

PROCEEDINGS, COMMON COUNCIL MEETING
TUESDAY, MARCH 4 2014, 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 Administrator Gerald Peterson, City Engineer / Acting Building Commissioner Michael Simmons, Fire Chief Thomas Rosandich, Development Director Douglas Seymour, Finance Director/Comptroller Bridget Souffrant, City Public Health Officer Judith Price, Streets, Parks & Forestry Supervisor David Laehn, City Forester Rebecca Lane, 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. Michalski, moved to approve the minutes of the 2/17/14 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: COUNCIL PROCLAMATION NO. 14-03 TO SANDRA SCHNEIDER FOR DEDICATED SERVICE TO CITY AS MEMBER OF BOH.**

Ald. Gehl, seconded by Ald. Kurkowski, moved to adopt Council Proclamation No. 14-03 to Sandra Schneider for dedicated service to the City as a member of the Board of Health. 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. 2714, AMENDING SECTION 2 OF ORDINANCE NO. 2700, RELATING TO SALARY FOR DEPUTY HEALTH OFFICER, AS REVISED.**

Ald. Kurkowski, seconded by Ald. Bukiewicz, moved to adopt Ordinance No. 2714, amending Section 2 of Ordinance No. 2700, relating to the salary for the Deputy Health Officer, with the salary as of 2/24/14 corrected to read \$68,140. 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. **PRESENTED AND ADOPTED: COUNCIL PROCLAMATION NO. 14-04 TO GRANT NORMAN RISSLEY FOR RECEIVING EAGLE SCOUT AWARD.**

Ald. Gehl, seconded by Ald. Michalski, moved to adopt Council Proclamation No. 14-04 to Grant Norman Rissley for receiving the Eagle Scout Award. 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. **PUBLIC HEARING HELD TO CONSIDER REQUEST BY WISPARK, LLC, AMENDING PARKING SETBACK REQUIREMENT IN PUD ORDINANCE AND GENERAL DEVELOPMENT PLAN FOR OAK VIEW BUSINESS PARK LOCATED AT 405 & 641 W. OAKWOOD RD. AND 10303 & 10711 S. HOWELL AVE.**

A public hearing was held to consider a request by WisPark, LLC to amend the parking setback requirement in the Planned Unit Development ordinance and general development plan for Oak

View Business Park located at 405 & 641 W. Oakwood Rd. and 10303 & 10711 S. Howell Ave. 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. **PRESENTED AND ADOPTED: ORDINANCE NO. 2708, AMENDING PUD AND GENERAL DEVELOPMENT PLAN FOR OAKVIEW BUSINESS PARK PROPERTIES AT 405 W. OAKWOOD RD., 641 W. OAKWOOD RD., 10303 S. HOWELL AVE., AND 10711 S. HOWELL AVE.**

Ald. Gehl, seconded by Ald. Bukiewicz, moved to adopt Ordinance No. 2708, amending the Planned Unit Development and General Development Plan for the OakView Business Park properties at 405 W. Oakwood Rd., 641 W. Oakwood Rd., 10303 S. Howell Ave., and 10711 S. Howell Ave. 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. **PUBLIC HEARING HELD TO CONSIDER REQUEST TO AMEND LOCATION OF BUILD-TO-ZONE IN FIGURES 4A AND 4B OF GENERAL DEVELOPMENT PLAN AND REGULATING PLAN FOR DREXEL TOWN SQUARE MIXED USE PLANNED DEVELOPMENT DISTRICT LOCATED AT 7929 S. HOWELL AVE., 8051 S. HOWELL AVE., 331 W. DREXEL AVE., 361 W. TOWN SQUARE WAY, 7980 S. MARKET ST., 8040 S. 6TH ST., 171 W. TOWN SQUARE WAY, 8041 S. HOWELL AVE., 8031 S. HOWELL AVE., AND 7941 S. HOWELL AVE.**

A public hearing was held to consider a request to amend the location of the build-to-zone in Figures 4a and 4b of the General Development Plan and Regulating Plan for the Drexel Town Square Mixed Use Planned Development District located at 7929 S. Howell Ave., 8051 S. Howell Ave., 331 W. Drexel Ave., 361 W. Town Square Way, 7980 S. Market St., 8040 S. 6th St., 171 W. Town Square Way, 7980 S. Market St., 8040 S. 6th St., 171 W. Town Square Way, 8041 S. Howell Ave., 8031 S. Howell Ave., and 7941 S. Howell Ave. 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.

