

PROCEEDINGS, COMMON COUNCIL MEETING
OCTOBER 6, 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 (via video conference), Ald. Duchniak, Ald. Toman, Ald. Gehl, and Ald. Guzikowski. Ald. Loreck was excused.

Also present were City Attorney Melissa Karls, Communications Coordinator Leslie Flynn (via video conference), IT Manager Kevin Koenig, Fire Chief Michael Kressuk (via video conference), Department of Community Development Director Douglas Seymour (via video conference), City Engineer/Acting Building Commissioner Michael Simmons (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. Toman, seconded by Ald. Duchniak, moved to approve the minutes of the 9/15/20 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. **MAYORAL PROCLAMATION: CONGRATULATIONS TO GRUNAU COMPANY IN RECOGNITION OF THEIR 100TH ANNIVERSARY.**

The Mayoral Proclamation, Congratulations to the Grunau Company in recognition of their 100th Anniversary, was informational.

5. **PUBLIC HEARING HELD TO CONSIDER REQUEST SUBMITTED BY MARY SMITH, AST/LEARN DBA WISCONSIN EARLY AUTISM PROJECT FOR CUP AMENDMENT FOR MEDICAL CLINIC AND OUTDOOR COMMERCIAL RECREATION FACILITY ON PROPERTY AT 140 E. RAWSON AVE.**

A public hearing was held to consider a request submitted by Mary Smith, AST/LEARN d/b/a Wisconsin Early Autism Project, for a Conditional Use Permit amendment for a medical clinic and outdoor commercial recreation facility on the property at 140 E. Rawson Ave. (See Item No. 6 for action on this hearing).

6. **PRESENTED AND ADOPTED: ORDINANCE NO. 2984, APPROVING CUP AMENDMENT FOR CLINIC AND OUTDOOR RECREATION AREA ON PROPERTY AT 140 E. RAWSON AVE.**

Ald. Kurkowski, seconded by Ald. Duchniak, moved to adopt Ordinance No. 2984, approving a Conditional Use Permit for a clinic and outdoor recreation area on the property at 140 E. Rawson Ave. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye, and Ald. Guzikowski, aye.

7. **PUBLIC HEARING HELD TO CONSIDER REQUEST SUBMITTED BY LINDA NIEMELA, MEDICAL SUPPORT SERVICES, INC., AND TENDER TOUCH THERAPY, FOR CUP AMENDMENT FOR OUTDOOR COMMERCIAL RECREATION FACILITY ON PROPERTY AT 140 E. RAWSON AVE.**

A public hearing was held to consider a request submitted by Linda Niemela, Medical Support Services, Inc., and Tender Touch Therapy, for a Conditional Use Permit amendment for an outdoor commercial recreation facility on the property at 140 E. Rawson Ave. (See Item No. 8 for action on this hearing).

8. **PRESENTED AND ADOPTED: ORDINANCE NO. 2983, APPROVING CUP AMENDMENT FOR CLINIC AND OUTDOOR RECREATION AREA ON PROPERTY AT 140 E. RAWSON AVE.**

Ald. Kurkowski, seconded by Ald. Duchniak, moved to adopt Ordinance No. 2983, approving a Conditional Use Permit amendment for a clinic and outdoor recreation area on the property at 140 E. Rawson Ave. 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. **COVID-19 UPDATE.**

The Common Council was provided with a COVID-19 update.

10. **PRESENTED AND ADOPTED: RESOLUTION NO. 12194-100620, APPROVING MOU BETWEEN OC HEALTH DEPARTMENT, CUDAHY HEALTH DEPARTMENT AND SOUTH MILWAUKEE / ST. FRANCIS HEALTH DEPARTMENT FOR ESTABLISHMENT AND MAINTENANCE OF JOINT COMMUNITY COVID-19 SPECIMEN COLLECTION AND TESTING SITE.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to adopt Resolution No. 12194-100620, approving a Memorandum of Understanding between the Oak Creek Health Department, the Cudahy Health Department, and the South Milwaukee / St. Francis Health Department for the establishment and maintenance of a joint community COVID-19 specimen collection and testing site. 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. **SUMMARIZED TREASURER'S REPORT ON INVESTMENT AND BANKING ACCOUNTS FOR MONTH ENDING AUGUST 31, 2020.**

The Council was provided a Summarized Treasurer's Report on investment and banking accounts for the month ending August 31, 2020.

