

PROCEEDINGS, COMMON COUNCIL MEETING  
TUESDAY, SEPTEMBER 3, 2013, 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. Kurkowski, Ald. Bukiewicz, Ald. Ruetz, Ald. Toman, Ald. Gehl, and Ald. Michalski. Also present were: City Attorney Lawrence Haskin, City Engineer/Acting Building Commissioner Michael Simmons, Fire Chief Thomas Rosandich, Community Development Director Douglas Seymour, City Treasurer Barbara Guckenberger, Streets, Parks and Forestry Supervisor David Laehn, Police Sergeant David Stecker, and City Clerk Catherine Roeske.
2. The meeting began with the Pledge of Allegiance being said by all present.
3. Ald. Bukiewicz, seconded by Ald. Ruetz, moved to approve the minutes of the 8/20/13 meeting as published. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

4. **PRESENTED AND ADOPTED: ORDINANCE NO. 2694, AMENDING ORDINANCE NO. 2666, AUTHORIZING NEW DEPUTY TREASURER POSITION BE CREATED TO REPLACE ACCOUNT CLERK II POSITION, AND SETTING HIRING RATE AT \$53,987.**

Ald. Michalski, seconded by Ald. Bukiewicz, moved to adopt Ordinance No. 2694, amending Ordinance No. 2666, authorizing a new Deputy Treasurer position be created to replace an Account Clerk II position and that the hiring rate for this position be \$53,987, as recommended by the Personnel Committee. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

5. **PRESENTED AND ADOPTED: ORDINANCE NO. 2695, AMENDING ORDINANCE NO. 2666, AUTHORIZING NEW LABORER/DRIVER POSITION BE CREATED IN STREETS, PARKS AND FORESTRY DEPARTMENT AND APPROVES ADVERTISING TO FILL TWO (2) VACANCIES IN DEPARTMENT.**

Ald. Michalski, seconded by Ald. Toman, moved to adopt Ordinance No. 2695, amending Ordinance No. 2666, authorizing new Laborer/Driver position be created in the Streets, Parks and Forestry Department and approves advertising to fill two (2) vacancies in the department, as recommended by the Personnel Committee. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

6. **COUNCIL APPROVES VENDOR SUMMARY REPORT.**

Ald. Gehl, seconded by Ald. Michalski, moved to approve the 2013 Vendor Summary Report in the amount of \$1,457,574.13. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

7. **COUNCIL APPROVES INTER-MUNICIPAL AGREEMENT BETWEEN VILLAGE OF BAYSIDE AND CITY PROVIDING BACK-UP PUBLIC SAFETY ANSWERING POINT SERVICES TO EACH OTHER.**

Ald. Bukiewicz, seconded by Ald. Kurkowski, moved to approve an Inter-Municipal Agreement between the Village of Bayside and the City of Oak Creek for providing back-up Public Safety Answering Point services to each other. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

8. **COUNCIL APPROVES PROPOSED ANNUAL AGREEMENT FOR SCHOOL RESOURCE OFFICER SERVICES FOR 2013-14 SCHOOL YEAR.**

Ald. Bukiewicz, seconded by Ald. Kurkowski, moved to approve the proposed annual Agreement for School Resource Officer Services for the 2013-14 school year. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

9. **PRESENTATION ON JOINT PLANNING INITIATIVES FOR SOUTH 27<sup>TH</sup> STREET.**

The Council was provided a presentation on the Joint Planning Initiatives for South 27<sup>th</sup> Street.

10. **DIRECTED HELD UNTIL AFTER REQUIRED PUBLIC HEARING ON 10/15/13: RESOLUTION NO. 11399-090313, VACATING RIGHT-OF-WAY FOR E. FOREST HILL AVE.**

Ald. Kurkowski, seconded by Ald. Gehl, moved to hold Resolution No. 11399-090313, vacating a right-of-way for E. Forest Hill Ave. until after the required public hearing scheduled for October 15, 2013. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

11. **PRESENTED AND ADOPTED: RESOLUTION NO. 11396-090313, ACQUIRING FEE PROPERTY (RIGHT-OF-WAY) AND TEMPORARY EASEMENTS, FOR S. HOWELL AVE. WISCONSIN DOT MAINTENANCE PROJECT FROM OAKWOOD RD. TO GRANGE AVE.; AND TO SEND PAYMENT IN AMOUNT OF AWARD OF DAMAGES TO AFFECTED PROPERTY OWNERS.**

Ald. Kurkowski, seconded by Ald. Michalski, moved to adopt Resolution No. 11396-090313, 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 Ave.; and to send a payment in the amount of the Award of Damages to the affected property owners (Project No. 12025). On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

12. **PRESENTED AND ADOPTED: RESOLUTION NO. 11397-090313, ENTERING INTO DRAINAGE FACILITY & WATERWAY AGREEMENT WITH UNION PACIFIC RAILROAD COMPANY FOR WORK WITHIN RAILROAD RIGHT-OF-WAY FOR E. PUETZ RD. TO E. FOREST HILL AVE. DRAINAGE IMPROVEMENT PROJECT.**

Ald. Ruetz, seconded by Ald. Kurkowski, moved to adopt Resolution No. 11397-090313, entering into a Drainage Facility & Waterway Agreement with the Union Pacific Railroad Company for work within the railroad right-of-way for the E. Puetz Rd. to E. Forest Hill Ave. Drainage Improvement Project (Project No. 09024). On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

13. **COUNCIL GRANTS OPERATOR LICENSE TO SARAH WHITE, 614A 15<sup>TH</sup> PL., KENOSHA.**

Ald. Ruetz, seconded by Ald. Gehl, moved to grant an Operator's license to Sarah White, 614A 15<sup>th</sup> Place, Kenosha, (Noodles & Company). On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

14. **CLOSED SESSION HELD.**

Ald. Gehl, seconded by Ald. Ruetz, moved to convene in Closed Session at 8:15 p.m., pursuant to Wisconsin State Statutes, Section 19.85(1)(e) to discuss the terms of a proposed Memorandum of Understanding by and among Woodman's, Inc., One West Drexel LLC and the City of Oak Creek, regarding the development of Drexel Town Square. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

15. **COUNCIL RECONVENES INTO OPEN SESSION.**

Ald. Gehl, seconded by Ald. Toman, moved to reconvene into Open Session at 8:26 p.m. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

16. **PRESENTED AND ADOPTED: RESOLUTION NO. 11398-090313, APPROVING MOU BY AND AMONG WOODMAN'S INC., ONE WEST DREXEL LLC, AND THE CITY REGARDING DEVELOPMENT OF DREXEL TOWN SQUARE.**

Ald. Gehl, seconded by Ald. Bukiewicz, moved to adopt Resolution No. 11398-090313, approving the Memorandum of Understanding by and among Woodman's Inc., ("Woodman's"), One West Drexel LLC ("OWD") and the City of Oak Creek ("City") regarding the development of Drexel Town Square. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

**ADJOURNMENT.**

Ald. Ruetz, seconded by Ald. Kurkowski, moved to adjourn this meeting at 8:27 p.m. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

ATTEST:

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Catherine A. Roeske, City Clerk

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Stephen Scaffidi, Mayor