

PROCEEDINGS, COMBINED COMMON COUNCIL MEETING
TUESDAY, MAY 3, 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, and Ald. Michalski. Also present were: City Attorney Lawrence Haskin, City Administrator Gerald Peterson, Finance Director Mark Wyss, Utility Engineer Michael Sullivan, City Planner Jeffrey Fortin, Acting City Engineer/Building Commissioner Michael Simmons, Acting Fire Chief Thomas Rosandich, 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 4/4/2011 and 4/19/2011 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. **INFORMATIONAL: MAYORAL PROCLAMATION FOR POPPY DAYS, MAY 13 & 14, 2011, OELSCHLAEGER-DALLMANN AMERICAN LEGION POST 434 AND AUXILIARY.**

The Mayoral Proclamation for Poppy Days, May 13 & 14, 2011, Oelschlaeger-Dallmann American Legion Post 434 and Auxiliary was informational. Poppy Princess Samantha Pinkalla was present for the distribution of poppies.

5. **INFORMATIONAL: MAYORAL PROCLAMATION FOR BUDDY POPPY DAYS, MAY 20 & 21, 2011, MEYER-DZIEDZIC VFW POST 8482.**

The Mayoral Proclamation for Buddy Poppy Days, May 20 & 21, Meyer-Dziedzic VFW Post 8482 was informational.

6. **COUNCIL PRESIDENT MAKES ALDERMANIC COMMITTEE APPOINTMENTS.**

Common Council President Ald. Scaffidi made his aldermanic appointments as follows:

- a. Personnel Committee (minimum of 2) - 3
 - Ald. Toman, chair
 - Ald. Bukiewicz
 - Ald. Michalski
- b. Capital Improvements Committee – 3
 - Ald. Gehl, chair
 - Ald. Toman
 - Ald. Scaffidi
- c. License Committee -3
 - Ald. Gehl, chair
 - Ald. Jakubczyk
 - Ald. Scaffidi
- d. Plan Commission Representatives – 2
 - Ald. Michalski
 - Ald. Bukiewicz

- e. Board of Health Representative – 1
 - Ald. Jakubczyk
- f. County Airport Advisory Committee – 1
 - Ald. Jakubczyk
- g. Emergency Government Committee Representative – 1 (plus Council President)
 - Ald. Scaffidi
 - Ald. Gehl
- h. Parks, Recreation and Forestry Commission – 1
 - Ald. Bukiewicz
- i. Cable Advisory Committee – 1
 - Ald. Toman
- j. Traffic and Safety Commission – 1
 - Ald. Scaffidi

11. MAYOR MAKES ALDERMANIC COMMITTEE APPOINTMENTS.

The Mayor's aldermanic appointments are as follows:

- a. Library Board – 1
 - Ald. Toman
- b. Community Development Authority (CDA) -2
 - Ald. Scaffidi
 - Ald. Michalski
- c. Community Center Board of Directors – 1
 - Ald. Bukiewicz
- d. ad hoc Bender Park Committee – 2
 - Ald. Toman
 - Ald. Gehl
- e. Small Claims Committee – 1
 - Ald. Scaffidi
- f. Water & Sewer Utility Commission – 1
 - Ald. Gehl

Ald. Scaffidi, seconded by Ald. Jakubczyk, moved to concur with the Mayor's appointment of Ald. Gehl to the Water & Sewer Utility Commission. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; and Ald. Michalski, aye. Ald. Gehl abstained from the vote.

- g. Finance Committee – 3
 - Ald. Michalski
 - Ald. Bukiewicz
 - Ald. Gehl

8. COUNCIL CONCURS WITH MAYOR'S (RE)APPOINTMENTS TO VARIOUS COMMITTEES.

Ald. Scaffidi, seconded by Ald. Gehl, moved to concur with the Mayor's (re)appointments as follows:

- a. Celebrations Commission – 3-year term to expire 4/2014
Chris Bolender
Judith Canfora
Sharon Armstrong

- b. Civil Service Commission – 5-year term to expire 4/2016
John Przybyla
- c. Library Board – 3-year term to expire 6/2014
Karen Umbs
- d. Parks, Recreation and Forestry Commission – 3-year term to expire 4/2014
Marianne Dickmann
- e. Police & Fire Commission – 5-year term to expire 4/2016
James Schultz
- f. Board of Review – 5-year term to expire 5/2016
Caroline Kobb
- g. Board of Zoning/Housing Appeals – 3-year term to expire 4/2014
Lawrence Bodette
Randy Gregorek
- h. Weed Commissioner – 1-year term to expire 4/2012
Street Superintendent
- i. Finance Committee – 1-year term to expire 4/2012
Sigmund Tomkalski, 210 W. Oak Leaf Dr.

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. **INFORMATIONAL: CITY'S FIRST REBATE AS PART OF NEW PURCHASING CARD PROGRAM.**

Finance Director Mark Wyss provided information of the City's first rebate as part of the new Purchasing Card Program.

