

PROCEEDINGS, COMMON COUNCIL MEETING  
TUESDAY, MARCH 18 2014, 7:00 P.M.

CITY OF OAK CREEK  
MILWAUKEE COUNTY

1. Mayor Scaffidi called the meeting to order at 7:00 p.m. On roll call, the following alderpersons were present: Ald. Kurkowski, Ald. Bukiewicz, Ald. Ruetz, Ald. Gehl, and Ald. Michalski. Ald. Toman was excused. Also present were: City Attorney Lawrence Haskin, City Administrator Gerald Peterson, City Engineer / Acting Building Commissioner Michael Simmons, Community Development Director Douglas Seymour, Fire Chief Thomas Rosandich, Finance Director/ Comptroller Bridget Souffrant, and City Clerk Catherine Roeske.
2. The meeting began with the Pledge of Allegiance being said by all present.
3. Ald. Bukiewicz, seconded by Ald. Ruetz, moved to approve the minutes of the 3/4/14 meeting as published. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Gehl, aye; and Ald. Michalski, aye.
4. **PRESENTED AND ADOPTED: COUNCIL PROCLAMATION NO. 14-05, CONGRATULATIONS TO NICHOLAS MEYER FOR RECEIVING EAGLE SCOUT AWARD.**  
  
Ald. Kurkowski, seconded to Ald. Bukiewicz, moved to adopt Council Proclamation No. 14-05, Congratulations to Nicholas Meyer for receiving the Eagle Scout Award. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Gehl, aye; and Ald. Michalski, aye.
5. **COUNCIL DENIES REQUEST TO AUTHORIZE ONE-TIME EXCEPTION TO CITY'S TUITION REIMBURSEMENT POLICY FOR TUITION EXPENSES TO LT. DAVE STECKER BEYOND \$22,500 LIMIT FOR COMPLETION OF GRADUATE DEGREE PROGRAM.**  
  
Ald. Michalski, seconded by Ald. Kurkowski, moved to deny the request to 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. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, no; Ald. Ruetz, no; Ald. Gehl, aye; and Ald. Michalski, aye.
6. **COUNCIL AUTHORIZES THE TRANSFER OF UP TO \$50,000 FROM "UNSPECIFIED STREETS" IN CAPITAL IMPROVEMENTS FUND TO CIP 14-030 "SPECIAL STREET MAINTENANCE" FOR ADDITIONAL STREET MAINTENANCE MATERIALS AND SUPPLIES.**  
  
Ald. Gehl, seconded by Ald. Kurkowski, moved to authorize the transfer of up to \$50,000 from "unspecified streets" in the capital improvements fund to CIP 14-030 "special street maintenance" for additional street maintenance materials and supplies. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

7. **PRESENTED AND ADOPTED: ORDINANCE NO. 2715, AMENDING ORDINANCE NO. 2700, AUTHORIZING NEW DEPUTY COMPTROLLER/PAYROLL COORDINATOR POSITION BE CREATED TO REPLACE ACCOUNT CLERK III POSITION; HIRING RANGE FOR POSITION SET AT \$60,853-\$64,225.**

Ald. Michalski, seconded by Ald. Bukiewicz, moved 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 set at \$60,853 - \$64,225, as recommended by the Personnel Committee. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

8. **PRESENTED AND ADOPTED: RESOLUTION NO. 11461-031814, ACKNOWLEDGING AND FILING REVISED 2014 CALENDAR YEAR SALARY GRADE PLAN AND BENEFITS FOR LIBRARY PERSONNEL.**

Ald. Michalski, seconded by Ald. Gehl, moved to adopt Resolution No. 11461-031814, acknowledging and filing a revised 2014 calendar year salary grade plan and benefits for library personnel, with a correction made to the 2013 salary for the Assistant Library Director to reflect \$54,097. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

9. **COUNCIL APPROVES VENDOR SUMMARY REPORT.**

Ald. Gehl, seconded by Ald. Ruetz, moved to approve the 2014 Vendor Summary Report in the amount of \$476,219.62. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

10. **DIRECTED HELD UNTIL AFTER REQUIRED PUBLIC HEARING ON MAY 6, 2014: RESOLUTION NO. 11464-031814, VACATING PART OF PUBLIC STREET IN CITY (ABC STREET IN SW ¼, NW ¼, AND NE ¼, OF NE ¼ OF SECTION 32-5-22).**

Ald. Gehl, seconded by Ald. Michalski, moved to hold Resolution No. 11464-031814, vacating a part of public street in the City of Oak Creek (ABC Street in the SW 1/4 , 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. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

11. **PRESENTED AND ADOPTED: RESOLUTION NO. 11466-031814, APPROVING CSM FOR PROPERTIES AT 641 W. OAKWOOD RD., 10303 S. HOWELL AVE., 10711 S. HOWELL AVE., WITH CONDITION THAT TECHNICAL CORRECTIONS MADE PRIOR TO RECORDING.**

Ald. Gehl, seconded by Ald. Bukiewicz, moved to adopt 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. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

12. **PRESENTED AND ADOPTED: RESOLUTION NO. 11467-031814, APPROVING CSM FOR PROPERTIES AT 641 W. OAKWOOD RD., 10303 S. HOWELL AVE., 10711 S. HOWELL AVE., WITH CONDITION THAT TECHNICAL CORRECTIONS MADE PRIOR TO RECORDING.**

Ald. Gehl, seconded by Ald. Michalski, moved to adopt 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. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

13. **COUNCIL IS PROVIDED UPDATE ON RECENT GRANT AWARDS.**

City Administrator Gerald Peterson provided the Council with an update on the recent grant awards.

