

PROCEEDINGS, COMMON COUNCIL MEETING
TUESDAY, MARCH 21, 2017, 7:00 P.M.

CITY OF OAK CREEK
MILWAUKEE COUNTY

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

Also present were City Attorney Melissa Karls, Police Chief Steven Anderson, Communications Coordinator Leslie Flynn, Parks & Forestry Director Ted Johnson, Interim Health Officer Jacqueline Ove, Fire Chief Thomas Rosandich, Community Development Director Douglas Seymour, City Engineer / Acting Building Commissioner Michael Simmons, Finance Directory/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. Verhalen, seconded by Ald. Kurkowski, moved to approve the minutes of the 3/07/17 meeting as published. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye, and Ald. Guzikowski, aye.

4. **PRESENTED AND ADOPTED: RESOLUTION NO. 11803-032117, APPRECIATION TO STEPHEN A. SCAFFIDI.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to adopt Resolution No. 11803-032117, a Resolution of Appreciation to Stephen A. Scaffidi. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

5. **PUBLIC HEARING HELD TO CONSIDER REQUEST FROM GREG THOMPSON, STORAGE SHOP USA, TO REZONE PROPERTIES AT 331 AND 401 E. OAK ST., FROM RS-2, SINGLE FAMILY, RESIDENTIAL, TO M-1, MANUFACTURING, AND APPROVE CUP ALLOWING CONTRACTOR'S OFFICE, YARDS, AND SHOPS WITHOUT OUTDOOR STORAGE ON PROPERTIES AT 331 AND 401 E. OAK ST.**

A public hearing was held to consider a request from Greg Thompson, Storage Shop USA, to rezone the properties at 331 and 401 E. Oak Street from Rs-2, Single Family, Residential, to M-1, Manufacturing, and to approve a Conditional Use Permit allowing a contractor's office, yards, and shops without outdoor storage on the properties at 331 and 401 E. Oak Street. (See Item No. 6 for action on this hearing).

6. **PRESENTED AND ADOPTED: ORDINANCE NO. 2845, APPROVING REZONING PROPERTIES AT 331 AND 401 E. OAK STREET FROM RS-2, SINGLE FAMILY RESIDENTIAL, TO M-1, MANUFACTURING, WITH CUP FOR CONTRACTOR'S OFFICE, SHOPS, AND YARDS IN CONDOMINIUM DEVELOPMENT WITH NO OUTDOOR STORAGE.**

Ald. Kurkowski, seconded by Ald. Guzikowski, moved to adopt Ordinance No. 2845, approving a rezoning of the properties at 331 and 401 E. Oak Street from Rs-2, Single Family Residential, to M-1, Manufacturing, with a Conditional Use for a contractor's office, shops, and yards in a condominium development with no outdoor storage. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

7. **COUNCIL APPROVES METHOD AND SCHEDULE OF REPLACEMENT FOR 2ND DISTRICT ALDERMANIC VACANCY, ESTABLISHES RESPONSE TO 2ND DISTRICT CONSTITUENT CONCERNS UNTIL POSITION IS FILLED AND DECIDES WHETHER TO HOLD SPECIAL ELECTION ON NOVEMBER 7, 2017.**

Ald. Kurkowski, seconded by Ald. Guzikowski, moved to approve the letter of intent and resume/interview method of replacement for the 2nd District aldermanic vacancy; authorize Mayor Bukiewicz to respond to 2nd District constituent concerns until the position is filled; and to not hold a special election on November 7, 2017 to fill the unexpired term of Daniel Bukiewicz. All applicants must reside within the 2nd Aldermanic District; the public will be notified by all means possible, including via posting on the City web site, linking to social media, and publishing as an article and a notice in the NOW newspaper; the deadline for submittal of a letter of interest, resume and citizenship documentation to the City Clerk's office will be Thursday, April 6, 2017, at 4:00 p.m.; and a Special Council meeting will be held on Monday, April 10, 2017, at 6:30 p.m. to interview candidates and vote on an appointment. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

8. **PRESENTED AND ADOPTED: RESOLUTION NO. 11804-032117, URGING STATE LEGISLATION TO CLOSE LOOPHOLES THAT SHIFT GREATER PROPERTY TAX BURDEN FROM COMMERCIAL PROPERTIES TO RESIDENTIAL HOMEOWNERS.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to adopt Resolution No. 11804-032117, urging State Legislation to close loopholes that shift a greater property tax burden from commercial properties to residential homeowners. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

