

PROCEEDINGS, COMMON COUNCIL MEETING
TUESDAY, MARCH 7, 2017, 7:00 P.M.

CITY OF OAK CREEK
MILWAUKEE COUNTY

1. Acting Mayor Kenneth Gehl called the meeting to order at 7:00 p.m. On roll call, the following alderpersons were present: Ald. Kurkowski, Ald. Bukiewicz, Ald. Verhalen, Ald. Toman, and Ald. Guzikowski.

Also present were City Attorney Melissa Karls, Police Chief Steven Anderson, Communications Coordinator Leslie Flynn, City Treasurer Barbara Guckenberger, Parks & Forestry Director Ted Johnson, Deputy City Clerk Christa Miller, Interim Health Officer Jacqueline Ove, Fire Chief Thomas Rosandich, Community Development Director Douglas Seymour, City Engineer / Acting Building Commissioner Michael Simmons, Finance Director/Comptroller Bridget Souffrant, City Administrator Andrew Vickers, 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. Verhalen, moved to approve the minutes of the 2/20/17 meeting as published. On roll call, the vote was as follows: Ald. Bukiewicz, aye; Ald. Verhalen, aye; Ald. Toman, aye; and Ald. Gehl, aye. Ald. Kurkowski and Ald. Guzikowski abstained from voting.

4. **PUBLIC HEARING HELD TO CONSIDER REQUEST BY CHRIS MCGUIRE, KWIK TRIP, INC. FOR CUP ALLOWING OUTDOOR DISPLAY/STORAGE OF RETAIL MERCHANDISE ON PROPERTY AT 2040 W. RYAN ROAD.**

A public hearing was held to consider a request submitted by Chris McGuire, Kwik Trip, Inc., for a Conditional Use Permit allowing outdoor display / storage of retail merchandise on the property at 2040 W. Ryan Road. (See Item No. 5 for action on this hearing).

5. **PRESENTED AND ADOPTED: ORDINANCE NO. 2843, APPROVING CUP FOR PROPERTY AT 2040 W. RYAN ROAD ALLOWING FOR OUTDOOR DISPLAY OF ICE AND PROPANE RETAIL MERCHANDISE.**

Ald. Guzikowski, seconded by Ald. Toman, moved to adopt Ordinance No. 2843, approving a conditional use permit for the property at 2040 W. Ryan Road, allowing for the outdoor display of ice and retail merchandise. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

6. **DANIEL J. BUKIEWICZ APPOINTED MAYOR.**

City Attorney Melissa Karls explained the options and the procedure for appointment to fill the vacancy in the office of Mayor as a result of the resignation of the Honorable Stephen Scaffidi. The Council discussed the method of selection for filling the vacancy: appoint a current member of the Common Council, to solicit applications/resumes from any interested person interested in serving as Mayor for the unexpired term; or to appoint a member of the public without the benefit of an application/interview process.

Acting Mayor Gehl opened the floor for nominations.

Ald. Guzikowski nominated Ald. Daniel Bukiewicz. No other nominations were heard and Acting Mayor Gehl closed the nominations.

Ald. Guzikowski, seconded by Ald. Gehl, moved to confirm the appointment of Daniel Bukiewicz as

Mayor, to complete the term of office which expires 4/17/2018, and set an effective date of Wednesday, March 8, 2017. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

With that, Ald. Daniel Bukiewicz was appointed as Mayor.

7. **SUMMARIZED TREASURER'S REPORT ON INVESTMENT AND BANKING ACCOUNTS FOR MONTH ENDING JANUARY 31, 2017.**

City Treasurer, Barbara Guckenberger, provided the Council with a Summarized Treasurer's Report on investment and banking accounts for the month ending January 31, 2017.

