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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

TUESDAY, MARCH 18, 2014
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: 3/4/14

Recognition

4. **Council Proclamation:** Consider Council Proclamation No. 14-05, Congratulations to Nicholas Meyer for receiving the Eagle Scout Award (by Committee of the Whole).

New Business

MAYOR & COMMON COUNCIL

5. **Motion:** Consider a motion to concur with the Personnel Committee's recommendation and authorize a one-time exception to the City's Tuition Reimbursement policy for tuition expenses to Lt. Dave Stecker beyond the \$22,500 limit for completion of his graduate degree program (by Committee of the Whole).
6. **Motion:** Consider a motion to authorize the transfer of \$50,000 from "unspecified streets" in the capital improvements fund to CIP 14-030 "special street maintenance" for additional street maintenance materials and supplies (by Committee of the Whole).
7. **Motion:** Consider a motion to adopt Ordinance No. 2715, amending Ordinance No. 2700, authorizing a new Deputy Comptroller/Payroll Coordinator position be created to replace an Account Clerk III position and that the hiring range for this position be \$60,853 - \$64,225, as recommended by the Personnel Committee (by Committee of the Whole).
8. **Resolution:** Consider Resolution No. 11461-031814, acknowledging and filing a revised 2014 calendar year salary grade plan and benefits for library personnel (by Committee of the Whole).
9. **Motion:** Consider a motion to approve the 2014 Vendor Summary Report in the amount of \$476,219.62 (by Committee of the Whole).

COMMUNITY DEVELOPMENT

10. **Resolution:** Consider a motion to **hold** Resolution No. 11464-031814, vacating a part of public street in the City of Oak Creek (ABC Street in the SW ¼, NW ¼ and the NE ¼ of the NE ¼ of Section 32-5-22 until after the required public hearing scheduled for May 6, 2014 (5th District).
11. **Resolution:** Consider Resolution No. 11466-031814, approving a certified survey map for the properties at 641 W. Oakwood Rd., 10303 S. Howell Ave., 10711 S. Howell Ave., with the condition that all technical corrections are made prior to recording (5th District).
12. **Resolution:** Consider Resolution No. 11467-031814, approving a certified survey map for the properties at 641 W. Oakwood Rd., 10303 S. Howell Ave., 10711 S. Howell Ave., with the condition that all technical corrections are made prior to recording (5th District).

ENGINEERING

13. **Informational:** Update on recent grant awards.
14. **Resolution:** Consider Resolution No. 11459-031814, supporting the submission of an application for 2014-2018 Transportation Alternatives Program (TAP) award cycle under the Safe Routes to School (SRTS) category (by Committee of the Whole).
15. **Resolution:** Consider Resolution No. 11465-031814, supporting the submission of an application for 2014-2018 Transportation Alternatives Program (TAP) award cycle under the Bicycle-Pedestrian Facilities category (4th District).
16. **Motion:** Consider a motion to enter into a lump sum contract of \$16,500 with Graef for the design of 6th Street improvements. (2nd District).
17. **Resolution:** Consider Resolution No. 11460-031814, acquiring fee property (right-of-way) and temporary easements, for the Drexel Town Square project and to send payment in the amount of the Award of Damages to the affected property owner (Project No. 13040) (2nd District).
18. **Resolution:** Consider Resolution No. 11462-031814, accepting the 2013 Annual Report for Oak Creek's WPDES Storm Water (NR216) permit (by Committee of the Whole).
19. **Resolution:** Consider Resolution No. 11463-031814, authorizing the 2014 road improvement projects (Various districts).
20. **Resolution:** Consider Resolution No. 11468-031814, approving the Centennial Park Expansion development agreement for the design and installation of public improvements at 9029 S. Shepard Ave. (Proj. Nos. 09054 and 09055) (3rd District).

LICENSE COMMITTEE

The License Committee met on 3/14/14. Minutes are attached. Recommendations are being made as follows:

21. **Motion:** Consider a motion to grant Special Event license to Carolyn Bukiewicz, agent for the Celebrations Commission, for an Ugly Sweater walk planned for Saturday, April 12, 2014, with waiver of application fee.

22. **Motion:** Consider a *motion* to grant a Special Event license to Lynda Schissler, agent for Girl Scout Troop #1687, for a Sneakers for Safety Kits walk planned on Saturday, May 10, 2014.

The following items were received after the License Committee met. Tentative recommendations are being made as follows:

23. **Motion:** Consider a *motion* to grant an Operator's license to the following (*favorable background report received*):
- Alycia A. Pogreba, 4378 N. 28th St., Milwaukee (Bootz Saloon)

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 Section 19.85 (1)(e) to consider an Amendment to the TIF Finance Agreement with OWD, LLC for TIF 11 (Drexel Town Square) and an Amendment to the TIF Finance Agreement with Wispark, LLC for TIF 8 as it relates to profit sharing (Oakview Business Park).
25. **Motion:** Consider a *motion* to reconvene into Open Session.
26. **Motion:** Consider a *motion* to take action, if required.

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

COUNCIL PROCLAMATION NO. 14-05
CONGRATULATIONS TO
NICHOLAS MEYER
FOR RECEIVING THE EAGLE SCOUT AWARD

WHEREAS, the conferring of an Eagle Scout is one of the highest awards that can be bestowed upon a Boy Scout; and

WHEREAS, such award is an earned award in that the recipient must perform and successfully complete and pass the rigid requirements exacted to achieve an Eagle Scout Award; and

WHEREAS, less than four percent of all Scouts actually achieve this goal; and

WHEREAS, at a Court of Honor held at Divine Mercy Parish on March 9, 2014 at 2:00 p.m., an Eagle Award was conferred upon Nicholas Meyer; and

WHEREAS, as his Eagle project, Nicholas built and erected an informational kiosk, bench and a boot brush at the trail head at Rawson Park in South Milwaukee. Nicholas also installed a bench in each of the short and long trails in Rawson Park, allowing the public to better enjoy the natural beauty of the park. Rawson Park, which spans a total of 29.7 acres with nature trails throughout the park, is part of the Milwaukee County Parks System; and

WHEREAS, the Oak Creek Common Council wishes to recognize this noteworthy achievement of Nicholas Meyer.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Common Council of the City of Oak Creek hereby extend their congratulations to Eagle Scout Nicholas Meyer for having an Eagle Scout Award conferred upon him by the Boy Scouts of America.

BE IT FURTHER RESOLVED that this proclamation be spread upon the minutes of this meeting and the City Clerk be and she is hereby directed to transmit a suitable copy thereof to Nicholas Meyer.

Dated this 9th day of March, 2014.

Presented and adopted this ____ day of March, 2014.

President, Common Council

Mayor

ATTEST:

City Clerk

VOTE: Ayes _____ Noes _____

City of Oak Creek Common Council Report

Meeting Date: March 18, 2014

Item No.: 5

Recommendation: That the Common Council concur with the Personnel Committee's recommendation and authorize reimbursement for tuition expenses to Lt. David Stecker. The Personnel Committee recommends a one-time exception to the City's Tuition Reimbursement policy which would allow Lt. David Stecker reimbursement beyond the \$22,500 limit for completion of his graduate degree program.

Background: The City's Personnel Manual includes the rules and provisions under which the City provides tuition reimbursement to non-union employees. Ongoing employee training and education are valued by the City to enhance employee skills and abilities. The City's Personnel Manual establishes a City maximum reimbursement level for any combination of degree programs as \$22,500.

Lt. Dave Stecker requires four additional courses to complete his graduate degree. He has nearly used the City maximum tuition reimbursement available. He requested, and the Personnel Committee approved, City reimbursement for courses and books to complete his coursework at the established 75% level.

Fiscal Impact: It is anticipated the City will incur approximately \$4,000 beyond the current tuition limit if the Council approves this request.

Fiscal Review by:


Bridget M. Souffrant, CMTW
Finance Director/Comptroller

Prepared and Submitted by:


Gerald R. Peterson, ICMA-CM
City Administrator

**Personnel Committee Meeting Minutes
March 4, 2014**

Committee members present: Alderman Toman and Alderman Bukiewicz. Alderman Michalski was excused.

Also present: City Administrator Gerald Peterson, Fire Chief Tom Rosandich, Police Chief John Edwards, Inspection Supervisor Jeff Lynch, Police Lieutenant Dave Stecker, Health Officer Judi Price, and Personnel Specialist Marie Kreif, Street Division employees: Greg Gross, Mike Marvell, Kevin Archambeau, Kyle Galbraith, Terry Moss, Adam Bridges, Rick Gabriel, John LaRosa, John Leranth, Tony Schloer, Joseph Dembosky. Steve Wilding arrived at 5:30 p.m.

The meeting was called to order at 5:05 p.m. by Alderman Toman, seconded by Alderman Bukiewicz.

Item 2. Review and consider approval of minutes from the January 21st meeting

Alderman Toman made a motion to approve the minutes of January 21; Alderman Bukiewicz seconded the motion. All aye; motion carried.

Item 3. Review and consider correspondence from department managers on tuition reimbursement policy

Lt. Stecker has four courses remaining to finish his master's degree which would total approximately \$4,000. Per the current policy, the City typically reimburses 75% of the cost of graduate level courses for non-represented employees, to a maximum of \$22,500.

Alderman Bukiewicz made a motion to allow Lt. Stecker to exceed the \$22,500 limit in order to finish his master's degree. Alderman Toman seconded the motion. This approval is a one-time exception to the policy and does not modify the policy moving forward for other employees. The individual limit remains at \$22,500.

Item 4. Review and consider tuition reimbursement requests for 2014

Alderman Toman made a motion to approve the following requests:

- Andrew Ahearn – *Aspects of Modern Science*

Alderman Bukiewicz seconded the motion. All aye; motion carried.

Item 5. Consider request to fill vacant positions:

- a. Two regular part time Parks Laborers

Alderman Toman made a motion to fill the two regular part time Parks Laborer positions; seconded by Alderman Bukiewicz. All aye; motion carried.

- b. Building Inspector

Alderman Bukiewicz made a motion to fill the Building Inspector position; seconded by Alderman Toman. All aye; motion carried.

City of Oak Creek Common Council Report

Meeting Date: March 18, 2014


Item No.: 6

Recommendation: Authorize transfer of \$50,000 from “unspecified streets” in the capital improvement fund to CIP 14-030 “special street maintenance” for additional street maintenance materials and supplies.

Background: It is anticipated extra maintenance and repairs will be required this spring on local City streets after this season’s particularly long and cold winter. As part of its discussions on selecting street sections for inclusion into the 2014 rehabilitation program, the CIP Committee has recommended the reallocation of \$50,000 from the \$1 million approved in the 2014 budget for street rehabilitation. This transfer would allow for additional street maintenance work to be performed. Maintenance work consists of asphalt and concrete patching as well as crack sealing using City crews and equipment whereas street rehabilitation may include full pavement overlays, grinding pavements, and other maintenance techniques done by a private contractor selected through the public bidding process.


Fiscal Impact: There will be no increase to the 2014 budget by this action, however, it would reallocate \$50,000 from street rehabilitation to street maintenance. The 2014 street budget currently includes \$65,000 for street maintenance materials in addition to \$279,000 for snow and ice removal materials. This budget is expected to be fully expended shortly.

Fiscal Review by:



Bridget M. Souffrant, CMTW
Finance Director/Comptroller

Prepared and Submitted by:



Gerald R. Peterson, ICMA-CM
City Administrator

City of Oak Creek Common Council Report

7

Report Date: March 18, 2014

Recommendation: That the Common Council approve Ordinance 2715, an ordinance amending Ordinance 2700, authorizing a new Deputy Comptroller/Payroll Coordinator position be created to replace an Account Clerk III position and that the hiring range for this position be \$60,853 - \$64,225, as recommended by the Personnel Committee.

Background: This new Deputy Comptroller/Payroll Coordinator position is being recommended to replace the Account Clerk III position in the Finance Department. There is a planned retirement in the department this year and I am requesting to upgrade the position to a Deputy Comptroller/Payroll Coordinator. The pay range for the Account Clerk III position has been set at \$36,741 to \$52,990 in the 2014 full time wage ordinance. The recommended Deputy Comptroller/Payroll Coordinator position (job description attached) is recommended at a range of \$60,853 to \$67,597. The beginning salary would be an increase of \$7,863 per year over the salary of the current employee upon her retirement.

Consistent with the City's recently adopted Hiring Policy, the Personnel Committee must approve filling the position. This new position is an upgrade from the position which currently exists and is felt needed and desirable to handle the responsibilities in the Finance Department. This position would also provide the redundancy and backup necessary to serve as Acting Comptroller in the absence of the Finance Director/Comptroller.

I am requesting to advertise for the position now because that will enable the new person to have one on one training with the current employee, which will be significantly beneficial and more efficient for the department in the long run.

Fiscal Impact: The 2014 budget included \$14,900 to cover the increase in wages and some of the training. The remainder of the training will be covered by savings in the budget from a later hiring date for the HR Manager and Director of Public Works than anticipated in the budget.

Prepared by:

Respectfully submitted,



Bridget M. Souffrant, CMTW
Finance Director/Comptroller



Gerald Peterson, ICMA-CM
City Administrator

ORDINANCE No. 2715

BY: _____

AN ORDINANCE AMENDING ORDINANCE 2700 AND FIXING THE SALARY RANGES, SALARY, WAGES AND ALLOWANCES FOR NON-UNION, GENERAL, MANAGEMENT PERSONNEL AND OTHER CITY OFFICES AND POSITIONS FOR THE YEAR 2014
ADDING A NEW DEPUTY COMPTROLLER/PAYROLL COORDINATOR POSITION

The Common Council of the City of Oak Creek do hereby ordain as follows:

SECTION 1: There is herewith established the uniform rates of pay of those certain offices and positions in the civil service under the control of the Common Council of the City of Oak Creek affecting non-union, management, general, and miscellaneous personnel for the year 2014. The proper city officials are hereby authorized and directed to make the required payments to those affected employees of the City pursuant to this ordinance. The bi-weekly rate will prevail in years with more or less than 26 payrolls.

SECTION 2: The pay ranges and rates of pay of those certain offices and positions under the control of the Common Council of the City of Oak Creek affecting management, supervisory and non-union personnel shall be as follows provided that the salary range and salaries are subject to review by the Common Council. Those affected employees pursuant to this section shall receive the clothing allowance and other fringe benefits set forth in the current Personnel Manual. Employees shall contribute fifteen percent (15%) of the cost of the premium for a single and family medical plan, respectively. These employees and their spouses who participate in a health risk assessment (HRA) program, or an annual physical exam and completion of the HRA certification, shall contribute ten percent (10%) of the premium for a single and family plan, respectively.

Civil Service Position Title	Starting Salary	Top Salary
Deputy Comptroller/Payroll Coordinator	\$60,853	\$67,597

SECTION 9: This ordinance shall take effect and be in force upon its passage and publication and shall apply as of _____, 2014, except where otherwise noted.

Introduced this ____ day of _____, 2014.

Passed and adopted this ____ day of _____, 2014.

President, Common Council

Approved this ____ day of _____, 2014.

ATTEST:

City Clerk

Mayor

VOTE: Ayes _____ Noes _____

City of Oak Creek Common Council Report

Meeting Date: March 18, 2014

Item No.

8

Recommendation: That the Common council adopts Resolution No. 11461-031814, acknowledging and filing a revised 2014 calendar year salary grade plan and benefits for library personnel.

Background: Annually, the Oak Creek Public Library Board sets salary increases for their employees. This item was brought before the council on January 21, 2014 with an incorrect annual salary listed for the Assistant Library Director.

Fiscal Impact: Allocation has been made in the 2014 library budget.

Prepared by:



Jill Lininger
Library Director

Respectfully submitted,



Gerald Peterson
City Administrator

Fiscal Review by:



Bridget M. Souffrant
Finance Director

RESOLUTION ACKNOWLEDGING AND FILING THE
2014 CALENDAR YEAR SALARY GRADE PLAN AND
BENEFITS FOR LIBRARY PERSONNEL

WHEREAS, pursuant to S. 43.58(4), Wisconsin Statutes, the Library Board is authorized and empowered to set and fix the compensation to be paid to the personnel of the Public Library; and

WHEREAS, those affected full-time employees pursuant to this section shall receive the fringe benefits set forth in the current Personnel Manual; and

WHEREAS, the Library Board, in addressing retiree benefits for full-time employees who are eligible for retirement, has authorized those eligible full-time employees to receive the benefits set forth in the current Personnel Manual; and

WHEREAS, a health insurance premium co-payment of fifteen percent (15%) of the cost of the health insurance premium for a single and family medical plan, respectively will be paid by full-time Library employees. Full-time Library employees and their spouses who participate in a health risk assessment (HRA) program, or an annual physical exam and completion of the HRA certification, shall contribute ten percent (10%) of the premium for a single and family plan, respectively; and

WHEREAS, the Library Board has also transmitted to the Common Council a salary grade plan for Library Personnel effective January 1, 2014, which provides as follows:

LIBRARY

	<u>2014 Salary Ranges</u>	<u>2013 Salary</u>	<u>2014 Salary</u>
Library Director	\$68,000 - \$76,000	\$71,440	\$ 71,440
Assistant Library Director	\$51,795 - \$57,550	\$53,144	\$54,097
Children's Librarian	\$45,378 - \$50,420	\$50,420	\$50,420
Technology / Reference Librarian	\$45,378 - \$50,420	\$50,420	\$45,378
Young Adult Librarian	\$45,378 - \$50,420	\$46,386	\$46,386
Library Services Assistant	\$41,877 - \$46,530	\$46,530	\$46,530
Library Aides	\$12.30 - \$13.88		
Library Pages	\$7.79 - \$9.37		
Library Intern	\$16.00		

WHEREAS, Library personnel shall be paid for auto expense at the rate allowed under current I.R.S. regulation per the Travel Policy or shall be assigned City vehicles for their usage. In order to qualify for the above mentioned auto mileage reimbursement, the officials and employees designated must provide proof of insurance by a reasonable insurance company for bodily injury and property damage liability within minimum policy limits of \$250,000/\$250,000/\$25,000. In order to receive mileage reimbursement a

Declaration of Coverage page stating the policy limits shall be provided annually by January 31 to the Personnel Office.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the City of Oak Creek that the Salary Grade Plan as hereinabove set forth be and the same is hereby acknowledged and filed.

BE IT FURTHER RESOLVED that the City Clerk be hereby authorized and directed to publish this resolution in the official newspaper as a Class 1 publication for public informational purposes.

This ordinance shall take effect and be in force upon its acknowledgement and publication and shall apply as of January 1, 2014.

Passed and adopted this 18th day of March, 2014.

President, Common Council

Approved this 18th day of March, 2014

Mayor

ATTEST:

City Clerk

VOTE: Ayes ____ Noes ____

City of Oak Creek Common Council Report

Meeting Date: March 18, 2014

Item No.: 9

Recommendation: That the Common Council approves payment of the obligations as listed on the March 12, 2014 Vendor Summary Report.

Background: Of note are the following payments:

1. \$17,688.00 to Buelow Vetter Buikema Olson (pg #3) for February legal services.
2. \$15,150.00 to Demco Wisconsin 1, LLC (pg #5) for Drexel Town Square in conjunction with WI DOT Project 2060-15-21.
3. \$6,892.24 to Environ (pg #5) for January environmental consulting services and grant work.
4. \$45,399.73 to Godfrey & Kahn S.C. (pg #6) for January Drexel Town Square and Lakeview Development legal services.
5. \$34,850.00 to John's Disposal Service, Inc. (pg #8) for February disposal service.
6. \$57,909.88 to JPMorgan Chase Bank NA (pgs #8-13) for travel/training, vehicle maintenance, medical/safety supplies, computer hardware/software, license fees, office supplies, minor equipment, audio visual supplies, books, legal notices, building maintenance, and police equipment.
7. \$7,686.00 to Lippert Tile Company, Inc. (pg #13) for installation of carpet tiles in dispatch.
8. \$6,409.33 to Minnesota Life Insurance Company (pgs #14-15) for group life insurance.
9. \$5,250.00 to MSA Professional Services Inc. (pg #15) for sidewalk project real estate services.
10. \$24,862.50 to Multimedia Communications (pg #15) for professional services designing a city fiber optic wide area network.
11. \$12,685.78 to North American Salt Co (pg #16) for road salt.
12. \$5,233.18 to Oak Creek Water & Sewer Utility (pg #16) for January locating charges and water/sewer charges.
13. \$5,000.00 to Reserve Account (pg #18) for postage.
14. \$8,170.00 to Security Benefit Group (pg #19) for annual Police Veba contract payment.
15. \$7,755.00 to R.A. Smith National (pg #19) for January Drexel Town Square engineering/surveying services.
16. \$5,794.79 to SmithgroupJJR (pg #19) for Lakefront grant services.
17. \$43,500.00 to Strand Associates, Inc. (pg #19) for South 5th Avenue relocation services.
18. \$15,518.00 to Stryker Sales Corporation (pg #20) for ambulance cot.
19. \$10,500.00 to Tyler Technologies, Inc. (pg #20) for assessment consulting services under contract.
20. \$15,400.00 to Wheaton Franciscan Medical Group (pg #21) for Wheaton Health Clinic services.
21. \$32,632.89 to WE Energies (pg #22) for street lighting.
22. \$27,356.32 to World Fuel Services, Inc. (pg #22) for fuel inventory.

Fiscal Impact: Total claims paid of \$476,219.62

Prepared by/Fiscal Review by:

Respectfully submitted,



Bridget M. Souffrant, CMTW
Finance Director/Comptroller



Gerald R. Peterson, ICMA-CM
City Administrator

City of Oak Creek Common Council Report

Meeting Date: March 18, 2014

Item No.: 10

Recommendation: That the Council adopts Resolution No. 11464-031814 vacating the ABC Street right-of-way.

Background: Wispark, LLC is requesting that ABC Street in OakView Business Park be vacated as the configuration shown in CSM 8154 no longer matches the geometry of the public street right-of-way. ABC Street will also be renamed to Oakview Parkway and dedicated as a public right-of-way. There are two additional requests with this vacation:

1. That the "no access" restriction on the south side of Oakwood Road be removed.
2. That the two (2) 50' x 50' vision corner easements at the north end of the current ABC Street be removed.

According to the application, the access restriction will be adjusted on new CSMs, which were also reviewed by the Plan Commission and recommended for Common Council approval, and the vision corners will be part of the Oakview Parkway right-of-way.

The Plan Commission reviewed this request on March 11, 2014 and recommends its approval.

This resolution is only being introduced this evening. The public hearing will be held on May 6, 2014. The Council may act on the resolution at that time.

Fiscal Impact: This vacation will allow for a reconfiguration of the public right-of-way serving OakView Business Park. Taxes generated from the development of this project would result in a positive fiscal impact for the City. These properties are part of TID 8.

Prepared by:



Doug Seymour, AICP
Director of Community Development

Respectfully Submitted,



Gerald Peterson, ICMA-CM
City Administrator

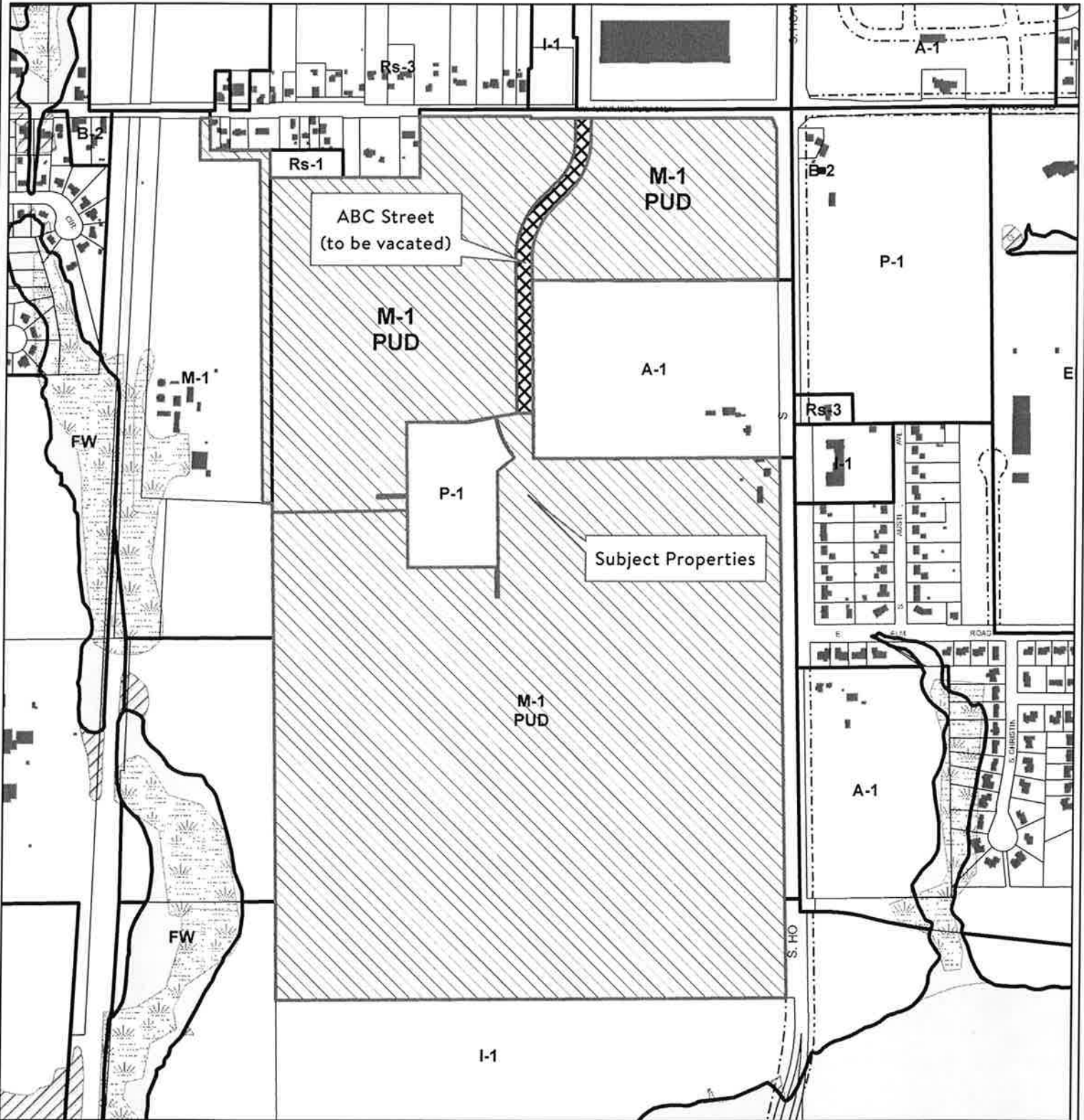
Fiscal Review by:



Bridget M. Souffrant, CMTW
Finance Director/Comptroller

Location Map

641 W. Oakwood Rd., 10303 S. Howell Ave., 10711 S. Howell Ave.









OAKCREEK
— WISCONSIN —

Department of Community Development



Legend

-  ABC Street ROW to be vacated
-  641 W. Oakwood Rd., 10303 & 10711 S. Howell Ave.
-  Existing Street Pattern
-  Floodfringe
-  Wetland
-  Floodway

RESOLUTION NO. 11464-031814

RESOLUTION VACATING AND DISCONTINUING A PART OF A
PUBLIC STREET IN THE CITY OF OAK CREEK
(ABC Street in the SW ¼, NW ¼ and the NE ¼ of the NE ¼ of Section 32-5-22)
(5th Aldermanic District)

WHEREAS the public interest requires that a part of a public street in the City of Oak Creek, Milwaukee County, Wisconsin, be discontinued and vacated, the legal description of the street being:

ABC Street, dedicated to the public for street purposes in Certified Survey Map No. 8154, recorded in Milwaukee County Register's Office on June 3, 2009 as Document No. 9747350.

