

PROCEEDINGS, COMMON COUNCIL MEETING
TUESDAY, AUGUST 20, 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. Duchniak, Ald. Toman, Ald. Gehl, and Ald. Guzikowski. Ald. Loreck was excused.

Also present were City Attorney Melissa Karls, Communications Coordinator Leslie Flynn, Department of Public Works Ted Johnson, 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. Gehl, seconded by Ald. Guzikowski, moved to approve the minutes of the 8/5/19 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
4. **PUBLIC HEARING HELD TO CONSIDER REQUEST FOR AMENDMENT TO TIME OF COMPLIANCE SECTION OF EXISTING CUP FOR RD INVEST, INC.**

A public hearing was held to consider a request for an amendment to the Time of Compliance section of the existing Conditional Use Permit for RD Invest, Inc., allowing a portion of the existing building and lot to be used for a contractor's office/shop/yard with limited outdoor storage on the property at 9840 S. 27th St. (See Item No. 5 for action on this hearing).

5. **PRESENTED AND ADOPTED: ORDINANCE NO. 2946, AMENDING CONDITIONS AND RESTRICTIONS IN ORDINANCE NO. 2941 FOR CONTRACTOR'S OFFICE/SHOP/YARD WITH OUTDOOR STORAGE AND TRUCK PARKING AS ALLOWED USES AS PART OF EXISTING CUP FOR AUTOMOBILE AND TRUCK ENGINE AND BODY REPAIR, OUTDOOR STORAGE OF VEHICLES AND OUTDOOR DISPLAY OF VEHICLES FOR SALE, AND SEMI-TRUCK/TRAILER PARKING ON PROPERTY AT 9840 S. 27TH ST.**

Ald. Gehl, seconded by Ald. Kurkowski, moved to adopt Ordinance No. 2946, an ordinance to amend the Conditions and Restrictions in Ordinance No. 2941 for a contractor's office/shop/yard with outdoor storage and truck parking as allowed uses as part of the existing Conditional Use Permit for automobile and truck engine and body repair, outdoor storage of vehicles and outdoor display of vehicles for sale, and semi-truck/trailer parking on the property at 9840 S. 27th St. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye, and Ald. Guzikowski, aye.

6. **ANNUAL TAX INCREMENT DISTRICT (TID) REVIEW PRESENTATION.**

City Administrator Andrew Vickers presented the Council with the annual Tax Increment District (TID) Review.

7. **PRESENTED AND ADOPTED: RESOLUTION NO. 12088-082019, AUTHORIZING SERVICES OF BAKER, TILLY, VIRCHOW, KRAUSE AS CITY'S AUDITING FIRM FOR FISCAL YEARS ENDING 12/31/19 THROUGH 12/31/23.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to adopt Resolution No. 12088-082019, authorizing the services of Baker, Tilly, Virchow, Krause as the City's Auditing Firm for the fiscal years ending December 31, 2019 through December 31, 2023. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye, and Ald. Guzikowski, aye.

8. **PRESENTED AND ADOPTED: ORDINANCE NO. 2945, REPEALING AND RECREATING SECTIONS 13.103, 13.104(A), 13.105(C), 13.105(D), 13.106(C)1, 13.106(C)2, 13.106(F)3, 13.108, 13.109(A) AND CREATING SECTION 13.106(C)3.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to adopt Ordinance No. 2945, to repeal and recreate Section 13.103 relating to definitions; repeal and recreate Section 13.104(a) relating to applicability; repeal and recreate Section 13.105(c) and 13.105(d) relating to design criteria, standards and specifications; repeal and recreate Sections 13.106(c)1, and 13.106(c)2 and create Section 13.106(c)3, relating to storm water discharge quantity; repeal and recreate Section 13.106(f)3 relating to exemptions; repeal and recreate Section 13.108 relating to storm water management plans; and repeal and recreate Section 13.109(a) relating to maintenance agreements. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye

9. **PRESENTED AND ADOPTED: RESOLUTION NO. 12089-082019, ESTABLISHING GREEN INFRASTRUCTURE PERMIT APPLICATION FEE.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to adopt Resolution No. 12089-082019, establishing a green infrastructure permit application fee. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye, and Ald. Guzikowski, aye.

10. **COUNCIL APPROVES REVISION TO CHAPTER 4 – STORM WATER MANAGEMENT OF THE ENGINEERING DESIGN MANUAL.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to approve the revision to Chapter 4 – Storm Water Management of the Engineering Design Manual. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye, and Ald. Guzikowski, aye.

11. **PRESENTED AND ADOPTED: RESOLUTION NO. 12090-082019, APPROVING AND AUTHORIZING EXECUTION OF INTERGOVERNMENTAL COOPERATION AGREEMENT BETWEEN MMSD AND CITY TO RECOGNIZE JOINT TMDL IMPLEMENTATION INITIATIVES.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to adopt Resolution No. 12090-082019, approving and authorizing the execution of an Intergovernmental Cooperation Agreement between the Milwaukee Metropolitan Sewerage District and the City of Oak Creek to recognize joint TMDL implementation initiatives. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye, and Ald. Guzikowski, aye.

12. **PRESENTED AND ADOPTED: ORDINANCE NO. 2947, ADOPTING AMENDMENT TO COMPREHENSIVE PLAN FOR PROPERTIES AT 8100 AND 8146 S. 27TH ST. AND 8100 S. ORCHARD WAY.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to adopt Ordinance No. 2947, adopting an amendment to the Comprehensive Plan for the properties at 8100 and 8146 S. 27th St. and 8100 S. Orchard Way. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye, and Ald. Guzikowski, aye.

13. **LICENSE COMMITTEE.**

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

Grant an Operator's license to:

- Eric A. Lopez Roman, 3741 W. Ruskin St., Milwaukee (BelAir)
- Leyver Clemente-Gomez, 3741 W. Ruskin St., Milwaukee (BelAir)
- Jacob J. Wagner, 9681 S. 15th Ave., Oak Creek (Woodman's)
- Mariana Buenrostro Leon, 2415 Nicholson Ave., South Milwaukee (BelAir)
- Ashley S. Horbinski, 3413 S. Alabama Ave., Milwaukee (Woodman's)
- Katie E. Gastrau, 7338 Maple Terrace, Wauwatosa (Gastrau's Golf Center)
- Brent W. Gastrau, 7338 Maple Terrace, Wauwatosa (Gastrau's Golf Center)

Grant a change of agent to The Waters Senior Living Management, LLC dba The Waters of Oak Creek, 8000 S. Market St., from Jason Wilson to Jacob Krings, 222 2nd St., Pewaukee, with release of license subject to receipt of fees due.

Grant a Special Event permit to Tina Koenig, Agent on behalf of the Oak Creek Community Center for a Community Tree Lighting event to be held at the Oak Creek Community Center on Sunday, December 1, 2019.

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

14. **COUNCIL APPROVES VENDOR SUMMARY.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to approve the August 14, 2019 Vendor Summary Report in the total amount of \$996,206.85. On roll call, the vote was as follows: Ald. Kurkowski, 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 8:14 p.m. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

ATTEST:

Catherine A. Roeske, City Clerk

Daniel J. Bukiewicz, Mayor