

PROCEEDINGS, COMMON COUNCIL MEETING
TUESDAY, MAY 15, 2012, 6:30 P.M.

CITY OF OAK CREEK
MILWAUKEE COUNTY

1. Mayor Scaffidi called the meeting to order at 6:30 p.m. On roll call, the following alderpersons were present: Ald. Jakubczyk, Ald. Bukiewicz, Ald. Ruetz, Ald. Toman, Ald. Gehl, and Ald. Michalski. Also present were: City Attorney Lawrence Haskin, City Administrator Gerald Peterson, City Engineer/Acting Building Commissioner Michael Simmons, Fire Chief Thomas Rosandich, Finance Director Mark Wyss (arrived at 7:13 p.m.), Community Development Director Douglas Seymour, Utility Engineer Michael Sullivan, Water & Sewer Utility General Manager Steven Yttri, Acting City Clerk Christa Miller and City Clerk Catherine Roeske.

2. The meeting began with the Pledge of Allegiance being said by all present.

3. **PRESENTATION BY WAUKESHA WATER UTILITY MANAGER, DAN DUCHNIAK, ON WATER TRANSMISSION PROPOSAL AND NEGOTIATIONS.**

A presentation regarding Water Transmission Proposal and Negotiations was made by Waukesha Utility Manager, Dan Duchniak.

4. **INFORMATIONAL: COUNCIL PROCLAMATION 12-10, TO CHRISTA MILLER FOR DEDICATED SERVICE TO CITY AS ACTING CITY CLERK.**

The Council Proclamation 12-10 to Christa Miller for dedicated service to the City of Oak Creek was informational.

5. **PUBLIC HEARING HELD TO CONSIDER REQUEST BY RANDY AND LORI HUNT TO GRANT CUP FOR DUPLEX EXISTING PRIOR TO NOVEMBER 20, 1995, FOR PROPERTY LOCATED AT 9202 S. 8TH AVE.**

A public hearing was held to consider a request by Randy and Lori Hunt to grant a conditional use permit for a duplex existing prior to November 20, 1995, for the property located at 9202 S. 8th Ave. (see Item No. 6 for action on this hearing).

6. **PRESENTED AND ADOPTED: ORDINANCE NO. 2652, APPROVING CUP FOR DUPLEX EXISTING PRIOR TO NOVEMBER 20, 1995, FOR PROPERTY AT 9202 S. 8TH AVE (RANDY AND LORI HUNT).**

Ald. Toman, seconded by Ald. Michalski, moved to adopt Ordinance No. 2652, approving a conditional use permit for a duplex existing prior to November 20, 1995, for the property at 9202 S. 8th Ave. On roll call, the vote was as follows: On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

7. **PUBLIC HEARING HELD TO CONSIDER PROPOSAL FOR CITY TO AMEND OFFICIAL MAP FOR SECTION 32 (LANDS SW OF INTERSECTION OF S. HOWELL AVE. & W. OAKWOOD RD.).**

A public hearing was held to consider a proposal by the City of Oak Creek to amend the Official Map for Section 32 (lands southwest of the intersection of S. Howell Ave. & W.

Oakwood Rd.). (see Item 8 for action on this hearing).

8. **PRESENTED AND ADOPTED: ORDINANCE NO. 2650, AMENDING OFFICIAL MAP FOR SECTION 32.**

Ald. Gehl, seconded by Ald. Michalski, moved to adopt Ordinance No. 2650, amending the Official Map for Section 32. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

9. **PUBLIC HEARING HELD TO CONSIDER A PROPOSAL BY S.K. MEHTA TO AMEND C-1 SHORELAND WETLAND OVERLAY ZONING DISTRICT BOUNDARIES FOR PROPERTY AT 200 W. RAWSON AVE.**

A public hearing was held to consider a proposal by S.K. Mehta to amend the C-1 Shoreland Wetland Overlay Zoning District boundaries for the property at 200 W. Rawson Ave. (see Item No. 10 for action on this hearing).

10. **PRESENTED AND ADOPTED: ORDINANCE NO. 2653, REZONING PORTION OF PROPERTIES AT 200 W. RAWSON AVE. AND 7001 S. HOWELL AVE. FROM B-4, HIGHWAY BUSINESS TO C-1, SHORELAND WETLAND CONSERVANCY DISTRICT AND PORTIONS FROM C-1, SHORELAND WETLAND CONSERVANCY DISTRICT TO B-4, HIGHWAY BUSINESS.**

Ald. Jakubczyk, seconded by Ald. Michalski, moved to adopt Ordinance No. 2653, rezoning portions of the properties at 200 W. Rawson Ave. and 7001 S. Howell Ave. from B-4, Highway Business to C-1, Shoreland Wetland Conservancy District and portions from C-1, Shoreland Wetland Conservancy District to B-4, Highway Business. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

11. **COUNCIL CHANGES CITY'S MEDICAL INSURANCE PLAN NETWORK FROM UNITED HEALTHCARE OPTIONS PPO TO CHOICE PLUS EFFECTIVE JULY 1, 2012.**

