

PROCEEDINGS, COMMON COUNCIL MEETING
DECEMBER 7, 2021, 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. Loreck, Ald. Duchniak, Ald. Toman, Ald. Gehl, and Ald. Guzikowski. Ald. Kurkowski was excused.

Also present were City Attorney Melissa Karls, Public Health Officer Darcy DuBois, Communications Coordinator Leslie Flynn, Utility Engineer Brian Johnston, Assistant City Administrator / Comptroller Maxwell Gagin, IT Manager Kevin Koenig, Fire Chief Michael Kressuk, Community Development Director Douglas Seymour, City Engineer/Acting Building Commissioner Michael Simmons, Police Captain David Stecker, 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. Loreck, seconded by Ald. Duchniak, moved to approve the minutes of the 11/16/21 meeting. On roll call, the vote was as follows: Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye, and Ald. Guzikowski, aye.
4. **PRESENTED AND ADOPTED: RESOLUTION NO. 12281-120721, RESOLUTION OF COMMENDATION TO RALPH KNEUSEL, RETIRING DIRECTOR OF PUBLIC WORKS.**

Ald. Toman, seconded by Ald. Guzikowski, moved to adopt Resolution No. 12281-120721, a Resolution of Commendation to Ralph Kneusel, retiring Assistant Director of Public Works. On roll call, the vote was as follows: Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye, and Ald. Guzikowski, aye.

5. **PRESENTED AND ADOPTED: ORDINANCE NO. 3025, FIXING THE SALARY RANGES, SALARY, WAGES AND ALLOWANCES FOR ALL FULL-TIME AND PART-TIME NON-REPRESENTED POSITIONS FOR 2022.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to adopt Ordinance No. 3025, fixing the Salary Ranges, Salary, Wages and Allowances for all Full-Time and Part-Time Non-Represented Positions for the year 2022. On roll call, the vote was as follows: Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye, and Ald. Guzikowski, aye.

6. **PRESENTED AND ADOPTED: RESOLUTION NO. 12280-120721, ACKNOWLEDGING AND FILING 2022 CALENDAR YEAR SALARY GRADE PLANS AND BENEFITS FOR LIBRARY PERSONNEL.**

Ald. Loreck, seconded by Ald. Duchniak, moved to adopt Resolution No. 12280-120721, acknowledging and filing the 2022 calendar year salary grade plans and benefits for library personnel. On roll call, the vote was as follows: Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye, and Ald. Guzikowski, aye.

7. **PRESENTED AND ADOPTED: RESOLUTION NO. 12282-120721, ESTABLISHING VARIOUS FEES, PERMITS AND CHARGES CHARGED BY THE CITY, EFFECTIVE 1/1/2022.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to adopt Resolution No. 12282-120721, establishing various fees, permits and charges charged by the City of Oak Creek, to be effective 1/1/2022. On roll call, the vote was as follows: Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye, and Ald. Guzikowski, aye.

8. **COUNCIL APPROVES APPOINTMENT OF ELECTION INSPECTORS FOR TWO-YEAR PERIOD OF 1/1/22 – 12/31/23.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to approve the appointment of Election Inspectors for the two-year period of January 1, 2022 through December 31, 2023. On roll call, the vote was as follows: Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye, and Ald. Guzikowski, aye.

9. **PRESENTED AND ADOPTED: RESOLUTION NO. 12285-120721, APPROVING FIRST AMENDMENT TO ZONE E COMMUNITY COVID-19 MASS VACCINE SITE MEMORANDUM OF UNDERSTANDING AMONG CUDAHY, OAK CREEK AND SOUTH MILWAUKEE/ST. FRANCIS HEALTH DEPARTMENTS, OUTLINING CLINIC REVENUE DISTRIBUTION BETWEEN HEALTH DEPARTMENTS.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to adopt Resolution No. 12285-120721, approving a First Amendment to the Zone E Community COVID-19 Mass Vaccine Site Memorandum of Understanding among Cudahy, Oak Creek and South Milwaukee/St. Francis Health Departments, outlining how clinic revenue will be distributed between Health Departments. On roll call, the vote was as follows: Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye, and Ald. Guzikowski, aye.