MORE PARTICULARLY DESCRIBED AS:

All that part of the Southwest ¼, Northwest ¼ and the Northeast ¼ of the Northeast ¼ of Section 32, Township 5 North, Range 22 East, located in the City of Oak Creek, Milwaukee County, Wisconsin, bounded and described as follows:

Commencing at the northeast corner of said Northeast ¼ section; thence South 89°44'40" West along the north line of said Northeast ¼ section, 1006.17 feet; thence South 01°15'20" East, 45.00 feet to the south line of West Oakwood Road, the northwest corner of Lot 2 of Certified Survey Map No. 8154 and the point of beginning; thence continuing South 01°15'20" East along the west line of said Lot 2, 100.00 feet to a point of curve; thence southwesterly 308.04 feet along the said west line and along the arc of said curve to the right whose radius is 390.00 feet and whose chord bears South 22°22'20" West, 300.10 feet to a point of tangency; thence South 45°00'00" West along said west line, 102.10 feet to a point of curve; thence southwesterly 285.48 feet along said west line and along the arc of said curve to the left whose radius is 355.00 feet and whose chord bears South 21°57'43" West, 277.85 feet to a point of tangency; thence South 01°04'33" East, 775.82 feet; thence South 88°55'27" East, 80.00 feet to the easterly line of Lot 1 of said Certified Survey Map No. 8154; thence North 01°04'33" West along said easterly line 775.82 feet to a point of curve; thence northeasterly 349.82 feet along said easterly line and along the arc of said curve to the right whose radius is 435.00 feet and whose chord bears North 21°57'43" East, 340.47 feet to a point of tangency; thence North 45°00'00" East along said easterly line, 102.10 feet to a point of curve; thence northeasterly 244.86 feet along said easterly line and along the arc of said curve to the left whose radius is 310.00 feet and whose chord bears North 22°22'20" East, 238.54 feet to a point of tangency; thence North 00°15'20" West along said easterly line, 100.00 feet to the northeast corner of said Lot 1 and the south line of said West Oakwood Road; thence North 89°44'40" East along said south line, 80.00 feet to the point of beginning.

Containing in all 125,762 square feet (2.8871 acres) of lands, more or less.

provided that pursuant to Section 66.1005 Wis. Stats. such vacation shall not terminate the easements acquired and the rights of the public in any of the underground structures, improvements or services as enumerated or otherwise existing in said public way and in said description of lands hereinbefore described, but such easements and rights and all rights of entrance, maintenance, construction and repair with reference thereto shall continue as if such public way had not been vacated.

and,

WHEREAS it appears that this resolution was introduced before the Common Council of the City of Oak Creek pursuant to Wis. Stats. Sec. 66.1003(4)(a) on March 18, 2014 and a Notice of Public Hearing was published in the Oak Creek NOW, the official City newspaper on March 20, March 27, and April 3, 2014, that a copy of said Notice was duly served on the following property owners in accordance with Wisconsin State Statutes:

OWNER

PROPERTY ADDRESS

WisPark, LLC

405 W. Oakwood Rd., Oak Creek, WI 53154
10303 S. Howell Ave., Oak Creek, WI 53154
10711 S. Howell Ave., Oak Creek, WI 53154
(Mailing Address: 301 W. Wisconsin Ave., Ste. 400, Milwaukee,
WI 53203)

and it further appears that no sufficient written objection to said discontinuance and vacation was filed with the City Clerk; and it appears that a public hearing was held before the Common Council of the City of Oak Creek on the 6th day of May, 2014 at 7:00 p.m.; and

WHEREAS, A Notice of Pendency of Application to Vacate in the above matter was filed with the Register of Deeds for Milwaukee County, Wisconsin on the 17th day of March, 2014 and a report was received by the Plan Commission, all as required by law, and

NOW THEREFORE, in accordance with the authority vested in the Common Council by Section 66.1003(4)(a) of the Wisconsin Statutes,

BE IT RESOLVED by the Common Council of the City of Oak Creek that the following public street legally described as:

ABC Street, dedicated to the public for street purposes in Certified Survey Map No. 8154, recorded in Milwaukee County Register's Office on June 3, 2009 as Document No. 9747350.

MORE PARTICULARLY DESCRIBED AS:

All that part of the Southwest ¼, Northwest ¼ and the Northeast ¼ of the Northeast ¼ of Section 32, Township 5 North, Range 22 East, located in the City of Oak Creek, Milwaukee County, Wisconsin, bounded and described as follows:

Commencing at the northeast corner of said Northeast ¼ section; thence South 89°44'40" West along the north line of said Northeast ¼ section, 1006.17 feet; thence South 01°15'20" East, 45.00 feet to the south line of West Oakwood Road, the northwest corner of Lot 2 of Certified Survey Map No. 8154 and the point of beginning; thence continuing South 01°15'20" East along the west line of said Lot 2, 100.00 feet to a point of curve; thence southwesterly 308.04 feet along the said west line and along the arc of said curve to the right whose radius is 390.00 feet and whose chord bears South 22°22'20" West, 300.10 feet to a point of tangency; thence South 45°00'00" West along said west line, 102.10 feet to a point of curve; thence southwesterly 285.48 feet along said west line and along the arc of said curve to the left whose radius is 355.00 feet and whose chord bears South 21°57'43" West, 277.85 feet to a point of tangency; thence South 01°04'33" East, 775.82 feet; thence South 88°55'27" East, 80.00 feet to the easterly line of Lot 1 of said Certified Survey Map No. 8154; thence North 01°04'33" West along said easterly line 775.82 feet to a point of curve; thence northeasterly 349.82 feet along said easterly line and along the arc of said curve to the right whose radius is 435.00 feet and whose chord bears North 21°57'43" East, 340.47 feet to a point of tangency; thence North 45°00'00" East along said easterly line, 102.10 feet to a point of curve; thence northeasterly 244.86 feet along said easterly line and along the arc of said curve to the left whose radius is 310.00 feet and whose chord bears North 22°22'20" East, 238.54 feet to a point of tangency; thence North 00°15'20" West along said easterly line, 100.00 feet to the northeast corner of said Lot 1 and the south line of said West Oakwood Road; thence North 89°44'40" East along said south line, 80.00 feet to the point of beginning.

Containing in all 125,762 square feet (2.8871 acres) of lands, more or less.

provided that pursuant to Section 66.1005 Wis. Stats. such vacation shall not terminate the easements acquired and the rights of the public in any of the underground structures, improvements or services as enumerated or otherwise existing in said public way and in said description of lands hereinbefore

described, but such easements and rights and all rights of entrance, maintenance, construction and repair with reference thereto shall continue as if such public way had not been vacated.

be and the same are hereby discontinued and vacated.

Introduced at a regular meeting of the Common Council of the City of Oak Creek held the 18th day of March, 2014.

Passed and adopted this ____ day of _____, 2014.

President, Common Council

Approved this ____ day of _____, 2014.

ATTEST:

Mayor

City Clerk

VOTE: Ayes ____ Noes ____

City of Oak Creek Common Council Report

Meeting Date: March 18, 2014

Item No.: 11

Recommendation: That the Council adopts Resolution No. 11466-031814 approving a certified survey map for the properties at 641 W. Oakwood Rd., 10303 S. Howell Ave., 10711 S. Howell Ave. with the condition that all technical corrections are made prior to recording.

Background: Wispark, LLC is requesting approval of the Certified Survey Map (one of two) for OakView Business Park at 641 W. Oakwood Rd., 10303 S. Howell Ave., and 10711 S. Howell Ave. The purposes of the map are to re-divide the land into four parcels, and to establish public dedications for rights-of-way and easements.

Oakview Parkway and West Elm Road will be dedicated for public rights-of-way through the development. A 20-foot-wide general utility easement is depicted following the proposed roads. An additional easement on the east and north sides of Oakview Parkway will be dedicated for a general utility and public path easement. Several easements are proposed throughout the development related to stormwater and drainage, sanitary sewer, water, and electric power. The locations of these easements should be verified prior to recording.

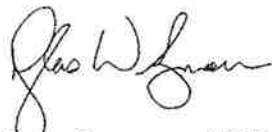
One additional item to be added to the map prior to recording is a "no access" restriction along Howell Avenue as there are proposed stormwater ponds and associated easements on the east sides of Lots 1-3.

All proposed lots are compliant with the requirements of the M-1, Manufacturing district.

The Plan Commission has reviewed this request and has recommended its approval with the condition that all technical corrections are made prior to recording.

Fiscal Impact: The dedications and divisions are required prior to the development of lots within OakView Business Park. Taxes generated from the development of this project would result in a positive fiscal impact for the City. These properties are part of TID 8.

Prepared by:



Doug Seymour, AICP
Director of Community Development

Respectfully submitted,



Gerald Peterson, ICMA-CM
City Administrator

Fiscal Review by:



Bridget M. Souffrant, CMTW
Finance Director/Comptroller

RESOLUTION NO. 11466-031814

BY: _____

RESOLUTION APPROVING A CERTIFIED SURVEY MAP
FOR OAKVIEW BUSINESS PARK

641 W. Oakwood Rd., 10303 S. Howell Ave., 10711 S. Howell Ave.
(5th Aldermanic District)

WHEREAS, it appears that the certified survey map submitted by WISPARK, LLC, hereinafter referred to as the subdivider, is in compliance with all statutory requirements; and

WHEREAS, the subdivider has complied with all of the applicable ordinances and resolutions of the City of Oak Creek, and

WHEREAS, the Plan Commission has recommended that this certified survey map be approved subject to any technical corrections bring made prior to recording;

NOW, THEREFORE, BE IT RESOLVED that this certified survey map, in the City of Oak Creek, Wisconsin, is hereby approved by the Common Council subject to any technical corrections bring made prior to recording.

Introduced at a regular meeting of the Common Council of the City of Oak Creek held this 18th Day of March, 2014.

Passed and adopted this ___ Day of _____, 2014.

President, Common Council

Approved this ___ Day of _____, 2014.

Mayor

ATTEST:

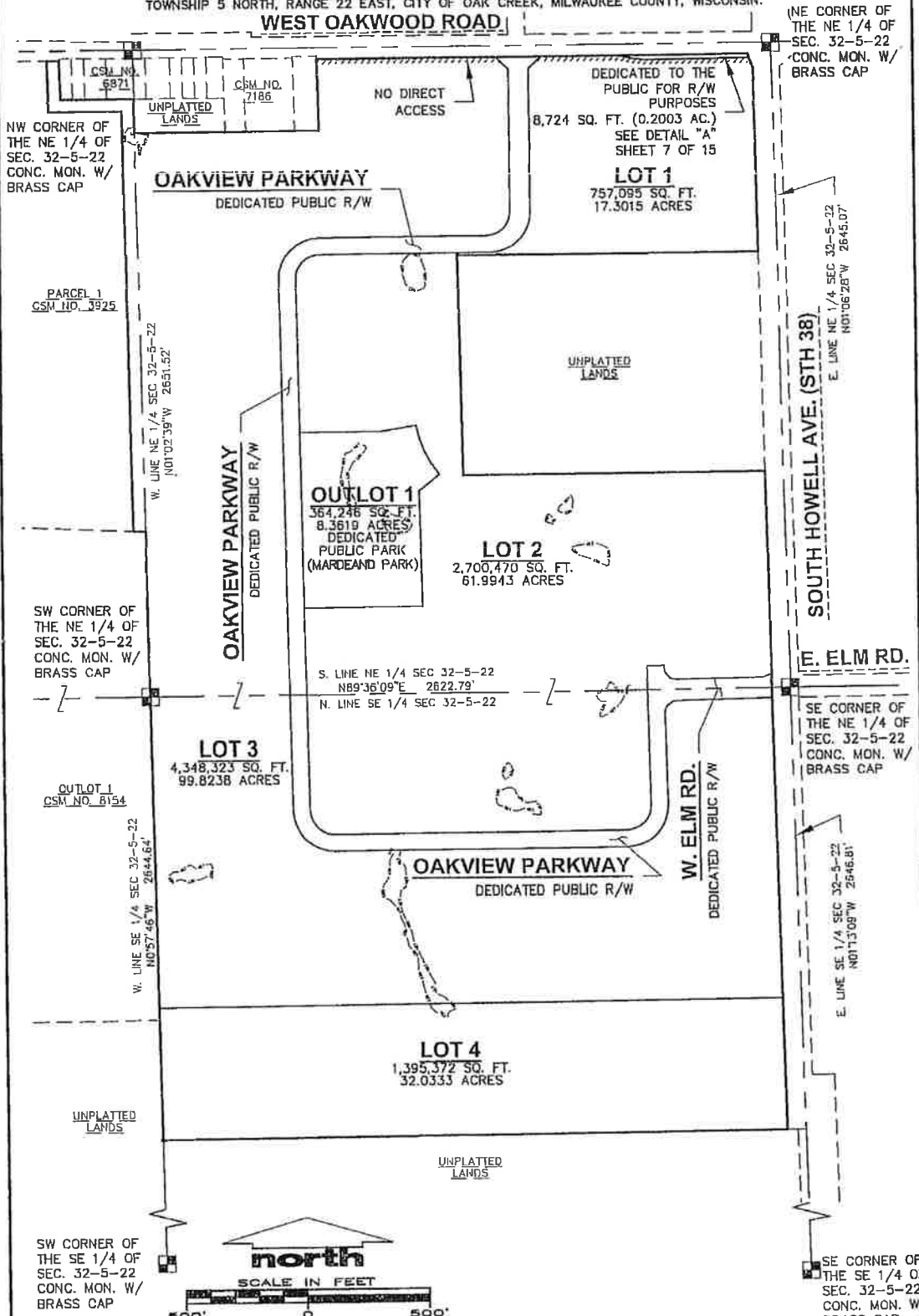
City Clerk

VOTE: Ayes _____ Noes _____

CERTIFIED SURVEY MAP No. _____

BEING A REDIVISION OF ALL OF LOTS 1, 2 AND 3 OF CERTIFIED SURVEY MAP NO. 8154; VACATED ABC STREET AND GLEN OAKS DRIVE RIGHTS-OF-WAY; AND ADDITIONAL LANDS, ALL LOCATED IN THE NORTHEAST 1/4, SOUTHEAST 1/4, SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE NORTHEAST 1/4; NORTHEAST 1/4, SOUTHEAST 1/4, SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE SOUTHEAST 1/4; AND NORTHEAST 1/4 AND SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 32, TOWNSHIP 5 NORTH, RANGE 22 EAST, CITY OF OAK CREEK, MILWAUKEE COUNTY, WISCONSIN.

WEST OAKWOOD ROAD



NW CORNER OF THE NE 1/4 OF SEC. 32-5-22 CONC. MON. W/ BRASS CAP

PARCEL 1 CSM NO. 3925

SW CORNER OF THE NE 1/4 OF SEC. 32-5-22 CONC. MON. W/ BRASS CAP

OUTLOT 1 CSM NO. 8154

SW CORNER OF THE SE 1/4 OF SEC. 32-5-22 CONC. MON. W/ BRASS CAP

(NE CORNER OF THE NE 1/4 OF SEC. 32-5-22 CONC. MON. W/ BRASS CAP

SE CORNER OF THE NE 1/4 OF SEC. 32-5-22 CONC. MON. W/ BRASS CAP

SE CORNER OF THE SE 1/4 OF SEC. 32-5-22 CONC. MON. W/ BRASS CAP

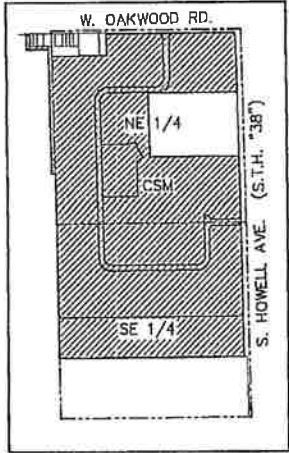
DATED THIS _____ DAY OF FEBRUARY, 2014
THIS INSTRUMENT WAS DRAFTED BY RIZAL W. ISKANDARSJACH, S-2738

SHEET 1 OF 15

J:\USD Projects\0803179 Oak Creek BP\eng\0803179 CSK.dwg

CERTIFIED SURVEY MAP No. _____

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VICINITY MAP

NE 1/4 SEC. 32-5-22
SE 1/4 SEC. 32-5-22
SCALE: 1"=2000'

LEGEND:

- 1" IRON PIPE FOUND & ACCEPTED
- 3/4" REBAR FOUND & ACCEPTED
- ⊕ CHISELED CROSS FOUND & ACCEPTED
- MAG ● MAG NAIL FOUND & ACCEPTED
- SET ○ 1"x18" IRON PIPE SET WT. 1.13 LBS./LIN. FT.
- NO DIRECT VEHICULAR ACCESS
- WETLAND (SEE NOTE BELOW)

PREPARED FOR:

WISPARK LLC
301 WEST WISCONSIN AVENUE
SUITE 400
MILWAUKEE, WI 53203
AND
CITY OF OAK CREEK
8640 S. HOWELL AVE.
OAK CREEK WI, 53154

PREPARED BY:

JSD Professional Services, Inc.
Engineers • Surveyors • Planners
MILWAUKEE REGIONAL OFFICE
422 W2231 HANCOCK COURT SUITE 3
WALWORTH, WISCONSIN 53190
262.513.0000 PHONE | 262.513.1232 FAX

LINE TABLE

LINE	BEARING	LENGTH
L1	N45°15'20"W	70.71'
L2	S44°44'40"W	70.71'

CURVE TABLE

CURVE	ARC	RADIUS	CHORD BEARING	CHORD	CENTRAL ANGLE
C1	211.88'	135.00'	S44°42'26.5"W	190.80'	89°55'33"
C2	156.95'	100.00'	S44°42'26.5"W	141.33'	89°55'33"
C3	266.82'	170.00'	S44°42'26.5"W	240.26'	89°55'33"
C4	213.73'	135.00'	S44°18'53"W	192.10'	90°42'40"
C5	269.15'	170.00'	S44°18'53"W	241.91'	90°42'40"
C6	158.32'	100.00'	S44°18'53"W	142.30'	90°42'40"
C7	226.25'	437.02'	S24°52'05.5"E	223.73'	29°39'45"
C8	210.54'	135.00'	S45°43'08.5"E	189.84'	89°21'23"
C9	265.13'	170.00'	S45°43'08.5"E	239.06'	89°21'23"
C10	155.96'	100.00'	S45°43'08.5"E	140.62'	89°21'23"
C11	213.99'	135.00'	N44°11'30"E	192.28'	90°49'18"
C12	158.51'	100.00'	N44°11'30"E	142.43'	90°49'18"
C13	269.47'	170.00'	N44°11'30"E	242.13'	90°49'18"
C14	78.54'	50.00'	N43°46'51"E	70.71'	90°00'00"
C15	78.54'	50.00'	S48°13'09"E	70.71'	90°00'00"

NOTES:

CSM NO. 8154 RECORDED ON JUNE 3, 2009 AT MILWAUKEE CO. REGISTER'S OFFICE AS DOC. 9747350.

ABC STREET (PUBLIC R/W) VACATED PER CITY RESOLUTION NO. _____; RECORDED ON _____, 2014 AT MILWAUKEE CO. REGISTER'S OFFICE IN AS DOC. _____

GLEN OAKS DR. (PUBLIC R/W) VACATED PER CITY RESOLUTION NO. _____; RECORDED ON _____, 2014 AT MILWAUKEE CO. REGISTER'S OFFICE IN AS DOC. _____

OUTLOT 1 OF THIS CSM TO BE DEDICATED PUBLIC PARK AS A REDIVIDED MARDEAND PARK

WETLAND LOCATIONS BASED ON WETLAND DELINEATION REPORT DATED DECEMBER 5, 2008 AS PREPARED BY NATURAL RESOURCES CONSULTING, INC., WITH SUPPLEMENT REPORT BY WETLAND & WATERWAY CONSULTING, LLC DATED DECEMBER 23, 2012 AND WETLAND FILL PERMIT LETTERS ISSUED BY WDNR AND USACOE DATED OCTOBER 30, 2013 AND JUNE 14, 2013, RESPECTIVELY.

THIS PROPERTY IS LOCATED WITHIN ZONE X (AREAS DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOODPLAIN), PER FEMA MAP PANEL NUMBER 55079C0231E, EFFECTIVE DATE: SEPTEMBER 26, 2008.

BEARING BASIS
ALL BEARINGS ARE REFERENCED TO THE WISCONSIN STATE PLANE COORDINATE SYSTEM, SOUTH ZONE. THE EAST LINE OF THE NORTHEAST 1/4 OF SECTION 32, TOWNSHIP 5 NORTH, RANGE 22 EAST, WAS USED AS NORTH 01°06'28" WEST.

PROJECT CONVERSION FACTOR: GRID/0.99994301 = GROUND

SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

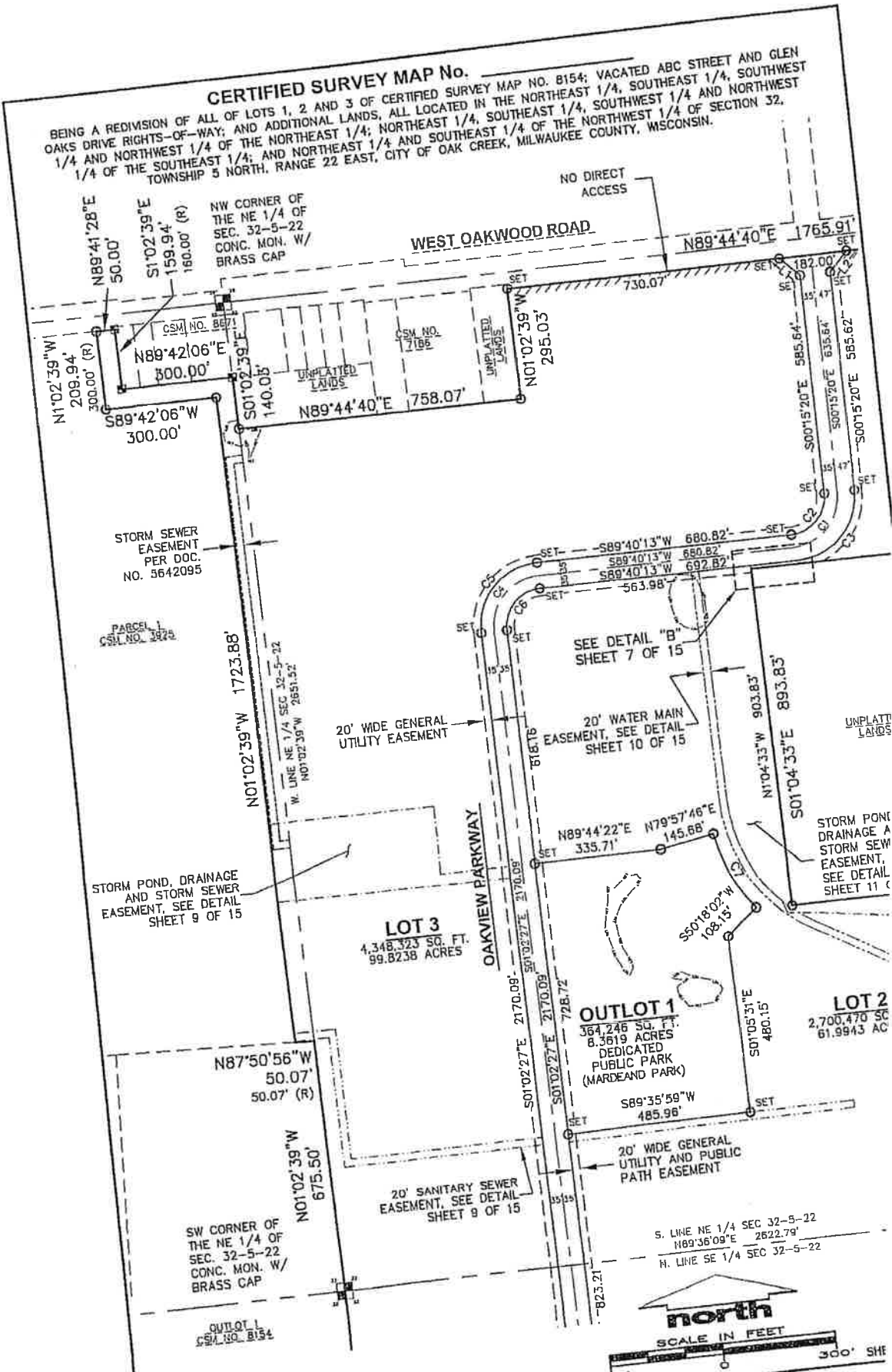
ALL MEASUREMENTS HAVE BEEN MADE TO THE NEAREST ONE-HUNDREDTH OF A FOOT.

ALL ANGULAR MEASUREMENTS HAVE BEEN MADE TO THE NEAREST ONE SECOND.