12. **PRESENTED AND ADOPTED: RESOLUTION NO. 12193-100620, AUTHORIZING PARTICIPATION IN AGREEMENT FOR MUTUAL ASSISTANCE FOR FIRE AND RESCUE SERVICES BETWEEN CITY AND OTHER MILWAUKEE COUNTY MUNICIPAL FIRE AGENCIES.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to adopt Resolution No. 12193-100620, authorizing participation in an Agreement for Mutual Assistance for Fire and Rescue Services between the City of Oak Creek and other Milwaukee County municipal fire agencies. 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. **PRESENTED AND ADOPTED: RESOLUTION NO. 12192-100620, APPROVING INTER-GOVERNMENTAL AGREEMENT FOR IT SERVICES BETWEEN CITY OF SOUTH MILWAUKEE AND CITY OF OAK CREEK.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to adopt Resolution No. 12192-100620, approving an Intergovernmental Agreement for Information Technology services between the City of South Milwaukee and the City of Oak Creek. 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. **PRESENTED AND ADOPTED: RESOLUTION NO. 12191-100620, APPROVING AND AUTHORIZING EXECUTION OF INTERGOVERNMENTAL COOPERATION AGREEMENT BETWEEN MMSD (DISTRICT) AND CITY OUTLINING RESPONSIBILITIES FOR DELIVERY AND RECEIPT OF CLEAN SOIL FROM DISTRICT'S WILSON PARK REACH 3 PHASE 1 PROJECT, FOR BENEFICIAL REUSE AT CITY PROPERTIES AT 8940, 8730, AND 9010 S. 5TH AVE.**

Ald. Toman, seconded by Ald. Duchniak, moved to adopt Resolution No. 12191-100620, approving and authorizing the execution of an Intergovernmental Cooperation Agreement between the Milwaukee Metropolitan Sewerage District (District) and the City of Oak Creek outlining responsibilities for the delivery and receipt of clean soil from the District's Wilson Park Reach 3 Phase 1 Project, for beneficial reuse at the City properties at 8940, 8730, and 9010 S. 5th Ave. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye, and Ald. Guzikowski, aye.

15. **LICENSE COMMITTEE.**

Ald. Kurkowski, seconded by Ald. Duchniak, moved to grant the various license requests as listed on the 10/6/20 License Committee Report.

Grant an Operator's license to:

- * Iaquamdeep S. Hans (Kwik Trip) * Nathan W. Koch (Gastrau's)
- * Scot Dorow (Charcoal Grill)

Grant a Change of Agent for the Class A Combination alcohol license issued to Kwik Trip, Inc., dba Kwik Trip #976, 6300 S. 27th St., from Steven Ward to Michael Meszaros.

Grant an Amusement Device Operator and Device Licenses to Riley's Amusement LLC, 7900 Stone Creek Way, Caledonia.

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

16. **COUNCIL APPROVES VENDOR SUMMARY.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to approve the September 30, 2020 Vendor Summary Report in the amount of \$869,346.58. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye, and Ald. Guzikowski, aye.

17. **COUNCIL CONVENES INTO CLOSED SESSION.**

Ald. Gehl, seconded by Ald. Toman, moved to convene into Closed Session at 7:58 p.m., pursuant to Wisconsin State Statutes, to discuss the following:

- a. Section 19.85(1)(e) to discuss development at the property located at 9300 S. 5th Avenue, 4001 E. Lake Vista Blvd., and 4200 E. Lake Vista Blvd.

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

** Ald. Guzikowski left during closed session.

18.-19. COUNCIL RECONVENES INTO OPEN SESSION; NO ACTION TAKEN.

Ald. Gehl, seconded by Ald. Duchniak, moved to reconvene into Open Session at 9:54 p.m. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Duchniak, aye; Ald. Toman, aye; and Ald. Gehl, aye. No action was taken.

ADJOURNMENT.

Ald. Toman, seconded by Ald. Duchniak, moved to adjourn the meeting at 9:55 p.m. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Duchniak, aye; Ald. Toman, aye; and Ald. Gehl, aye.

ATTEST:

Catherine A. Roeske, City Clerk

Daniel J. Bukiewicz, Mayor