

PROCEEDINGS, COMMON COUNCIL MEETING
APRIL 18, 2023, 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. Loreck, Ald. Ruetz, Ald. Marshall, Ald. Gehl, and Ald. Guzikowski.

Also present were City Attorney Melissa Karls, Assistant City Administrator / Comptroller Maxwell Gagin, IT Manager Thomas Kramer, Community Development Director Douglas Seymour, Police Chief David Stecker, City Engineer Matthew Sullivan, Utility Manager Michael Sullivan, 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. Kurkowski, moved to approve the minutes of the 4/3/23 meeting. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye. Ald. Ruetz and Ald. Marshall abstained from voting.

4. **ALD. GEHL ELECTED COMMON COUNCIL PRESIDENT.**

Mayor Bukiewicz explained the procedure for election of a Common Council President and then opened the floor for nominations. Ald. Marshall nominated Ald. Gehl. Ald. Loreck seconded the nomination.

After hearing no further nominations, Ald. Marshall, seconded by Ald. Ruetz, moved to close nominations. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Ruetz, aye; Ald. Marshall, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

Ald. Marshall, seconded by Ald. Ruetz, moved to nominate Ald. Ken Gehl as Common Council President. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Ruetz, aye; Ald. Marshall, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

Ald. Gehl was elected Common Council President.

5. **PRESENTED AND ADOPTED: RESOLUTION NO. 12403-041823, RESOLUTION OF APPRECIATION TO RICHARD J. DUCHNIAK AS 3RD DISTRICT ALDERPERSON.**

Ald. Gehl, seconded by Ald. Marshall, moved to adopt Resolution No. 12403-041823, a Resolution of Appreciation to Richard J. Duchniak as 3rd District Alderperson. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Ruetz, aye; Ald. Marshall, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

6. **COUNCIL APPROVES RETIREMENT OF POLICE K9 STANLEY; CONCURS WITH TRANSFER OF OWNERSHIP AGREEMENT CONVEYING OWNERSHIP OF STANLEY TO SGT. MUSA.**

Ald. Marshall, seconded by Ald. Guzikowski, moved to approve the retirement of Police K9 Stanley and concurs with the Transfer of Ownership Agreement which conveys ownership of Stanley to Sergeant Michael Musa. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Ruetz, aye; Ald. Marshall, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

7. **PRESENTED AND ADOPTED: COUNCIL PROCLAMATION 23-03, COUNCIL PROCLAMATION OF APPRECIATION TO K9 STANLEY.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to adopt Council Proclamation 23-03, a Council Proclamation of Appreciation to K9 Stanley. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Ruetz, aye; Ald. Marshall, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

8. **PUBLIC HEARING HELD TO CONSIDER PROPOSED AMENDMENTS TO SEC. 17.0403(B)(7)(A), SEC. 17.0403(C)(9)(A), SEC. 17.0403(D)(2)(A), SEC. 17.0403(D)(2)(B), SEC. 17.0403(E)(2)(A), AND SEC. 17.0403(E)(2)(B) OF CHAPTER 17 OF MUNICIPAL CODE (ZONING AND SIGN ORDINANCE).**

A public hearing was held to consider proposed amendments to Sec. 17.04(b)(7)(a), Sec. 17.0403(c)(9)(a), Sec. 17.0403(d)(2)(a), Sec. 17.0403(d)(2)(b), Sec. 17.0403(e)(2)(a), and Sec. 17.0403(e)(2)(b) of Chapter 17 of the Municipal Code (Zoning and Sign Ordinance) (See Item No. 9 for action on this hearing).