10. **PRESENTED AND ADOPTED: ORDINANCE NO. 2713, AMENDING LOCATION OF BUILD-TO-ZONE IN FIGURES 4A AND 4B OF GENERAL DEVELOPMENT PLAN AND REGULATING PLAN FOR DREXEL TOWN SQUARE MIXED USE PLANNED DEVELOPMENT DISTRICT LOCATED AT 7929 S. HOWELL AVE., 8051 S. HOWELL AVE., 331 W. DREXEL AVE., 361 W. TOWN SQUARE WAY, 7980 S. MARKET ST., 8040 S. 6TH ST., 171 W. TOWN SQUARE WAY, 8041 S. HOWELL AVE., 8031 S. HOWELL AVE., AND 7941 S. HOWELL AVE.**

Ald. Bukiewicz, seconded by Ald. Michalski moved to adopt Ordinance No. 2713, amending the location of the build-to-zone in Figures 4a and 4b of the General Development Plan and Regulating Plan for the Drexel Town Square Mixed Use Planned Development District located at 7929 S. Howell Ave., 8051 S. Howell Ave., 331 W. Drexel Ave., 361 W. Town Square Way, 7980 S. Market St., 8040 S. 6th St., 171 W. Town Square Way, 8041 S. Howell Ave., 8031 S. Howell Ave., and 7941 S. Howell Ave. 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. **COUNCIL AUTHORIZES STAFF TO SEEK ISSUANCE OF \$20.5 MILLION IN NOTES TO HELP FINANCE COST FOR CONSTRUCTING NEW CITY HALL/LIBRARY BUILDING, FIRE STATION #1, AND COMMUNICATION TOWER.**

Ald. Gehl, seconded by Ald. Bukiewicz, moved to authorize staff to seek issuance of \$20.5 million in notes to help finance the cost for constructing a new City Hall / Library building, Fire Station #1, and a communications tower. 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. **COUNCIL AUTHORIZES ENBERG ANDERSON, INC. TO BID PURCHASE OF FURNISHINGS, FIXTURES, AND EQUIPMENT FOR CITY HALL AND LIBRARY WHEN CITY REVIEW TEAM DETERMINES ITS LEGAL REVIEWS, TECHNICAL REVIEWS, PLAN REFINEMENTS AND IDENTIFICATION OF PURCHASE DEDUCTS AND ALTERNATIVES IS COMPLETE.**

Ald. Toman, seconded by Ald. Kurkowski, moved to authorize Enberg Anderson, Inc., to bid purchase of furnishings, fixtures, and equipment for the City Hall and Library when the City review team determines its legal reviews, technical reviews, plan refinements and the identification of purchase deducts and alternatives is complete. 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. **PRESENTED AND ADOPTED: RESOLUTION NO. 11458-030414, APPROVING MOU BY AND BETWEEN CITY OF OAK CREEK AND CITY OF ST. FRANCIS FOR DISPATCH SERVICES.**

Ald. Gehl, seconded by Ald. Michalski, moved to adopt Resolution No. 11458-030414, approving a Memorandum of Understanding by and between the City of Oak Creek and the City of St. Francis for Dispatch Services. 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. **COUNCIL APPROVES VENDOR SUMMARY REPORT.**

Ald. Gehl, seconded by Ald. Bukiewicz, moved to approve the 2014 Vendor Summary Report in the amount of \$439,794.64. 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 WAIVES BIDS AND APPROVES PURCHASE AS SINGLE SOURCE, MATCHING EXISTING EQUIPMENT, A TORO SAND PRO 5040 INFIELD GROOMER WITH ATTACHMENTS FROM REINDERS IN AMOUNT OF \$24,200.**

