructure, Amenities, and Services
  - Not Applicable

Background: Of note are the following payments:

1. \$21,449.00 to Buelow Vetter (pg #2) for legal services.
2. \$5,504.93 to Green Bay Pipe & TV (pg #5) for sewer camera inspection at Oakview subdivision, Project #18035.
3. \$17,854.40 to JP Enterprises (pg #8) for sniper rifle supply, Project #19008.
4. \$5,100.00 to JW Rudolph Mudjacking & Concrete (pg #8) for Serenity Garden mud jacking and concrete.
5. \$27,600.00 to Moore Construction Services, LLC. (pg #9) for building bond refund.
6. \$5,733.78 to MSI General (pg #9) for building bond refund.
7. \$25,530.00 to Organic Sediment Removal Systems (pg #10) for final payment on Miller Park pond restoration.
8. \$5,109.00 to Print-N-Press Digital Color (pg #10) for Farmers Market marketing supplies: signs, banners, and postcards (Tourism).
9. \$12,312.00 to Sherwin Industries, Inc. (pg #12) for DPW street maintenance mastic supplies, Project #17028.
10. \$45,881.76 to WE Energies (pgs #13-15) for street lighting, electricity & natural gas.
11. \$5,143.00 to WI Dept. of Natural Resources (pg #15) for 2019 storm water and environmental fee.

Options/Alternatives: None

Respectfully submitted:



Andrew J. Vickers, MPA  
City Administrator

Fiscal Review:



Bridget M. Souffrant  
Assistant City Administrator/Comptroller

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Attachments: 5/29/19 Invoice GL Distribution Report