

PROCEEDINGS, COMMON COUNCIL MEETING  
NOVEMBER 21, 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, Communication Coordinator Leslie Flynn, Assistant City Administrator / Comptroller Maxwell Gagin, Assistant Fire Chief Michael Havey, IT Manager Thomas Kramer, Fire Chief Michael Kressuk, Assistant Chief Operations/Training Peter Olson, Community Development Director Douglas Seymour, Police Chief David Stecker, City Engineer Matthew Sullivan, Utility General 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. Marshall, seconded by Ald. Guzikowski, moved to approve the 11/7/23 minutes. 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.

4. **MAYORAL PROCLAMATION: SMALL BUSINESS SATURDAY, NOVEMBER 25, 2023.**

The Mayoral Proclamation for Small Business Saturday, November 25, 2023, was informational.

5. **PUBLIC HEARING HELD TO CONSIDER REQUEST SUBMITTED BY MARTIN VENTURA, UW-MADISON EXTENSION MILWAUKEE COUNTY, FOR CUP FOR COMMUNITY GARDEN PLOTS FOR RENT ON PROPERTY AT 1800 E. FOREST HILL AVE.**

A public hearing was held to consider a request submitted by Martin Ventura, UW-Madison Extension Milwaukee County, for a Conditional Use Permit for community garden plots for rent on the property at 1800 E. Forest Hill Ave. (See Item No. 6 for action on this hearing).

6. **PRESENTED AND ADOPTED: ORDINANCE NO. 3085, APPROVING CUP FOR GARDEN PLOTS FOR RENT ON PROPERTY AT 1800 E. FOREST HILL AVE.**

Ald. Kurkowski, seconded by Ald. Loreck, moved to adopt Ordinance No. 3085, approving a Conditional Use Permit for garden plots for rent on the property at 1800 E. Forest Hill Ave. 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. **PUBLIC HEARING HELD TO CONSIDER THE 2024 EXECUTIVE DRAFT BUDGET.**

Assistant City Administrator/Comptroller Max Gagin provided the Council with a presentation of the 2024 Executive Draft Budget. A public hearing was then held to consider the 2024 Executive Draft Budget. (See Item No. 8 for action on his hearing).

8. **PRESENTED AND ADOPTED: ORDINANCE NO. 3086, ADOPTING 2024 BUDGET AND MAKING APPROPRIATIONS.**

Ald. Gehl, seconded by Ald. Marshall, moved to adopt Ordinance No. 3086, adopting the 2024 budget and making appropriations. 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.

9. **PRESENTED AND ADOPTED: RESOLUTION NO. 12447-112123, APPROVING MILWAUKEE COUNTY EQUIPMENT SHARING AGREEMENT.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to adopt Resolution No. 12447-112123, approving the Milwaukee County Equipment Sharing Agreement. 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.

10. **PRESENTED AND ADOPTED: RESOLUTION NO. 12449-112123, ACCEPTING DONATION OF PROPERTY AT 8830 S. 27<sup>TH</sup> ST. FROM CR DEVCO/HEYDAY.**

Ald. Guzikowski, seconded by Ald. Marshall, moved to adopt Resolution No. 12449-112123, accepting the donation of the property at 8830 S. 27<sup>th</sup> Street from CR Devco/Heyday. 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. **PRESENTED AND ADOPTED: RESOLUTION NO. 12446-112123, AUTHORIZING FINAL CONTRACT EXTENSION AND ADDENDUM TO CITY OF OAK CREEK 2020-21 PRIVATE PROPERTY MAINTENANCE CONTRACT.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to adopt Resolution No. 12446-112123, authorizing the Final Contract Extension and Addendum to the City of Oak Creek 2020-2021 Private Property Maintenance Contract. 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. **PRESENTED AND ADOPTED: RESOLUTION NO. 12448-112123, APPROVING STATE MUNICIPAL AGREEMENT FOR CITY STREET LIGHTING UPGRADE, CARBON REDUCTION PROGRAM PROJECT.**

Ald. Gehl, seconded by Ald. Ruetz, moved to adopt Resolution No. 12448-112123, approving the State Municipal Agreement for the City of Oak Creek Street Lighting Upgrade, Carbon Reduction Program Project. 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. **COUNCIL AWARDS ABENDSCHEIN PARK - PARKING LOT AND ENTRANCE ROAD CONSTRUCTION CONTRACT TO ALL-WAYS CONTRACTORS, INC.**

Ald. Kurkowski, seconded by Ald. Loreck, moved to award the Abendschein Park - Parking Lot and Entrance Road construction unit price contract to the lowest responsive, responsible bidder, All-Ways Contractors, Inc., at the estimated cost of \$1,475,228.00, and authorized the transfer of funds from Fund 38 (Project No. 23003). 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. LICENSE COMMITTEE.**

Ald. Kurkowski, seconded by Ald. Ruetz, moved to take action on the various license requests as listed on the 11/21/23 License Committee Report.

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

- |                                       |                                    |
|---------------------------------------|------------------------------------|
| * Crystal R. Paulson (BelAir Cantina) | * Mason T. Wilke (Piggly Wiggly)   |
| * Jairel J. Velazquez (Meijer)        | * Hannah M. Villarreal (Erv's Mug) |
| * Heather L. Rehorst (Woodman's)      | * Lisa M. Paulin (Woodman's)       |
| * Brittney T. Hayes (Charcoal Grill)  | * Justin M. Grieger (Meijer)       |
| * Rikita S. Patel (Meijer)            | * Amy E. Cowell (Route 41)         |

Grant a 2023 Transient Merchant Solicitor license to Daniel W. Hauner, W204N17355 Jackson Dr., Jackson, WI, selling home improvement products for Advocate Construction (Business already approved).

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 APPROVES VENDOR SUMMARY.**

Ald. Marshall, seconded by Ald. Guzikowski, moved to approve the November 15, 2023, Vendor Summary Report in the amount of \$2,147,190.93. 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 CONVENES INTO CLOSED SESSION.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to convene into Closed Session at 7:59 p.m., pursuant to Wisconsin State Statutes, to discuss the following:

- (a) Section 19.85(1)(g) to discuss the Aqueous Film Forming Foams Product Liability Litigation, Multi-District Litigation No. 2:18-mn-2873 (3M and DuPont PFAS Litigation Class Action Settlement).

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 RECONVENES INTO OPEN SESSION.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to reconvene into Open Session at 8:42 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.

**18. COUNCIL REMAINS IN 3M AND DUPONT PFAS LITIGATION CLASS ACTION SETTLEMENTS.**

Ald. Ruetz, seconded by Ald. Kurkowski, moved to remain in both the 3M and DuPont PFAS litigation class action settlements under Multi-District Litigation No. 2:18-mn-02873 and proceed with filing claims. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, no; Ald. Ruetz, aye; Ald. Marshall, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

**ADJOURNMENT.**

Ald. Kurkowski, seconded by Ald. Loreck, moved to adjourn the meeting at 8:44 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:**

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Catherine A. Roeske, City Clerk

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Daniel J. Bukiewicz, Mayor