Ald. Toman, seconded by Ald. Michalski, moved to concur with the recommendation of the Finance Committee and the Health Insurance Study Committee, changing the City's medical insurance plan network from United Healthcare Options PPO to Choice Plus effective July 1, 2012. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

12. **PRESENTED AND ADOPTED: ORDINANCE NO. 2651, REPEALING AND RECREATING SECTION 15.20 OF OAK CREEK MUNICIPAL CODE REGARDING RAZING OF BUILDINGS.**

Ald. Toman, seconded by Ald. Gehl, moved to adopt Ordinance No. 2651, repealing and recreating Section 15.20 of the Oak Creek Municipal Code regarding the razing of buildings, as amended, with Sub Section B.8. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

13. **COUNCIL CONCURS WITH MAYOR'S APPOINTMENT OF MARTA E. WEIRICH, 3973 E. HIGH ST. TO BOARD OF ZONING / HOUSING APPEALS TO COMPLETE 3-YEAR TERM EXPIRING 4/2013.**

Ald. Bukiewicz, seconded by Ald. Jakubczyk, moved to concur with the Mayor's appointment of Marta E. Weirich, 3973 E. High St. to Board of Zoning / Housing Appeals to complete 3-year term expiring 4/2013. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

14. **COUNCIL ACCEPTS BID FOR MILWAUKEE JOURNAL SENTINEL (OAK CREEK NOW) TO SERVE AS OFFICIAL CITY NEWSPAPER FOR NEXT 12 MONTHS.**

Ald. Jakubczyk, seconded by Ald. Bukiewicz, moved to accept the bid for the Milwaukee Journal Sentinel (Oak Creek Now) to serve as the official City newspaper for the next 12 months. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, 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 2012 Vendor Summary Report in the amount of \$797,370.73. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

Numbers 16-24 were made in one motion.

16. **PRESENTED AND ADOPTED: RESOLUTION NO. 11249-051512, APPROVING CSM FOR PROPERTY AT 2200 W. DREXEL AVE. AND 7818 & 7860 S. 27TH ST. (NORTHWESTERN MUTUAL & MILWAUKEE COUNTY).**

Ald. Bukiewicz, seconded by Ald. Jakubczyk, moved to adopt Resolution No. 11249-051512, approving a certified survey map for the property at 2200 W. Drexel Ave. and 7818 & 7860 S. 27th St. (Northwestern Mutual & Milwaukee County). On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

17. **PRESENTED AND ADOPTED: RESOLUTION NO. 11250-051512, APPROVING CSM FOR PROPERTIES AT 1830R & 1632R W. DREXEL AVE. (MILWAUKEE COUNTY).**

Ald. Bukiewicz, seconded by Ald. Jakubczyk, moved to adopt Resolution No. 11250-051512, approving a certified survey map for the properties at 1830R & 1632R W. Drexel Ave. (Milwaukee County). On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

18. **PRESENTED AND ADOPTED: RESOLUTION NO. 11251-051512, APPROVING CSM FOR PROPERTY AT 7332 S. 27TH ST. (TAMR I, LLC).**

Ald. Bukiewicz, seconded by Ald. Jakubczyk, moved to adopt Resolution No. 11251-051512, approving a certified survey map for the property at 7332 S. 27th St. (TAMR I, LLC). On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

19. **PRESENTED AND ADOPTED: RESOLUTION NO. 11252-051512, APPROVING CSM FOR PROPERTY AT 2341 W. DREXEL AVE. (WALDEN OC, LLC).**

Ald. Bukiewicz, seconded by Ald. Jakubczyk, moved to adopt Resolution No. 11252-051512, approving a certified survey map for the property at 2341 W. Drexel Ave. (Walden OC, LLC). On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

20. **PRESENTED AND ADOPTED: RESOLUTION NO. 11253-051512, APPROVING CSM FOR PROPERTY AT 8351 S. 20TH ST. (APPLE TOWER).**

Ald. Bukiewicz, seconded by Ald. Jakubczyk, moved to adopt Resolution No. 11253-051512, approving a certified survey map for the property at 8351 S. 20th St. (Apple Tower). On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

21. **PRESENTED AND ADOPTED: RESOLUTION NO. 11254-051512, APPROVING CSM FOR PROPERTY AT 8300 S. 20TH ST. (CHARLES & LINDA BUELOW).**

Ald. Bukiewicz, seconded by Ald. Jakubczyk, moved to adopt Resolution No. 11254-051512, approving a certified survey map for the property at 8300 S. 20th St. (Charles & Linda Buelow). On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

22. **PRESENTED AND ADOPTED: RESOLUTION NO. 11255-051512, APPROVING CSM FOR PROPERTY AT 8065 S. 20TH ST. (MICHAEL & SUSAN RUTZ).**

Ald. Bukiewicz, seconded by Ald. Jakubczyk, moved to adopt Resolution No. 11255-051512, approving a certified survey map for the property at 8065 S. 20th St., (Michael & Susan Rutz). On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

