

PROCEEDINGS, COMBINED COMMON COUNCIL MEETING  
MONDAY, FEBRUARY 14, 2011, 7:00 P.M.

CITY OF OAK CREEK  
MILWAUKEE COUNTY

1. Mayor Bolender called the meeting to order at 7:00 p.m. On roll call, the following alderpersons were present: Ald. Jakubczyk, Ald. Bukiewicz, Ald. Scaffidi, Ald. Toman, Ald. Gehl (arrived at 7:03 p.m.), and Ald. Michalski. Also present were: City Attorney Lawrence Haskin, City Administrator Gerald Peterson, Acting City Engineer/Building Commissioner Michael Simmons, Community Development Director Douglas Seymour, Finance Director Mark Wyss, and City Clerk Pamela Bauer.
2. The meeting began with the Pledge of Allegiance being said by all present.
3. Ald. Bukiewicz, seconded by Ald. Scaffidi, moved to approve the minutes of the 1/18/2011 and 1/24/2011 meetings as published. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.
4. **PRESENTED AND ADOPTED: ORDINANCE NO. 2617, CONFIRMING ADOPTION OF SETTLEMENT AGREEMENT BETWEEN CITY OF OAK CREEK AND PROFESSIONAL CLERK-MATRON DISPATCHER ASSOCIATION AND FIXING SALARY FOR MEMBERS OF BARGAINING UNIT FROM 1/1/2009 THROUGH 12/31/2011.**

Ald. Toman, seconded by Ald. Michalski, moved to adopt Ordinance No. 2617, confirming adoption of the Settlement Agreement between the City of Oak Creek and the Professional Clerk-Matron Dispatcher Association and Fixing the Salary for Members of the Bargaining Unit from January 1, 2009 through December 31, 2011. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, no; and Ald. Michalski, aye.

5. **PRESENTED AND ADOPTED: RESOLUTION NO. 11099-021411, SELECTING GRAEF AS PROFESSIONAL PLANNING FIRM TO PREPARE REDEVELOPMENT PLAN FOR DELPHI/ CIVIC CENTER AREAS, AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE CONTRACT FOR SUCH PURPOSE.**

Ald. Michalski, seconded by Ald. Scaffidi, moved to adopt Resolution No. 11099-021411, selecting Graef as the professional planning firm to prepare a redevelopment plan for the Delphi/Civic Center areas, and authorizing the Mayor and City Clerk to execute a contract for such purpose. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

6. **COUNCIL APPROVES LICENSE AGREEMENTS WITH SESAC (SOCIETY OF EUROPEAN STATE AUTHORS AND COMPOSERS) AND BMI (BROADCAST MUSIC INC.) FOR RE-BROADCAST OF MUSIC BY LICENSED PERFORMERS.**

Ald. Michalski, seconded by Ald. Bukiewicz, moved to approve the license agreement with both SESAC (Society of European State Authors and Composers) and BMI (Broadcast Music Inc.) for the re-broadcast of music by licensed performers. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

7. **COUNCIL APPROVES 2/2/2011 VENDOR SUMMARY REPORTS.**

Ald. Gehl, seconded by Ald. Michalski, moved to approve the 2010 Vendor Summary Report in the amount of \$155,931.21 and 2011 Vendor Summary Report in the amount of \$244,804.32 from 2/2/2011. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

8. **COUNCIL APPROVES 2/16/2011 VENDOR SUMMARY REPORTS.**

Ald. Gehl, seconded by Ald. Michalski, moved to approve the 2010 Vendor Summary Report in the amount of \$70,429.18 and 2011 Vendor Summary Report in the amount of \$243,927.28 from 2/16/2011. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

9. **PRESENTED AND ADOPTED: RESOLUTION NO. 11098-021411, AUTHORIZING ROAD IMPROVEMENT PROJECTS.**

Ald. Scaffidi, seconded by Ald. Gehl, moved to adopt Resolution No. 11098-021411, a resolution authorizing the road improvement projects as listed on the summary report. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

10. **COUNCIL ACCEPTS RECOMMENDATION OF ELECTRICAL MAINTENANCE AND AUTHORIZES REPLACEMENT OF STREET LIGHTING IN WEST HALF OF SLEEPY HOLLOW SUBDIVISION FOR TOTAL ANTICIPATED COST OF \$111,940.**