14. **PRESENTED AND ADOPTED: RESOLUTION NO. 11459-031814, SUPPORTING SUBMISSION OF APPLICATION FOR 2014-2018 TRANSPORTATION ALTERNATIVES PROGRAM (TAP) AWARD CYCLE UNDER SAFE ROUTES TO SCHOOL (SRTS) CATEGORY.**

Ald. Kurkowski, seconded by Ald. Michalski, moved to adopt 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. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

15. **PRESENTED AND ADOPTED: RESOLUTION NO. 11465-031814, SUPPORTING SUBMISSION OF APPLICATION FOR 2014-2018 TRANSPORTATION ALTERNATIVES PROGRAM (TAP) AWARD CYCLE UNDER BICYCLE-PEDESTRIAN FACILITIES CATEGORY.**

Ald. Gehl, seconded by Ald. Michalski, moved to adopt 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. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

16. **COUNCIL ENTERS INTO LUMP SUM CONTRACT OF \$16,500 WITH GRAEF FOR DESIGN OF 6<sup>TH</sup> STREET IMPROVEMENTS.**

Ald. Bukiewicz, seconded by Ald. Ruetz, moved to enter into a lump sum contract of \$16,500 with Graef for the design of 6<sup>th</sup> Street improvements. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

17. **PRESENTED AND ADOPTED: RESOLUTION NO. 11460-031814, ACQUIRING FEE PROPERTY (RIGHT-OF-WAY) AND TEMPORARY EASEMENTS, FOR DREXEL TOWN SQUARE PROJECT AND SEND PAYMENT IN THE AMOUNT OF THE AWARD OF DAMAGES TO AFFECTED PROPERTY OWNER (PROJECT NO. 13040).**

Ald. Bukiewicz, seconded by Ald. Ruetz, moved to adopt 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). On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

18. **PRESENTED AND ADOPTED: RESOLUTION NO. 11462-031814, ACCEPTING 2013 ANNUAL REPORT FOR OAK CREEK'S WPDES STORM WATER (NR216) PERMIT.**

Ald. Gehl, seconded by Ald. Michalski, moved to adopt Resolution No. 11462-031814, accepting the 2013 Annual Report for Oak Creek's WPDES Storm Water (NR216) permit. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

19. **PRESENTED AND ADOPTED: RESOLUTION NO. 11463-031814, AUTHORIZING 2014 ROAD IMPROVEMENT PROJECTS.**

Ald. Gehl, seconded by Ald. Michalski, moved to adopt Resolution No. 11463-031814, authorizing the 2014 road improvement projects as listed. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

20. **PRESENTED AND ADOPTED: RESOLUTION NO. 11468-031814, APPROVING CENTENNIAL PARK EXPANSION DEVELOPMENT AGREEMENT FOR THE DESIGN AND INSTALLATION OF PUBLIC IMPROVEMENTS AT 9029 S. SHEPARD AVE. (PROJ. NOS. 09054 AND 09055).**

Ald. Michalski, seconded by Ald. Kurkowski, moved to adopt 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). On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

21. **COUNCIL GRANTS 2014 SPECIAL EVENT LICENSE TO CAROLYN BUKIEWICZ, AGENT FOR CELEBRATIONS COMMISSION, FOR UGLY SWEATER WALK, SATURDAY, APRIL 12, 2014, WITH WAIVER OF APPLICATION FEE.**

Ald. Ruetz, seconded by Ald. Kurkowski, moved to grant a 2014 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. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

**22. COUNCIL GRANTS 2014 SPECIAL EVENT LICENSE TO LYNDA SCHISLER, AGENT FOR GIRL SCOUT TROOP #1687, FOR A SNEAKERS FOR SAFETY KITS WALK, SATURDAY, MAY 10, 2014.**

Ald. Kurkowski, seconded by Ald. Michalski, moved to grant a 2014 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. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

**23. COUNCIL GRANTS OPERATOR LICENSE TO ALYCIA A. POGREBA, 4378 N. 28<sup>TH</sup> ST., MILWAUKEE (BOOTZ SALOON).**

Ald. Ruetz, seconded by Ald. Kurkowski, moved to grant an Operator's license to Alycia A. Pogreba, 4378 N. 28<sup>th</sup> St., Milwaukee (Bootz Saloon). On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

**24. CLOSED SESSION HELD.**

Ald. Gehl, seconded by Ald. Michalski, moved to convene in Closed Session at 8:57 p.m., 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).

On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

**25.-26. COUNCIL RECONVENES INTO OPEN SESSION; NO ACTION TAKEN**

Ald. Gehl, seconded by Ald. Ruetz, moved to reconvene into Open Session at 9:25 p.m. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Gehl, aye; and Ald. Michalski, aye. No action was taken.

**ADJOURNMENT.**

Ald. Kurkowski, seconded by Ald. Bukiewicz, moved to adjourn this meeting at 9:26 p.m. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

ATTEST:

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Catherine A. Roeske, City Clerk

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Stephen Scaffidi, Mayor