10. **PRESENTED AND ADOPTED: RESOLUTION NO. 12283-120721, APPROVING CONVEYANCE OF RIGHTS IN LAND AGREEMENT WITH MILWAUKEE COUNTY AT 2300, 2046, 2036, 2032, AND 2008 W. RAWSON AVE.**

Ald. Loreck, seconded by Ald. Guzikowski, moved to adopt Resolution No. 12283-120721, approving a Conveyance of Rights in land Agreement with Milwaukee County at 2300, 2046, 2036, 2032, and 2008 W. Rawson Ave. (Tax Key Nos. 737-9978-000, 737-9977-000, 737-9009-000, 737-9008-000, 737-9970-000). On roll call, the vote was as follows: Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye, and Ald. Guzikowski, aye.

11. **PRESENTED AND ADOPTED: RESOLUTION NO. 12284-120721, APPROVING TEMPORARY CONSTRUCTION EASEMENT AGREEMENT WITH MILWAUKEE COUNTY ON VARIOUS PARCELS ALONG W. RAWSON AVE. BETWEEN S. 27TH ST. AND S. 20TH ST.**

Ald. Loreck, seconded by Ald. Guzikowski, moved to adopt Resolution No. 12284-120721, approving a Temporary Construction Easement Agreement with Milwaukee County on various parcels along W. Rawson Ave. between S. 27th St. and S. 20th St. On roll call, the vote was as follows: Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye, and Ald. Guzikowski, aye.

12. **LICENSE COMMITTEE.**

Ald. Duchniak, seconded by Ald. Loreck, moved to take action on the various license requests as listed on the 12/7/21 License Committee Report as follows:

Grant an Operator's license to (favorable background reports received):

* Richard J. Neustifter (Gastrau's)	* Benjamin M. Wood (Discount Smokes & Spirits)
* Amie R. Hommel (D'Vine)	* Taijon A. Yust (Kwik Trip)

Grant a 2021-22 Class B Combination license to Efsthathios Sidirokastritis, Agent, Olive Tree Café, LLC dba Olive Tree Café, 3570 E. Puetz Rd., (former Market Place Café location), with release of license subject to department approvals and issuance of Occupancy Permit.

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

13. COUNCIL APPROVES VENDOR SUMMARY.

Ald. Gehl, seconded by Ald. Guzikowski, moved to approve the December 1, 2021 Vendor Summary Report in the amount of \$399,257.94. On roll call, the vote was as follows: Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

14. COUNCIL CONVENES INTO CLOSED SESSION.

Ald. Gehl, seconded by Ald. Guzikowski, moved to convene into Closed Session at 7:38 p.m., pursuant to Wisconsin State Statutes to discuss the following:

- (a) Section 19.85(1)(g) to discuss litigation and settlement strategies related to City claims against certain opioid manufacturers and distributors.

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

15. COUNCIL RECONVENES INTO OPEN SESSION.

Ald. Gehl, seconded by Ald. Guzikowski, moved to reconvene into Open Session at 8:01 p.m. On roll call, the vote was as follows: Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

16. COUNCIL APPROVES WI LOCAL GOVERNMENT MOU, WI STATE-LOCAL GOVERNMENT MOU, SETTLEMENT PARTICIPATION FORM FOR DISTRIBUTORS SETTLEMENT AND SETTLEMENT FORM FOR THE JANSSEN SETTLEMENT RELATED TO OPIOID LITIGATION; AUTHORIZES MAYOR TO SIGN.

Ald. Gehl, seconded by Ald. Guzikowski, moved to approve the Wisconsin Local Government Memorandum of Understanding, the Wisconsin State-Local Government Memorandum of Understanding, the Settlement Participation Form for Distributors Settlement and the Settlement Form for the Janssen Settlement related to Opioid Litigation and authorizing the Mayor to sign where applicable. On roll call, the vote was as follows: Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

ADJOURNMENT.

Ald. Loreck, seconded by Ald. Duchniak, moved to adjourn the meeting at 8:04 p.m. On roll call, the vote was as follows: 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

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ATTEST:

Catherine A. Roeske, City Clerk

Daniel J. Bukiewicz, Mayor