DATED THIS _____ DAY OF FEBRUARY, 2014
THIS INSTRUMENT WAS DRAFTED BY RIZAL W. ISKANDARSJACH, S-2738

CERTIFIED SURVEY MAP No. _____

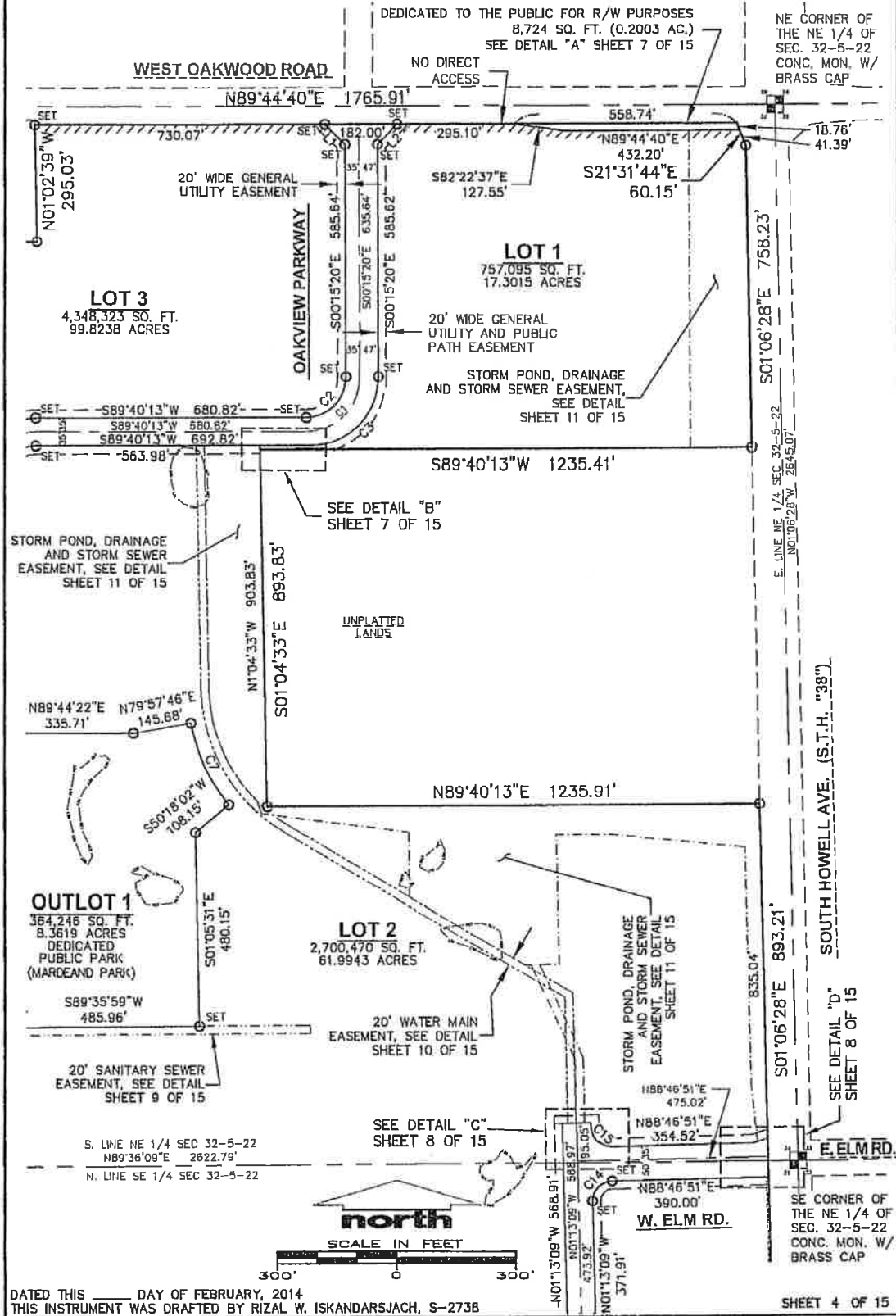
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 THIS INSTRUMENT WAS DRAFTED BY RIZAL W. ISKANDARSJACH, S-2738

E:\330 Projects\083179 Oak Creek RP.dwg\083179 GSM.dwg

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SW CORNER OF THE NE 1/4 OF SEC. 32-5-22 CONC. MON. W/ BRASS CAP

OUTLOT 1
SEM. NO. 8154

STORM POND, DRAINAGE AND STORM SEWER EASEMENT, SEE DETAIL SHEET 12 OF 15

S. LINE NE 1/4 SEC 32-5-22
N89°36'09"E 2622.79'
H. LINE SE 1/4 SEC 32-5-22

LOT 2
2,700,470 SQ. FT.
61.9943 ACRES

20' WIDE GENERAL UTILITY AND PUBLIC PATH EASEMENT

OAKVIEW PARKWAY

N89°36'09"E 1194.11'

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N89°36'09"E 1194.11'

LOT 3
4,348,323 SQ. FT.
99.8238 ACRES

N00°57'46"W 1818.13'

W. LINE SE 1/4 SEC 32-5-22
N0°57'46"W 2644.64'

31' WISCONSIN ELECTRIC POWER CO. EASEMENT PER DOC. NO. 3227177

STORM POND, DRAINAGE AND STORM SEWER EASEMENT, SEE DETAIL SHEET 12 OF 15

100' WIDE ADDITIONAL RIGHTS GRANTED PER DOC. NO. 3227177

LOT 4
1,395,372 SQ. FT.
32.0333 ACRES

S89°38'04"W 2555.93'

UNPLATTED LANDS

UNPLATTED LANDS

SW CORNER OF THE SE 1/4 OF SEC. 32-5-22 CONC. MON. W/ BRASS CAP



DATED THIS _____ DAY OF FEBRUARY, 2014
THIS INSTRUMENT WAS DRAFTED BY RIZAL W. ISKANDARSJACH, S-2738

CERTIFIED SURVEY MAP No. _____

BEING A REDIVISION OF ALL OF LOTS 1, 2 AND 3 OF CERTIFIED SURVEY MAP NO. 8154; VACATED ABC STREET AND GLEN OAKS DRIVE RIGHTS-OF-WAY; AND ADDITIONAL LANDS, ALL LOCATED IN THE NORTHEAST 1/4, SOUTHEAST 1/4, SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE NORTHEAST 1/4; NORTHEAST 1/4, SOUTHEAST 1/4, SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE SOUTHEAST 1/4; AND NORTHEAST 1/4 AND SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 32, TOWNSHIP 5 NORTH, RANGE 22 EAST, CITY OF OAK CREEK, MILWAUKEE COUNTY, WISCONSIN.

SE CORNER OF THE NE 1/4 OF SEC. 32-5-22 CONC. MON. W/ BRASS CAP

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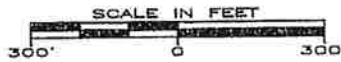
20' WIDE GENERAL UTILITY EASEMENT

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32.0333 ACRES

STORM POND, DRAINAGE AND STORM SEWER EASEMENT, SEE DETAIL SHEET 12 OF 15

S89°38'04"W 2555.93'

UNPLATTED LANDS



SE CORNER OF THE SE 1/4 OF SEC. 32-5-22 CONC. MON. W/ BRASS CAP



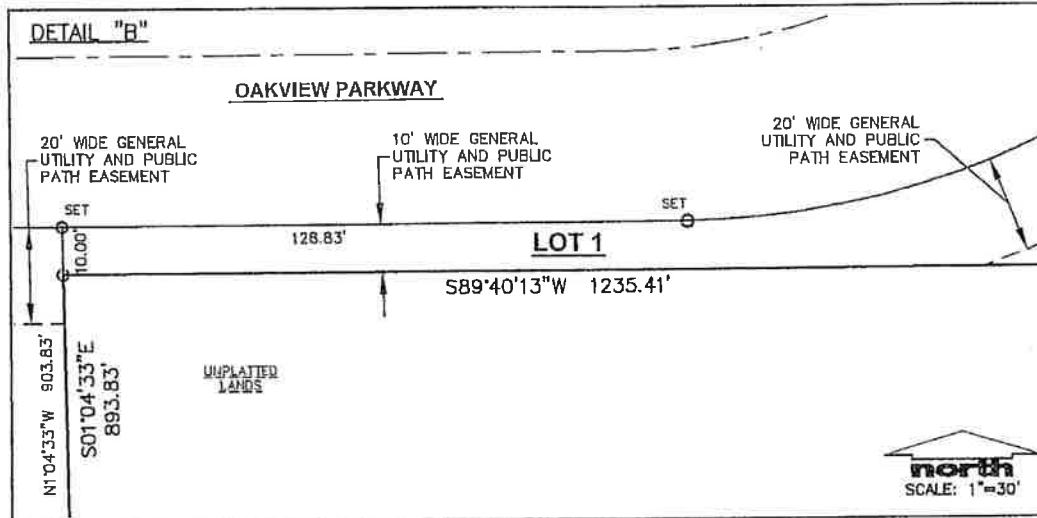
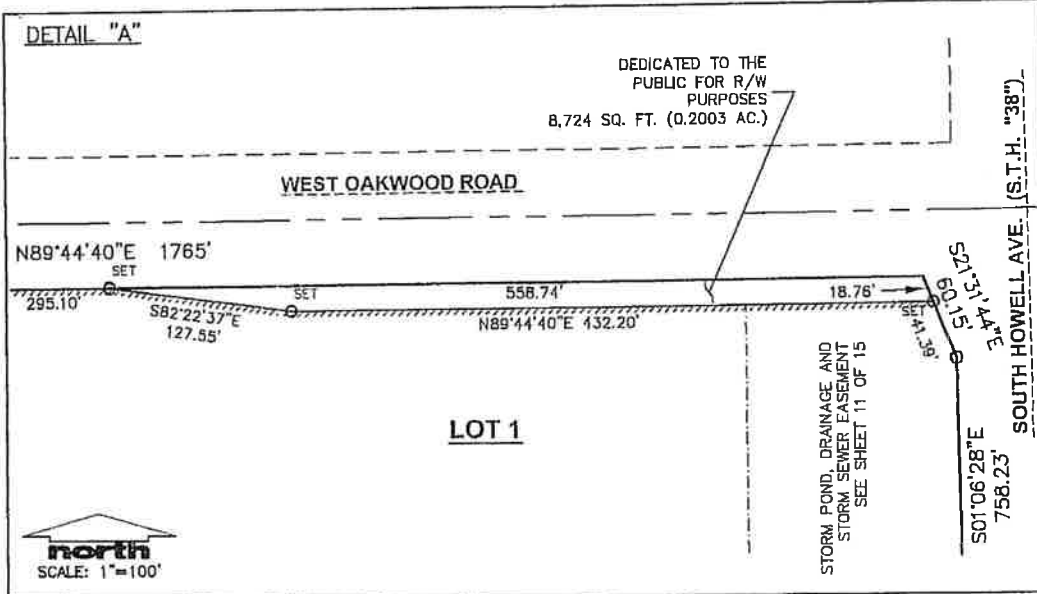
DATED THIS ____ DAY OF FEBRUARY, 2014
THIS INSTRUMENT WAS DRAFTED BY RIZAL W. ISKANDARSJACH, S-2738

SHEET 6 OF 15

J:\usda_projects\08023779 Oak Creek B4\mg\08023779_CSM.dwg

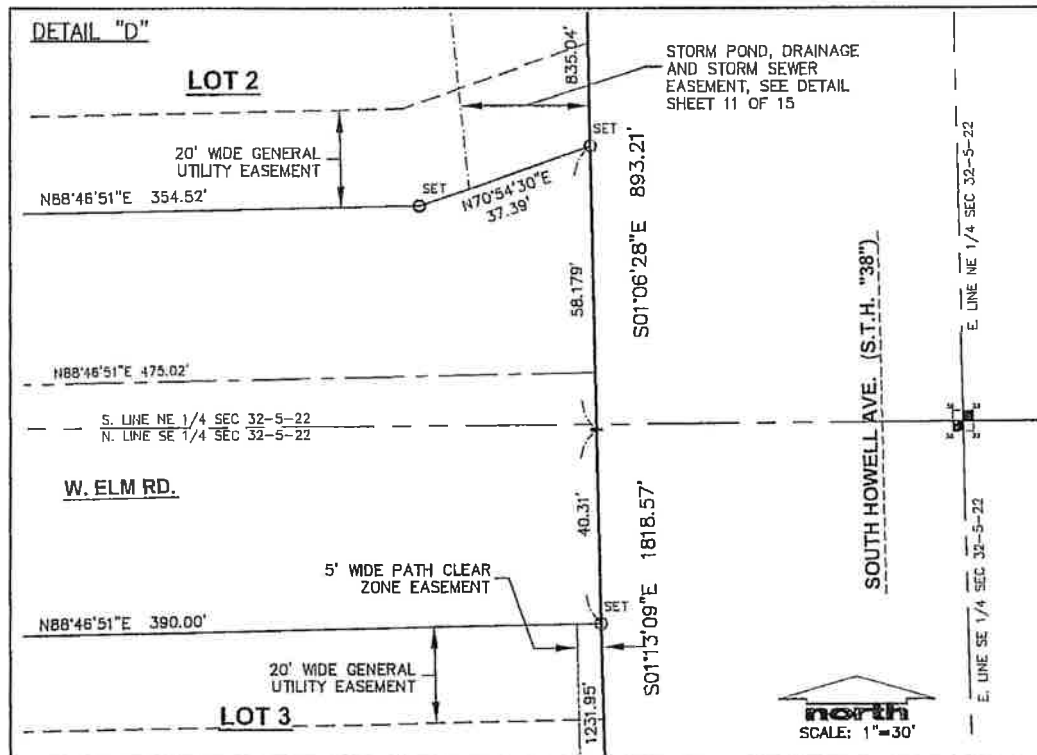
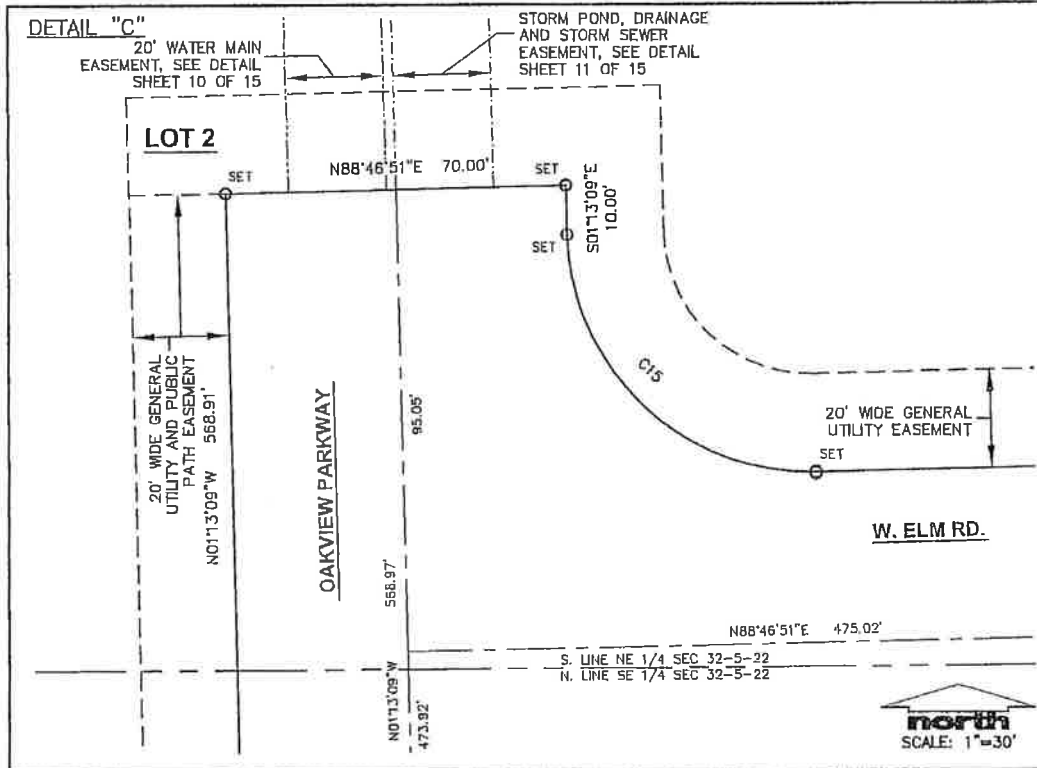
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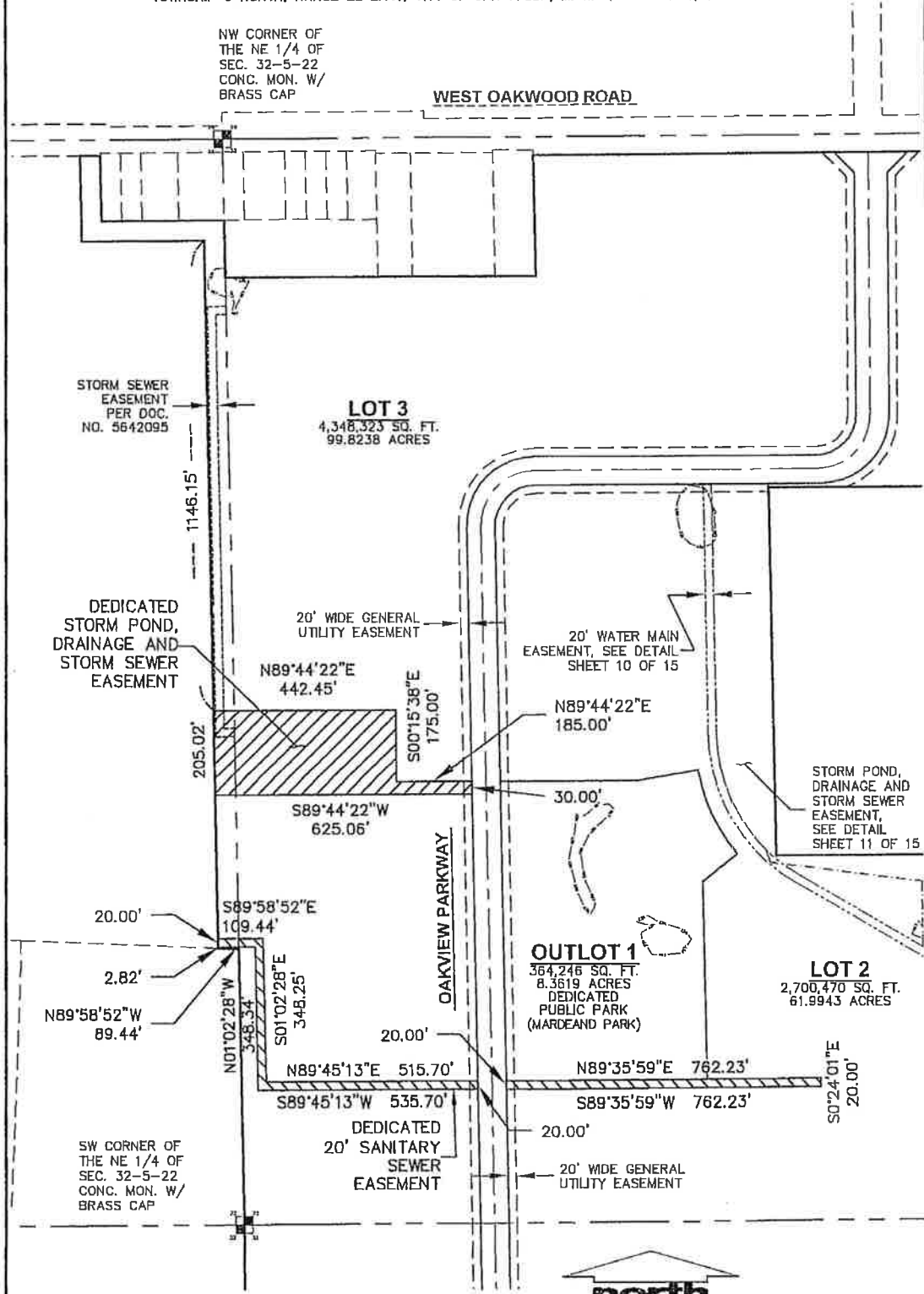
CERTIFIED SURVEY MAP No. _____

BEING A REDIVISION OF ALL OF LOTS 1, 2 AND 3 OF CERTIFIED SURVEY MAP NO. 8154; VACATED ABC STREET AND GLEN OAKS DRIVE RIGHTS-OF-WAY; AND ADDITIONAL LANDS, ALL LOCATED IN THE NORTHEAST 1/4, SOUTHEAST 1/4, SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE NORTHEAST 1/4; NORTHEAST 1/4, SOUTHEAST 1/4, SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE SOUTHEAST 1/4; AND NORTHEAST 1/4 AND SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 32, TOWNSHIP 5 NORTH, RANGE 22 EAST, CITY OF OAK CREEK, MILWAUKEE COUNTY, WISCONSIN.



CERTIFIED SURVEY MAP No. _____

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NW CORNER OF THE NE 1/4 OF SEC. 32-5-22 CONC. MON. W/ BRASS CAP

WEST OAKWOOD ROAD

STORM SEWER EASEMENT PER DOC. NO. 5642095

LOT 3
4,348,323 SQ. FT.
99.8238 ACRES

DEDICATED STORM POND, DRAINAGE AND STORM SEWER EASEMENT

N89°44'22"E
442.45'

S89°44'22"W
625.06'

S89°58'52"E
109.44'

N89°58'52"W
89.44'

N01°02'28"W
348.34'

S01°02'28"E
348.25'

N89°45'13"E
515.70'

S89°45'13"W
535.70'

DEDICATED 20' SANITARY SEWER EASEMENT

SW CORNER OF THE NE 1/4 OF SEC. 32-5-22 CONC. MON. W/ BRASS CAP

OAKVIEW PARKWAY

20' WATER MAIN EASEMENT, SEE DETAIL SHEET 10 OF 15

N89°44'22"E
185.00'

STORM POND, DRAINAGE AND STORM SEWER EASEMENT, SEE DETAIL SHEET 11 OF 15

OUTLOT 1
364,246 SQ. FT.
8.3619 ACRES
DEDICATED PUBLIC PARK (MARDEAND PARK)

LOT 2
2,700,470 SQ. FT.
61.9943 ACRES

N89°35'59"E
762.23'

S89°35'59"W
762.23'

S0°24'01"E
20.00'



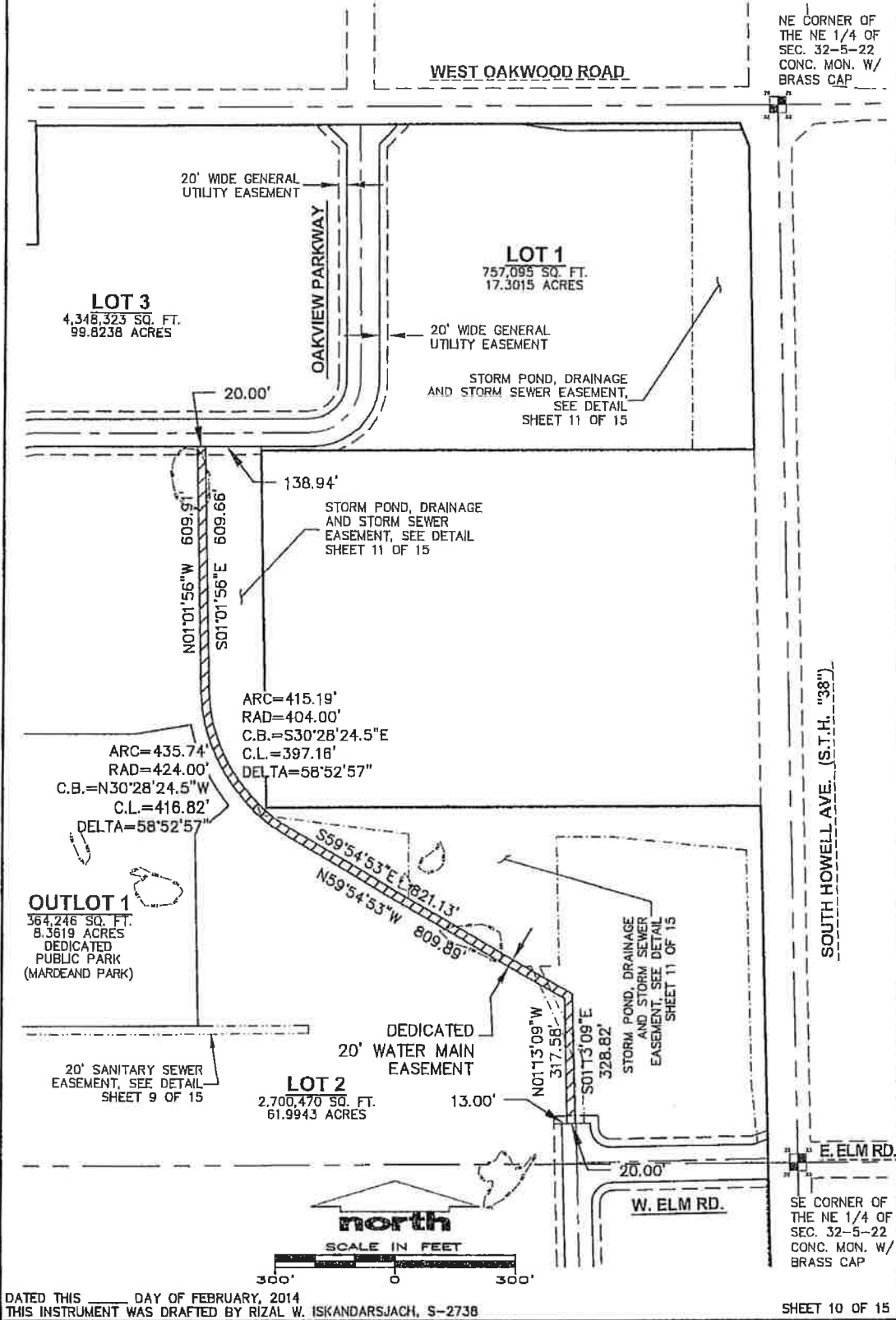
SCALE IN FEET



L:\ASD Projects\0803179 Oak Creek BR\ang\0803175 RSK.dwg

CERTIFIED SURVEY MAP No. _____

BEING A REDIVISION OF ALL OF LOTS 1, 2 AND 3 OF CERTIFIED SURVEY MAP NO. 8154; VACATED ABC STREET AND GLEN OAKS DRIVE RIGHTS-OF-WAY; AND ADDITIONAL LANDS, ALL LOCATED IN THE NORTHEAST 1/4, SOUTHEAST 1/4, SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE NORTHEAST 1/4; NORTHEAST 1/4, SOUTHEAST 1/4, SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE SOUTHEAST 1/4; AND NORTHEAST 1/4 AND SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 32, TOWNSHIP 5 NORTH, RANGE 22 EAST, CITY OF OAK CREEK, MILWAUKEE COUNTY, WISCONSIN.