9. **PRESENTED AND ADOPTED: ORDINANCE NO. 3069, AMENDING SEC. 17.0403(B)(7)(A), SEC. 17.0403(C)(9)(A), SEC. 17.0403(D)(2)(A), SEC. 17.0403(D)(2)(B), SEC. 17.0403(E)(2)(A), AND SEC. 17.0403(E)(2)(B) OF CHAPTER 17 OF THE MUNICIPAL CODE (ZONING AND SIGN ORDINANCE).**

Ald. Loreck, seconded by Ald. Guzikowski, moved to adopt Ordinance No. 3069, amending Sec. 17.0403(b)(7)(a), Sec. 17.0403(c)(9)(a), Sec. 17.0403(d)(2)(a), Sec. 17.0403(d)(2)(b), Sec. 17.0403(e)(2)(a), and Sec. 17.0403(e)(2)(b) of Chapter 17 of the Municipal Code (Zoning and Sign Ordinance). On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Ruetz, aye; Ald. Marshall, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

Items 10, 11, and 12 were made in one motion.

10. **DIRECTED HELD TO 5/2/23 COUNCIL MEETING: MAYORAL ALDERMANIC APPOINTMENTS.**

Ald. Gehl, seconded by Ald. Marshall, moved to hold the following Mayoral Aldermanic appointments until the 5/2/23 Council meeting:

- a. Small Claims Committee – 1
- b. Library Board – 1

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

11. **DIRECTED HELD TO 5/2/23 COUNCIL MEETING: MAYORAL ALDERMANIC APPOINTMENTS.**

Ald. Gehl, seconded by Ald. Marshall, moved to hold the following Mayoral Aldermanic appointments until the 5/2/23 Council meeting:

- a. Tourism Commission - 1
- b. Community Development Authority (CDA) -2

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

12. DIRECTED HELD TO 5/2/23 COUNCIL MEETING: COMMON COUNCIL PRESIDENT ALDERMANIC APPOINTMENTS.

Ald. Gehl, seconded by Ald. Marshall, moved to hold the following Common Council Aldermanic appointments until the 5/2/23 Council meeting:

- a. Personnel & Finance Committee – 3
- b. License Committee – 3
- c. Plan Commission Representatives – 2
- d. Board of Health Representative – 1
- e. Emergency Management Advisory Committee Representative – 1
- f. Parks & Recreation Commission – 1
- g. Board of Public Works and Capital Assets - 3

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

13. PRESENTED AND ADOPTED: RESOLUTION NO. 12402-041823, APPROVING CSM SUBMITTED BY CR DEVCO, LLC FOR PROPERTIES AT 2231 AND 1933 W. PUETZ RD., 8843R S. 13TH ST., AND 8950 S. 20TH ST.

Ald. Marshall, seconded by Ald. Guzikowski, moved to adopt Resolution No. 12402-041823, approving a Certified Survey Map submitted by CR Devco, LLC for the properties at 2231 and 1933 W. Puetz Rd., 8843R S. 13th St., and 8950 S. 20th St. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Ruetz, aye; Ald. Marshall, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

14. COUNCIL AWARDS PETER COOPER VAT HOUSE DEMOLITION PROJECT UNIT PRICE CONTRACT TO EDGERTON CONTRACTORS, INC., AT ESTIMATED COST OF \$686,400.

Ald. Marshall, seconded by Ald. Guzikowski, moved to award the Peter Cooper Vat House Demolition Project unit price contract to the lowest responsive, responsible bidder, Edgerton Contractors, Inc., at an estimated cost of \$686,400 (Project No. 23006). On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Ruetz, aye; Ald. Marshall, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

15. COUNCIL AWARDS NORTH LAKEFRONT BLUFF STABILIZATION AND REVETMENT PROJECT UNIT PRICE CONTRACT TO EDGERTON CONTRACTORS, INC., AT ESTIMATED COST OF \$9,285,400.

Ald. Marshall, seconded Ald. Guzikowski, moved to award the North Lakefront Bluff Stabilization and Revetment Project unit price contract to the lowest responsive, responsible bidder, Edgerton Contractors, Inc., at an estimated cost of \$9,285,400 (Project No. 23005). On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Ruetz, aye; Ald. Marshall, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

16. COUNCIL AWARDS 2023 ROAD IMPROVEMENTS UNIT PRICE CONTRACT BID ALTERNATE 2 TO STARK PAVEMENT CORPORATION, AT ESTIMATED COST OF \$1,559,806.75.

