

PROCEEDINGS, COMMON COUNCIL MEETING
TUESDAY, SEPTEMBER 18, 2012, 7:00 P.M.

CITY OF OAK CREEK
MILWAUKEE COUNTY

1. Mayor Scaffidi called the meeting to order at 7:00 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, Community Development Director Douglas Seymour, City Engineer/Acting Building Commissioner Michael Simmons, and City Clerk Catherine Roeske.
2. The meeting began with the Pledge of Allegiance being said by all present.
3. Ald. Toman, seconded by Ald. Bukiewicz, moved to approve the minutes of the 8/6/12 and 9/4/12 meetings as published. 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.
4. **PUBLIC HEARING HELD TO CONSIDER REZONING PORTION OF PROPERTY AT 7512 S. HOWELL AVE., FROM RS-3 SINGLE-FAMILY RESIDENTIAL TO I-1, INSTITUTIONAL (SIKH TEMPLE).**

A public hearing was held to consider rezoning a portion of the property at 7512 S. Howell Ave. from Rs-3, Single-Family Residential to I-1, Institutional (Sikh Temple) (see Item 5 for action on this hearing).

5. **PRESENTED AND ADOPTED: ORDINANCE NO. 2660, REZONING PORTION OF PROPERTY AT 7512 S. HOWELL AVE. FROM RS-3, SINGLE FAMILY RESIDENTIAL TO I-1, INSTITUTIONAL (SIKH TEMPLE).**

Ald. Jakubczyk, seconded by Ald. Bukiewicz, moved to adopt Ordinance No. 2660, rezoning a portion of the property at 7512 S. Howell Ave. from Rs-3, Single Family Residential I-1, Institutional (Sikh Temple). 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.
6. **PUBLIC HEARING HELD TO CONSIDER REZONING PROPERTY AT 6939 S. 13TH ST. FROM RS-4, SINGLE FAMILY RESIDENTIAL TO RM-1, MULTI-FAMILY RESIDENTIAL (KARPFINGER).**

A public hearing was held to consider rezoning the property at 6939 S. 13th St., from Rs-4, Single-Family Residential to Rm-1, Multi-Family Residential (Karpfinger) (see Item 7 for action on this hearing).

7. **PRESENTED AND ADOPTED: ORDINANCE NO. 2661, REZONING PROPERTY AT 6939 S. 13TH ST. FROM RS-4, SINGLE FAMILY RESIDENTIAL TO RM-1, MULTI-FAMILY RESIDENTIAL (KARPFINGER).**

Ald. Bukiewicz, seconded by Ald. Michalski, moved to adopt Ordinance No. 2661, rezoning the property at 6939 S. 13th St. from Rs-4, Single-Family Residential to Rm-1, Multi-Family Residential (Karpfinger). On roll call, the vote was as follows: Ald. Jakubczyk, no; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

8. **PRESENTED AND ADOPTED: RESOLUTION NO. 11281-091812, RESOLUTION OF APPRECIATION TO GERALD L. KUEHN, RETIRING SENIOR UTILITY SERVICE WORKER.**

Ald. Gehl, seconded by Ald. Michalski, moved to adopt Resolution No. 11281-091812, Resolution of Appreciation to Gerald L. Kuehn, retiring Senior Utility Service Worker. 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. **PRESENTED AND ADOPTED: COUNCIL PROCLAMATION NO. 12-15, CONGRATULATIONS TO ROBBY DONARSKI, FOR RECEIVING THE EAGLE SCOUT AWARD.**

Ald. Toman, seconded by Ald. Gehl, moved to adopt Council Proclamation No. 12-15, Congratulations to Robby Donarski, for receiving the Eagle Scout Award. 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.

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

Ald. Ruetz, seconded by Ald. Bukiewicz, moved to approve the 2012 Vendor Summary Report in the amount of \$675,928.64. 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. **PRESENTED AND ADOPTED: RESOLUTION NO. 11286-091812, APPROVING CSM FOR PROPERTIES AT 10703 S. 10TH AVE. AND 3585 E. ELM RD.**

Ald. Toman, seconded by Ald. Bukiewicz, moved to adopt Resolution No. 11286-091812, approving a certified survey map for the properties at 10703 S. 10th Ave. and 3585 E. Elm Rd. 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: RESOLUTION NO. 11287-091812, APPROVING CSM FOR PROPERTY AT 3665 E. FITZSIMMONS RD.**

Ald. Toman, seconded by Ald. Ruetz, moved to adopt Resolution No. 11287-091812, approving a certified survey map for the property at 3665 E. Fitzsimmons Rd. 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. **PRESENTED AND ADOPTED: RESOLUTION NO. 11282-090412, ACCEPTING DEDICATION OF PUBLIC IMPROVEMENTS AND RELEASING DEVELOPER FROM TERMS AND CONDITIONS OF DEVELOPMENT AGREEMENT FOR PINE CREEK SUBDIVISION (PROJECT NO. 04066) (TAX KEY NO. 783-9001).**

Ald. Jakubczyk, seconded by Ald. Bukiewicz, moved to adopt Resolution No. 11282-090412, accepting dedication of the public improvements and releasing the Developer from the terms and conditions of their development agreement for the Pine Creek Subdivision (Project No. 04066) (Tax Key No. 783-9001). 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. **PRESENTED AND ADOPTED: RESOLUTION NO. 11283-090412, ACCEPTING RELEASE OF DEVELOPER FROM TERMS AND CONDITIONS OF DEVELOPMENT AGREEMENT FOR PPG INDUSTRIES PRIVATE INTERCEPTOR SANITARY SEWER PROJECT (PROJECT NO. 10051) (TAX KEY NO. 975-9999-002).**

Ald. Gehl, seconded by Ald. Michalski, moved to adopt Resolution No. 11283-090412, accepting the release of their developer from the terms and conditions of their development agreement for the PPG Industries private interceptor sanitary sewer project (Project No. 10051) (Tax Key No. 975-9999-002). 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. **PRESENTED AND ADOPTED: RESOLUTION NO. 11285-091812, ACQUIRING FEE PROPERTY (RIGHT-OF-WAY), PERMANENT AND TEMPORARY EASEMENTS FOR S. PENNSYLVANIA AVE. RECONSTRUCTION PROJECT FROM E. RAWSON AVE. (CTH BB) TO E. COLLEGE AVE. (CTH ZZ), AND SEND PAYMENTS IN AMOUNT OF AWARD OF DAMAGES TO AFFECTED PROPERTY OWNERS (PROJECT NO. 08021).**

Ald. Jakubczyk, seconded by Ald. Gehl, moved to adopt Resolution No. 11285-091812, acquiring fee property (right-of-way), permanent 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 the amount 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. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

16. **COUNCIL GRANTS OPERATOR'S LICENSE TO STEPHANIE M. BESSLER, 1105 E. MEADOW TERRACE, OAK CREEK (BUFFALO WILD WINGS).**

Ald. Jakubczyk, seconded by Ald. Gehl, moved to grant an Operator's license to Stephanie M. Bessler, 1105 E. Meadow Terrace, Oak Creek (Buffalo Wild Wings). 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. Michalski, seconded by Ald. Bukiewicz, moved to adjourn this meeting at 7:37 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