NE CORNER OF THE NE 1/4 OF SEC. 32-5-22 CONC. MON. W/ BRASS CAP

SOUTH HOWELL AVE. (S.T.H. '38')

E. ELM RD.
SE CORNER OF THE NE 1/4 OF SEC. 32-5-22 CONC. MON. W/ BRASS CAP

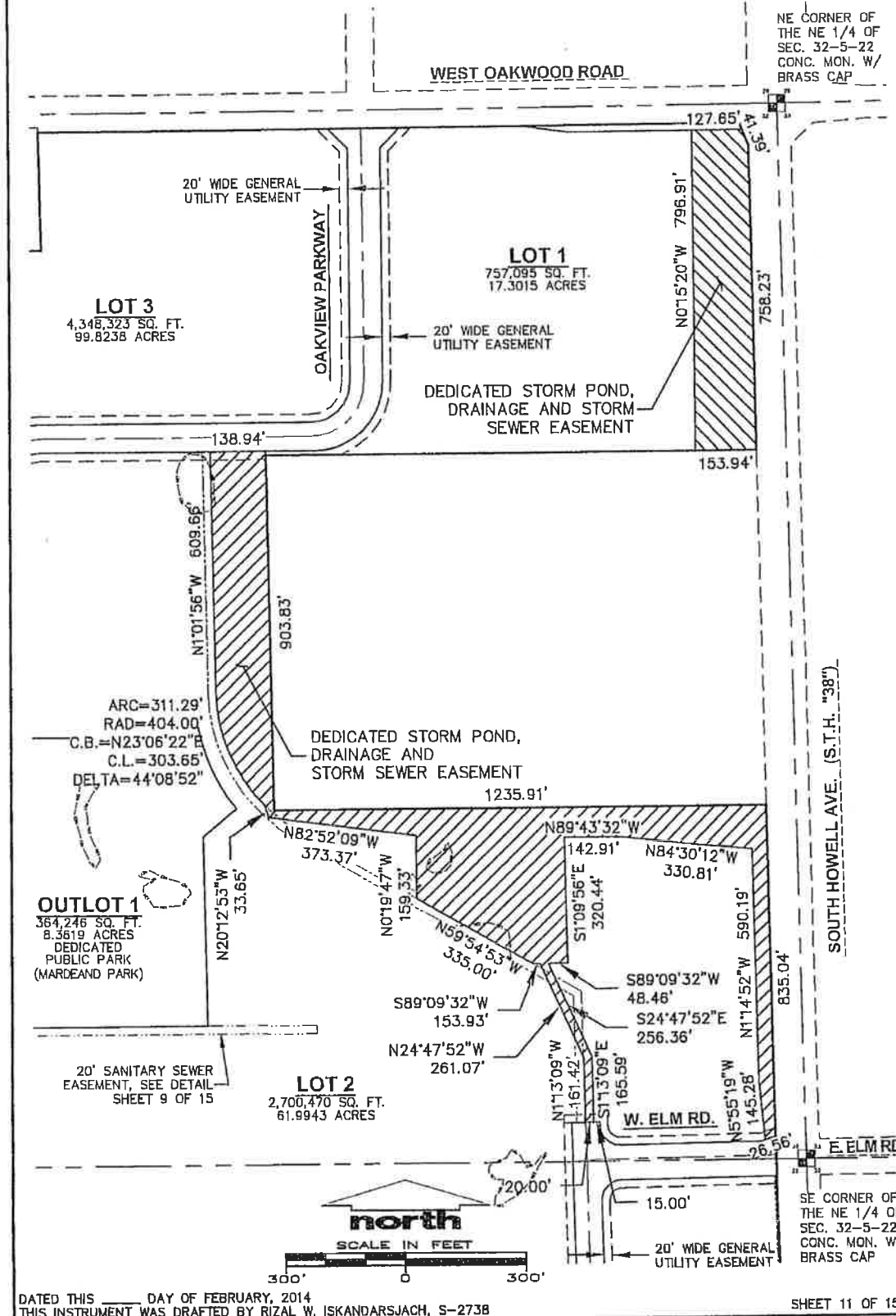
DATED THIS _____ DAY OF FEBRUARY, 2014
THIS INSTRUMENT WAS DRAFTED BY RIZAL W. ISKANDARSJACH, S-2738

SHEET 10 OF 15

J:\NSD\Projects\0803179 Oak Creek BR\ang\0803179 CS.Mxd

CERTIFIED SURVEY MAP No. _____

BEING A REDIVISION OF ALL OF LOTS 1, 2 AND 3 OF CERTIFIED SURVEY MAP NO. 8154; VACATED ABC STREET AND GLEN OAKS DRIVE RIGHTS-OF-WAY; AND ADDITIONAL LANDS, ALL LOCATED IN THE NORTHEAST 1/4, SOUTHEAST 1/4, SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE NORTHEAST 1/4; NORTHEAST 1/4, SOUTHEAST 1/4, SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE SOUTHEAST 1/4; AND NORTHEAST 1/4 AND SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 32, TOWNSHIP 5 NORTH, RANGE 22 EAST, CITY OF OAK CREEK, MILWAUKEE COUNTY, WISCONSIN.



NE CORNER OF THE NE 1/4 OF SEC. 32-5-22 CONC. MON. W/ BRASS CAP

SOUTH HOWELL AVE. (S.T.H. "38")

SE CORNER OF THE NE 1/4 OF SEC. 32-5-22 CONC. MON. W/ BRASS CAP

OUTLOT 1
364,246 SQ. FT.
8.3619 ACRES
DEDICATED PUBLIC PARK (MARDEAND PARK)

20' SANITARY SEWER EASEMENT, SEE DETAIL SHEET 9 OF 15

LOT 2
2,700,470 SQ. FT.
61.8943 ACRES

LOT 1
757,095 SQ. FT.
17.3015 ACRES

LOT 3
4,348,323 SQ. FT.
99.8238 ACRES

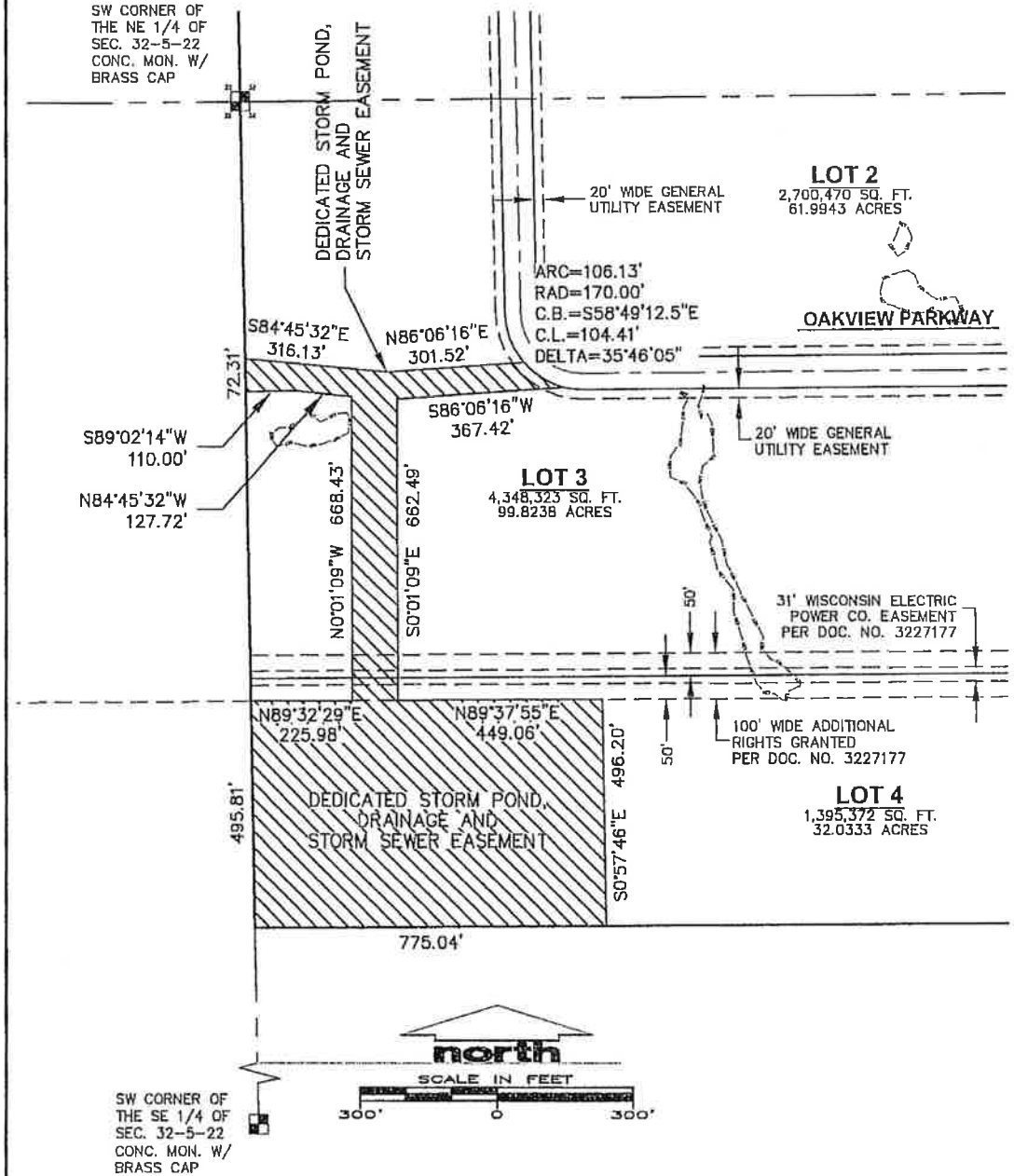
DATED THIS ____ DAY OF FEBRUARY, 2014
THIS INSTRUMENT WAS DRAFTED BY RIZAL W. ISKANDARSJACH, S-2738

SHEET 11 OF 15

Z:\SD Projects\0803179 Oak Creek BP\dwg\0803179 DSM.dwg

CERTIFIED SURVEY MAP No. _____

BEING A REDIVISION OF ALL OF LOTS 1, 2 AND 3 OF CERTIFIED SURVEY MAP NO. B154; VACATED ABC STREET AND GLEN OAKS DRIVE RIGHTS-OF-WAY; AND ADDITIONAL LANDS, ALL LOCATED IN THE NORTHEAST 1/4, SOUTHEAST 1/4, SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE NORTHEAST 1/4; NORTHEAST 1/4, SOUTHEAST 1/4, SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE SOUTHEAST 1/4; AND NORTHEAST 1/4 AND SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 32, TOWNSHIP 5 NORTH, RANGE 22 EAST, CITY OF OAK CREEK, MILWAUKEE COUNTY, WISCONSIN.



City of Oak Creek Common Council Report

Meeting Date: March 18, 2014

Item No.: 12

Recommendation: That the Council adopts Resolution No. 11467-031814 approving a certified survey map for the properties at 641 W. Oakwood Rd., 10303 S. Howell Ave., 10711 S. Howell Ave. with the condition that all technical corrections are made prior to recording.

Background: Wispark, LLC is requesting approval of the Certified Survey Map (the second of two) for OakView Business Park at 641 W. Oakwood Rd., 10303 S. Howell Ave., and 10711 S. Howell Ave. The purpose of this CSM is to further divide lots for conveyance. Three lots will be created from Lot 12, which was created as Lot 3 in the previous CSM. Based on the recording requirements for Milwaukee County, these lots should be consecutively numbered beginning from Lot 1. Additionally, comments received from the Wisconsin Department of Transportation indicate that a 5-foot signage easement for the proposed bike path, as well as a 52-foot reservation for future expansion of WIS 38, is required on Lot 15.

Two additional items should be added to the map prior to recording:

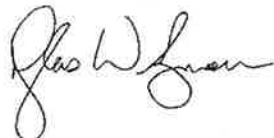
1. A "no access" restriction along Howell Avenue on the east sides of Lots 1, 15, and 14 (to match the previous CSM).
2. Lot 15 should have a property line perpendicular to the Oakview Parkway right-of-way.

All proposed lots are compliant with the requirements of the M-1, Manufacturing district.

The Plan Commission has reviewed this request and has recommended its approval with the condition that all technical corrections are made prior to recording.

Fiscal Impact: The dedications and divisions are required prior to the development of lots within OakView Business Park. Taxes generated from the development of this project would result in a positive fiscal impact for the City. These properties are part of TID 8.

Prepared by:



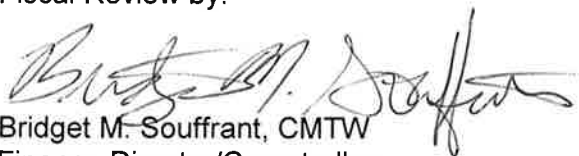
Doug Seymour, AICP
Director of Community Development

Respectfully submitted,



Gerald Peterson, ICMA-CM
City Administrator

Fiscal Review by:



Bridget M. Souffrant, CMTW
Finance Director/Comptroller

RESOLUTION NO. 11467-031814

BY: _____

RESOLUTION APPROVING A CERTIFIED SURVEY MAP
FOR OAKVIEW BUSINESS PARK

641 W. Oakwood Rd., 10303 S. Howell Ave., 10711 S. Howell Ave.
(5th Aldermanic District)

WHEREAS, it appears that the certified survey map submitted by WISPARK, LLC, hereinafter referred to as the subdivider, is in compliance with all statutory requirements; and

WHEREAS, the subdivider has complied with all of the applicable ordinances and resolutions of the City of Oak Creek, and

WHEREAS, the Plan Commission has recommended that this certified survey map be approved subject to any technical corrections bring made prior to recording;

NOW, THEREFORE, BE IT RESOLVED that this certified survey map, in the City of Oak Creek, Wisconsin, is hereby approved by the Common Council subject to any technical corrections bring made prior to recording.

Introduced at a regular meeting of the Common Council of the City of Oak Creek held this 18th Day of March, 2014.

Passed and adopted this ___ Day of _____, 2014.

President, Common Council

Approved this ___ Day of _____, 2014.

Mayor

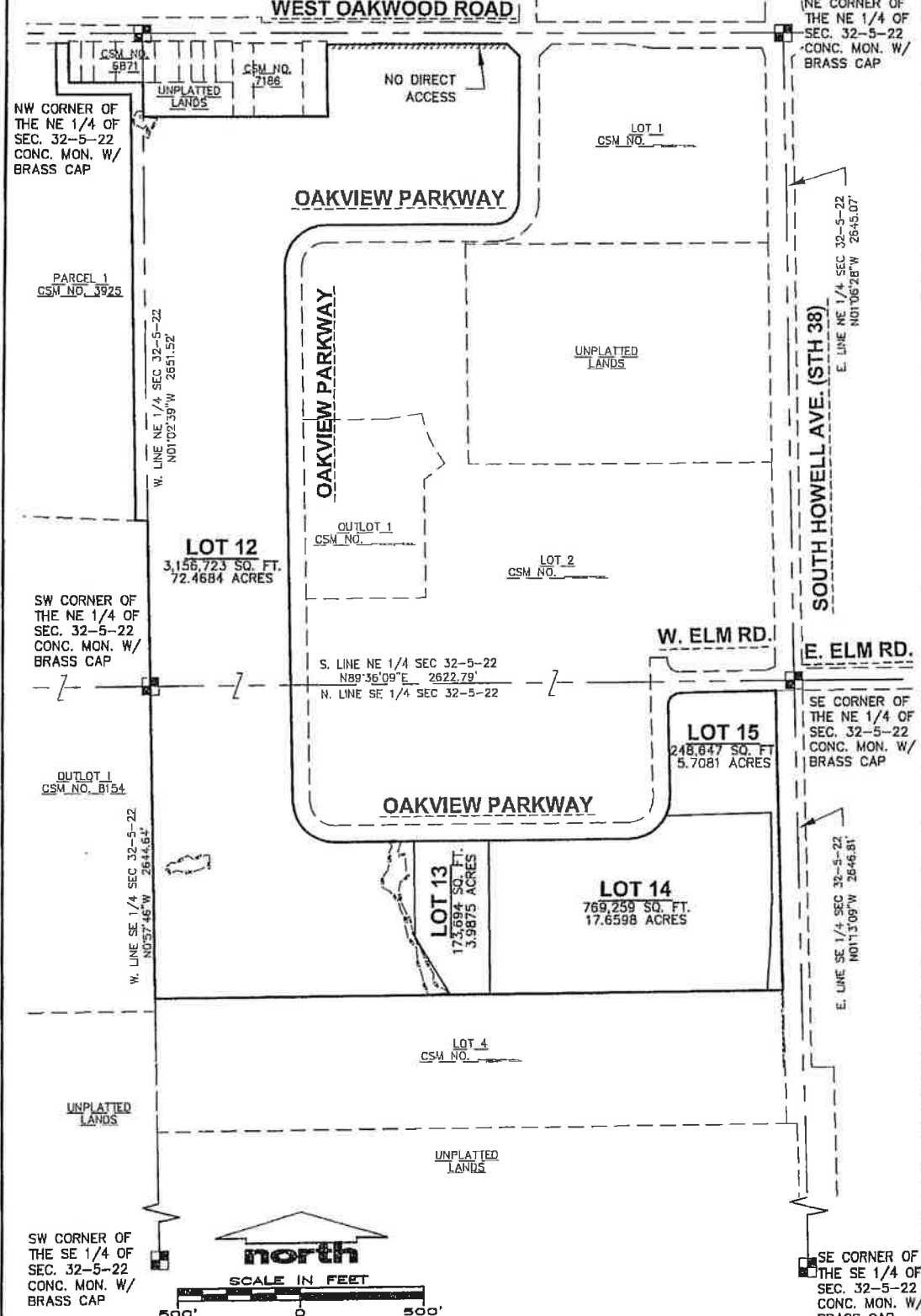
ATTEST:

City Clerk

VOTE: Ayes _____ Noes _____

CERTIFIED SURVEY MAP No. _____

BEING A REDIVISION OF ALL OF LOT 3 OF CERTIFIED SURVEY MAP NO. _____ LOCATED IN THE
 NORTHEAST 1/4, SOUTHEAST 1/4, SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE NORTHEAST 1/4; NORTHEAST
 1/4, SOUTHEAST 1/4, SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE SOUTHEAST 1/4; AND NORTHEAST 1/4
 AND SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 32, TOWNSHIP 5 NORTH, RANGE 22 EAST, CITY OF
 OAK CREEK, MILWAUKEE COUNTY, WISCONSIN.



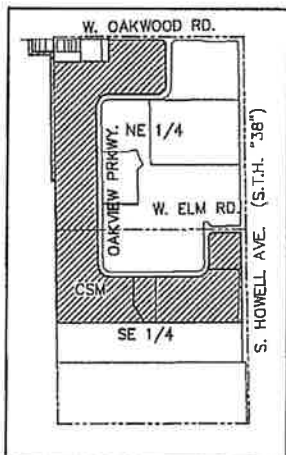
DATED THIS _____ DAY OF FEBRUARY, 2014
 THIS INSTRUMENT WAS DRAFTED BY RIZAL W. ISKANDARSJACH, S-2738

SHEET 1 OF 7

S:\SD Projects\0803179 Oak Creek Br\ang\0803179 CSK Project.dwg

CERTIFIED SURVEY MAP No. _____

BEING A REDIVISION OF ALL OF LOT 3 OF CERTIFIED SURVEY MAP NO. _____, LOCATED IN THE NORTHEAST 1/4, SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE NORTHEAST 1/4; NORTHEAST 1/4, SOUTHWEST 1/4, SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE SOUTHEAST 1/4; AND NORTHEAST 1/4 AND SOUTHWEST 1/4 OF THE NORTHWEST 1/4 OF SECTION 32, TOWNSHIP 5 NORTH, RANGE 22 EAST, CITY OF OAK CREEK, MILWAUKEE COUNTY, WISCONSIN.



VICINITY MAP
NE 1/4 SEC. 32-5-22
SE 1/4 SEC. 32-5-22
SCALE: 1"=2000'

LEGEND:

- 1" IRON PIPE FOUND & ACCEPTED
- 3/4" REBAR FOUND & ACCEPTED
- ⊕ CHISELED CROSS FOUND & ACCEPTED
- MAG ● MAG NAIL FOUND & ACCEPTED
- SET ○ 1"x18" IRON PIPE SET WT. 1.13 LBS/LIN. FT.
- //// NO DIRECT VEHICULAR ACCESS
- WETLAND (SEE NOTE BELOW)

PREPARED FOR:

WISPARK LLC
301 WEST WISCONSIN AVENUE
SUITE 400
MILWAUKEE, WI 53203

PREPARED BY:

JSD Professional Services, Inc.
Registered Professional Surveyors
1116 WISCONSIN REGIONAL OFFICE
N22 W22031 NANCY'S COURT SUITE 3
WALWORTH, WISCONSIN 53180
262.513.0668 (PHONE) 262.613.1222 FAX

LINE TABLE		
LINE	BEARING	LENGTH
L1	S45°15'20"E	70.71'

CURVE TABLE					
CURVE	ARC	RADIUS	CHORD BEARING	CHORD	CENTRAL ANGLE
C1	156.95'	100.00'	S44°42'26.5"W	141.33'	89°55'33"
C2	269.15'	170.00'	S44°18'53"W	241.91'	90°42'40"
C3	285.13'	170.00'	S45°43'08.5"E	239.06'	89°21'23"
C4	269.47'	170.00'	N44°11'30"E	242.13'	90°48'18"
C5	189.87'	170.00'	N57°36'21"E	180.16'	63°59'38"
C6	79.60'	170.00'	N12°11'41.5"E	78.88'	26°49'41"
C7	78.54'	50.00'	N43°46'51"E	70.71'	90°00'00"
C8	560.22'	5000.00'	S01°57'43.5"W	559.93'	06°25'11"

NOTES:

CSM NO. _____ RECORDED ON _____ AT MILWAUKEE CO. REGISTER'S OFFICE AS DOC. _____

WETLAND LOCATIONS BASED ON WETLAND DELINEATION REPORT DATED DECEMBER 5, 2008 AS PREPARED BY NATURAL RESOURCES CONSULTING, INC., WITH SUPPLEMENT REPORT BY WETLAND & WATERWAY CONSULTING, LLC DATED DECEMBER 23, 2012 AND WETLAND FILL PERMIT LETTERS ISSUED BY WDNR AND USACOE DATED OCTOBER 30, 2013 AND JUNE 14, 2013, RESPECTIVELY.

THIS PROPERTY IS LOCATED WITHIN ZONE X (AREAS DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOODPLAIN), PER FEMA MAP PANEL NUMBER 55079C0231E, EFFECTIVE DATE: SEPTEMBER 26, 2008.

BEARING BASIS

ALL BEARINGS ARE REFERENCED TO THE WISCONSIN STATE PLANE COORDINATE SYSTEM, SOUTH ZONE. THE EAST LINE OF THE NORTHEAST 1/4 OF SECTION 32, TOWNSHIP 5 NORTH, RANGE 22 EAST, WAS USED AS NORTH 01°06'28" WEST.

PROJECT CONVERSION FACTOR: GRID/0.99994301 = GROUND
SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

ALL MEASUREMENTS HAVE BEEN MADE TO THE NEAREST ONE-HUNDREDTH OF A FOOT.

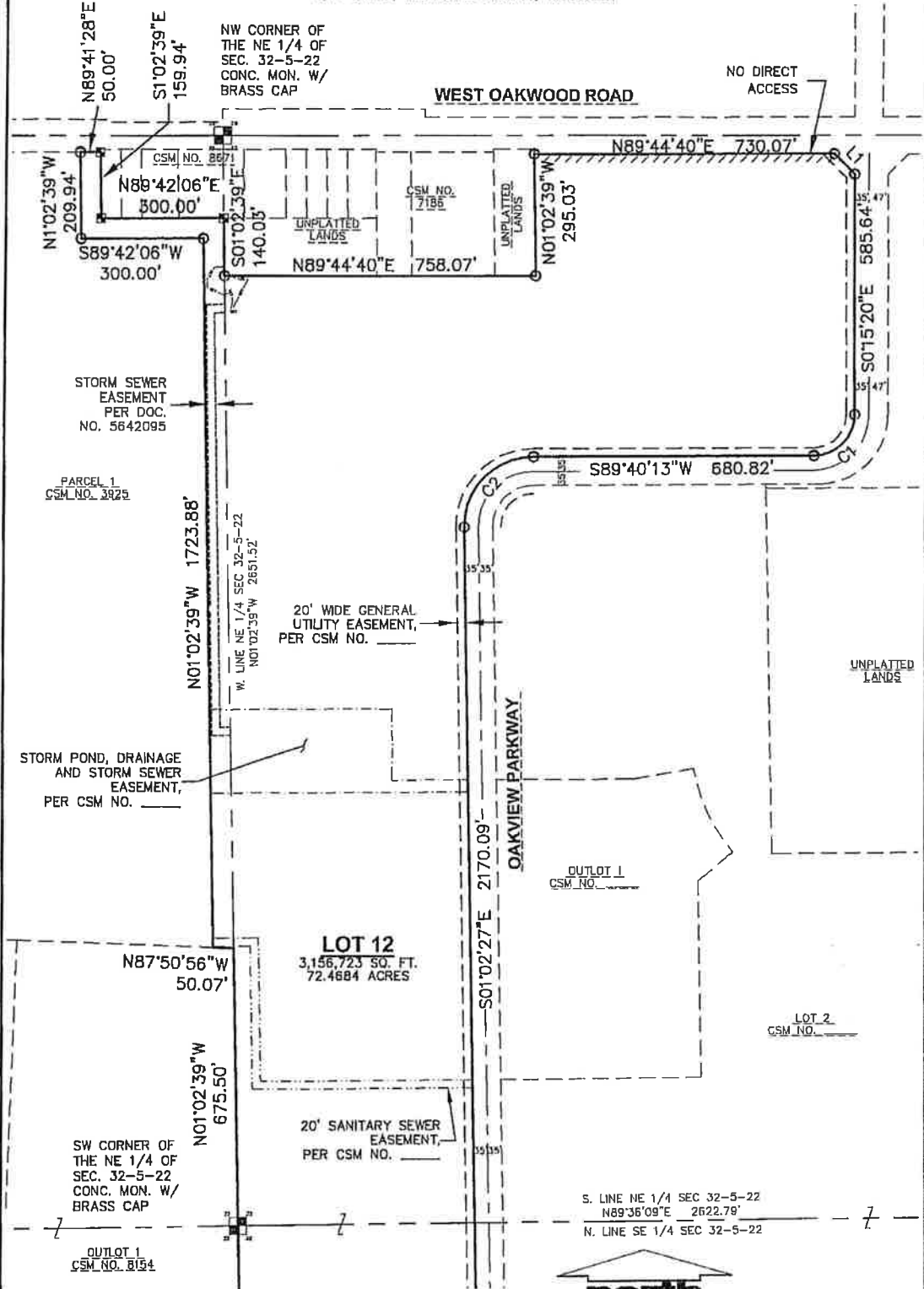
ALL ANGULAR MEASUREMENTS HAVE BEEN MADE TO THE NEAREST ONE SECOND.

