

PROCEEDINGS, COMMON COUNCIL MEETING
MARCH 17, 2020, 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. Ald. Gehl announced his intent to vote on all agenda items. On roll call, the following alderpersons were present: Ald. Kurkowski, Ald. Loreck, Ald. Toman, Ald. Gehl, and Ald. Guzikowski. Ald. Duchniak was excused.

Also present were City Attorney Melissa Karls, Police Chief Steve Anderson, Community Public Health Officer Darcy DuBois, Fire Chief Michael Kressuk, 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. Kurkowski, seconded by Ald. Loreck, moved to approve the minutes of the 3/3/20 meeting. On roll call, the vote was as follows: Ald. Kurkowski, aye; Loreck, aye; Ald. Toman, aye; Ald. Gehl, aye, and Ald. Guzikowski, aye. Ald. Duchniak abstained from voting.

PUBLIC HEALTH OFFICER PROVIDES COVID-19 UPDATE.

Darcy DuBois, Public Health Officer, provided the Common Council with a COVID-19 informational update.

4. **OAK CREEK HIGH SCHOOL ROUND TABLE ROBOTICS TEAM.**

The Oak Creek High School Round Table Robotics Team presentation was cancelled.

5. **PUBLIC HEARING HELD TO CONSIDER REQUEST BY ERIC OGDEN, OAK CREEK RAWSON INDUSTRIAL, LLC FOR CUP FOR FREIGHT YARD/FREIGHT TERMINAL/TRANS-SHIPMENT DEPOT FACILITIES ON PROPERTY LOCATED AT 610 W. RAWSON AVE.**

A public hearing was held to consider a request by Eric Ogden, Oak Creek Rawson Industrial, LLC, for a Conditional Use Permit for freight yard/freight terminal/trans-shipment depot facilities on the property located at 610 W. Rawson Ave. (See Item No. 6 for action on this hearing).

6. **PRESENTED AND ADOPTED: ORDINANCE NO. 2967, TO APPROVE CUP FOR FREIGHT YARD/FREIGHT TERMINAL/TRANS-SHIPMENT DEPOT FACILITY(IES) IN MULTI-TENANT BUILDING ON PROPERTY AT 610 W. RAWSON AVE.**

Ald. Kurkowski, seconded by Ald. Loreck, moved to adopt Ordinance No. 2967, to approve a Conditional Use Permit for freight yard/freight terminal/trans-shipment depot facility(ies) in the multi-tenant building on the property at 610 W. Rawson Ave. 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.

7. **PRESENTED AND ADOPTED: RESOLUTION NO. 12139-031720, AUTHORIZING THE ISSUANCE AND SALE OF \$5,070,000 TAXABLE GENERAL OBLIGATION REFUNDING BONDS, SERIES 2020C.**

Ald. Loreck, seconded by Ald. Duchniak, moved to adopt Resolution No. 12139-031720, authorizing the issuance and sale of \$5,070,000 Taxable General Obligation Refunding Bonds, Series 2020C. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; and Ald. Guzikowski, aye. Ald. Gehl abstained from voting. The original Taxable General Obligation Refunding Bond amount of \$5,075,000 was amended to \$5,070,000 prior to Common Council review and adoption.

8. **PRESENTED AND ADOPTED: RESOLUTION NO. 12140-031720, RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF \$5,160,000 TAXABLE GENERAL OBLIGATION PROMISSORY NOTES, SERIES 2020D.**

Ald. Loreck, seconded by Ald. Duchniak, moved to adopt Resolution No. 12140-031720, authorizing the issuance and sale of \$5,160,000 Taxable General Obligation Promissory Notes, Series 2020D. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; and Ald. Guzikowski, aye. Ald. Gehl abstained from voting. The original Taxable General Obligation Promissory Notes amount of \$5,170,000 was amended to \$5,160,000 prior to Common Council review and adoption.

9. **PRESENTED AND ADOPTED: RESOLUTION NO. 12141-031720, AUTHORIZING THE ISSUANCE AND SALE OF \$835,000 TAXABLE GENERAL OBLIGATION PROMISSORY NOTES, SERIES 2020E.**

Ald. Loreck, seconded by Ald. Duchniak, moved to adopt Resolution No. 12141-031720, authorizing the issuance and sale of \$835,000 Taxable General Obligation Promissory Notes, Series 2020E. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; and Ald. Guzikowski, aye. Ald. Gehl abstained from voting.