10. **COUNCIL APPROVES VENDOR SUMMARY REPORT.**

Ald. Gehl, seconded by Ald. Scaffidi, moved to approve the 2011 Vendor Summary Report in the amount of \$400,300.87. 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 APPROVES PARTICIPATION OF COMMUNITY DEVELOPMENT AUTHORITY IN ACQUISITION OF DELPHI PROPERTY AT 7929 S. HOWELL AVE.**

Ald. Bukiewicz, seconded by Ald. Jakubczyk, moved to approve, in concept, the participation of the Community Development Authority (CDA) in the acquisition of the Delphi property at 7929 S. Howell Ave. 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. **PRESENTED AND ADOPTED: RESOLUTION NO. 11110-050311, APPROVING CERTIFIED SURVEY MAP FOR PROPERTY AT 7981 S. 20TH ST. (BRAD SCHMIDT).**

Ald. Bukiewicz, seconded by Ald. Scaffidi, moved to adopt Resolution No. 11110-050311, approving a certified survey map for the property at 7981 S. 20th St. (Brad Schmidt). 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. **PRESENTED AND ADOPTED: ORDINANCE NO. 2624, REPEALING AND RECREATING SECTION 13.104(A)1, CREATING SECTION 13.104(A)4 RELATING TO APPLICABILITY OF STORM WATER ORDINANCE AND REPEALING AND RECREATING SECTION 13.106(C)2 RELATING TO STORM WATER DISCHARGE QUANTITY FOR REDEVELOPMENT.**

Ald. Michalski, seconded by Ald. Scaffidi, moved to adopt Ordinance No. 2624, repealing and recreating Section 13.104(a)1, creating Section 13.104 (a)4 relating to applicability of the storm water ordinance, and repealing and recreating Section 13.106 (c)2 relating to the storm water discharge quality for redevelopment. 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. **PRESENTED AND ADOPTED: RESOLUTION NO. 11115-050311, ACCEPTING WORKMANSHIP AND AUTHORIZING FINAL PAYMENT TO FAITH TECHNOLOGIES, INC. FOR PROJECT NO. 2010036 (INSTALLATION OF ELECTRICAL IMPROVEMENTS AT DREXEL AVE. STORM WATER PUMPING STATION).**

Ald. Scaffidi, seconded by Ald. Gehl, moved to adopt Resolution No. 11115-050311, accepting the workmanship and authorizing final payment to Faith Technologies, Inc. for project No. 2010036 (installation of electrical improvements at the Drexel Ave. storm water pumping station). 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. **PRESENTED AND ADOPTED: RESOLUTION NO. 11116-050311, ACCEPTING WORKMANSHIP AND AUTHORIZING FINAL PAYMENT TO PAYNE & DOLAN, INC., FOR CITY'S 2010 STREET IMPROVEMENT PROGRAM (PROJECT NOS. 10005-10014).**

Ald. Scaffidi, seconded by Ald. Michalski, moved to adopt Resolution No. 11116-050311, accepting the workmanship and authorizing final payment to Payne & Dolan, Inc., for the City's 2010 Street Improvement Program (Project Nos. 10005-1014)(citywide). 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. **PRESENTED AND ADOPTED: RESOLUTION NO. 11117-050311, APPROVING DEVELOPMENT WITH TIRES PLUS FOR INSTALLATION OF PUBLIC WATER MAIN AT 8081 S. HOWELL AVE (GIUFFRE XX, LLC C/O WILLOWTREE DEVELOPMENT)(PROJECT NO. 11052).**

Ald. Bukiewicz, seconded by Ald. Scaffidi, moved to adopt Resolution No. 11117-050311, a resolution approving the development agreement with Tires Plus for the installation of public water main at 8081 S. Howell Ave. (Giuffre XX, LLC c/o Willow Tree Development)(Project No. 11052). 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.

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

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

- Christopher Randall Rydz, 9130 S. Patricia Blvd. (LaSusa's)
- Lisa M. Cournoyer, 4609 S. 13th St., Milwaukee (Norine's)

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.

18. **COUNCIL GRANTS RENEWAL TRANSIENT MERCHANT LICENSE TO TRU GREEN LAWN CARE AND APPROVES SALESPERSONS.**

Ald. Gehl, seconded by Ald. Jakubczyk, moved to grant a renewal transient merchant license to Tru Green Lawn Care to solicit sales for lawn care services and approve the following salespersons:

- Reggie Tobias, 2409 N. Frederick Ave., Milwaukee
- Patrick Dewey Smith, 4196 N. 16th St., Milwaukee
- Andre C. Tillman, 4233 N. 68th St., Milwaukee
- Scott Andrew McGowan, 2118 E. Cora Ave., Milwaukee
- Robert Leroy Kindelsperger, 10165 W. Coldspring Rd., Greenfield
- William Joseph Leyer, 1567 W. Leroy Ave., Milwaukee

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.

19. **COUNCIL GRANTS TEMPORARY CLASS B BEER AND WINE LICENSE TO METROPOLITAN BUILDERS ASSOCIATION FROM 8/19/11 THROUGH 9/11/11 FOR MBA PARADE OF HOMES AT THE BLUFFS OF OAK CREEK; GRANTS WAIVER OF \$10 FEE.**

Ald. Gehl, seconded by Ald. Bukiewicz, moved to grant a Temporary Class B Beer and Wine license to the Metropolitan Builders Association from 8/19/11 through 9/11/11 for the MBA Parade of Homes at The Bluffs of Oak Creek, and to grant a waiver of the \$10 fee. 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.


20. **COUNCIL GRANTS EMPLOYEE LICENSE FOR ADULT ENTERTAINMENT BUSINESS, THE NEW SPICE II, TO MARY E. STAAT, 6123 S. 37TH ST., GREENFIELD.**

Ald. Gehl, seconded by Ald. Jakubczyk, moved to grant an employee license for an adult entertainment business, The New Spice II, 7070 S. 27th St., to Mary E. Staat, 6123 S. 37th 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.

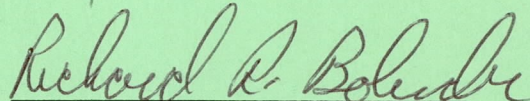
ADJOURNMENT.

Ald. Scaffidi, seconded by Ald. Bukiewicz, moved to adjourn this meeting at 7:44 p.m. On roll call, the vote was as follows: Ald. Jakubczyk, no; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

ATTEST:



Pamela S. Bauer, CMC, City Clerk



Richard R. Bolender, Mayor