8. **COUNCIL APPROVES VENDOR SUMMARY REPORT.**

Ald. Kurkowski, seconded by Ald. Guzikowski, moved to approve the 2017 Vendor Summary Report in the amount of \$389,921.77. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

9. **PRESENTED AND ADOPTED: ORDINANCE NO. 2844, APPROVING CONDITIONS AND RESTRICTIONS FOR CUP FOR PROPERTY AT 500 W. OPUS DRIVE ALLOWING DEVELOPMENT OF FREIGHT TERMINAL WITH TWO UNDERGROUND STORAGE TANKS IN EXCESS OF 5,000 GALLONS AND OUTDOOR STORAGE OF DOLLY EQUIPMENT AS ACCESSORY USES.**

Ald. Verhalen, seconded by Ald. Toman, moved to adopt Ordinance No. 2844, approving the conditions and restrictions for a Conditional Use Permit for the property at 500 W. Opus Drive allowing for the development of a freight terminal with two (2) underground fuel storage tanks in excess of 5,000 gallons and outdoor storage of dolly equipment as accessory uses. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, no; and Ald. Guzikowski, no.

10. **PRESENTED AND ADOPTED: RESOLUTION NO. 11799-030717, AUTHORIZING STAFF TO APPLY TO WI DNR FOR OPEN SPACE ACQUISITION PROJECT IN ADOPTED PARKS AND OPEN SPACE PLAN & ABENDSCHEIN COMMUNITY PARK MASTER PLAN FOR ABENDSCHEIN COMMUNITY PARK EXPANSION.**

Ald. Kurkowski, seconded by Ald. Bukiewicz, moved to adopt Resolution No. 11799-030717, authorizing staff to apply to the State of Wisconsin Department of Natural Resources for an Open Space Acquisition Project in the adopted Parks and Open Space Plan & Abendschein Community Park Master Plan for an Abendschein Community Park expansion. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Verhalen, aye; Ald. Toman, no; Ald. Gehl, aye; and Ald. Guzikowski, aye.

11. **COUNCIL AWARDS 2017 ROAD IMPROVEMENTS UNIT PRICE CONTRACT TO PAYNE & DOLAN, INC., AT ESTIMATED COST OF \$986,787.80.**

Ald. Toman, seconded by Ald. Guzikowski, moved to award the 2017 Road Improvements unit price contract to the lowest responsive, responsible bidder, Payne & Dolan, Inc., at the estimated cost of \$921,787.80 and to add two more road segments to the contract work for an additional estimated \$65,000 based on contract unit prices, for a total estimated cost of \$986,787.80 (Project No. 17019). On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

12. **COUNCIL GRANTS OPERATOR'S LICENSE.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to grant an Operator's license to the following:

- Christine M. Cefalu, 225 W. Sunnyview Dr., Oak Creek, WI 53154 (Meijer)
- Mandeep K. Mann, 5080 W. Cardinal Ln., Franklin (Walgreens)
- Joshua P. Medley, 6230 S. Packard Ave., Cudahy (Water Street Brewery)
- Heath A. Klopp, 1226 Drexel Blvd., South Milwaukee (BelAir Cantina)
- Lisa A. Kern, 3763 E. Somers Ave., Cudahy (Kwik Trip)

On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

13. **COUNCIL GRANTS RESERVE CLASS B COMBINATION LICENSE TO SHAWN M. VOLLMER, AGENT, THREE CELLARS, LLC DBA THREE CELLARS, 7228 S. 27TH ST.**

Ald. Kurkowski, seconded by Ald. Guzikowski, moved to grant a Reserve Class B Combination license to Shawn M. Vollmer, Agent, Three Cellars, LLC dba Three Cellars, 7228 S. 27th St., with issuance subject to final Fire and Inspection Department approvals and release of an Occupancy Permit. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

14. **COUNCIL GRANTS CLASS B BEER / CLASS C WINE LICENSE TO ROBBIN KASHEVAROF, AGENT, VALENTINE CAFÉ, LLC DBA VALENTINE CAFÉ, 7981 S. 6TH STREET.**

Ald. Kurkowski, seconded by Ald. Guzikowski, moved to grant a Class B Beer / Class C Wine license to Robbin Kashevarof, Agent, Valentine Café, LLC dba Valentine Café, 7981 S. 6th Street, with issuance subject to final Sanitarian and Inspection Department approvals and release of an Occupancy Permit. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

ADJOURNMENT.

Ald. Kurkowski, seconded by Ald. Bukiewicz, moved to adjourn this meeting at 10:18 p.m. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Bukiewicz, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

ATTEST:

Catherine A. Roeske, City Clerk

Kenneth Gehl, Acting Mayor