

PROCEEDINGS, COMMON COUNCIL MEETING
MAY 19, 2020, 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. Loreck, Ald. Toman, Ald. Gehl, and Ald. Guzikowski.

Also present were City Attorney Melissa Karls, Police Chief Steve Anderson, Community Public Health Officer Darcy DuBois (via video conference), Communications Coordinator Leslie Flynn (via audio conference), City Treasurer Barbara Guckenberger (via video conference), Department of Public Works Director Ted Johnson (via video conference), Fire Chief Michael Kressuk (via video conference), IT Manager Kevin Koenig, Community Development Director Douglas Seymour, City Engineer/Acting Building Commissioner Michael Simmons (via video conference), Assistant City Administrator / Finance Director Bridget Souffrant (via video conference), 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. Guzikowski, moved to approve the minutes of the 5/5/20 meeting. 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.

4. **PUBLIC HEARING HELD TO CONSIDER REQUEST BY GUY SMITH, MILWAUKEE COUNTY PARKS, TO REZONE PROPERTY AT 2121 W. DREXEL AVE., FROM RS-2, SINGLE FAMILY RESIDENTIAL TO P-1, PARK DISTRICT.**

A public hearing was held to consider the request by Guy Smith, Milwaukee County Parks, to rezone the property at 2121 W. Drexel Ave., from Rs-2, Single Family Residential to P-1, Park District (No change to FW, Floodway or FF, Flood Fringe districts). (See Item No. 5 for action on this hearing).

5. **PRESENTED AND ADOPTED: ORDINANCE NO. 2971, APPROVING REZONE OF PROPERTY AT 2121 W. DREXEL AVE., FROM RS-2, SINGLE-FAMILY RESIDENTIAL TO P-1, PARK DISTRICT.**

Ald. Loreck, seconded by Ald. Guzikowski, moved to adopt Ordinance No. 2971, approving a rezone of the property at 2121 W. Drexel Ave., from Rs-2, Single-Family Residential to P-1, Park District (No change in FW, Floodway or FF, Flood Fringe districts). 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.

6. **PUBLIC HEARING HELD TO CONSIDER REQUEST BY GUY SMITH, MILWAUKEE COUNTY PARKS, TO REZONE PROPERTY AT 7475R S. CHAPEL DR., FROM RS-4, SINGLE FAMILY RESIDENTIAL TO P-1, PARK DISTRICT.**

A public hearing was held to consider a request by Guy Smith, Milwaukee County Parks, to rezone the property at 7475R S. Chapel Dr., from Rs-4, Single Family Residential to P-1, Park District. (See Item No. 7 for action on this hearing).

7. **PRESENTED AND ADOPTED: ORDINANCE NO. 2972, APPROVING REZONE OF PROPERTY AT 7475R S. CHAPEL DR., FROM RS-4, SINGLE FAMILY RESIDENTIAL TO P-1, PARK DISTRICT.**

Ald. Kurkowski, seconded by Ald. Loreck, moved to adopt Ordinance No. 2972, approving a rezone of the property at 7475R S. Chapel Dr., from Rs-4, Single Family Residential to P-1, Park District. 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.

8. **PUBLIC HEARING HELD TO CONSIDER REQUEST BY LYLE AND ELAYNE BOLENDER, TO REZONE PROPERTY AT 3566 E. FITZSIMMONS RD. (LOT 1 OF CSM TO BE RECORDED) FROM RS-3, SINGLE FAMILY RESIDENTIAL TO A-1, LIMITED AGRICULTURAL.**

A public hearing was held to consider a request by Lyle and Elayne Bolender, to rezone the property at 3566 E. Fitzsimmons Rd. (Lot 1 of CSM to be recorded) from Rs-3, Single Family Residential to A-1, Limited Agricultural. (See Item No. 9 for action on this hearing).

9. **PRESENTED AND ADOPTED: ORDINANCE NO. 2973, APPROVING REZONE OF PROPERTY AT 3566 E. FITZSIMMONS RD. FROM RS-3, SINGLE FAMILY RESIDENTIAL, TO A-1 LIMITED AGRICULTURAL.**

Ald. Toman, seconded by Ald. Guzikowski, moved to adopt Ordinance No. 2973, approving a rezone of the property at 3566 E. Fitzsimmons Rd. from Rs-3, Single Family Residential, to A-1 Limited Agricultural. 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.

10. **PRESENTED AND ADOPTED: RESOLUTION NO. 12157-051920, APPROVING CSM SUBMITTED BY LYLE AND ELAYNE BOLENDER, ET AL, FOR PROPERTIES AT 3510 AND 3566 E. FITZSIMMONS RD.**

Ald. Toman, seconded by Ald. Loreck, moved to adopt Resolution No. 12157-051920, approving a Certified Survey Map submitted by Lyle and Elayne Bolender, et al, for the properties at 3510 and 3566 E. Fitzsimmons Rd. 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. **PUBLIC HEARING HELD TO CONSIDER REQUEST BY JOHN AND LISA MARSHALL TO REZONE PROPERTY AT 10308 S. CHICAGO RD., FROM A-1, LIMITED AGRICULTURAL TO RS-1, SINGLE FAMILY RESIDENTIAL.**

A public hearing was held to consider a request by John and Lisa Marshall to rezone the property at 10308 S. Chicago Rd., from A-1, Limited Agricultural to Rs-1, Single Family Residential. (See Item No. 12 for action on this hearing).

