

PROCEEDINGS, COMMON COUNCIL MEETING
TUESDAY, SEPTEMBER 17, 2019, 7:00 P.M.

CITY OF OAK CREEK
MILWAUKEE COUNTY

1. Mayor Bukiewicz called the meeting to order at 7:08 p.m. On roll call, the following alderpersons were present: Ald. Kurkowski, Ald. Toman, Ald. Gehl, and Ald. Guzikowski (arrived at 7:08). Ald. Loreck and Ald. Duchniak were excused.

Also present were City Attorney Melissa Karls, Communications Coordinator Leslie Flynn, Department of Public Works Ted Johnson, Community Development Director Douglas Seymour, City Engineer/Acting Building Commissioner Michael Simmons, 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. Guzikowski, seconded by Ald. Kurkowski, moved to approve the minutes of the 9/3/19 meeting. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye

4. **STREET LIGHTING CAPITAL IMPROVEMENT PLAN AND FEASIBILITY ANALYSIS FOR LED CONVERSION.**

City Administrator Andrew Vickers provided the Council with a Street Lighting Capital Improvement Plan and Feasibility Analysis for LED Conversion presentation. This item was informational only.

5. **KYLE KOLHOUSE APPOINTED TO CELEBRATIONS COMMISSION.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to concur with the Mayor's appointment of Kyle Kolhouse, 140 W. Rainbow Ridge to the Celebrations Commission to fill a 3 year term vacancy expiring 4/2020. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Toman, aye; Ald. Gehl, aye, and Ald. Guzikowski, aye.

6. **COUNCIL REJECTS BIDS FOR PPII REDUCTION PHASE 2 PROJECT IN OAKVIEW SUBDIVISION.**

Ald. Toman, seconded by Ald. Gehl, moved to reject the bids for the PPII Reduction Phase 2 Project in Oakview Subdivision (Project No. 18035). All bidders had incomplete prequalification documents. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Toman, aye; Ald. Gehl, aye, and Ald. Guzikowski, aye.

7. **COUNCIL APPROVES 2-YEAR EXTENSION TO REFUSE AND RECYCLING CONTRACT WITH ADVANCED DISPOSAL.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to approve a two-year extension to the refuse and recycling contract with Advanced Disposal. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Toman, aye; Ald. Gehl, aye, and Ald. Guzikowski, aye.

8. **COUNCIL APPROVES INSTALLATION OF ADDITIONAL ELECTRICAL SERVICE FOR LAKE VISTA PARK PAVILION EXTERIOR AREA BY PIEPER POWER IN AMOUNT OF \$21,350.**

Ald. Toman, seconded by Ald. Guzikowski, moved to approve the installation of additional electrical services for the Lake Vista Park pavilion exterior area, to be installed by Pieper Power in the amount of \$21,350. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Toman, aye; Ald. Gehl, aye, and Ald. Guzikowski, aye.

9. **LICENSE COMMITTEE.**

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

Grant an Operator's license to:

- Ashley N. Pientka, 1631 Rolling Green Dr., Racine (Charcoal Grill)
- Nicholas Baumann, 8575 S. Orchard View Ln., Oak Creek (Water Street Brewery)
- Cynthia A. Konieczki, 1308 Marion Ave., South Milwaukee (Gastrau's Golf Center)
- Jazmin I. Rivera, 3821 E. American Ave., Oak Creek (Kwik Trip)
- Kelli J. Gish, 707 Columbia Ave., South Milwaukee (Walgreens)
- Krystal R. Kavanaugh, 2654 N. Bremen St., Milwaukee (Bel Air Cantina)

Grant a 2019-20 Reserve Class B Combination alcohol license to Alketi Ago, Agent, A1 Investments LLC dba Sports Café, 928 E. Rawson Ave., with release of license subject to final inspection approvals and receipt of any fees due.

Grant a change of agent to Apple Hospitality Group, LLC dba Applebee's Neighborhood Grill & Bar, 7135 S. 13th St., from Jeremiah Smith to Carrie Hedl, 5787 S. Swift Ave., Cudahy.

Grant a Temporary Class B Beer license to Duane Haas, Agent, St. Matthews School, 9303 S. Chicago Rd., for the St. Matthews Adult Field Day event to be held on 9/21/2019.

Grant a Special Event Permit to Sheryl Briley, Agent, South East Wisconsin Young Marines, for the Young Marines 3rd Annual DDR Dash 5k Run/Walk to be held on October 12, 2019.

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

10. **COUNCIL APPROVES VENDOR SUMMARY.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to approve the September 11, 2019 Vendor Summary Report in the amount of \$358,701.48. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

11. **COUNCIL CONVENES INTO CLOSED SESSION.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to convene into Closed Session at 8:42 p.m., pursuant to Wisconsin State Statutes, to discuss the following:

- a. Section 19.85(1)(g) to discuss Robert P. Fransway, et al., vs. City of Oak Creek (Milwaukee County Case No. 2018CV005151).
- b. Section 19.85(1)(e) to consider a proposed term sheet between the City of Oak Creek and Highgate, LLC for the properties at northeast corner of I-94 and Drexel Avenue.

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

12. **COUNCIL RECONVENES INTO OPEN SESSION.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to reconvene into Open Session at 9:22 p.m. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

13. **COUNCIL APPROVES SETTLEMENT AGREEMENT WITH ROBERT P. FRANSWAY, SGC, LLC AND SPRINGBROOK DEVELOPMENT, LLC.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to approve a settlement agreement with Robert P. Fransway, SGC, LLC and Springbrook Development, LLC regarding Milwaukee County Circuit Court Case No. 18CV005151 and authorizing the Mayor to execute the same in behalf of the City, subject to such modifications as approved by the City Administrator and City Attorney. On roll call, the vote was as follows: Ald. Kurkowski, aye; aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

ADJOURNMENT.

Ald. Kurkowski, seconded by Ald. Guzikowski, moved to adjourn the meeting at 9:23 p.m. On roll call, the vote was as follows: Ald. Kurkowski, aye; aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

ATTEST:

Catherine A. Roeske, City Clerk

Daniel J. Bukiewicz, Mayor