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Common Council
Chambers
8640 S. Howell Ave.
PO Box 27
Oak Creek, WI 53154
(414) 768-6500

COMMON COUNCIL MEETING AGENDA

MONDAY, AUGUST 5, 2013
AT 7:00 P.M.

COUNCIL MEETINGS CAN BE SEEN LIVE ON GOVERNMENT ACCESS CHANNELS 25 AND 99

1. Call Meeting to Order / Roll Call
2. Pledge of Allegiance
3. Approval of Minutes: 7/16/2013

Presentation

4. **Award Presentation:** APWA Wisconsin Executive Committee Project of the Year award for West Drexel Avenue.
5. **Mayoral Proclamation:** Children's Vision and Learning Month.

Public Hearings (beginning at 7:00 p.m.)

Citizen input, comments and suggestions are requested on the specific item(s) identified below. Action by the Council may occur at the same meeting if so included in the agenda.

6. **Rezone:** Consider a proposal to rezone the properties at 7929 S. Howell Ave. and 300 W. Drexel Ave. from M-1, Manufacturing to Drexel Town Square Mixed Use Planned Development (DTSMUPD) (previously held 6/18/13) (see Ordinance #2688 for action) (2nd District).
7. **Comprehensive Plan Amendment:** Consider an amendment to the "2020 Vision – A Comprehensive Plan for the City of Oak Creek" as it relates to the extent and allowable uses within the City Center planning district (see Ordinance #2691 for action).
8. **Conditional Use Amendment:** Consider an amendment to the conditional use permit submitted by Black Diamond Firearms Academy LLC for an indoor firing range, firearms and accessory sales and training operations for firearms and self-defense not within 1,000 feet of a residential district for the location at 6925 S. 6th St. (1st District).
9. **Ordinance:** Consider Ordinance No. 2692, amending Ordinance No. 2493 to allow an indoor firing range, firearms and accessory sales and training operations for firearms and self-defense not within 1,000 feet of a residential district for the Black Diamond Property located at 6925 S. 6th St. (1st District)

10. **Conditional Use:** Consider a proposal for a conditional use permit application by Sahera Abu Khamireh for a group day care center with an outdoor activity area located at 6901 S. 20th St. (Kids 'n Care) (2nd District).
11. **Ordinance:** Consider Ordinance No. 2693, approving a conditional use permit for a group day care center with an outdoor activity area located at 6901 S. 20th St. (Kids 'n Care) (2nd District).

New Business

MAYOR & COMMON COUNCIL

12. **Motion:** Consider a motion to authorize the City Administrator to enter into a marketing contract with the Packers Radio Network to promote the City of Oak Creek for the 2013-14 Season in an amount not to exceed \$20,000 (by Committee of the Whole).
13. **Motion:** Consider a motion to concur with the Mayor's recommendation of Jill Theys, 3050 E. Emily Ave., Oak Creek to the Celebrations Commission for a 3 year term to expire 4/2016, and replacing Christine Jackson (by Committee of the Whole).
14. **Motion:** Consider a motion to approve the 2013 Vendor Summary Report in the amount of \$447,360.89 (by Committee of the Whole).
15. **Resolution:** Consider Resolution No. 11389-080513 accepting the liability insurance proposal from Cities and Villages Mutual Insurance Company (CVMIC) for policy years 2015 and 2016. (by Committee of the Whole).
16. **Resolution:** Consider Resolution No. 11390-080513, authorizing the Information Technology Department to advertise a request for proposals for design services of a City Fiber Optic Wide Area Network (WAN) (by Committee of the Whole).

ENGINEERING

17. **Resolution:** Consider Resolution No. 11385-080513, acquiring fee property (right-of-way), and temporary easements for the S. Howell Ave. Wisconsin Department of Transportation maintenance project from Oakwood Road to Grange Avenue and to send a payment in the amount of the Award of Damages to the affected property owners (Project No. 12025) (Various Districts).
18. **Resolution:** Consider Resolution No. 11388-080513, approving a storm water management practices maintenance agreement with WISPARK LLC, for their Oak View Business Park Development. (Tax Keys Nos. 955-1001, 955-1002, 974-1003, 975-1004) (5th District).
19. **Motion:** Consider a motion to concur with the recommendations of the Traffic and Safety Commission for installation of a street light at 9233 S. 15th Ave; and "No Parking", signs on E. Valbeth Dr. S. Griffin Ave. Also to deny the installation of, "No Parking 8 AM to 10 PM School Days," signs on E. Sunset Dr. (3rd District).
20. **Motion:** Consider a motion to reject the bid for the 2013 Sidewalk Repair Project, and to direct the Engineering Department to proceed with one of two options (Project No. 13023).