12. **PRESENTED AND ADOPTED: ORDINANCE NO. 2974, REZONING PROPERTY AT 10308 S. CHICAGO RD., FROM A-1, LIMITED AGRICULTURAL TO RS-1, SINGLE FAMILY RESIDENTIAL.**

Ald. Toman, seconded by Ald. Loreck, moved to adopt Ordinance No. 2974, rezoning the property at 10308 S. Chicago Rd., from A-1, Limited Agricultural to Rs-1, Single Family Residential. 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. 12158-051920, APPROVING CSM SUBMITTED BY JOHN P. AND LISA D. MARSHALL FOR PROPERTY AT 10308 S. CHICAGO RD.

Ald. Toman, seconded by Ald. Loreck, moved to adopt Resolution No. 12158-051820, approving a Certified Survey Map submitted by John P. and Lisa D. Marshall for property at 10308 S. Chicago Rd. 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. 12160-051920, RATIFYING PROCLAMATION #1, EXTENDING THE PUBLIC HEALTH EMERGENCY IN CITY IN RESPONSE TO COVID-19 CORONAVIRUS.

Ald. Gehl, seconded by Ald. Guzikowski, moved to adopt Resolution No. 12160-051920, ratifying Emergency Proclamation #1, Extending the Public Health Emergency in the City of Oak Creek 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.

15. DISCUSSION HELD REGARDING COMMUNITY REOPENING PLAN RELATED TO COVID-19.

The Council held a discussion regarding the reopening plan of the community as it relates to COVID-19. After a lengthy discussion, the Council directed staff to encourage implementation of a phased approach to reopening, with safe physical distancing recommendations.

16. COUNCIL CANCELS JULY 4TH PARADE AND FIREWORKS.

Ald. Loreck, seconded by Ald. Duchniak, moved to concur with the recommendation of the Celebrations Commission and cancel the July 4th parade and fireworks. 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, no.

17. COUNCIL CONCURS WITH MAYOR'S REAPPOINTMENTS.

Ald. Gehl, seconded by Ald. Guzikowski, moved to concur with the Mayor's reappointments as follows:

Board of Review – 5 year term to expire 5/2025

- Bradley Evans
- Dennis McNulty
- Janice Wilinski

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 DESIGNATES NOW MEDIA GROUP TO SERVE AS OFFICIAL CITY NEWSPAPER FOR NEXT 12 MONTHS.

Ald. Gehl, seconded by Ald. Loreck, 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, no; Ald. Gehl, aye, and Ald. Guzikowski, aye.

19. **PRESENTED AND ADOPTED: RESOLUTION NO. 12159-051920, APPROVING CSM SUBMITTED BY MICHAEL FABER, RYAN BUSINESS PARK, LLC, FOR PROPERTIES AT 9540 AND 9700 S. 13TH ST., AND 1001, 1199, AND 1203 W. RYAN RD.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to adopt Resolution No. 12159-051920, approving a Certified Survey Map submitted by Michael Faber, Ryan Business Park, LLC, for the properties at 9540 and 9700 S. 13th St. and 1001, 1199, and 1203 W. Ryan Rd. 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.

20. **LICENSE COMMITTEE.**

Ald. Kurkowski, seconded by Ald. Duchniak, moved to grant the various license requests as listed on the 5/19/20 License Committee Report.

Grant an Operator's license to:

- * Mary K. Butchko (Erv's Mug)
- * Ruth C. Sciano (no employer)
- * Jessica Gonzalez (Woodman's)

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.

21. **COUNCIL APPROVES VENDOR SUMMARY.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to approve the May 13, 2020 Vendor Summary Report in the amount of \$648,162.74. 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.

22. **COUNCIL CONVENES INTO CLOSED SESSION.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to convene into Closed Session at 9:59 p.m., pursuant to Wisconsin State Statutes, to discuss the following:

- a. Section 19.85(1)(c), (e), and (g), to consider a medical separation for police officer James Dooley.

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.

23. **COUNCIL RECONVENES INTO OPEN SESSION.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to reconvene into Open Session at 10:12 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.

24. **COUNCIL APPROVES MEDICAL SEPARATION FOR POLICE OFFICER JAMES DOOLEY.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to concur with the recommendation of the Personnel Committee and approve the medical separation for police officer James Dooley effective May 13, 2020. 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. Duchniak, moved to adjourn the meeting at 10:13 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