

PROCEEDINGS, COMBINED COMMON COUNCIL MEETING  
TUESDAY, OCTOBER 4, 2011, 6:00 P.M.

CITY OF OAK CREEK  
MILWAUKEE COUNTY

1. Mayor Bolender called the meeting to order at 6:00 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 Engineer/Acting Building Commissioner Michael Simmons, Finance Director Mark Wyss, Community Development Director Douglas Seymour, 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. Scaffidi, seconded by Ald. Michalski, moved to approve the minutes of the 9/20/2011 meeting as published. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.
4. **PRESENTED AND ADOPTED: COUNCIL PROCLAMATION NO. 11-10, CONGRATULATIONS TO MATTHEW LESNIEWSKI FOR RECEIVING THE EAGLE SCOUT AWARD.**

Ald. Gehl, seconded by Ald. Bukiewicz, moved to adopt Council Proclamation No. 11-10, congratulations to Matthew Lesniewski for receiving the Eagle Scout Award. 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.

5. **PRESENTED AND ADOPTED: COUNCIL PROCLAMATION NO. 11-11, GRATITUDE TO PAUL KORTMAN FOR DEDICATED SERVICE TO CITY OF OAK CREEK AS MEMBER OF CIVIL SERVICE COMMISSION.**

Ald. Scaffidi, seconded by Ald. Bukiewicz, moved to adopt Council Proclamation No. 11-11, gratitude to Paul Kortman for dedicated service to the City of Oak Creek as a member of the Civil Service Commission. 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 RECOGNIZES CITY OF OAK CREEK'S DESIGNATION AS GOLD WELL WORKPLACE AWARD RECIPIENT AND EMPLOYEES WHO WORKED TO EARN AWARD.**

Ald. Jakubczyk, seconded by Ald. Scaffidi, moved to recognize the City of Oak Creek's designation as a Gold Well Workplace Award recipient and the employees who worked to earn the award. 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. **RECONSIDERATION OF DECISION BY COMMON COUNCIL TO VOTE AGAINST APPROVAL OF ORDINANCE 2631 NOT MADE.**

Mayor calls three times for reconsideration of decision by council to vote against approval of Ordinance No. 2631; hearing none, no motion to reconsider was made.

8. **MOTION RENEWED ON ORDINANCE NO. 2631 AND VOTE RESULTED IN TIE; MAYOR VOTED AYE RESULTING IN ADOPTION OF ORDINANCE NO. 2631, APPROVING CONDITIONAL USE PERMIT FOR PROPERTY AT 8870 S. MAYHEW DR. ALLOWING ANIMAL HOSPITAL AND VETERINARY CLINIC (ANIMAL HOSPITAL OF SOUTH MILWAUKEE).**

Ald. Bukiewicz, seconded by Ald. Michalski, moved to adopt Ordinance No. 2631 approving a conditional use permit for the property at 8870 S. Mayhew Dr. to allow for an animal hospital and veterinary clinic (Animal Hospital of South Milwaukee) (Motion renewed). On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, no; Ald. Toman, no; Ald. Gehl, no; Ald. Michalski, aye. The vote resulted in a tie. The Mayor voted aye, motion passes.

9. **PRESENTED AND ADOPTED: ORDINANCE NO. 2633, REPEALING AND RECREATING SECTION 2.07 OF MUNICIPAL CODE TO CHANGE BOUNDARIES OF MUNICIPAL WARDS.**

Ald. Scaffidi, seconded by Ald. Bukiewicz, moved to adopt Ordinance No. 2633, repealing and recreating Section 2.07 of the Municipal Code to change the boundaries of Municipal Wards. 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.

10. **DIRECTED HELD UNTIL PUBLISHED TWICE IN ACCORDANCE WITH SECTION 62.08 OF WISCONSIN STATE STATUTES: ORDINANCE NO. 2634, REPEALING AND RECREATING SECTION 2.06 OF MUNICIPAL CODE TO CHANGE BOUNDARIES OF ALDERMANIC DISTRICTS.**

Ald. Scaffidi, seconded by Ald. Michalski, moved to hold Ordinance 2634, repealing and recreating Section 2.06 of the Municipal Code to change the boundaries of Aldermanic Districts, until it has been published twice in accordance with Section 62.08 of the Wisconsin State Statutes. 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 CONCURS WITH MAYOR'S APPOINTMENT OF JESUS D. CARRILLO, 10413 S. GEORGE DR., TO CIVIL SERVICE COMMISSION TO COMPLETE THREE-YEAR TERM EXPIRING 4/2013.**