Ald. Jakubczyk, seconded by Ald. Bukiewicz, moved to accept the recommendation of Electrical Maintenance and authorize the replacement of the street lighting in the west half of the Sleepy Hollow subdivision for a total anticipated cost of \$111,940. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

11. **COUNCIL GRANTS OPERATOR'S LICENSES.**

Ald. Jakubczyk, seconded by Ald. Gehl, moved to grant an Operator's license to:

- Casey A. Thomas, 6141 S. 60<sup>th</sup> St., Greendale (Open Pantry).
- Jason J. Karneisel, 1620 Newberry Ln., Caledonia (Erv's Mug).
- Marcie R. Aumiller, 823 W. Oakwood, Oak Creek (Open Pantry).

On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

12. **COUNCIL GRANTS RENEWAL TRANSIENT MERCHANT LICENSE TO RELIANCE HOME EXTERIORS, INC., 10700 W. VENTURE DR., FRANKLIN, AND TWO SALESPERSONS.**

Ald. Jakubczyk, seconded by Ald. Scaffidi, moved to grant a renewal Transient Merchant license to Reliance Home Exteriors, Inc., 10700 W. Venture Dr., Franklin, and the following salespersons:

- Nathaniel A. Folsom, 710 W. Historic Mitchell St., Milwaukee
- Kevin M. Harlfinger, 3421 S. 45<sup>th</sup> St., Greenfield

On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

13. **COUNCIL GRANTS RENEWAL DOG KENNEL LICENSES TO SUE ANN MCCOTTER FOR CLUB K-9, LLC DBA CENTRAL BARK DOGGY DAY CARE, 107B W. NORTHBRANCH DR., AND DEBORAH M. LIPSTREUER FOR PUPPY PLAYGROUND, LLC, 8411 S. LIBERTY LN.**

Ald. Jakubczyk, seconded by Ald. Gehl, moved to grant renewal dog kennel licenses to the following:

- Sue Ann McCotter for Club K-9, LLC dba Central Bark Doggy Day Care, 1075B W. Northbranch Dr.
- Deborah M. Lipstreuer for Puppy Playground, LLC, 8411 S. Liberty Ln.

On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

14. **COUNCIL GRANTS RUN/WALK LICENSE TO ANDRIA HUSKINSON, RELAY DIRECTOR, CHICAGO RAGNAR RELAY ON 6/10-11/11.**

Ald. Jakubczyk, seconded by Ald. Scaffidi, moved to grant a run/walk license to Andria Huskinson, Relay Director, Chicago Ragnar Relay (formerly Madison-Chicago 200 Relay) on 6/10-11/11. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

15. **COUNCIL APPROVES CHANGE OF AGENT FOR ULTRA MART FOODS, LLC, DBA PICK 'N SAVE #6387, 2320 W. RYAN RD.**

Ald. Jakubczyk, seconded by Ald. Gehl, moved to approve a change of agent on the Class A Combination license for Ultra Mart Foods, LLC, doing business as Pick 'n Save #6387, 2320 W. Ryan Rd., from Elaine V. VanPortfliet to Stephanie Lynn Nowatzki, 2066 S. 84<sup>th</sup> St., West Allis. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

16. **CLOSED SESSION HELD.**

Ald. Michalski, seconded by Ald. Bukiewicz, moved to convene in Closed Session at 7:25 p.m., pursuant to Wisconsin State Statutes to discuss the following:

- a. Section 19.85 (1)(g) to discuss potential litigation against Integrated Technologies regarding the in-car video system and the interview room system.
- b. Section 19.85 (1)(e) to discuss possible acquisition of property at 2121 W. Drexel Avenue for the widening and reconstruction of W. Drexel Avenue.

On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

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

Ald. Michalski, seconded by Ald. Scaffidi, moved to reconvene into Open Session at 7:57 p.m. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye. No action was taken.

#### **ADJOURNMENT.**

Ald. Michalski, seconded by Ald. Bukiewicz, moved to adjourn this meeting at 7:57 p.m. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

ATTEST:

*Pamela S. Bauer*

\_\_\_\_\_  
Pamela S. Bauer, CMC, City Clerk

*Richard R. Bolender*

\_\_\_\_\_  
Richard R. Bolender, Mayor