DATED THIS _____ DAY OF FEBRUARY, 2014
THIS INSTRUMENT WAS DRAFTED BY RIZAL W. ISKANDARSJACH, S-2738

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CERTIFIED SURVEY MAP No. _____

BEING A REDIVISION OF ALL OF LOT 3 OF CERTIFIED SURVEY MAP NO. _____ LOCATED IN THE
 NORTHEAST 1/4, SOUTHEAST 1/4, SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE NORTHEAST 1/4; NORTHEAST
 1/4, SOUTHEAST 1/4, SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE SOUTHEAST 1/4; AND NORTHEAST 1/4
 AND SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 32, TOWNSHIP 5 NORTH, RANGE 22 EAST, CITY OF
 OAK CREEK, MILWAUKEE COUNTY, WISCONSIN.

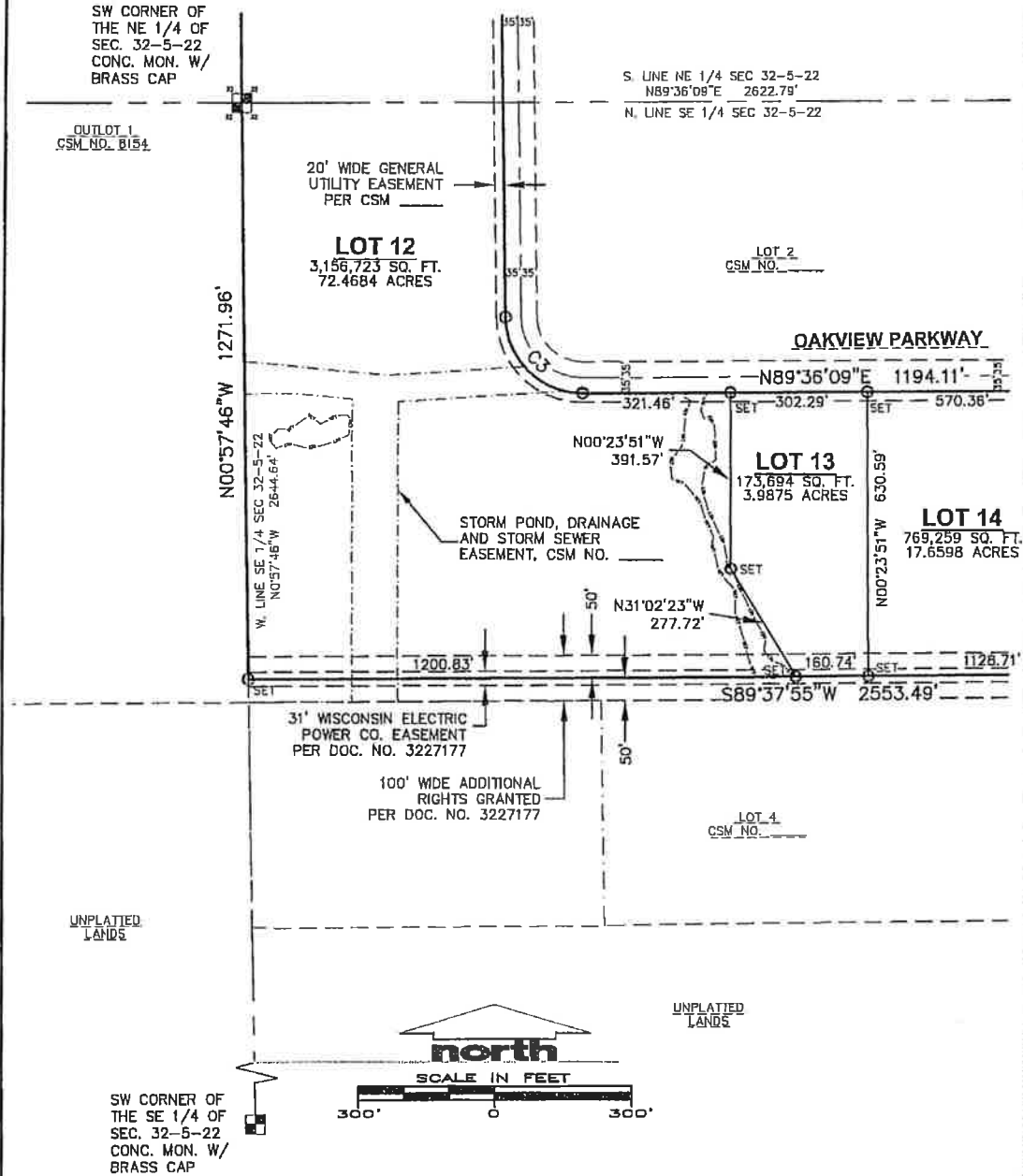


DATED THIS _____ DAY OF FEBRUARY, 2014
 THIS INSTRUMENT WAS DRAFTED BY RIZAL W. ISKANDARSJACH, S-2738 300' 0 300' SHEET 3 OF 7

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CERTIFIED SURVEY MAP No. _____

BEING A REDIVISION OF ALL OF LOT 3 OF CERTIFIED SURVEY MAP NO. _____, LOCATED IN THE NORTHEAST 1/4, SOUTHEAST 1/4, SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE NORTHEAST 1/4; NORTHEAST 1/4, SOUTHEAST 1/4, SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE SOUTHEAST 1/4; AND NORTHEAST 1/4 AND SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 32, TOWNSHIP 5 NORTH, RANGE 22 EAST, CITY OF OAK CREEK, MILWAUKEE COUNTY, WISCONSIN.



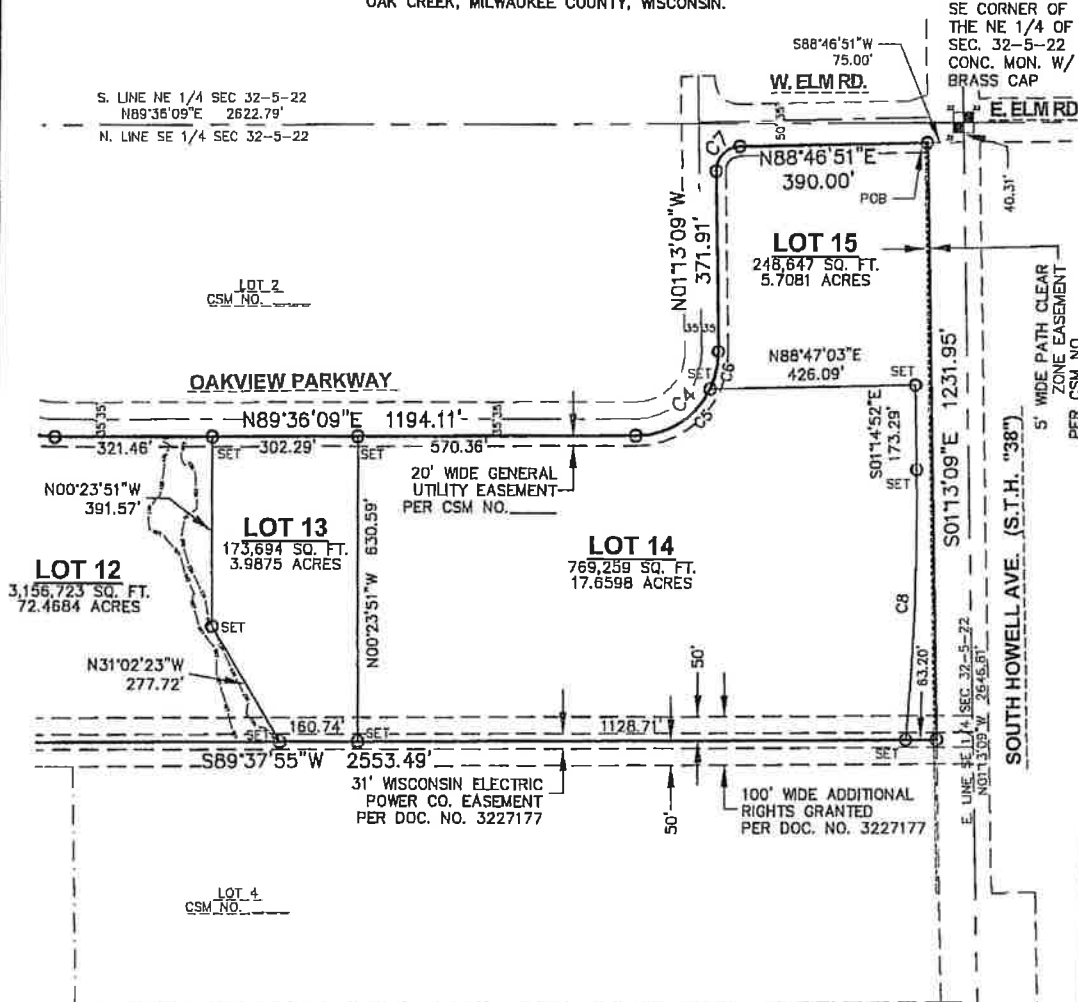
J:\USD Projects\0803179 Oak Creek Riparian\0803179 CSM Project.dwg

CERTIFIED SURVEY MAP No. _____

BEING A REDIVISION OF ALL OF LOT 3 OF CERTIFIED SURVEY MAP NO. _____, LOCATED IN THE NORTHEAST 1/4, SOUTHEAST 1/4, SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE NORTHEAST 1/4; NORTHEAST 1/4, SOUTHEAST 1/4, SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE SOUTHEAST 1/4; AND NORTHEAST 1/4 AND SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 32, TOWNSHIP 5 NORTH, RANGE 22 EAST, CITY OF OAK CREEK, MILWAUKEE COUNTY, WISCONSIN.

S. LINE NE 1/4 SEC 32-5-22
N89°36'09"E 2622.79'
N. LINE SE 1/4 SEC 32-5-22

SE CORNER OF THE NE 1/4 OF SEC. 32-5-22 CONC. MON. W/ BRASS CAP



UNPLATTED LANDS



SCALE IN FEET



SE CORNER OF THE SE 1/4 OF SEC. 32-5-22 CONC. MON. W/ BRASS CAP

CERTIFIED SURVEY MAP No. _____

BEING A REDIVISION OF ALL OF LOT 3 OF CERTIFIED SURVEY MAP NO. _____, LOCATED IN THE
NORTHEAST 1/4, SOUTHEAST 1/4, SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE NORTHEAST 1/4; NORTHEAST
1/4, SOUTHEAST 1/4, SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE SOUTHEAST 1/4; AND NORTHEAST 1/4
AND SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 32, TOWNSHIP 5 NORTH, RANGE 22 EAST, CITY OF
OAK CREEK, MILWAUKEE COUNTY, WISCONSIN.

OWNER'S CERTIFICATES

WISPARK LLC, a Wisconsin limited liability company, as owner, does hereby certify that said company caused the land described in the foregoing affidavit of Rizal W. Iskandarsjachi, to be surveyed, divided and mapped as represented on this map, in accordance with the provisions of Chapter 236 of the Wisconsin Statutes and the Section 14.82 of the City of Oak Creek requirements for Certified Survey Maps.

WISPARK LLC

Jerold P. Franke, President

Date

State of Wisconsin)
) SS

County)

Personally came before me this _____ day of _____, 2014, the above named Jerold P. Franke, the President of the above named company and acknowledged that they executed the foregoing instrument as such officers as the deed of said company, as Manager, by its authority.

(sign)

(print)

Notary Public, _____ County, _____
My Commission Expires _____

PLAN COMMISSION APPROVAL

This Certified Survey Map is hereby approved by the Plan Commission of the City of Oak Creek, on this _____ day of _____, 2014.

Stephen Scaffidi, Chairman

Date

Douglas Seymour, Secretary

Date

COMMON COUNCIL APPROVAL

This Certified Survey Map is approved by the Common Council of the City of Oak Creek, on this _____ day of _____, 2014 by Resolution Number _____.

Stephen Scaffidi, Mayor

Date

Catherine Roeske, City Clerk

Date

City of Oak Creek Common Council Report

Meeting Date: March 18, 2014

Item No.: 13

Recommendation: Consider report on recent grant awards.

Background: City staff and our consultants have continued to be active in seeking out grant opportunities for projects in the City. The City has been awarded the following grants since we last updated the Council:

- MMSD green initiative partnership grant in the amount of \$99,000 for assistance in constructing a porous paver parking lot at the new City Hall/Library. This project is a stormwater best management practice.
- WDNR Urban Nonpoint Stormwater Grant in the amount of \$150,000 for assisting in construction of a porous paver parking lot and other stormwater best management practices at the new City Hall/Library facility.
- Focus on Energy grant in the amount of \$6,090 for implementing a variety of energy efficiency measures at the new Fire Station #1.
- Focus on Energy grant in the estimated amount of \$100,000 for instituting a variety of energy efficiency measures at the new City Hall/Library building.
- Fund for Lake Michigan in the amount of \$65,000 for assistance in construction of an innovative floating wetland island at Drexel Town Square to assist with water quality improvements.
- WDOA Coastal Zone Management Grant in the amount of \$56,000 to assist in Lake Vista shoreline stabilization efforts.
- WDNR Ready For Reuse grant funds in the amount of \$399,928 to help with environmental mediation at the Connell/Beazer site. The land owner has decided not to work with the City on this project and we will attempt to re-appropriate these funds to another project.
- WDNR Urban Nonpoint Stormwater grant in the amount of \$150,000 to assist in the construction of biofiltration on the former Peter Cooper property to improve stormwater quality.
- WisDOT bridge grant in the amount of \$352,000 to assist in the reconstruction of the Nicholson Road bridge.
- WisDOT bridge grant in the amount of \$320,000 to assist in the reconstruction of the Marquette Avenue bridge.
- MMSD green streets grant in the amount of \$100,000 for biofiltration improvements in conjunction with the construction of Lakeshore Boulevard in Lake Vista anticipated in 2014.
- DNR Urban Forestry grant in the amount of \$7,283 to assist with tree planting.

- Various health department grants to assist with emergency management training, preparedness, and prevention programs in the amount of \$93,000.


Fiscal Impact: In total these grants provide for \$1,898,301 in financial assistance to help complete and improve City priority projects.

Fiscal Review by:




Bridget M. Souffrant, CMTW
Finance Director/Comptroller

Prepared and Submitted by:



Gerald R. Peterson, ICMA-CM
City Administrator

Supported and Assistance Provided by:



Susan Winnen
Environmental Engineer

Grants Applied/Received in 2012-2014 & Miscellaneous Funding

Project	Grant Amount	City Match	Grant App. Assistance
<u>Drexel Town Square</u>			
WEDC Brownfields, 2012	\$1,000,000	\$17,337,860	Graef/Admin
WEDC Site Assessment, 2012	\$150,000	\$30,000	Graef/Admin
MMSD Green Roof, 2013	\$14,500 (\$5/sq. ft. actual)		JJR/Engineering/Admin
MMSD GI Partnership, City Hall pkg., 2013	\$99,000	\$99,000	JJR/Engineering/Admin
Wispark MMSD GI Partnership Wetland Restoration, 2013	\$99,000	\$99,000	JJR/Engineering/Admin
WDNR Urban Non-Point City Hall pkg., 2013 #3	\$150,000	\$150,000	JJR/Engineering/Admin
MMSD Stormwater BMPs at Drexel Town Square	\$750,000		Engineering/Admin
Focus on Energy, City Hall/Library energy efficiency, 2014 (anticipated)	\$100,000		Development Team
Fund for Lake Michigan, floating wetland island, 2013	\$65,000		Engineering/Admin
<u>Lakefront</u>			
WDNR Knowles-Nelson Stewardship/Acquisition, 2012 rejected by City	\$300,000	\$300,000	JJR/Engineering/Admin
WDNR Knowles-Nelson Stewardship/Development, 2013	\$114,250	\$114,250	JJR/Engineering/Admin
WDOA Coastal Zone Mgt. #1, 2012	\$30,000	\$86,770	JJR/Engineering/Admin
WDOA Coastal Zone Mgt. #2 (revised), 2012 & 2013	\$50,000	\$183,600	JJR/Engineering/Admin
WDOA Coastal Zone Mgt. #3 shoreline stabilization	\$56,000	\$84,000	JJR/Engineering/Admin
WDNR Ready for Reuse #1, 2012 City Site	\$375,000	\$166,926	JJR/Engineering/Admin
WDNR Ready for Reuse #2, 2013 Connell, rejected by property owner	\$399,928	\$0 City \$500,000 Connell	Environ/Engineering/ Legal/Admin
WDNR Urban Non-Point Source #1, 2012 Bluff Stabilization	\$83,000	\$36,000	JJR/Engineering/Admin

Project	Grant Amount	City Match	Grant App. Assistance
WDNR Urban Non-Point Source #2, 2013, Biofiltration	\$150,000	\$256,253	JJR/Engineering/Admin
Root Pike WIN, 2012	\$10,000	\$109,000	S. Winnen
WisDOT Surface Transportation Program, 5 th Street Extension	\$2,200,000	\$1,800,000-\$2,000,000	
<u>Roads</u>			
WisDOT Nicholson Road bridge, 2014	\$252,000	\$116,550	Engineering
WisDOT Marquette Avenue bridge	\$320,000	\$153,100	Engineering
MMSD green streets, lakeshore blvd. stormwater	\$100,000		Engineering
<u>Parks</u>			
Abendschein Park	\$247,500		
<u>Forestry</u>			
DNR Urban Forestry Grant, 2013	\$7,282.50		Forestry
<u>Health</u>			
Public Health Infrastructure mini grant, assistance in completing community needs assessment and development of community health improvement plan	\$10,000		Health
Emergency Management	\$3,040		Health
Training Scholarships	\$3,860		Health
Preparedness grant	\$38281		Health
CRI grant	\$8,978		Health
Immunization grant	\$9,272		Health
MCH Grant	\$11,375		Health
Lead grant	\$1,262		Health
Prevention grant	\$1,848		Health
Preparedness grant, smartboard	\$5,000		Health
TOTALS	\$6,496,267	\$19,420,659	

City of Oak Creek Common Council Report

Meeting Date: March 18, 2014

Item No.: 14

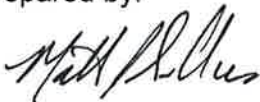
Recommendation: That the Common Council considers adoption of Resolution No. 11459-031814, a resolution supporting the submission of application for 2014-2018 Transportation Alternatives Program (TAP) award cycle under the Safe Routes to School (SRTS) category.

Background: On February 5, 2013, the Common Council directed the Engineering Department to research Federal Safe Routes to School Program. In 2012, the Transportation Alternatives Program (TAP) was authorized by the federal transportation legislation which combined Safe Routes to School Program, Transportation Enhancements and/or the Bicycle & Pedestrian Facilities Program into one program. In December 2013, the Engineering Department submitted a pre-scoping application for the 2014-2018 TAP's cycle for Safe Routes to School Planning Project. The planning project is an important first step in developing a successful Safe Routes to School Program.

On February 27, 2014, the Engineering Department was notified that its pre-scoping application was chosen to participate in the second (final) round of applications. One requirement for the second round of applications is to have a Resolution of Support for the application. Within the Resolution of Support the city commits to securing matching funds. The Engineering Department estimated the planning project would cost a total of \$60,000, of which the city would be responsible for 20 percent (\$12,000). This Safe Routes to School Plan would be used for submitting future proposals (applications) for funding elements of the plan.

Fiscal Impact: If application is selected, the City would need to commit \$12,000 in future budgets.

Prepared by:



Matthew J. Sullivan, P.E.
Design Engineer

Respectfully submitted:



Gerald Peterson, ICMA-CM
City Administrator

Approved by:



Michael C. Simmons, P.E.
City Engineer

Fiscal review by:



Bridget M. Souffrant, CMTW
Finance Director / Comptroller

RESOLUTION NO. 11459-031814

BY: _____

**RESOLUTION OF SUPPORT: WISCONSIN DEPARTMENT OF
TRANSPORTATION (WISDOT) 2014-2018 TRANSPORTATION
ALTERNATIVES PROGRAM (TAP) AWARD CYCLE**

(VARIOUS ALDERMANIC DISTRICTS)

WHEREAS, the City of Oak Creek supports the pre-scoping and second-round TAP application submitted to WisDOT for the 2014-2018 award cycle. The application is to develop a Safe Routes to School city-wide plan which would be used to provide recommendations for infrastructure and non-infrastructure improvements for routes to elementary and middle schools; and

WHEREAS, the City of Oak Creek recognizes that WisDOT reimburses project sponsors for the federal share of eighty (80) percent of the approved TAP project costs, up to the limit of the federal award amount. In light of the minimum twenty (20) percent match requirement, the City of Oak Creek has secured matching funds and/or commits to securing the matching funds; and

NOW, THEREFORE, BE IT RESOLVED, if the City of Oak Creek is awarded funding by WisDOT for the 2014-2018 TAP award cycle the City of Oak Creek is authorized to and agrees to accept the award and enter into all necessary agreements with WisDOT for the above referenced project; and

BE IT FURTHER RESOLVED, the City of Oak Creek agrees to comply with all applicable laws, requirements, and regulation as outlined in the WisDOT 2014-2018 TAP application materials, the state-municipal agreement between WisDOT and The City of Oak Creek, and any other program and/or project documentation.

Introduced at a regular meeting of the Common Council of the City of Oak Creek held this 18th day of March 2014.

Passed and adopted this 18th day of March 2014.

President, Common Council

Approved this 18th day of March 2014.

Mayor

ATTEST:

City Clerk

VOTE: Ayes ____ Noes _____

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City of Oak Creek Common Council Report

Meeting Date: March 18, 2014

Item No.: 15


Recommendation: That the Common Council considers adoption of Resolution No. 11465-031814, a resolution supporting the submission of an application for 2014-2018 Transportation Alternatives Program (TAP) award cycle under the Bicycle-Pedestrian Facilities category.

Background: The City has approved design and construction of an extension of S. 5th Avenue to facilitate access to the Lake Vista redevelopment area. This road will include pedestrian and bike facilities – on-street bike lanes, and sidewalk along both sides. Preparation of the plans, specifications and bid documents is currently being completed by Strand and Associates.

This grant would pay for 80% of the construction costs for the bike lanes and sidewalks.

Fiscal Impact: If received, this grant will provide up to \$226,122 toward construction of this project.

Prepared by:


Susan A. Winnen, P.E.
Environmental Engineer

Respectfully submitted:


Gerald Peterson, ICMA-CM
City Administrator

Approved by:


Michael C. Simmons, P.E.
City Engineer

Fiscal review by:


Bridget M. Souffrant, CMTW
Finance Director / Comptroller

RESOLUTION NO. 11465-031814

BY: _____

**RESOLUTION OF SUPPORT: WISCONSIN DEPARTMENT OF
TRANSPORTATION (WISDOT) 2014-2018 TRANSPORTATION
ALTERNATIVES PROGRAM (TAP) AWARD CYCLE**

(ALDERMANIC DISTRICT 4)

WHEREAS, the City of Oak Creek supports the pre-scoping and second-round TAP application submitted to WisDOT for the 2014-2018 award cycle. The application is to construct bicycle and pedestrian facilities in the S. 5th Avenue Extension; and

WHEREAS, the City of Oak Creek recognizes that WisDOT reimburses project sponsors for the federal share of eighty (80) percent of the approved TAP project costs, up to the limit of the federal award amount. In light of the minimum twenty (20) percent match requirement, the City of Oak Creek has secured matching funds and/or commits to securing the matching funds; and

NOW, THEREFORE, BE IT RESOLVED, if the City of Oak Creek is awarded funding by WisDOT for the 2014-2018 TAP award cycle, the City of Oak Creek is authorized to and agrees to accept the award and enter into all necessary agreements with WisDOT for the above referenced project; and

BE IT FURTHER RESOLVED, the City of Oak Creek agrees to comply with all applicable laws, requirements, and regulation as outlined in the WisDOT 2014-2018 TAP application materials, the state-municipal agreement between WisDOT and The City of Oak Creek, and any other program and/or project documentation.

Introduced at a regular meeting of the Common Council of the City of Oak Creek held this 18th day of March 2014.

Passed and adopted this 18th day of March 2014.

President, Common Council

Approved this 18th day of March 2014.

Mayor

ATTEST:

City Clerk

VOTE: Ayes ____ Noes ____

City of Oak Creek Common Council Report

Meeting Date: March 28, 2014

Item No.: 16

Recommendation: That the Common Council considers a motion to enter into a lump sum contract of \$16,500 with Graef for the design of 6th Street improvements. (2nd Aldermanic District).

Background: Part of the Drexel Town Square (DTS) development is a new extension of 6th Street from Drexel Avenue south to the DTS limits. This specific item is related as it pertains to a further extension of 6th Street, encompassing the remaining 1,000 lineal feet of 6th Street all the way south to Forest Hill Avenue. This 1,000-foot segment has served as a private access road to Woodman's and to the former Delphi plant. The city is in the process of obtaining the necessary right-of-way from the property owner, and of converting this into a public street.

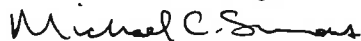
The design work would include intersection improvements at Forest Hill, and at the Woodman's entrance, minor storm sewer modifications, the addition of sidewalks and street lighting, and a new asphalt surface overlay.

The original intent was to have this designed by city staff but it has become apparent that this will not be possible due to other workload commitments. Graef was requested to submit a proposal to complete this design work and to incorporate the plans into the overall DTS construction plans and bid package, which will be advertised soon.