Ald. Gehl, seconded by Ald. Scaffidi, moved to concur with the Mayor's appointment of Jesus D. Carrillo, 10413 S. George Dr., to the Civil Service Commission to complete a three-year term expiring 4/2013. 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. 11156-100411, AUTHORIZING CONTRACT FOR SERVICES FROM BAKER, TILLY, VIRCHOW, KRAUSE AS CITY'S AUDITING FIRM FOR FISCAL YEARS ENDING DECEMBER 31, 2011, DECEMBER 31, 2012, AND DECEMBER 31, 2013, WITH OPTION FOR TWO YEAR EXTENSION.**

Ald. Scaffidi, seconded by Ald. Michalski, moved to adopt Resolution no. 11156-100411, authorizing the contract for services from Baker, Tilly, Virchow, Krause as the City's auditing firm for the fiscal years ending December 31, 2011, December 31, 2012 and December 31, 2013, with the option for a two year extension. 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 AUTHORIZES CONTINUATION OF SERVICES TO JOHN ANTARAMIAN, EMERGING COMMUNITY CORPORATION, FOR 2012.**

Ald. Scaffidi, seconded by Ald. Gehl, moved to authorize continuation of services to John Antaramian, Emerging Community Corporation, for 2012. 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. 11159-100411, AUTHORIZING CITY PARTICIPATION IN PUBLIC POLICY FORUM LED, SHARED SERVICES, AND FACT FINDING STUDY FOR SHARED FIRE, EMS AND DISPATCH SERVICES AND FOR PROVIDING CITY FINANCIAL ASSISTANCE NOT TO EXCEED \$1,500 TOWARDS THE EFFORT.**

Ald. Scaffidi, seconded by Ald. Michalski, moved to adopt Resolution No. 11159-100411, authorizing City participation in a Public Policy Forum led, shared services, and fact finding study for shared Fire, EMS and dispatch services and for providing City financial assistance not to exceed \$1,500 towards the effort. 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 VENDOR SUMMARY REPORT.**

Ald. Gehl, seconded by Ald. Michalski, moved to approve the 2011 Vendor Summary Report in the amount of \$419,943.25. 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. 11157-100411, ACQUIRING FEE PROPERTY (RIGHT-OF-WAY) AND TEMPORARY EASEMENTS FOR S. PENNSYLVANIA AVE. RECONSTRUCTION PROJECT FROM E. RAWSON AVE. (CTH BB) TO E. COLLEGE AVE. (CTH ZZ), AND TO SEND PAYMENTS IN AMOUNTS OF AWARD OF DAMAGES TO AFFECTED PROPERTY OWNERS (PROJECT NO. 08021).**

Ald. Jakubczyk, seconded by Ald. Michalski, moved to adopt Resolution No. 11157-100411, acquiring fee property (right-of-way), and temporary easements for the S. Pennsylvania Ave. reconstruction project from E. Rawson Ave. (CTH BB) to E. College Ave. (CTH ZZ), and to send payments in the amounts of the Award of Damages to the affected property owners (Project No. 08021). 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. **COUNCIL GRANTS OPERATORS LICENSES.**

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

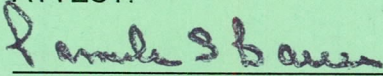
- Latalia L. Paez, 7950 S. Wake Forest Dr., Oak Creek (Open Pantry)
- Seda M. Sarlioglu, 175 W. Rainbow Ridge, Oak Creek (Open Pantry)
- Ashley Richter, 1700 Forest Hill Ave., South Milwaukee (Buffalo Wild Wings)
- Linda J. Beaudry, 5489 Olympia Dr., Greendale (Big Mouth Frog)

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.

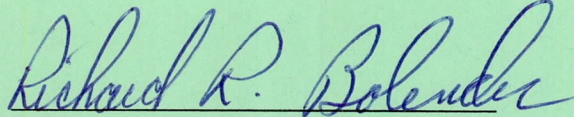
**ADJOURNMENT.**

Ald. Scaffidi, seconded by Ald. Michalski, moved to adjourn this meeting at 8:07 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, CMC, City Clerk



Richard R. Bolender, Mayor