Ald. Gehl, seconded by Ald. Guzikowski, moved to award the 2023 Road Improvements unit price contract bid alternate 2 to the lowest responsive, responsible bidder, Stark Pavement Corporation, at the estimated cost of \$1,559,806.75 (Project No. 22003). On roll call, the vote was as follows: Ald.

Kurkowski, aye; Ald. Loreck, aye; Ald. Ruetz, aye; Ald. Marshall, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

17. **COUNCIL APPROVES 2023 SANITARY REHABILITATION PROJECT AND AWARDS CONSTRUCTION CONTRACT TO LOWEST, RESPONSIVE, RESPONSIBLE BIDDER, VISU-SEWER, BASED ON BID AMOUNT OF \$539,233.50.**

Ald. Loreck, seconded by Ald. Marshall, moved to approve the 2023 Sanitary Rehabilitation project and award the construction contract to the lowest, responsive, responsible bidder, Visu-Sewer, based on the bid amount of \$539,233.50 (Project No. 23116). On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Ruetz, aye; Ald. Marshall, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

18. **PRESENTED AND ADOPTED: RESOLUTION NO. 12404-041823, APPROVING SANITARY CONVEYANCE OF RIGHTS IN LAND AT 8401 AND 8275 S. 13TH ST.**

Ald. Loreck, seconded by Ald. Ruetz, moved to adopt Resolution No. 12404-041823, approving the Sanitary Conveyance of Rights in land at 8401 and 8275 S. 13th St., (Tax Key Nos. 830-9997-000 and 811-9980-000). On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Ruetz, aye; Ald. Marshall, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

19. **PRESENTED AND ADOPTED: RESOLUTION NO. 12405-041823, APPROVING WATER CONVEYANCE OF RIGHTS IN LAND AT 8401 S. 13TH ST.**

Ald. Loreck, seconded by Ald. Ruetz, moved to adopt Resolution No. 12405-041823, approving the Water Conveyance of Rights in land at 8401 S. 13th St. (Tax Key No. 830-9997-000). On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Ruetz, aye; Ald. Marshall, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

20. **PRESENTED AND ADOPTED: RESOLUTION NO. 12406-041823, APPROVING SANITARY TEMPORARY CONSTRUCTION EASEMENT AT VARIOUS LOCATIONS BETWEEN W. PUETZ RD. AND W. DREXEL AVE. ALONG S. 13TH ST.**

Ald. Loreck, seconded by Ald. Ruetz, moved to adopt Resolution No. 12406-041823, approving the Sanitary Temporary Construction Easement at various locations between W. Puetz Rd. and W. Drexel Ave. along S. 13th St. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Ruetz, aye; Ald. Marshall, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

21. **PRESENTED AND ADOPTED: RESOLUTION NO. 12407-041823, APPROVING WATER TEMPORARY CONSTRUCTION EASEMENT AT 8675 S. 13TH ST.**

Ald. Loreck, seconded by Ald. Ruetz, moved to adopt Resolution No. 12407-041823, approving the Water Temporary Construction Easement at 8675 S. 13th St. (Tax Key No. 830-9985-001). On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Ruetz, aye; Ald. Marshall, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

22. LICENSE COMMITTEE.

Ald. Kurkowski, seconded by Ald. Loreck, moved to grant the various license requests as listed on the 4/18/23 License Committee Report.

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

- * Olegario Rivera (BelAir)
- * Catherine A. Oremus (Kwik Trip)
- * Aine McConnaughy-Shady (BP W Discount)
- * Debra A. Reichart (Legion)
- * Kristin J. Bonnier (Kwik Trip)

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

23. COUNCIL APPROVES VENDOR SUMMARY.

Ald. Gehl, seconded by Ald. Marshall, moved to approve the April 12, 2023 Vendor Summary Report in the amount of \$586,513.62. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Ruetz, aye; Ald. Marshall, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

ADJOURNMENT.

Ald. Loreck, seconded by Ald. Ruetz, moved to adjourn the meeting at 8:07 p.m. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Ruetz, aye; Ald. Marshall, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

ATTEST:

Catherine A. Roeske, City Clerk

Daniel J. Bukiewicz, Mayor