There are several reasons why it would be beneficial to have Graef complete this work. Engineering believes this design work could not be completed at a lower rate because Graef recently designed the DTS sewer and water plans along this segment of road, and already has most of the field survey data. Graef can easily incorporate these plans into their DTS bid package, and including the plans in the overall DTS bid package will assure lower unit construction prices.

Fiscal Impact: The design fee of \$16,500 and construction costs for this portion of the 6th Street improvements would come from the \$3 million construction bond that was obtained in 2013.

Prepared/Approved by:



Michael C. Simmons, P.E.
City Engineer

Respectfully submitted:



Gerald Peterson, ICMA-CM
City Administrator

Fiscal review by:



Bridget M. Souffrant, CMTW
Finance Director / Comptroller



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March 12, 2014

Mr. Mike Simmons
City of Oak Creek
8640 S. Howell Avenue
Oak Creek, WI 53154

Subject: Professional Services Proposal for Drexel Town Square - Sonic Drive and 6th Street/Forest Hill Avenue revisions and sidewalk

Dear Mr. Sullivan:

Per your request, Graef-USA Inc. (GRAEF) is pleased to provide this proposal for professional services to the City of Oak Creek. This proposal is subject to GRAEF's Standard Terms and Conditions, a copy of which is attached and incorporated by reference. An executed copy of this contract will become our Agreement.

This proposal is for civil engineering and site lighting design services for the following three areas:

- Pavement revisions for 6th Street, from the edge of DTS south to Forest Hill Avenue, including the Woodman's driveway and the Forest Hill intersection. The DTS street lighting will replace the existing lighting system.
- Pavement revisions for the drive adjacent to Sonic from the edge of DTS south to the existing Woodman's access. The DTS street lighting will be extended.
- Additional sidewalk along the west side of South 6th Street, and on the south side of Forest Hill Avenue.

The construction documents for the roadway improvements will be included in the Drexel Town Square Public Infrastructure Bid Package and the construction documents for the sidewalks and street lighting will be in the Drexel Town Square Streetscape Bid Package. For this PROJECT, GRAEF proposes to provide the following Basic Services:

Civil Engineering

- Prepare construction documents plans to generally include the following sheets for the 6th Street pavement revisions at Forest Hill Avenue, and for the Sonic drive:
 - Site demolition/removals and erosion control plans, showing exterior features to be removed, such as pavements, and erosion control measures and documentation necessary to meet local and state requirements.
 - Site grading and paving plans, showing one-foot contours and spot elevations of site features.
 - Site layout plan, showing dimensions and layout information required by the contractor to install site improvements. Include restoration of medians, curb islands and terraces. The geometry revisions will be in accordance with city street geometry standards.
 - Site utility plans, showing in plan view, revised storm sewer inlet locations and pipe modifications required to connect the inlets. Proposed sanitary sewers and water mains will be shown for reference.



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- Provide site aerial/layout plan for the Forest Hill Avenue sidewalk located outside of the topographic survey information GRAEF has obtained, extended east on Forest Hill Avenue to the existing sidewalk termination. Information will be provided to the contractor on the layout plan regarding distance of the sidewalk from back of curb, drainage across the sidewalk and curb to meet ADA standards, and erosion control and restoration of the disturbed area.
- Attend two (2) design review meetings with city staff.
- Revise construction documents to reflect feedback received from city staff.
- Respond to contractor inquiries and RFI's during construction.
- Provide a final inspection and generate a written punch list of work.

Electrical Engineering

- Design and provide the following for the street lighting for the 6th Street pavement revisions at Forest Hill Avenue, and Sonic drive.
 - Design circuiting and controls.
 - Perform proper voltage drop calculations.
 - Expand photometric calculations to incorporate the new sections.
 - Update municipal review plan showing expanded scope.
 - Extend underground electrical from adjacent roadway.

For the Basic Services, the City of Oak Creek agrees to compensate GRAEF for a lump sum fee of \$16,500, plus reimbursable expenses. Reimbursable expenses include express mail and delivery charges, plan reproduction and mileage.

At your request, GRAEF can provide the following Additional Services for additional compensation:

- Coordination with Woodman's Food Market.
- Topographic survey of proposed sidewalk location on Forest Hill Avenue.
- Design of a new electrical utility service.
- Design of a separate control scheme.
- Photometric calculations and designs performed for more than one light fixture option.

For all Additional Services, Client agrees to compensate GRAEF based on proposals provided at the time of the requested services. Additional Services will not be completed without your written approval.

We have appreciated the opportunity to provide services to you for this project, and look forward to the successful completion. Please call me at 414-266-9122 if you have any questions.



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GRAEF-USA Inc.

Pat Kressin, ASLA, LEED AP
Mixed Use Development Market Team Leader
Principal

Accepted by: City of Oak Creek

(Signature)

(Name Printed)

(Title)

Date: _____

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Graef-USA Inc.'s STANDARD TERMS AND CONDITIONS

These Standard Terms and Conditions are material terms of the Professional Services Agreement proposed on March 12, 2014 (Agreement) by and between Graef-USA Inc. (GRAEF) and City of Oak Creek (Client):

Standard of Care: GRAEF shall exercise ordinary professional care in performing all services under this Agreement, without warranty or guarantee, expressed or implied.

Client Responsibilities: Client shall at all times procure and maintain financing adequate to timely pay for all costs of the PROJECT as incurred; shall timely furnish and provide those services, items and/or information defined in Agreement, as amended, and shall reasonably communicate with and reasonably cooperate with GRAEF in its performance of this Agreement. GRAEF shall be entitled to rely on the accuracy and completeness of any services, items and/or information furnished by Client. These terms are of the essence. Client shall indemnify, defend and hold GRAEF, its present or former officers, employees and subconsultant(s), fully harmless from any liability or loss, cost or expense (including attorney's fees and other claims expenses) in any way arising from or in connection with errors, omissions or deficiencies in the services, items and/or information Client is obliged to furnish in respect of this Agreement.

Limitation of Liability: Client and GRAEF agree that GRAEF's liability for any direct, indirect, incidental or consequential economic losses or damages arising under or in connection with this agreement (including any attorney's fees or claims expenses) shall be limited to the sum of one hundred thousand dollars (\$100,000.00).

Additional Services: Client may request or it may become necessary for GRAEF or its subconsultant(s) to perform Additional Services in respect of this Agreement. Client shall pay for such Additional Services above and beyond charges for Basic Services set forth in this Agreement. GRAEF will notify Client in advance of GRAEF's intention to render Additional Services. Client's failure to instruct GRAEF not to perform the proposed Additional Service shall constitute Client's acceptance of such Additional Service and agreement to pay for such Additional Service in accordance with the Invoicing & Payment terms of this Agreement.

Collection Costs: Client shall pay all collection costs GRAEF incurs in order to collect amounts due from Client under this Agreement. Collection costs shall include, without limitation, reasonable attorney's fees and expenses, collection agency fees and expenses, court fees, collection bonds and reasonable GRAEF staff costs at standard billing rates for GRAEF's time spent in efforts to collect. Client's obligation to pay GRAEF's collection costs shall survive the term of this Agreement or the earlier termination by either party.

Invoicing & Payment: GRAEF may issue invoices for services rendered and expenses incurred at such times and with such frequency as GRAEF deems necessary or appropriate in GRAEF's discretion. All invoices are due and payable upon receipt and shall be considered past due if not paid within thirty (30) calendar days of the due date. **Prompt and full payment of all periodic invoices or other billings issued by GRAEF pursuant to this Agreement is of the essence of this Agreement.** In the event that Client fails to promptly and fully pay any invoice as and when due, then, and in addition to any other remedies allowed by law, GRAEF, may, in its sole discretion, suspend performance of all services under this Agreement upon seven (7) calendar days' written notice to Client, and immediately invoice Client for all unbilled work-in-progress rendered and other expenses incurred. Upon GRAEF's receipt of full payment, in good funds and without offset, of all sums invoiced in connection with any such declaration of suspension, GRAEF shall resume services, **provided that** the time schedule and compensation under this Agreement shall be equitably adjusted in a manner acceptable to GRAEF to compensate GRAEF for the period of suspension plus any other reasonable and necessary time and expenses GRAEF suffers or incurs to resume services. No failure by GRAEF to exercise its right to suspend work and accelerate sums due shall in any way waive or abridge Client's obligations to GRAEF or GRAEF's rights to later suspend work and accelerate terms. Client agrees GRAEF shall incur no liability whatsoever to Client, or to any other person, for any loss, cost or expense arising from any such suspension by GRAEF, either directly or indirectly. In addition, simple interest shall accrue at the lower of 1.5% per month (18% per annum), or the maximum interest rate allowable by law, on any invoiced amounts remaining unpaid for more than 60 days from the date of the invoice. Payments made shall be allocated as follows: (1) first to unpaid collection costs; (2) second to unpaid accrued interest; and (3) last to unpaid principal of the oldest invoice.

Latent Conditions: Client acknowledges that subsurface or latent physical conditions at the site that differ materially from those indicated in the project documents, or unknown or unusual conditions that materially differ from those ordinarily encountered may exist. If such latent conditions require a change in the design or the construction phase services, GRAEF shall be entitled to a reasonable extension of time to evaluate such change(s) and their impact on the project and to prepare such additional design documents as may be necessary to address or respond to such latent conditions. Client shall pay GRAEF for all services rendered and reimbursable expenses incurred by GRAEF and its subconsultant(s), if any, to address, respond to or repair such latent conditions. Such services by GRAEF or its subconsultant(s) shall constitute Additional Services.



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Graef-USA Inc.'s STANDARD TERMS AND CONDITIONS (continued)

Insurance: GRAEF shall procure and maintain liability insurance policies, including professional liability, commercial general liability, automobile liability, and workers' compensation insurance for the duration of this Agreement and shall, upon request, produce certificates evidencing the maintenance of such coverages. Should Client desire additional insurance, GRAEF shall endeavor reasonably to procure and maintain such additional insurance, but Client shall reimburse GRAEF for any additional premiums or other related costs that GRAEF incurs.

Instruments of Service: All original documents prepared for Client by GRAEF or GRAEF's independent professional associate(s) and subconsultant(s) pursuant to this Agreement (including calculations, computer files, drawings, specifications, or reports) are Instruments of Professional Service in respect of this Agreement. GRAEF shall retain an ownership and property interest therein whether or not the services that are the subject of this Agreement are completed. Unless otherwise confirmed by written Addenda to this Agreement, signed by duly authorized representatives of both Client and GRAEF, no Instrument of Professional Service in respect of this Agreement constitutes, or is intended to document or depict any "as-built" conditions of the completed Work. Client may make and retain copies for information and reference in connection with the use and occupancy of the completed project by Client and others; however, such documents are not intended or represented to be suitable for reuse by Client or others on extensions of the project, or otherwise. Any reuse without GRAEF's written consent shall be at Client's sole risk and responsibility, and without any liability to GRAEF, or to GRAEF's independent professional associate(s) and subconsultant(s). Further, Client shall indemnify, defend and hold GRAEF and GRAEF's independent professional associate(s) and subconsultant(s), fully harmless from all liability or loss, cost or expense (including attorney's fees and other claims expenses) in any way arising from or in connection with such unauthorized reuse.

Contractor Submittals: The scope of any review or other action taken by GRAEF or its subconsultant(s) in respect of any contractor submittal, such as shop drawings, shall be for the limited purpose of determining if the submission generally conforms with the overall intent of the design of the work that is the subject of this Agreement, but not for purposes of determining accuracy, completeness or other details such as dimensioning or quantities, or for substantiating instructions or performance of equipment or systems. GRAEF shall not be liable or responsible for any error, omission, defect or deficiency in any contractor submittal.

Pricing Estimates: Neither GRAEF nor Client has any control over the costs of labor, materials or equipment, over contractors' methods of determining bid prices, or over competitive bidding, market or negotiation conditions. Accordingly, GRAEF cannot and does not warrant or represent that bids or negotiated prices will not vary from any projected or established budgetary constraints.

Construction Observation: Unless expressly stated in this Agreement, GRAEF shall have no responsibility for Construction Observation. If Construction Observation services are performed, GRAEF's visits to the construction site shall be for the purpose of becoming generally familiar with the progress and quality of the construction, and to determine if the construction is being performed in general accordance with the plans and specifications. GRAEF shall have no obligation to "inspect" the work of any contractor or subcontractor and shall have no control or right of control over and shall not be responsible for any construction means, methods, techniques, sequences, equipment or procedures (including, but not limited to, any erection procedures, temporary bracing or temporary conditions), or for safety precautions and programs in connection with the construction. Also, GRAEF shall have no obligation for any defects or deficiencies or other acts or omissions of any contractor(s) or subcontractor(s) or material supplier(s), or for the failure of any of them to carry out the construction in accordance with the contract documents, including the plans and specifications. GRAEF is not authorized to stop the construction or to take any other action relating to jobsite safety, which are solely the contractor's rights and responsibilities.

Dispute Resolution: GRAEF and Client shall endeavor to resolve all disputes first through direct negotiations between the parties' informed and authorized representatives, then through mediation. If mediation fails to fully resolve all disputes within 120 calendar days of the first written request for mediation, either party may pursue any remedy it deems appropriate to the circumstances.

No Assignment: This Agreement is not subject to assignment, transfer or hypothecation without the written consent of both parties expressly acknowledging such assignment, transfer or hypothecation.

Governing Law: This Agreement, as amended, and any disputes or controversies arising in connection with this Agreement shall be governed and resolved by the laws of the State of Wisconsin, without regard to said state's choice of law rules.

Severance of Clauses: In the event that any term, provision or condition of this Agreement is void or otherwise unenforceable under the law governing this Agreement, then such terms shall be stricken and the balance of this Agreement shall be interpreted and enforced as if such stricken terms never existed.

Integrated Agreement: The parties' final and entire agreement is expressed in the attached proposal letter and these Standard Terms and Conditions. All prior oral agreements or discussions, proposals and/or negotiations between the parties are merged into and superceded by this Agreement. No term of the parties' Agreement may be orally modified, amended or superceded.

City of Oak Creek Common Council Report

Meeting Date: March 18, 2014

Item No.: 17

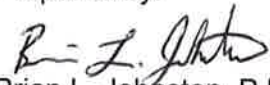
Recommendation: That the Common Council adopts Resolution No. 11460-031814, acquiring fee property (right-of-way), and temporary easements, for the Drexel Town Square project and, to send a payment in the amount of the Award of Damages to the affected property owner (Project No. 13040) (2nd Aldermanic District).

Background: The acquisition (approved with Resolution No. 11392-082013) of real estate and easements is necessary for construction of sidewalks and additional traffic lanes along the Howell Avenue corridor. The work will be included with the Wisconsin Department of Transportation maintenance project to be constructed this year. The required acquisition has been determined to be agreeable by the affected property owners. The City has hired MSA Professional Services to handle all of the real estate acquisitions for the project. The City must acquire TLE and PLE on seven parcels. The City has approved one acquisition previously. The acquisition acquired at this time is listed below.

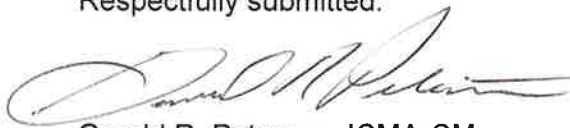
Owner	Property Address	Tax Key Number	Parcel No.	Acquisition Type	Amount
RD Investments of Wisconsin, LLC	7841 S. Howell Avenue	782-9049	89	PLE & TLE	\$2,850

Fiscal Impact: The total cost of this action is \$2,850, and is to be paid from CIP funds reserved in Project No. 13040.


Prepared by:


Brian L. Johnston, P.E.
Assistant City Engineer

Respectfully submitted:


Gerald R. Peterson, ICMA-CM
City Administrator

Approved by:


Michael C. Simmons, P.E.
City Engineer

Fiscal review by:


Bridget M. Souffrant, CMTW
Finance Director / Comptroller

RESOLUTION NO. 11454-031814

BY: _____

RESOLUTION ACCEPTING FEE PROPERTY, AND TEMPORARY EASEMENTS FOR THE DREXEL TOWN SQUARE PROJECT

(PROJECT NO. 13040)

(2nd ALDERMANIC DISTRICT)

WHEREAS, the City of Oak Creek decided that public necessity demands the construction of sidewalk and additional travel lanes along S. Howell Avenue for the Drexel Town Square project:

WHEREAS, the road construction work will be completed by the Wisconsin Department of Transportation as part of their maintenance project (2060-15-71); and

WHEREAS, the acquisition of fee simple title, and temporary easements were approved with Resolution No. 11392-082013, and

WHEREAS, the plat and relocation order for this project, with State I.D. 2060-15-22, have been approved and filed with the County Clerk for Milwaukee County, and

WHEREAS, the property owner listed below has agreed to land acquisition and grants easements to the City,

Owner	Property Address	Tax Key Number	Parcel No.	Acquisition Type	Amount
RD Investments of Wisconsin, LLC	7841 S. Howell Avenue	782-9049	89	PLE & TLE	\$2,850

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the City of Oak Creek that the attached land acquisition and easements be approved and the same is hereby accepted; and

BE IT FURTHER RESOLVED, the Finance Director is hereby authorized and directed to prepare a check(s) in the amount(s) and to the owner(s) shown above for a closing to be scheduled and upon closing the City Clerk is hereby authorized and directed to record the same in the Office of the Register of Deeds in and for Milwaukee County, Wisconsin.

Introduced at a regular meeting of the Common Council of the City of Oak Creek held this 18th day of March, 2014.

Passed and adopted this 18th day of March, 2014.

Approved this 18th day of March, 2014.

President, Common Council

Mayor

ATTEST:

City Clerk

VOTE: Ayes _____ Noes _____

City of Oak Creek Common Council Report

Meeting Date: March 18, 2014

Item No.: 18

Recommendation: That the Common Council adopts Resolution No. 11462-031814, a resolution accepting the 2013 Annual Report for Oak Creek's WPDES Storm Water (NR 216) permit.

Background: The City is required to submit an annual report to the Wisconsin Department of Natural Resources summarizing the status of implementation of storm water management programs and compliance with schedules outlined in Oak Creek's NR 216 permit. Oak Creek was initially issued a permit in 2000 and reissued permits in 2006 and 2013. The permit requirements are water-quality based.

Fiscal Impact: None.

Prepared by:



Philip J. Beiermeister, P.E.
Environmental Design Engineer

Respectfully submitted:



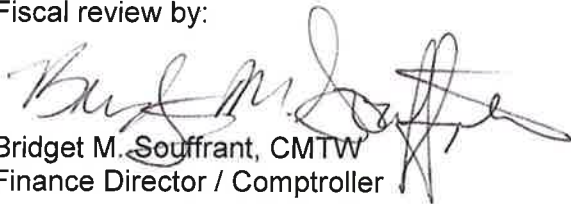
Gerald R. Peterson, ICMA-CM
City Administrator

Approved by:



Michael C. Simmons, P.E.
City Engineer

Fiscal review by:



Bridget M. Souffrant, CMTW
Finance Director / Comptroller

RESOLUTION NO. 11462-031814

BY: _____

**RESOLUTION ACCEPTING THE 2013 ANNUAL REPORT FOR
OAK CREEK'S WPDES STORM WATER (NR 216) PERMIT**

WHEREAS, the City of Oak Creek is required to prepare and submit an annual report for compliance with Oak Creek's WPDES Storm Water (NR 216) permit to the Wisconsin Department of Natural Resources; and

WHEREAS, the annual report outlines Oak Creek's status of implementation of storm water management programs and compliance with schedules contained in the permit.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Common Council of the City of Oak Creek that the 2013 Annual Report for Oak Creek's WPDES storm water (NR 216) permit has been reviewed and accepted.

Introduced at a regular meeting of the Common Council of the City of Oak Creek held this 18th day of March, 2014.

Passed and adopted this 18th day of March, 2014.

President, Common Council

Approved this 18th day of March, 2014.

Mayor

ATTEST:

City Clerk

VOTE: Ayes _____ Noes _____



OAKCREEK
— WISCONSIN —

NR 216

2013 Annual Report

City of Oak Creek
WPDES Permit No. WI-S049905-3

Annual Report Contents

- A. Status of implementing the storm water management program and compliance with schedules.
- B. Updated storm sewer system map including new outfalls and structural controls.
- C. Summary describing the number and nature of enforcement actions, inspections, public education programs, spill responses and any other activity in the storm water management program that have measurable results.
- D. Summary of revisions to the storm water management program.
- E. Proposed revisions to the storm water management program.
- F. Summary of the monitoring data required in Section D.
- G. Proposed revisions to the storm water monitoring program.
- H. Summary of the pollutant loading calculations.
- I. Summary of the assessment of controls required in Section F.
- J. Fiscal analysis which includes expenditures from previous year and budget for current year.
- K. Identification of water quality improvements or degradation.
- L. Program proposals.

A. Status of implementing the storm water management program and compliance with schedules

I. City of Oak Creek Management Program

(a) Source area controls and structural best management practices.

A. Catch Basins

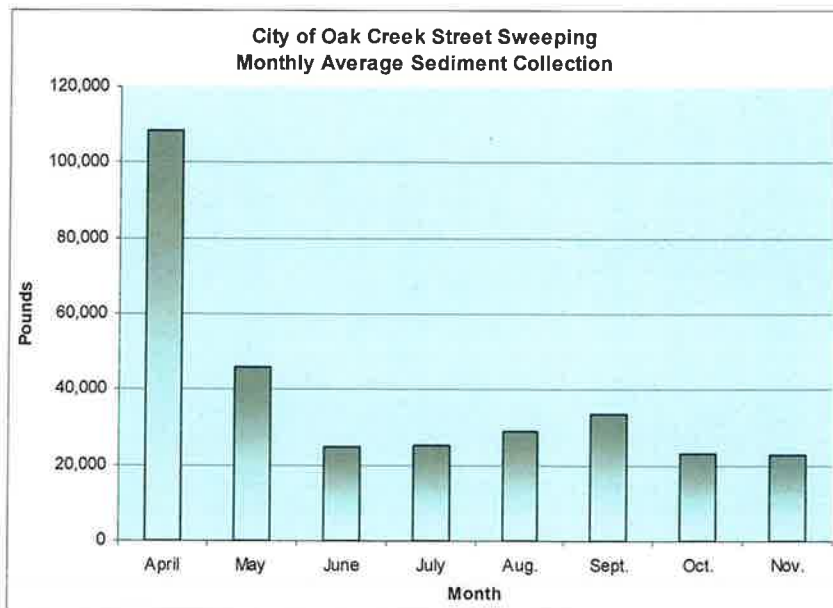
The City's catch basin cleaning program was implemented in March, 2001. City owned inlets and catch basins were inspected in the spring and fall of 2013, both for structural maintenance and cleaning needs. A total of 3,276 catch basin inspections were conducted in the 2013 cleaning program resulting in the removal of 8 tons (16,000 pounds) of sediment. This was a decrease from 2012 (13.3 tons). All removed sediment was disposed of at the Waste Management Metro landfill in Franklin. The 2013 program continued using a GIS based inspection, maintenance and record keeping system.

B. Sweeping of Streets with Curb

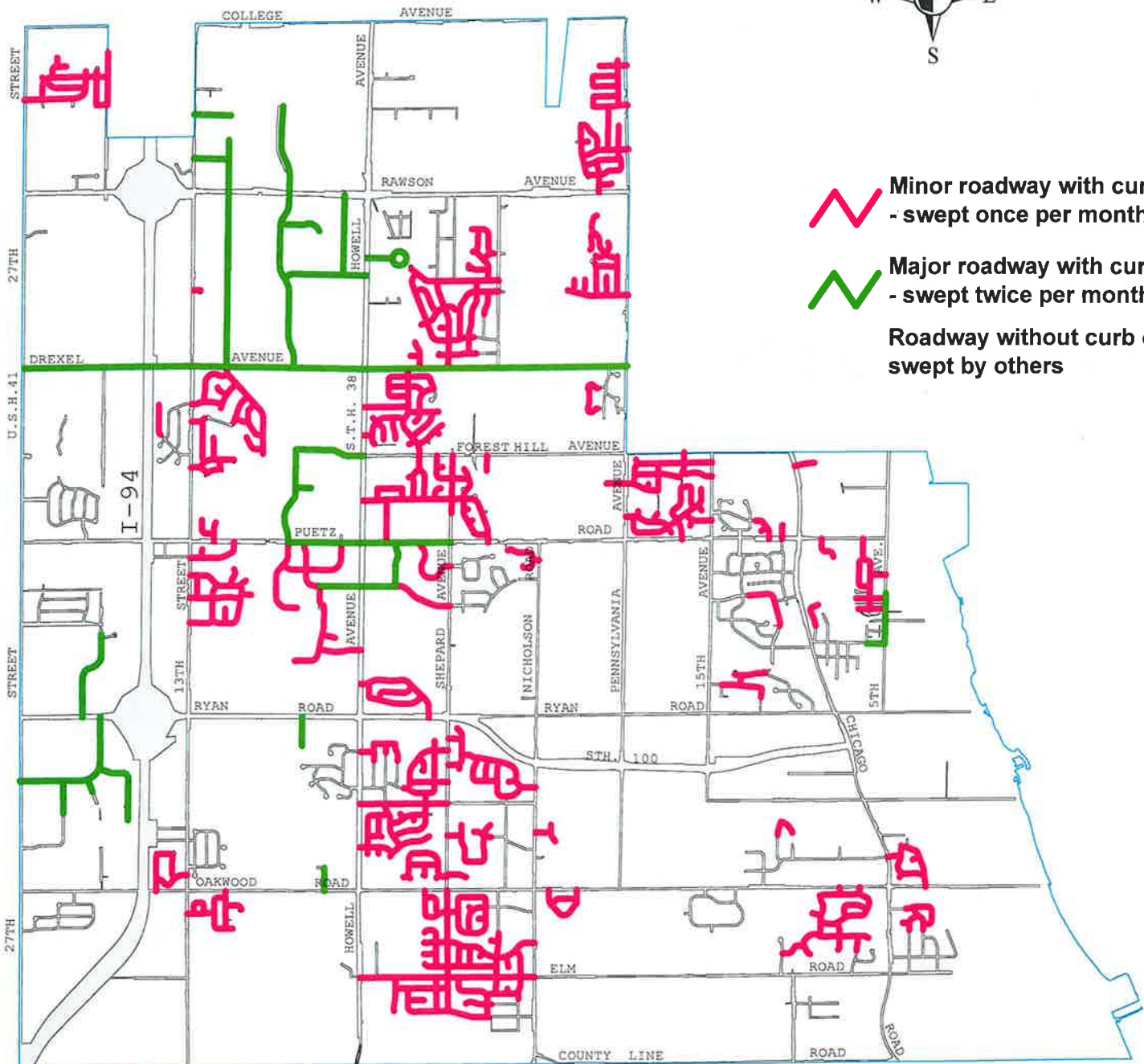
The City continued to follow the approved street sweeping schedule in 2013. Major city curbed roadways were swept twice per month and minor city curbed roadways were swept once per month. Sweeping operations began at the end of March and were suspended in late October for the winter. The figure entitled "City of Oak Creek Street Sweeping" shows the location and proposed schedule for the streets included in the City's street sweeping program.