9. **COUNCIL CONCURS WITH MAYOR'S APPOINTMENT OF KEVIN ROKENBRODT TO TRAFFIC & SAFETY COMMISSION FOR THREE YEAR TERM EXPIRING 4/2020.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to concur with the Mayor's appointment of Kevin Rokenbrodt, 2515 E. Emily Ave., to the Traffic & Safety Commission for a three year term, expiring 4/2020. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

10. **COUNCIL APPROVES VENDOR SUMMARY REPORT.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to approve the 2016 Vendor Summary Report in the amount of \$133,810.00 and the 2017 Vendor Summary Report in the amount of \$863,929.48, for a total amount of \$997,739.84. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

11. **COUNCIL AWARDS 2017 PLAY COURT IMPROVEMENT PROJECTS, PERFORMING REPAIRS TO BASKETBALL AND TENNIS COURTS IN VARIOUS CITY PARKS, TO LOWEST RESPONSIVE, RESPONSIBLE BIDDER, FRANK ARMSTRONG ENTERPRISES, INC., IN AMOUNT OF \$45,516.00.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to award the 2017 Play Court Improvement Projects, performing repairs to the basketball and tennis courts in various City parks, to the lowest responsive, responsible bidder, Frank Armstrong Enterprises, Inc., in the amount of \$45,516.00. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

12. PRESENTED AND ADOPTED: RESOLUTION NO. 11802-032117, ACCEPTING 2016 ANNUAL REPORT FOR OAK CREEK'S WPDES STORM WATER (NR216) PERMIT.

Ald. Gehl, seconded by Ald. Guzikowski, moved to adopt Resolution No. 11802-032117, accepting the 2016 Annual Report for Oak Creek's WPDES Storm Water (NR216) permit. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

13. COUNCIL GRANTS OPERATOR'S LICENSE TO PATRICIA HALVERSON, 3765 E. VAN NORMAN AVE., CUDAHY (MEIJER).

Ald. Kurkowski, seconded by Ald. Gehl, moved to grant an Operator's license to Patricia Halverson, 3765 E. Van Norman Ave., Cudahy (Meijer). On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

14. COUNCIL GRANTS OPERATOR'S LICENSE TO ERICA OLIDEN, 3651 E. PUETZ RD., OAK CREEK (BELAIR CANTINA).

Ald. Kurkowski, seconded by Ald. Gehl, moved to grant an Operator's license to Erica Oliden, 3651 E. Puetz Rd., Oak Creek (BelAir Cantina). On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

15. COUNCIL GRANTS OPERATOR'S LICENSE TO KALEB SIMS, 6426 S. 35TH ST., FRANKLIN (KWIK TRIP).

Ald. Kurkowski, seconded by Ald. Gehl, moved to grant an Operator's license to Kaleb Sims, 6426 S. 35th St., Franklin (Kwik Trip). On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

16. COUNCIL GRANTS SPECIAL EVENT PERMIT TO HOLLY MARTIN, FOR PERFORMANCE RUNNING OUTFITTERS FUN RUN EVENTS TO BE HELD WEEKLY FROM 6:00 – 6:30 P.M.

Ald. Kurkowski, seconded by Ald. Gehl, moved to grant a special event permit to Holly Martin for Performance Running Outfitters Fun Run events to be held weekly from 6:00 – 6:30 p.m. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

17. COUNCIL GRANTS SPECIAL EVENT PERMIT TO KEVIN ARCHAMBEAU, OAK CREEK CELEBRATIONS COMMISSION, FOR A COMMUNITY EASTER EGG HUNT EVENT, FOR APRIL 8, 2017, FROM 10:00 A.M. – 1:00 P.M. IN DREXEL TOWN SQUARE.

Ald. Kurkowski, seconded by Ald. Gehl, moved to grant a special event permit to Kevin Archambeau, Oak Creek Celebrations Commission, for a "Community Easter Egg Hunt" event scheduled for April 8, 2017, from 10:00 a.m. – 1:00 p.m. in Drexel Town Square. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

18. COUNCIL GRANTS SPECIAL EVENT PERMIT TO JODY EBBINGER-BENTLY/MICHAEL READ, OAK CREEK HIGH SCHOOL, FOR A KNIGHTS AGAINST SUBSTANCE ABUSE RUN, MAY 13, 2017, FROM 8:00 A.M. – 12:00 P.M.