LICENSE COMMITTEE

The License Committee did not meet prior to the 8/5/13 meeting. Tentative recommendations are being made as follows.

21. **Motion:** Consider a *motion* to grant an Operator's license to the following (*favorable background report received*):
 - Angela Straszewski, 520 W. Riverwood Dr., Oak Creek (Woodman's)
 - Randy J. Stimac, 8624 W. Holt Ave., Milwaukee (Legion)
 - Bryan D. Hayes, 8026 S. Wildwood Dr., Oak Creek (Applebee's)
 - Amanda L. Vollmer, 8730 S. Country Dr., Oak Creek (Kwik Trip)
 - Veronica RA. Gibbs, 1509 Walnut St., South Milwaukee (Applebee's)

22. **Motion:** Consider a *motion* to grant a change of agent on the Class A Combination license for Ultra Food Marts, LLC, dba Pick 'n Save #6387, 2320 W. Ryan Rd. from Jessica Marifke to Matthew Meyer, 10312 63rd St., Kenosha (*favorable background report received*).

23. **Motion:** Consider a *motion* to grant an Athletic Events, Parades and Related Event Permit to Jay Pacitti, Event Coordinator for Get Your Guts in Gear bike event 8/25/13 (*favorable department approvals received*).

MISCELLANEOUS

24. **Motion:** Consider a *motion* to convene in to Closed Session immediately following the conclusion of the Common Council meeting pursuant to Wisconsin State Statutes to discuss the following:
 - a. Section 19.85 (1)(e) to discuss the terms of a proposed Financing Agreement between the City and Wispark LLC for Tax Incremental District (TIF) No. 8 (Oakview Business Park).
 - b. Section 19.85 (1)(e) to discuss the terms of a proposed Financing Agreement between the City and One West Drexel LLC for Tax Incremental District (TIF) No. 11 (Drexel Town Square).
 - c. Section 19.85 (1)(e) to discuss the terms of a proposed First Amendment to the Financing Agreement between the City of Oak Creek and One West Drexel LLC for Tax Incremental District (TIF) No. 11 (Drexel Town Square).

25. **Motion:** Consider a *motion* to reconvene into Open Session.

26. **Ordinance:** Consider *Ordinance* No. 2691, an ordinance adopting an amendment to the Comprehensive Plan for the City of Oak Creek, Wisconsin (by Committee of the Whole).

27. **Ordinance:** Consider *Ordinance* No. 2686, creating Section 17.0334 of the Municipal Code to create the Drexel Town Square Mixed Use Planned Development zoning district (2nd District).

28. **Ordinance:** Consider *Ordinance* No. 2688, rezoning the properties at 7929 S. Howell Ave. and 300 W. Drexel Ave. from M-1, Manufacturing to Drexel Town Square Mixed Use Planned Development (DTSMUPDD) (2nd District).

29. **Resolution:** Consider *Resolution* No. 11346-080513, approving Tax Incremental District No. 8 Finance Development Agreement and other TID No. 8 Finance Development Related

Documents (Oakview Business Park) (5th District).

30. **Resolution:** Consider Resolution No. 11337-080513 – approving the Tax Incremental District No. 11 Finance Development Agreement and other related documents including the Allocation Agreement, Project Management Agreement, Disbursing Agreement, Amended and Restated Mortgage and Supplement to Finance Development Agreement by and between the City of Oak Creek (the “City”) and One West Drexel LLC (“OWD”) regarding the financing for Drexel Town Square (“DTS”) (2nd District).
31. **Resolution:** Consider Resolution No. 11386-080513, approving the first amendment to Tax Incremental District 11, Finance Development Agreement and related documents including the Amended and Restated Mortgage (2nd District).
32. **Resolution:** Consider Resolution No. 11387-080513, approving an exchange of lands with One West Drexel LLC for the City Hall and Library (300) W. Drexel Ave.) (Tax Key No. 813-9024) (2nd District).

Adjournment.

Public Notice

Upon reasonable notice, a good faith effort will be made to accommodate the needs of disabled individuals through sign language interpreters or other auxiliary aid at no cost to the individual to participate in public meetings. Due to the difficulty in finding interpreters, requests should be made as far in advance as possible preferably a minimum of 48 hours. For additional information or to request this service, contact the Oak Creek City Clerk at 768-6511, (FAX) 768-9587, (TDD) 768-6513 or by writing to the ADA Coordinator at the Health Department, City Hall, 8640 S. Howell Avenue, Oak Creek, Wisconsin 53154.

It is possible that members of and possibly a quorum of members of other governmental bodies of the municipality may be in attendance at the above-stated meeting to gather information; no action will be taken by any governmental body at the above-stated meeting other than the governmental body specifically referred to above in this notice.