10. **PRESENTED AND ADOPTED: ORDINANCE NO. 2966, TO REPEAL AND RECREATE SECTIONS 2.07(A)(4)(B), 2.07(A)(5)(B), 2.07(A)(6)(B), 2.07(A)(7)(B), 2.07(A)(8)(B), AND 2.07(A)(9)(B) OF THE MUNICIPAL CODE RELATING TO POLLING PLACE LOCATIONS FOR THE CITY.**

Ald. Loreck, seconded by Ald. Duchniak, moved to adopt Ordinance No. 2966, repealing and recreating sections 2.07(a)(4)(b), 2.07(a)(5)(b), 2.07(a)(6)(b), 2.07(a)(7)(b), 2.07(a)(8)(b), and 2.07(a)(9)(b) of the Municipal Code relating to polling place locations for the City of Oak Creek. 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.

11. **PRESENTED AND ADOPTED: RESOLUTION NO. 12147-031720, AUTHORIZING POLICE DEPARTMENT TO TRANSITION TO PROVIDE SERVICES AS 9-1-1 PUBLIC SAFETY ANSWERING POINT.**

Ald. Duchniak, seconded by Ald. Kurkowski, moved to adopt Resolution No. 12147-031720, authorizing the Police Department to transition to provide services to 9-1-1 Public Safety Answering Point. 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.

12. **PRESENTED AND ADOPTED: RESOLUTION NO. 12145-031720, ACCEPTING 2019 ANNUAL REPORT FOR OAK CREEK'S WPDES STORM WATER (NR216) PERMIT.**

Ald. Loreck, seconded by Ald. Duchniak, moved to adopt Resolution No. 12145-031720, accepting the 2019 Annual Report for Oak Creek's WPDES Storm Water (NR216) permit. 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. **PRESENTED AND ADOPTED: RESOLUTION NO. 12146-031720, APPROVING RESIDENCES AT OAK CREEK CONDOMINIUM DEVELOPMENT AGREEMENT WITH MODHOME, LLC FOR DESIGN AND CONSTRUCTION OF PUBLIC IMPROVEMENTS FOR DEVELOPMENT LOCATED AT 10730 S. HOWELL AVE.**

Ald. Duchniak, seconded by Ald. Loreck, moved to adopt Resolution No. 12146-031720, approving the Residences at Oak View Condominium Development Agreement with MODHOME, LLC, for the design and construction of public improvements for the development located at 10730 S. Howell Ave. (Tax Key No. 973-9997-000) (Project Nos. 20050 and 20051). 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. **LICENSE COMMITTEE.**

Ald. Kurkowski, seconded by Ald. Loreck, moved to grant the various license requests as listed on the 3/17/20 License Committee Report.

Grant an Operator's license to:

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| * Robert A. Sagan (Meijer) | * Zachery R. Phillips (Kwik Trip) |
| * Nicholas P. Piteros (Kwik Trip) | * Oskar Gonzalez (Kwik Trip) |
| * Alexandria M. Anselment (Southbound) | |

Grant a 2019-20 Class B Combination liquor license to Beth Opalewski, Agent, C.D. Zeropay Inc., dba Jim Dandy's Pub and Grill, 8900 S. 27th St., with release of license subject to issuance of Occupancy Permit.

Grant a 2020 Special Event Permit to Emilie Rackovan, Agent for Camp Bow Wow, for a Grand Opening and Ribbon Cutting event to be held on May 2, 2020, unless prohibited elsewhere by order of local, state or federal governments.

Grant a 2020 Special Event Permit to KC Bobolz, Agent for Sorce Martial Arts, for a "Sorcer in the Sun" athletic activity to be held on August 5, 2020, unless prohibited elsewhere by order of local, state or federal governments.

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.

The March for Marrow run/walk event previously scheduled for May 30, 2020 was cancelled. The Special Event Permit request was withdrawn prior to council.

15. **COUNCIL APPROVES VENDOR SUMMARY.**

Ald. Kurkowski, seconded by Ald. Loreck, moved to approve the March 11, 2020 Vendor Summary Report in the total amount of \$468,423.53. 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. COUNCIL CONVENES INTO CLOSED SESSION.

Ald. Toman, seconded by Ald. Guzikowski, moved to convene into Closed Session at 8:35 p.m., pursuant to Wisconsin State Statutes, Section 19.85(1)(c) to discuss the performance evaluation for the City Administrator. 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.-18. COUNCIL RECONVENES INTO OPEN SESSION; NO ACTION TAKEN.

Ald. Toman, seconded by Ald. Guzikowski, moved to reconvene into Open Session at 8:55 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. No action was taken.

19. PRESENTED AND ADOPTED: RESOLUTION NO. 12148-031720, DECLARING A PUBLIC HEALTH EMERGENCY IN RESPONSE TO THE COVID-19 CORONAVIRUS.

Ald. Loreck, seconded by Ald. Duchniak, moved to adopt Resolution No. 12148-031720, declaring a Public Health Emergency in response to the COVID-19 Coronavirus. 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 8:58 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