Ald. Kurkowski, seconded by Ald. Gehl, moved to grant a special event permit to Jody Ebbinger-Bently/Michael Read, Oak Creek High School for a "Knights Against Substance Abuse" run held on

May 13, 2017, from 8:00 a.m. – 12:00 p.m. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

19. **COUNCIL GRANTS SPECIAL EVENT PERMIT TO KRISTIN KOWALESKI, OAK CREEK TOURISM COMMISSION, FOR DOG DAY AT DREXEL EVENT, JULY 15, 2017, FROM 9:00 A.M. – 4:00 P.M.**

Ald. Kurkowski, seconded by Ald. Gehl, moved to grant a special event permit to Kristin Kowaleski, Oak Creek Tourism Commission, for a “Dog Day at Drexel” event scheduled to be held on July 15, 2017, from 9:00 a.m. – 4:00 p.m. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

20. **COUNCIL GRANTS SPECIAL EVENT PERMIT TO CHRIS CLAUSEN, BOOTZ SALOON & GRILL, FOR BOOTZ’ PARKING LOT PARTY EVENT, MAY 27, 2017, FROM 2:00 P.M. – 9:15 P.M.**

Ald. Kurkowski, seconded by Ald. Gehl, moved to grant a special event permit to Chris Clausen, Bootz Saloon & Grill, for a “Bootz’ Parking Lot Party” event scheduled to be held on May 27, 2017, from 2:00 p.m. – 9:15 p.m. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

21. **COUNCIL GRANTS SPECIAL EVENT PERMIT TO CHRIS CLAUSEN, BOOTZ SALOON & GRILL, FOR BOOTZ CAR SHOW EVENT, SEPTEMBER 16, 2017, FROM 9:00 A.M – 5:00 P.M.**

Ald. Kurkowski, seconded by Ald. Gehl, moved to grant a special event permit to Chris Clausen, Bootz Saloon & Grill for a “Bootz Car Show” event scheduled to be held on September 16, 2017, from 9:00 a.m. – 5:00 p.m., with the granting of this event permit subject to the applicant’s receipt of a 2017-18 alcohol license. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

22. **COUNCIL GRANTS OPERATOR’S LICENSE.**

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

- Robert J. Sleger, 2604 Hidden Dr., St. Francis (American Legion)
- Cassandra J. Finch, 1437 W. Granada St., Milwaukee (Meijer)
- Debra A. Bitz, 3928 E. Maple St., Oak Creek (Meijer event)
- Julia L. Wolf, 3749 S. Packard Ave., St. Francis (Three Cellars)
- Vicki L. Piazza, 3560 W. Sherwood Dr., Franklin (Three Cellars)
- Eileen M. McCreary, 7730 S. Chapel Hill Dr., Franklin (Three Cellars)
- Randy S. Beres, 6945 Darnell Ln., Greendale (Three Cellars)
- Angela C. Rowe, 10548 W. Cortez Cir., Franklin (Three Cellars)
- James A. Braun, 904 Michigan Ave., South Milwaukee (Three Cellars)
- Elisabeth D. Granley, 3870 S. 54th St., Milwaukee (Three Cellars)
- James W. Nelson, 211 W. Oak Leaf Dr., Oak Creek (Three Cellars)
- Michelle L. Bielinski, 3115A S. Brisbane Ave., Milwaukee (Valentine)

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

23. COUNCIL CONVENES INTO CLOSED SESSION.

Ald. Gehl, seconded by Ald. Guzikowski, moved to convene into Closed Session at 8:26 p.m., pursuant to Wisconsin State Statutes, Section 19.85 (1)(g) to discuss litigation the City is likely to be involved in regarding the levying of special assessments against 11 lots in the Willow Creek Subdivision pursuant to Resolution No. 11779-122016. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

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

Ald. Gehl, seconded by Ald. Guzikowski, moved to reconvene into Open Session at 9:01 p.m. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye. No action was taken.

ADJOURNMENT.

Ald. Kurkowski, seconded by Ald. Guzikowski, moved to adjourn this meeting at 9:01 p.m. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Verhalen, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

ATTEST:

Catherine A. Roeske, City Clerk

Kenneth Gehl, Acting Mayor