The frequency of street sweeping remained the same between 2012 and 2013. Between 2012 and 2013 sediment collection increased from 140.00 tons (280,000 pounds) to 197.63 tons (395,260 pounds). Leave collection at the recycling yard totaled 680 cubic yards. The collected sediment and leaves were disposed of at the Waste Management Metro landfill in Franklin.

The following chart shows Oak Creek's historical trend for sweepings collected on a monthly basis.



CITY OF OAK CREEK 2014 STREET SWEEPING



-  Minor roadway with curb - swept once per month
-  Major roadway with curb - swept twice per month
- Roadway without curb or swept by others

C. Structural Control Maintenance

City owned detention basins and swales are mowed three to five times a year depending on conditions. Cut material is removed if there was significant growth between mowing.

The City currently owns eleven detention basins. Three of the detention basins are located at the Oak Creek Street Department (800 W. Puetz Road), two are located at Abendschein Park (1900 E. Drexel Avenue), and the other basins are located at 2309 W. Drexel Avenue, 10101 S. Shepard Avenue (Shepard Hills), 7000 S. 6th Street (fire station), 301 W. Ryan Road (police station), 3480 E. Puetz Road (Lake Forest) and David Lane extended (South of Twin Oaks Drive). The basins were inspected three times for proper operation and sediment buildup in 2013.

The City of Oak Creek also inspects the regional detention basin at the southeast corner of I-94 and W. College Avenue in accordance with an intergovernmental agreement between the Wisconsin Department of Transportation, Milwaukee County and Oak Creek.

The basin at 10101 S. Shepard Avenue was converted to a regional storm water quality and quantity facility in 2003. The slopes were planted with native prairie plants which are mowed or burned once annually.

Routine maintenance (mowing, removal of litter and branches, spot reseeding, minor erosion, etc.) was done on all the detention basins and drainage swales. Eighteen cubic yards of sediment were removed in 2013.

D. Roadway Maintenance

Salt is applied to roadways when they become slippery. A full-scale plow operation will begin if the snow continues. Additional salt will be applied at the conclusion of the plowing operation if there are cold or falling temperatures. All road salt is stored in a fully enclosed storage building located at 800 W. Puetz Rd.

The above normal number of snowfall events in 2013 resulted in more salt being used. Higher sand to salt ratios were used toward the end of December due to the depleted salt supply.

(b) Discharges from areas of new development and redevelopment after construction is completed.

The Oak Creek Municipal Code requires an 80% removal of total suspended solids on developments creating 0.5 acres or more of impervious area.

The Oak Creek Municipal Code was amended in September, 2004 to incorporate the performance standards contained in NR 151. Developments creating 0.5 acres or more of impervious area are subject to requirements relating to infiltration, protective areas and fueling and vehicle maintenance areas. A copy of the adopted ordinance was submitted to the DNR in October, 2004.

Four storm water management permits were issued in 2013. These permits covered a total of 260 acres of new development within the City.

(c) Assessment of water quality impacts from flood management projects.

Assessments are made on each individual project. Water quality components are implemented into

the designs where it is feasible. The E. Puetz Road to E. Forest Hill Avenue drainage improvement project incorporated some slope stabilization practices. The project was primarily within railroad right-of-way which limited the measures that could be implemented.

- (d) Evaluation of the feasibility of retrofitting City owned structural flood control devices to provide pollutant removal from storm water.

Each of the City owned detention basins were evaluated to determine the feasibility of retrofitting them for water quality purposes. It was previously recommended that the basins located at 10101 S. Shepard Avenue and 3480 E. Puetz Road be retrofitted for water quality. The basin at 10101 S. Shepard Avenue was retrofitted for both water quality and quantity in 2003. Retrofitting the basin located at David Lane Extended is not recommended if the downstream regional wetland treatment system is implemented. Retrofitting the basin at 7000 S. 6th Street is not recommended because it would serve a very small tributary area.

- (e) Implementation of a program to promote the management of streambanks and shorelines by riparian landowners to minimize erosion, and restore or enhance the ecological values of waterways.

The City utilizes the Education and Information program described in Section V of this report to promote the management of streambanks and shorelines by riparian landowners to minimize erosion, and restore or enhance the ecological values of waterways. This program includes periodic articles in the local newsletter and provides educational literature available to the public at City Hall and the public library.

The City completed a study in 2013 investigating stabilization alternatives for the Bluffs along Lake Michigan. Implementation of bluff stabilization improvements will be dependent upon securing funding through grants.

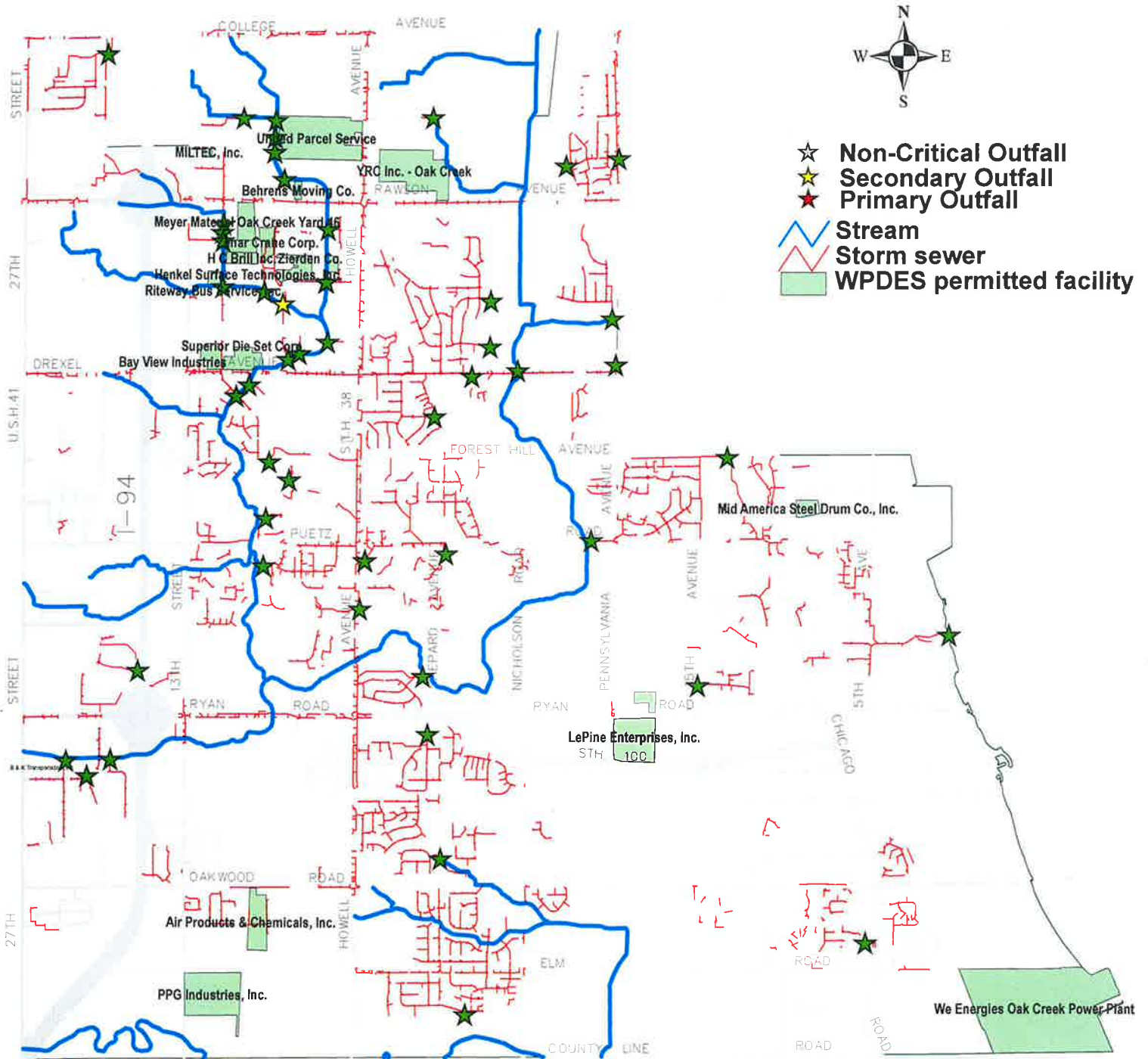
II. Illicit Connection/Discharge Program

The illicit connection/discharge program proposal was approved by the DNR on September 8, 2003. This program includes all storm sewer outfalls 36 inches or larger. Initial field screening for the storm sewer outfalls began in 2004.

The outfalls were screened and categorized as primary (screened every six months), secondary (screened each year) or non-critical (screened every five years). The following table illustrates the criteria used to categorize the outfalls based on the field screening results:

Category:	Non-Critical	Non-Critical	Secondary	Secondary	Secondary	Primary	Primary	Primary	Primary
Visual observations (abnormal vegetation, residue or structural damage present)	No	No	No	Yes	Yes	Yes	No	No	Yes
Dry weather flow present	No	Yes	Yes	No	Yes	Yes	Yes	Yes	Yes
Field Screening (odor, turbidity, color or surface scum present)	No	No	Yes	No	No	Yes	No	Yes	Yes
Field analysis (tests positive for detergents, chlorine, copper, phenols or pH)	NA	No	No	NA	No	No	Yes	Yes	Yes

CITY OF OAK CREEK ILLICIT DISCHARGE PROGRAM OUTFALLS 2013



The outfall categories and locations for this program are illustrated in the attached figure. The 2013 screenings resulted in one outfall being categorized as secondary.

The City did not receive any reports of illicit discharges in 2013.

III. Industrial/High Risk Runoff Program

The proposed Industrial/High Risk Runoff program proposal was approved by the DNR on September 8, 2003. This program includes all storm sewer outfalls larger than 18 inches in critical basins identified in Oak Creek's Storm Water Management Master Plan. Because this program is similar to the illicit connection/discharge program, both programs were combined into one program.

IV. Construction Site Runoff

The City reduces pollutants in storm water runoff from construction sites by enforcing the City's erosion control ordinance. The building inspection department has enforcement over individual buildings and the engineering division reviews all erosion control plans and has enforcement over subdivisions and public works projects. Building inspection first posts the site with a notice of erosion control violations giving the owner a specified time to correct the situation. If the owner does not comply within the specified time period, a stop work order is imposed. Further non-compliance will result in the issuance of a citation. The building inspection department did not issue any citations and one stop work order in 2013. The engineering department sent out three erosion control compliance related correspondences in 2013.

Oak Creek had erosion control compliance issues on two sites in 2013. As a result the Engineering Department conducted an internal self-evaluation of Oak Creek's erosion control program and made revisions where necessary. The updated erosion control program is contained at the end of this report.

V. Public Education and Outreach Program

Oak Creek joined the Southeast Wisconsin Clean Water Network in 2009. The Network called Keep Our Waters Clean, is comprised of 17 municipalities and is designed to satisfy the education and outreach activities required by the NR 216 storm water quality permit. This consolidated effort enables a more efficient and effective information and education program.

The 2013 Public Education and Outreach Program included the following components that correspond to the conditions of the reissued NR 216 permit:

The City publishes a local newsletter called the Acorn that is mailed to the city residents three times each year (Winter-Spring, Summer and Fall) and available at City Hall and the public library. The following storm water related articles were published in 2013:

- Water Friendly Landscaping
- Springtime Rain Garden Plants and Workshops
- Want to Save Money on Yard Care?
- Pet Waste and Water Quality

The following summary report from Keeps Our Waters Clean is a synopsis of their 2013 activities.

Written Report to Southeast Wisconsin Clean Water Network for 2013

Report Submitted January 23, 2014 by Susan Greenfield, Root-Pike Watershed Initiative Network

SCOPE OF SERVICE

Target Audience—Based on the results from the household survey administered under this PROJECT, we will target male homeowners 35 to 64 years of age who live in the geographic area served by the S.E. Wisconsin Clean Water Network and perform their own yard work, wash their cars as well as owners of dogs.

Messages we will deliver in news releases, radio interviews, radio spots, workshop presentations, handouts and other venues will discuss stormwater runoff and its impact on our streams, rivers and lakes, how people contribute to it (yard care practices, etc.) and positive actions they can take to reduce the problem. Topics (practices) to be addressed are: rain gardens, rain barrels, stormwater trees and other landscaping, composting, protecting storm drains, use of lawn and garden chemicals, managing pet waste, reducing salt on sidewalks and driveways, car care, role of swales and ditches.

OUTCOMES

TARGET AUDIENCE OUTCOMES

Greener Yards, Cleaner Waters Program

Six how-to “Greener Yards, Cleaner Waters” workshops targeted to homeowners were held in Oak Creek, Sturtevant, City of Kenosha (2) and New Berlin. (How many) people attended the workshops and we gave away six rain barrels in free drawings.

Respect Our Waters Campaign

Primary targets were adult TV viewers, homeowners who perform yard care, pet owners and car owners (see attached ROW report).

MESSAGE OUTCOMES

Greener Yards, Cleaner Waters Program

With its focus on homeowners, yard care, and stormwater runoff and the main slogan, “actions you can take in your yard to protect our precious waters,” Root-Pike WIN addressed all of the topics (left side) in its E-newsletters (see below), brochure and poster and workshop presentations, website, and exhibitions.

Respect Our Waters Campaign, with its slogan, “clean water is a matter of proper training,” and its spokesperson, a sassy Water Spaniel named “Sparkles”, the 2013 campaign focused on the impact of picking up pet waste, using lawn chemical, not sweeping debris into the street, and maintaining autos on the quality of stormwater runoff. In addition to the television spots, messages were carried on a Respect Our Waters Facebook page, Respect Our Waters website, and with “Sparkles” on Milwaukee Journal Sentinel newspaper bags. Further carrying the message were “Sparkles” buttons, “Sparkles” temporary tattoos, and a bookmark listing tips for clean water that were distributed at 47 community events (see attached ROW report).

Topics not addressed by either effort were: role of swales and ditches and protecting storm drains.

SCOPE OF SERVICE

OUTCOMES

<p>Advertising Campaign—Root-Pike WIN will collaborate with the S.E. Wisconsin Watersheds Trust to plan, create and implement a media campaign that will be targeted to our audience and air during between the months of May-October.</p>	<p>ADVERTISING OUTCOMES</p> <p>Respect Our Waters Campaign Root-Pike WIN, representing the SE WI Clean Water Network, and Sweet Water (S.E. WI Watersheds Trust), representing 17 Milwaukee area municipalities, joined together to plan and implement an advertising campaign for the Milwaukee TV viewing area. Working with an advisory group that included members of both municipal groups, Eichenbaum & Associates advertising agency was selected to create the campaign, negotiate a media buy and provide publicity. They negotiated the most exposures with WISN TV 12 in an agreement that included TV spots (836) of 0:15 or 0:30 seconds and a website landing page and advertising on the WISN TV 12 website (see ROW report).</p>
<p>Media Publicity for Greener Yards Program— Through direct contacts with reporters and the distribution of news releases, Root-Pike WIN will attract media publicity to include radio and television interviews, and newspaper and magazine feature stories.</p>	<p>MEDIA PUBLICITY OUTCOMES</p> <p><u>Greener Yards, Cleaner Waters, 2013</u> Journal Times, March 25, 2013 – “Greening Up Your Yard workshops are scheduled throughout April”</p> <p>Kenosha News, April 9, 2013 – “Workshops set to help residents to improve water quality”</p> <p>Kenosha News, June 6, 2013 – “The earth-friendly grass is greener” (Resource list: For Greener Yards, Cleaner Waters workshops and list of sources for native plants: rootpikewin.org)</p> <p>WTMJ-TV, July 1, 12:30 News – Live two-minute interview with Jeff Martinka and Susan Greenfield covering steps the public can take to help protect our waters – rain barrel, native plants and rain gardens.</p> <p>WRJN-AM, “Afternoon News,” July 9, 4:35 p.m. – Live 10-minute interview with Susan Greenfield on rainstorms and how they impact area water, stormwater pollution, actions homeowners can take and actions municipalities have taken.</p> <p>94.5 Lake FM, August 18, 7 a.m. – 13-minute interview with Jeff & Allison discussing water quality and stormwater pollution prevention.</p>

SCOPE OF SERVICE

Municipal Newsletters—Root-Pike WIN will provide news releases and articles for municipal newsletters and websites on the topics areas. Materials will be submitted electronically in January (Spring newsletters), April (Summer newsletters), June (Fall newsletters), August (winter newsletters).

Electronic Newsletter—Root-Pike WIN will send monthly electronic newsletters to municipal residents on our topic areas to include articles, announcements of upcoming workshops and grant opportunities. Municipalities will be invited to submit information for the newsletter. Email addresses will be gathered from people who attended workshops and/or applied for grants associated with Root-Pike WIN and from other lists, such as UW-Extension.

Speakers Bureau—Root-Pike WIN will be available to give presentations to service and professional groups about the S.E. WI Clean Water Network and its role in reducing polluted stormwater runoff. A Powerpoint presentation and handout will be created and made available to members of the Network.

OUTCOMES

MUNICIPAL NEWSLETTER OUTCOMES

February 25, 2013, "Village of Mount Pleasant Website, "Greener Yards, Cleaner Waters Workshops Announced".

ELECTRONIC NEWSLETTER OUTCOMES

The Greener Yards, Cleaner Waters electronic newsletter was emailed/published eight times in February, March, April, May, June, July, August, September 2013 to over 1,000 people (email addresses). The list includes people who have attended a workshop or have been awarded a rain garden grant; municipal members of the SE WI Clean Water Network; Root-Pike WIN board members, Resource Group members and grant recipients from our Watershed-based Grant Program; participants in the Pike River and Root River Watershed planning; participants in the annual Root River Paddle; those who visited the Respect Our Waters booth at exhibition/community events and others who asked to be emailed the newsletter. The February and March issues announced tree, shrub and seed programs offered by municipalities and counties in southeast Wisconsin.

SPEAKERS BUREAU OUTCOMES

On March 15, 2013, Root-Pike WIN offered a professional landscapers workshop that attracted 37 people.

Greener Yards, Cleaner Waters Workshops

The following workshops held in 2013 attracted 83 people:

Oak Creek, Thursday, April 4, 2013 from 5:30 to 7:30PM at Oak Creek Community Center – 8580 South Howell Ave, Oak Creek, WI

Sturtevant, Saturday, April 13, 2013 from 10:00 to Noon at SCJ iMET Auditorium Room #104 2320 Renaissance Blvd Sturtevant, WI 53177

Kenosha, Saturday April 13, 2013 from 10:00 to Noon at Kenosha Public Museum - 5500 1st Ave, Kenosha WI 53140

SCOPE OF SERVICE

OUTCOMES

<p>Exhibitions—Root-Pike WIN will participate in fairs and conferences as an exhibitor. We will create new artwork for the display unit and a handout for distribution at the events. The S.E. Wisconsin Clean Water Network will be prominently recognized on these materials. The exhibit will be made available to municipalities for display. A second tabletop display will be purchased if there is a large call from municipalities for the display.</p>	<p>Kenosha, Saturday April 20, 2013 from 10:00 to Noon at Gateway Technical College, Kenosha Campus Technical Building, 3520 30th Avenue Room T130. <i>In partnership with GTC's Celebrate Earth Day Fair</i></p> <p>New Berlin, Saturday April 27, 2013 from 10:00AM to Noon at New Berlin - City Hall Council Chambers, 3805 S. Casper Drive, New Berlin, WI 53151</p>
<p>Exhibitions—Root-Pike WIN will participate in fairs and conferences as an exhibitor. We will create new artwork for the display unit and a handout for distribution at the events. The S.E. Wisconsin Clean Water Network will be prominently recognized on these materials. The exhibit will be made available to municipalities for display. A second tabletop display will be purchased if there is a large call from municipalities for the display.</p>	<p>EXHIBITIONS OUTCOMES</p> <p>Greener Yards, Cleaner Waters Fairs & Exhibits</p> <p>April 13, 2013, Exhibit at Kenosha Public Museum in conjunction with workshop</p> <p>April 20, 2013, <i>Earth Day Fair</i>, sponsored by Gateway Technical College, Kenosha)</p> <p>May 11, 2013, <i>Bird Day</i>, Kenosha Public Museum</p> <p>August 17, 2013, <i>Camp Lake Annual Meeting</i>, Salem Town Hall</p>
<p>Meetings—Root-Pike WIN will plan and attend quarterly meetings of the Network, scheduled to be held on the third Thursday in March, June, September, December, and will organize one or more additional meeting on a topic of general interest to the group. In addition, RPW will be available to meet with Tony Beyer on issues related to this contract.</p>	<p>MEETINGS OUTCOMES</p> <p>Root-Pike WIN planned and coordinated the following meetings of the Clean Water Network January 1, 2013-December 31, 2013:</p> <p>March 21, 2013, 10:00 a.m.-noon, Milwaukee County Sports Complex, Franklin, included a special presentation: Permeable Interlocking Concrete Pavement, Sean Hayes, PE, Environmental Engineer, Milwaukee County</p> <p>June 20, 2013, 10:00 am-noon, The Energy Exchange, Milwaukee, included a special presentation & tour by Bryan Simon: Energy Exchange: Harvesting Rainwater and Reducing Energy Use</p> <p>September 19, 2013, 10:00 am-noon, New Berlin City Hall, 3805 S. Casper Drive, New Berlin, included a presentation & tour: Naturalization of stormwater detention ponds in the Park Central residential development, by Tom Slawski, resident</p> <p>December 19, 2013, 10:00 am-noon, Wisconsin Department of Natural Resources Conference Room, Sturtevant, included a presentation by Chris Litzau, President, Great Lakes Community Conservation Corps and a Respect Our Waters update by Susan Greenfield.</p>

SCOPE OF SERVICE

OUTCOMES

<p>Written Progress Reports—Root-Pike WIN will submit a written report twice a year describing progress of the project. In September RPW will send an email listing the cost share for the following year.</p>	<p>WRITTEN PROGRESS REPORTS OUTCOMES</p> <p>Reports—Root-Pike WIN submitted a final written and financial report to the Village of Mount Pleasant, the 2013 fiscal agent, on January 23, 2014. Root-Pike WIN also prepared a report on the Respect Our Water campaign that was submitted to Tony Beyer of the Village of Mount Pleasant in October 2013.</p>
<p>Evaluation—Root-Pike WIN will create and distribute an evaluation instrument to gather input from municipal members about the project for the purpose of improving the program and increasing its effectiveness.</p>	<p>EVALUATION</p> <p>Root-Pike WIN is working with Andy Yenchu of UW-Extension to develop a web-based survey to evaluate Root-Pike WIN’s Keep Our Waters Clean outreach program. The survey is planned for February 2014.</p>
<p>2013 RAIN GARDENS & RAIN BARRELS</p> <p>Greener Yards, Cleaner Waters—While rain gardens and rain barrels were not part of the Scope of Service for the 2013 Program, they were one of the measurable outcomes of the effort. Although Root-Pike WIN was not funded for a rain garden program in 2013, rain gardens funded in 2010, 2011, and 2012 were monitored in the summer of 2013. 40 total gardens were monitored and 4 will be abandoned, leaving 36 functional gardens from 2010-2012. They represent a total of 10,521 square feet of garden space in four counties. Approximately 420,840 gallons of rain and snow-ice melt is held back, infiltrated and evaporated annually by these gardens alone. The majority of the gardens monitored are healthy. Many of the gardens had less than a 3" layer of hardwood mulch at the time of monitoring, allowing weeds to encroach on the garden. Several garden owners had moved water sources away from gardens and were advised to return them; others have added additional water sources and were advised to remove them. All garden owners were provided with a monitoring report and advice on how to better maintain their garden if needed. There was an instance in which a rain garden was moved from its original location to a different location with no water source. That garden will be abandoned and the sign removed.</p> <p>Respect Our Waters—A rain barrel drawing was offered at each of the community outreach events where Sweet Water and Root-Pike WIN set up an exhibit, and 19 people won rain barrels from RPW. One lucky winner received a box of pet waste bags at the GRKC Annual All-Breed AKC Conformation Show in Racine. A list of the winners is below.</p>	

SCOPE OF SERVICE

OUTCOMES

Winner Name	Municipality of Residence	County
Bette Arey	Hales Corners	Milwaukee
Kevin Blunt	Racine	Racine
Monica Coey	Sturtevant	Racine
Sara Eckert	Oak Creek	Milwaukee
Donovan Fannin	Sturtevant	Racine
Linda Fifarek	Kenosha	Kenosha
Ken Flanum	Mukwonago	Waukesha
Vickie Galich and Chantelle Rompre	Silver Lake	Kenosha
Ken and Sue Gairesch	Waterford	Racine
Penny Griffiths	Racine	Racine
Cindy Hapanowicz	Kenosha	Kenosha
Mary Hess	Trevor	Kenosha
Dan Lloyd	Bristol	Kenosha
Gordon and Sandra Oakes	Waukegan	Lake, IL
Marcie Raymond	Trevor	Kenosha
Ed and Marcie Raymond	The Villages	Sumter, FL
Norman Schultz	Racine	Racine
Paul and Christine Uebe	Racine	Racine
Dennis Whyte	Kenosha	Kenosha

VI. Spills Program

The City of Oak Creek is part of the area served by the Milwaukee County Hazardous Response Team. The Fire Department logged 7 Hazmat incidents in the year 2013 which had the potential to impact storm water quality. None of the incidents resulted in a direct release into surface water. The following is a summary of the reported spills:

- Two spill incidents of diesel fuel totaling approximately 75 gallons.
- Two spill incident of gasoline totaling approximately five gallons.
- One spill incident of oil based paint totaling approximately 300 gallons.
- One spill incident of formalin totaling approximately five gallons.
- One spill incident of mineral oil totaling approximately three gallons.