23. **PRESENTED AND ADOPTED: RESOLUTION NO. 11256-051512, APPROVING CSM FOR PROPERTY AT 2309 W. DREXEL AVE. (WALDEN OC, LLC).**

Ald. Bukiewicz, seconded by Ald. Jakubczyk, moved to adopt Resolution No. 11256-051512, approving a certified survey map for the property at 2309 W. Drexel Ave. (Walden OC, LLC). On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

24. **PRESENTED AND ADOPTED: RESOLUTION NO. 11257-051512, APPROVING CSM FOR PROPERTY AT 2301 W. DREXEL AVE. (CITY OF OAK CREEK).**

Ald. Bukiewicz, seconded by Ald. Jakubczyk, moved to adopt Resolution No. 11257-051512, approving a certified survey map for the property at 2301 W. Drexel Ave. (City of Oak Creek). On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

25. **PRESENTED AND ADOPTED: RESOLUTION NO. 11258-051512, APPROVING CSM FOR PROPERTY AT 8871 S. 5TH AVE. (KAEREK HOMES).**

Ald. Ruetz, seconded by Ald. Toman, moved to adopt Resolution No. 11258-051512, approving a certified survey map for the property at 8871 S. 5th Ave. (Kaerek Homes). On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

26. **PRESENTED AND ADOPTED: RESOLUTION NO. 11248-051512, ACCEPTING WORKMANSHIP AND AUTHORIZING FINAL PAYMENT TO PAYNE & DOLAN, FOR PROJECT NOS. 11028-11038. PROJECT INVOLVED INSTALLATION OF STREET IMPROVEMENTS IN VARIOUS DISTRICTS.**

Ald. Gehl, seconded by Ald. Michalski, moved to adopt Resolution No. 11248-051512, accepting the workmanship and authorizing final payment to Payne & Dolan, Inc. for Project Nos. 11028-11038. This project involved the installation of street improvements in various districts. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

27. **COUNCIL APPROVES INSTALLATION OF BARRICADE ON W. HILLTOP LN. AT EXIT FOR BOOTZ RESTAURANT; INSTALLATION OF "LEFT TURN ONLY, THROUGH RIGHT TURN" SIGN ON W. CENTENNIAL DR. WEST OF S. HOWELL AVE.; INSTALLATION OF "REDUCE SPEED AHEAD" SIGN ON E. DREXEL AVE. WEST OF S. PENNSYLVANIA AVE.; AND INSTALLATION OF "NO PARKING" SIGN ON S. REINHART DR.**

Ald. Gehl, seconded by Ald. Michalski, moved to concur with the recommendations of the Traffic and Safety Commission to approve the installation of a barricade on W. Hilltop Ln. at the exit for Bootz Restaurant, the installation of a "Left Turn Only, Through Right Turn" sign on W. Centennial Drive west of S. Howell Ave., the installation of a "Reduce Speed Ahead" sign on E. Drexel Ave. west of S. Pennsylvania Ave., and the installation of a "No Parking" sign on S. Reinhart Dr. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

28. **COUNCIL GRANTS OPERATORS LICENSES.**

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

- Courtney J. Brandstrom, 5627 S. Trinthammer Ave., Cudahy (Applebee's)
- Deanna M. Hehn, 3116 W. Vogel Ave., Greenfield (Piggly Wiggly)
- Nicole M. Duffy, 2627A S. Fulton St., Milwaukee (Woodman's)
- Dulce L. Hernandez, 1650 W. Waukesha Rd., Caledonia (Open Pantry)

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

29. **COUNCIL GRANTS TRANSIENT MERCHANT LICENSE TO MAZEN ALSHARIF, 4853 S. 14TH ST., MILWAUKEE, SELLING PRE-PACKAGED ICE CREAM PRODUCTS FOR GOLDEN GATE ICE CREAM.**

Ald. Jakubczyk, seconded by Ald. Gehl, moved to grant a Transient Merchant license to Mazen Alsharif, 4853 S. 14th St., Milwaukee, selling pre-packaged ice cream products for Golden Gate Ice Cream. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

30. **COUNCIL GRANTS TRANSIENT MERCHANT LICENSE TO INSTILE ACQUISITIONS, INC., 200 S. EXECUTIVE DR., BROOKFIELD, WI, SELLING AT&T U-VERSE AND SALESPERSONS.**

Ald. Jakubczyk, seconded by Ald. Gehl, moved to grant a Transient Merchant license to Instile Acquisitions, Inc., 200 S. Executive Dr., Brookfield, WI, selling AT&T U-Verse, and for the following salespersons:

- Andrew D. Guss, 1746A N. 54th St., Milwaukee
- Stratos D. Amini-Hajibashi, 7078 N. 46th St., Milwaukee
- Josh D. Henning, 12420 W. Euclid Ave., New Berlin

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

ADJOURNMENT.

Ald. Jakubczyk, seconded by Ald. Toman, moved to adjourn this meeting at 8:00 p.m. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

ATTEST:

Catherine A. Roeske, City Clerk

Stephen Scaffidi, Mayor