Ald. Kurkowski, seconded by Ald. Bukiewicz, moved to waive the bids and approve a purchase as a single source to match existing equipment, a Toro Sand Pro 5040 infield groomer with attachments from Reinders in the amount of \$24,200. 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. **COUNCIL APPROVES BID PRICE PURCHASE OF JOHN DEERE 997, 60" DECK MOWER WITH REAR DISCHARGE, FROM HIGHWAY C SERVICES IN AMOUNT OF \$16,700.**

Ald. Michalski, seconded by Ald. Kurkowski, moved to approve the bid price purchase of a John Deere 997 60" deck mower with rear discharge from Highway C Services in the amount of \$16,700. 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.

17. **COUNCIL APPROVES BID PRICE PURCHASE OF JOHN DEERE 997, 72" DECK MOWER WITH SIDE DISCHARGE, FROM HIGHWAY C SERVICES IN AMOUNT OF \$17,008.**

Ald. Michalski, seconded by Ald. Kurkowski, moved to approve the bid price purchase of a John Deere 997 72" deck mower with side discharge from Highway C Services in the amount of \$17,008. 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.

18. **COUNCIL AWARDS 2014 STREET TREE BID TO GOODMARK NURSERIES, LLC, IN AMOUNT OF \$20,685 (PROJECT NO. 14014).**

Ald. Kurkowski, seconded by Ald. Bukiewicz, moved to award the 2014 street tree bid to Goodmark Nurseries, LLC, in the amount of \$20,685. (Project No. 14014). 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.

19. **PRESENTED AND ADOPTED: RESOLUTION NO. 11457-030414, ESTABLISHING STORM SEWER EASEMENT AT OAK VIEW BUSINESS PARK (TAX KEY 974-1003).**

Ald. Gehl, seconded by Ald. Bukiewicz, moved to adopt Resolution No. 11457-030414, establishing a storm sewer easement at OakView Business Park (Tax Key No. 974-1003). 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.

20.-21. **COUNCIL GRANTS OPERATORS LICENSES.**

Ald. Ruetz, seconded by Ald. Gehl, moved to grant Operator's licenses to:

- Thomas Malecki, 10075 S. Cindy Lane, Oak Creek (Gary's Beer & Liquor)
- Dawn Liegler, 363 W. Lagoon Ln., Oak Creek (Classic Lanes)
- Erica Garcia, 1920 Mt. Pleasant St., Racine (Applebee's)
- Jane Michel, 3720 W. 7 Mile Rd., Caledonia (Oasis Mobil)

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.

22. **COUNCIL GRANTS TRANSIENT MERCHANT LICENSE TO INSTILE ACQUISITIONS INC., 3380 S. 108TH ST., MILWAUKEE, WI SELLING AT&T U-VERSE AND FOR SALESPERSON.**

Ald. Ruetz, seconded by Ald. Gehl, moved to grant a transient merchant license to Instile Acquisitions, Inc., 3380 S. 108th St., Milwaukee, WI, selling AT&T U-Verse, and for a Denisa Ice, 485 W. Puetz Rd., Oak Creek, to be approved as a salesperson. 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.

23. **COUNCIL GRANTS CHANGE OF AGENT TO MEGA MARTS, LLC DBA PICK 'N SAVE #6348, 6462 S. 27TH ST., FROM KRISTI O'CONNOR TO MATTHEW J. MEYER, 10312 63RD ST., KENOSHA.**

Ald. Ruetz, seconded by Ald. Gehl, moved to grant a change of agent to Mega Marts, LLC dba Pick 'n Save #6348, 6462 S. 27th St., from Kristi O'Connor to Matthew J. Meyer, 10312 63rd St., Kenosha. 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. Kurkowski, seconded by Ald. Bukiewicz, moved to adjourn this meeting at 7:49 p.m. On roll all, 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:

Catherine A. Roeske, City Clerk

Stephen Scaffidi, Mayor