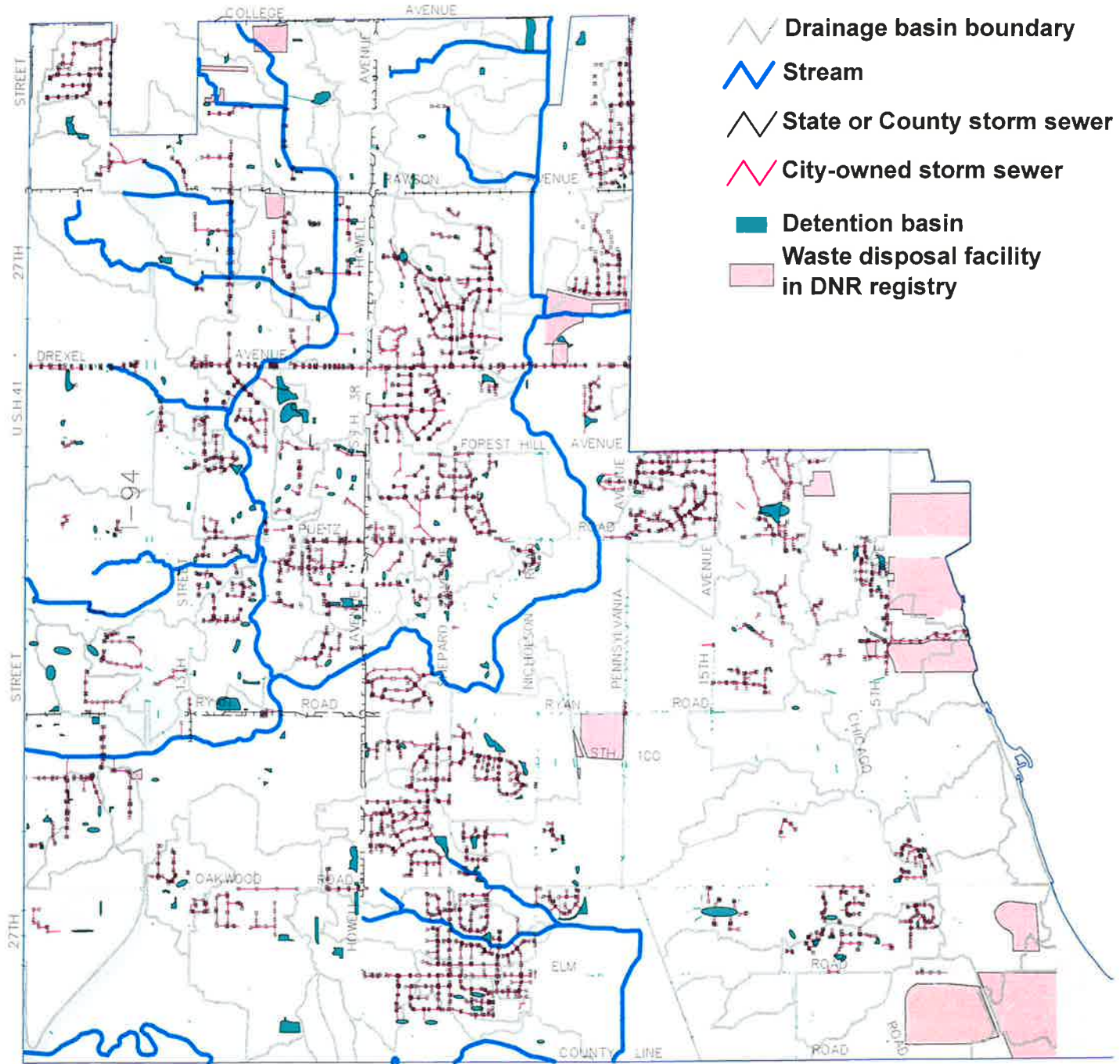
VII. Program Revisions

None.

B. Updated storm sewer system map including new outfalls and structural controls.

Please see attached maps.

CITY OF OAK CREEK DRAINAGE MAP



C. Summary describing the number and nature of enforcement actions, inspections, public education programs, spill responses and any other activity in the storm water management program that have measurable results

C. Summary of Activities in the Storm Water Management Program

Activities	2009	2010	2011	2012	2013
Erosion Control Permits Issued	48	55	68	53	38
Erosion Control Citations Issued	0 ¹	0 ¹	0 ¹	0 ¹	0 ¹
Erosion Control Ordinance Compliance Letters	4	5	1	1	3
Spills (Hazmat incidents) relating to storm water	5	5	3	4	7
Structural Control Inspections	21	27	27	27	33
Number of Catch Basins Inspected for Cleaning	5,136	3,118	5,258	5,420	2,936
Number of educational activities undertaken	6	6	6	6	6

¹ Note: Citations are issued only if a request for correction or stop work order has not been effective in obtaining the desired corrections to erosion control measures. Approximately 5 stop work orders are issued each year.

D. Summary of revisions made to the storm water management program.

Inspection of City-owned detention basins was changed from four to three times annually (spring, summer and fall). This revision was approved by the DNR in July, 2002. No revisions to the program were made in 2013.

E. Proposed revisions to the storm water management program.

None.

F. Summary of monitoring data.

The Department of Natural Resources approved Oak Creek's monitoring program proposal in November of 2000. The City has previously submitted all of the monitoring data to the DNR.

G. Proposed revisions to the storm water monitoring program.

None.

H. Summary of pollutant loading calculations.

Pollutant loadings for all 579 subbasins in Oak Creek using the Source Loading and Management Model (SLAMM) were submitted with the City's 2006 Annual Report. The analysis showed a 36% City-wide reduction in total suspended solids. Oak Creek was in compliance with the NR151 requirement of 20% suspended solids reduction by March 10, 2008.

In 2010 the City of Oak Creek contracted with AECOM to field verify swale infiltration rates within the City. The DNR subsequently reviewed and approved the new infiltration rate of 0.35 inches per hour, which is a significant increase over the previously used rate of 0.05 inches per hour.

The City finalized the SLAMM model files in 2012. The results using the new infiltration rate indicate that Oak Creek is over 40% reduction in total suspended solids.

I. Summary of the assessment of controls required in Section F.

I. Summary of the Assessment of Controls

Part I, Section F(1)(b)

Indirect Measurements	2009	2010	2011	2012	2013
Number and type of illicit connections found and eliminated	1	1	0	0	0
Number of erosion control permits issued	48	55	68	53	38
Number of enforcement actions taken (citations)	0 ¹	0 ¹	0 ¹	0 ¹	0 ¹
Number of spills (Hazmat incidents) relating to storm water	5	5	3	4	7
Number of educational activities undertaken	6	6	6	6	6
Number of sewer inlets stenciled	0	0	0	0	0
Volume of used oil collected (gallons)	11,595	10,925	8,290	8,700	8,325
Mass of leaves collected (c.y.)	825	800	825	925	680
Mass of sediment captured from street sweeping	226.98 Tons	202.51 Tons	178.33 Tons	140.0 Tons	197.63 Tons
Mass of sediment removed from catch basins	13 Tons	15 Tons	16 Tons	13.3 Tons	8 Tons
Mass of sediment removed from structural controls	5 c.y.	8 c.y.	7 c.y.	6 c.y.	18 c.y.

¹ Note: Citations are issued only if a request for correction or stop work order has not been effective in obtaining the desired corrections to erosion control measures. Approximately 5 stop work orders are issued each year.

J. Fiscal analysis.

Summary of previous year's expenditures and current year's budget of the major elements in the NR 216 storm water management program.

Fund / Department	2010 Actual	2011 Actual	2012 Actual	2013 Budget	2013 Estimate	2014 Budget
Special Revenue Fund - Storm Water Utility - Fund 38						
Beginning Fund Balance	\$48,236	\$85,046	\$182,050	\$434,539	\$434,539	\$537,067
REVENUES						
Charges for Services						
338.20 Storm Water Management Permit	900	0	1,800	900	900	900
346.50 Storm Water Fees	605,072	698,177	702,003	698,000	702,003	735,000
Subtotal	\$605,972	\$698,177	\$703,803	\$698,900	\$702,903	\$735,900
Commercial Revenues						
360.00 Interest Income	0	236	514	500	625	500
Subtotal	\$0	\$236	\$514	\$500	\$625	\$500
Total Revenues	\$605,972	\$698,413	\$704,317	\$699,400	\$703,528	\$736,400
EXPENDITURES						
Direct Employee Costs						
100.00 Salaries, Full Time	337,279	372,380	234,532	306,400	306,400	367,134
110.00 Salaries, Overtime	603	0	184	500	500	500
130.00 Retirement	37,474	37,805	15,547	2,100	2,100	25,699
135.00 Social Security	25,318	26,085	20,653	23,400	23,400	28,086
150.00 Insurance, Active Employees	58,800	70,430	77,600	64,600	64,600	36,500
160.00 Insurance, Work Comp	13,795	12,956	14,712	14,700	14,700	14,700
165.00 Insurance, Disability	1,273	1,077	705	1,200	1,200	1,200
170.00 Insurance, Dental	4,320	4,740	5,100	6,650	6,650	2,702
175.00 Insurance, Group Life	618	716	482	600	600	600
180.00 Longevity	780	780	355	350	350	350
185.00 Section 125 Administration	57	114	115	150	150	150
Subtotal	\$480,317	\$527,083	\$369,984	\$420,650	\$420,650	\$477,621
Indirect Employee						
200.00 Travel/Training	0	0	568	1,200	1,200	1,200
205.00 Recruitmnt/Testng/Physicals	50	89	61	0	0	0
215.00 Uniforms and Clothing	725	856	808	1,000	1,000	1,000
Subtotal	\$775	\$945	\$1,437	\$2,200	\$2,200	\$2,200
Supplies						
400.00 Office Supplies	0	0	0	100	100	100
440.00 Medical and Safety	16	347	449	350	350	350
460.00 Minor Equipment	0	0	0	350	350	350
462.00 Field Supplies	0	0	86	350	350	350
Subtotal	\$16	\$347	\$535	\$1,150	\$1,150	\$1,150

Other Services							
514.00	Consulting	16,286	6,780	0	15,000	5,000	15,000
520.00	Landfill Charges	8,393	7,468	6,766	7,500	7,500	7,500
525.00	Misc. Permits	4,300	4,000	4,000	5,000	5,000	5,000
	Subtotal	\$28,979	\$18,248	\$10,766	\$27,500	\$17,500	\$27,500
Maintenance							
650.00	Storm Drainage System	37,036	34,441	41,394	30,000	30,000	30,000
	Subtotal	\$37,036	\$34,441	\$41,394	\$30,000	\$30,000	\$30,000
Vehicles							
700.00	Vehicle Maintenance	2,463	1,052	2,107	6,500	2,500	6,500
705.00	Equipment Maintenance	8,006	3,428	13,886	12,000	12,000	12,000
710.00	Gas/Oil/Fluids	8,785	12,465	10,869	12,000	12,000	12,000
715.00	Tires	2,785	3,400	850	3,000	3,000	3,000
	Subtotal	\$22,039	\$20,345	\$27,711	\$33,500	\$29,500	\$33,500
	Subtotal Operations	\$569,162	\$601,409	\$451,828	\$515,000	\$501,000	\$571,971
Interfund Transfers							
900.00	To CIP #40	0	0	0	175,000	100,000	500,000
900.00	Reserve for Unsettled Wages	0	0	0	0	0	0
	Subtotal	\$0	\$0	\$0	\$175,000	\$100,000	\$500,000
	Total Expenditures	\$569,162	\$601,409	\$451,828	\$690,000	\$601,000	\$1,071,971
Revenues Over/(Under) Expenditures		36,810	97,004	252,489	9,400	102,528	(335,571)
Ending Fund Balance		\$85,046	\$182,050	\$434,539	\$443,939	\$537,067	\$201,496
Fund Balance Percentage		14.9%	30.3%	96.2%	29.9%	89.4%	18.8%

K. Identification of water quality improvements or degradation.

The City of Oak Creek was issued its NR 216 permit in June of 2000 and subsequently re-issued in April of 2006 and June of 2013. Implementation of water quality improvement programs began in 2001 on a phased basis. The following programs or projects have resulted in water quality improvements:

- The street sweeping and catch basin cleaning programs have resulted in the collection of a significant amount of sediment. Street sweeping has collected 3,457,520 pounds of sediment and catch basin cleaning has removed 193,660 pounds of sediment.
- The Shepard Hills detention basin was retrofitted in 2003 to provide for water quality which should improve the conditions downstream.
- The Arthur Avenue storm sewer project constructed in 2005 diverted the untreated storm sewer runoff from 33 acres of a developed residential area through a wet detention basin.
- Installation of a hydrodynamic separator in the Southbranch Industrial Park in 2006.
- Portions of the Northbranch industrial park (Marquette Ave., 1st St. and 10th St.) were reconstructed with curb & gutter and inlets were replaced with catch basins in 2007. This enables catch basin cleaning and street sweeping on these roads.
- The regional detention basin at the southeast corner of I-94 and W. College Avenue constructed through an intergovernmental agreement between Wisconsin Department of Transportation, Milwaukee County and Oak Creek, treats about 230 acres of tributary area prior to discharging into the N2 Tributary.

L. Program Proposals.

- New program proposals are not required under the permit for 2014; however the erosion control program was updated and included at the end of the report.

City of Oak Creek's Construction Site Pollutant Control

Proposed Program

1. The City of Oak Creek's erosion control ordinance is contained in Sections 13.01 through 13.14 of the Oak Creek Municipal Code. Update the grading and erosion control section of the City's Engineering Design Manual. (See attached Chapter 3 draft)
2. The City of Oak Creek issues erosion control permits for construction sites which have more than four thousand square feet of land disturbing activities after review and approval of permit applications and erosion and sediment control plans. City Engineer approved and signed plans for City of Oak Creek (including Sewer and Water Utility) Capital Improvement Projects are considered a permit.
3. The building inspection department has erosion control oversight responsibility for individual building permitted sites and the engineering department has erosion control oversight responsibility for subdivisions, multi-building developments and public works projects.
4. Inspect construction sites within 48 hours after receiving a complaint or other information indicating that land disturbing construction activities are being undertaken without a permit, erosion and sediment control plans are not being implemented or conditions of the permit are not being met.
5. Inspect all active construction sites at least once per month.
6. Document construction site inspections and enforcement actions taken.
 - a. Inspection reports shall include name of individual performing inspection, date and time of inspection, description of the phase of construction, assessment of the condition of erosion control, and description of any erosion control installation or maintenance performed in response to previous inspections.
 - b. Indicate the thoroughness of the inspection (spot checked, general or detailed)
 - c. Document how the deficiencies were conveyed and to who.
7. Ensure City construction staff is adequately trained in erosion control and best management practices.

Background

The Oak Creek Engineering Department recently completed a self-evaluation of Oak Creek's erosion control program. The following points summarize the findings:

- Plan reviews are satisfactory and approved erosion control plans and permits meet regulatory requirements.
- The method of erosion control enforcement used by the building inspection department is generally effective in maintaining compliance. Where erosion control deficiencies are found, the site is posted with a notice of the erosion control violations and gives the responsible party a specified time to correct the situation. If the responsible party does not comply within the specified time period, a stop work order is imposed. Further non-compliance results in the issuance of a citation.
- Closer adherence to approved erosion control staging plans is needed. Revised plans need to be submitted and approved where there are deviations from the approved plans.
- Better erosion control inspection documentation is required.
- Better coordination and communication with contracted construction inspection services is required.
- Better coordination and communication with the contractor is needed.

City of Oak Creek Common Council Report

Meeting Date: March 18, 2014

Item No.: 19

Recommendation: That the Common Council considers adoption of Resolution No. 11463-031814, a resolution authorizing the 2014 road improvement projects listed below (Various Aldermanic Districts).

Background: The Engineering Department has conducted its annual city-wide inspection, rating, and rehabilitation cost analysis of all city streets. On March 10, 2014, the CIP Committee discussed the 2014 road improvement projects, and recommended the following streets for rehabilitation under public contract.

Note that, other than the first two entries on the listing below (Shepard Avenue and Country Drive), the roads are unfinished sections in four stalled residential subdivision developments. These are the roads within the Emerald Meadows 2, Belmont Grove, Kender Lane and Wood Creek subdivisions. These roads should be repaired and asphalt surfaced as soon as possible to avoid further deterioration and even higher repair costs. All four developers have been nonresponsive to city orders to finish the roads. Because of this, there have been several Council actions related to the city finishing the roads and pursuing the recovery of all costs in excess of currently held escrow amounts. The estimated costs for these four developments total \$536,000 and the total of the escrows held is \$195,345.

The CIP Committee further recommended that the remaining funding, approximately \$43,000, be transferred into the Street Department's annual roadway maintenance account. This will help cover anticipated higher costs due to this winter's weather extremes, which will require more extensive pothole and joint repair by city crews.

If authorized under this resolution, the Engineering Department will prepare the plans, specifications and bid documents; and advertise the work for public bid.

	Proposed Street	From	To	Length (Feet)	Treatment Type	Cost Estimate
1	Shepard Avenue	Mary Lane	Elm Road	332	Repair & asphalt surfacing	\$52,000
2	Country Drive	Surface Change	Puetz Road	1053	Repair & asphalt surfacing	\$129,000
3	Emerald Meadows Drive	Elm Road	10600 Emerald Meadows	695	Repair & asphalt surfacing	\$34,000
4	Emerald Meadows Drive	10600 Emerald Meadows	Green Meadows Drive	490	Repair & asphalt surfacing	\$27,000
5	Singing Lark Drive	Green Meadows Drive	10482 Singing Lark	168	Repair & asphalt surfacing	\$10,000
6	Singing Lark Court	Cul-De-Sac	Green Meadows Drive	1112	Repair & asphalt surfacing	\$60,500

	Proposed Street	From	To	Length (Feet)	Treatment Type	Cost Estimate
7	Green Meadows Court	Emerald Meadows Drive	Cul-De-Sac	336	Repair & asphalt surfacing	\$23,500
8	Green Meadows Drive	Rosemont Drive	Emerald Meadows Drive	1221	Repair & asphalt surfacing	\$66,500
9	Rosemont Court	Cul-De-Sac	Alpine Drive	355	Repair & asphalt surfacing	\$25,000
10	Rosemont Drive	Alpine Drive	10480 Rosemont Drive	738	Repair & asphalt surfacing	\$40,500
11	Alpine Drive	Shangri La Court	Rosemont Drive	744	Repair & asphalt surfacing	\$40,500
12	Belmont Court	Cul-De-Sac	Pennsylvania Avenue	595	Repair & asphalt surfacing	\$32,500
13	Kender Court	Cul-De-Sac	40' W of Shire Place	209	Repair & asphalt surfacing	\$23,000
14	Willow Creek Drive	Oakwood Drive	Redwood Lane	995	Repair & asphalt surfacing	\$54,000
15	Redwood Lane	Willow Creek Drive	Oakwood Road	966	Repair & asphalt surfacing	\$52,500
16	Lilac Lane	Willow Creek Drive	Redwood Lane	857	Repair & asphalt surfacing	\$46,500
17	Transfer to Street Department Annual Roadway Maintenance Account					\$43,000
Estimate Total:						\$760,000

Fiscal Impact: \$760,692 was appropriated for this year's paving program in the 2014 CIP budget.

Prepared by:



Matthew J. Sullivan, P.E.
Design Engineer

Respectfully submitted:



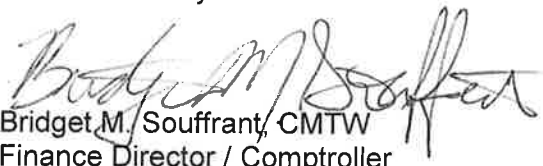
Gerald Peterson, ICMA-CM
City Administrator

Approved by:



Michael C. Simmons, P.E.
City Engineer

Fiscal review by:



Bridget M. Souffrant, CMTW
Finance Director / Comptroller

RESOLUTION NO. 11463-031814

BY: _____

**RESOLUTION OF AUTHORIZATION TO PROCEED WITH
2014 ROAD IMPROVEMENT PROJECTS
IN VARIOUS LOCATIONS**

(VARIOUS ALDERMANIC DISTRICTS)

WHEREAS, in the judgment of the Common Council of the City of Oak Creek, it is deemed to be expedient and necessary and in the best interest of the city that it proceed with the following road improvement projects:

	Proposed Street	From	To	Length (Feet)	Treatment Type	Cost Estimate
1	Shepard Avenue	Mary Lane	Elm Road	332	Repair & asphalt surfacing	\$52,000
2	Country Drive	Surface Change	Puetz Road	1053	Repair & asphalt surfacing	\$129,000
3	Emerald Meadows Drive	Elm Road	10600 Emerald Meadows	695	Repair & asphalt surfacing	\$34,000
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7	Green Meadows Court	Emerald Meadows Drive	Cul-De-Sac	336	Repair & asphalt surfacing	\$23,500
8	Green Meadows Drive	Rosemont Drive	Emerald Meadows Drive	1221	Repair & asphalt surfacing	\$66,500
9	Rosemont Court	Cul-De-Sac	Alpine Drive	355	Repair & asphalt surfacing	\$25,000
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12	Belmont Court	Cul-De-Sac	Pennsylvania Avenue	595	Repair & asphalt surfacing	\$32,500
13	Kender Court	Cul-De-Sac	40' W of Shire Place	209	Repair & asphalt surfacing	\$23,000
14	Willow Creek Drive	Oakwood Drive	Redwood Lane	995	Repair & asphalt surfacing	\$54,000
15	Redwood Lane	Willow Creek Drive	Oakwood Road	966	Repair & asphalt surfacing	\$52,500
16	Lilac Lane	Willow Creek Drive	Redwood Lane	857	Repair & asphalt surfacing	\$46,500
17	Transfer to Street Department Annual Roadway Maintenance Account					\$43,000
Estimate Total:						\$760,000

and,

WHEREAS, the City Engineer has approved preliminary plans and specifications for said improvements.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Oak Creek:

1. That the aforementioned improvements be designed and constructed.
2. That payment for said improvements shall be made from funds in the "Unspecified Streets" control account reserved in the 2014 CIP budget.
3. That the City Engineer is hereby authorized to develop and approve final plans, specifications and bid documents.
4. That the City Clerk is hereby authorized to advertise for bids for said improvements and that she shall advertise for such bids in the official newspaper, the Western Builder and the Daily Reporter.

Introduced at a regular meeting of the Common Council of the City of Oak Creek held this 18th day of March 2014.

Passed and adopted this 18th day of March 2014.

President, Common Council

Approved this 18th day of March 2014.

Mayor

ATTEST:

City Clerk

VOTE: Ayes ____ Noes ____

City of Oak Creek Common Council Report

Meeting Date: March 18, 2014

Item No.: 20

Recommendation: That the Common Council adopts Resolution No. 11468-031814, which would approve the Centennial Park Expansion development agreement for the design and installation of public improvements at 9029 S. Sheperd Avenue. (Tax Key Nos. 860-9047, 860-9048, & 860-9049) (3rd Aldermanic District) (Project Nos. 09054 & 09055)

Background: This development agreement is for the installation of public water main and a private interceptor sanitary sewer. Wimmer Brothers Realty Inc. has proposed constructing a phased expansion to the current Centennial Park apartment complex. This would include six 12-unit buildings and 12 8-unit buildings. This planned unit development project was approved by Council by Ordinance 2566 at the October 6, 2009 meeting. The PUD states that the developer has until October 6, 2019 to complete the project. They will be able to reapply to extend the PUD. This development requires that public water main and a private sanitary sewer be extended to service the buildings. This agreement will provide the City with the authority to direct and control the design and construction of the required public improvements and private interceptor sewer, to ensure they meet City codes and specifications.

Fiscal Impact: None. Developer pays for all improvement costs.

Prepared by:



Brian L. Johnston, P.E.
Assistant City Engineer

Respectfully submitted,



Gerald R. Peterson, ICMA-CM
City Administrator

Approved by:



Michael C. Simmons, P.E.
City Engineer

Fiscal review by:



Bridget M. Souffrant, CMTW
Finance Director / Comptroller

RESOLUTION NO. 11468-031814

BY: _____

**RESOLUTION APPROVING THE
CENTENNIAL PARK EXPANSION
DEVELOPMENT AGREEMENT**

TAX KEY NOS. 860-9047, 860-9048 & 860-9049

(3RD ALDERMANIC DISTRICT)

BE IT RESOLVED that Chapter 14 of the Municipal Code requires that a development agreement be entered into first, prior to the required public improvements being installed.

BE IT FURTHER RESOLVED that the Development Agreement attached hereto and incorporated herein by reference, by and between Centennial Park South LLC as party of the first part, and the CITY OF OAK CREEK, as party of the second party, be and the same is hereby approved.

Introduced at a regular meeting of the Common Council of the City of Oak Creek held this 18th day of March, 2014.

President, Common Council

Approved this 18th day of March, 2014.

Mayor

ATTEST:

City Clerk

VOTE: Ayes: _____ Noes: _____

**MINUTES
LICENSE COMMITTEE
Friday, March 14, 2014 at 8:00 A.M.**

This meeting was called to order at 8:00 a.m. Present were: Ald. Ruetz, Ald. Gehl and Ald. Kurkowski. Also in attendance were City Clerk Catherine Roeske and Deputy City Clerk Christa Miller.

1. The Committee reviewed a Special Event application submitted by Carolyn Bukiewicz, agent for the Celebrations Commission, for an event planned on Saturday, April 12, 2014.

A discussion was held to determine whether or not to waive the event fee and any fees associated with the erection and inspection of a 30' x 40' tent.

Ald. Kurkowski, seconded by Ald. Gehl, moved to grant a Special Event license to Carolyn Bukiewicz, agent for the Celebrations Commission, for an event planned for Saturday, April 12, 2014, with waiver of event fees, but to not waive tent permit fees. On roll call, all voted aye.

2. The Committee reviewed a Special Event application submitted by Lynda Schissler, agent for Girl Scout Troop #1687, for an event planned on Saturday, May 10, 2014.

Ald. Ruetz, seconded by Ald. Gehl, moved to grant a Special Event license to Lynda Schissler, agent for Girl Scout Troop #1687, for an event planned on Saturday, May 10, 2014. On roll call, all voted aye.

Ald. Kurkowski, seconded by Ald. Ald. Ruetz, moved to adjourn this meeting at 8:17 a.m. On roll call, all voted aye.