

PROCEEDINGS, COMBINED COMMON COUNCIL MEETING
TUESDAY, JANUARY 17, 2012, 6:00 P.M.

CITY OF OAK CREEK
MILWAUKEE COUNTY

1. Mayor Allan Foeckler called the meeting to order at 6:00 p.m. On roll call, the following alderpersons were present: Ald. Jakubczyk, Ald. Bukiewicz, Ald. Toman, Ald. Scaffidi, Ald. Gehl, and Ald. Michalski. Also present were: City Attorney Lawrence Haskin, Assistant City Attorney Melissa Karls, City Administrator Gerald Peterson, City Engineer/Acting Building Commissioner Michael Simmons, Finance Director Mark Wyss, Acting Fire Chief Thomas Rosandich, Community Development Director Douglas Seymour, City Planner Jeffrey Fortin, Zoning Administrator / Planner Peter Wagner, City Public Health Officer Judith Price, Public Health Nurse Susan Wojcinski, Library Director Jill Lininger, and Acting City Clerk Christa Miller.

2. The meeting began with the Pledge of Allegiance being said by all present.

3. **PRESENTATION BY WILLIAM SAINTAMOUR OF COBALT COMMUNITY RESEARCH REGARDING OAK CREEK SURVEY RESULTS.**

A presentation regarding the Oak Creek survey results was made by William SaintAmour of Cobalt Community Research.

4. **PRESENTED AND ADOPTED: RESOLUTION NO. 11206-011712, RESOLUTION OF COMMENDATION TO STEVEN J. JENDUSA, RETIRING FIRE INSPECTOR.**

Ald. Scaffidi, seconded by Ald. Bukiewicz, moved to adopt Resolution No. 11206-011712, a Resolution of Commendation to Steven J. Jendusa, retiring Fire Inspector. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

5. **PRESENTED AND ADOPTED: RESOLUTION NO. 11207-011712, RESOLUTION OF COMMENDATION TO SCOTT A. SMUKALLA, RETIRING FIRE FIGHTER.**

Ald. Scaffidi, seconded by Ald. Michalski, moved to adopt Resolution No. 11207-011712, a Resolution of Commendation to Scott A. Smukalla, retiring Fire Fighter. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

6. **PRESENTED AND ADOPTED: RESOLUTION NO. 11208-011712, RESOLUTION OF COMMENDATION TO JEFFREY J. BUCHHOLZ, RETIRING FIRE FIGHTER.**

Ald. Scaffidi, seconded by Ald. Michalski, moved to adopt Resolution No. 11208-011712, a Resolution of Commendation to Jeffrey J. Buchholz, retiring Fire Fighter. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

7. **PRESENTED AND ADOPTED: COUNCIL PROCLAMATION NO. 12-01 TO KATHRYN MICHUDA, RETIRING MEMBER OF COMMUNITY DEVELOPMENT AUTHORITY.**

Ald. Scaffidi, seconded by Ald. Michalski, moved to adopt Council Proclamation No. 12-01 to Kathryn Michuda, retiring member of the Community Development Authority. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

8. **COUNCIL APPROVES MINUTES OF 12/20/11 AND 1/3/12 MEETINGS.**

Ald. Scaffidi, seconded by Ald. Bukiewicz, moved to approve the minutes of the 12/20/2011 and 1/3/2012 meetings as published. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

9. **PRESENTATION BY OAK CREEK PUBLIC LIBRARY BOARD PRESIDENT, DENNIS HAVEY AND OAK CREEK LIBRARY DIRECTOR, JILL LININGER REGARDING LIBRARY PROPOSAL FOR CAPITAL CAMPAIGN.**

A presentation regarding the library proposal for capital campaign was made by Oak Creek Public Library Board President, Dennis Havey and Oak Creek Library Director, Jill Lininger.

10. **DIRECTED HELD: RESOLUTION NO. 11209-011712, ACKNOWLEDGING AND FILING 2012 CALENDAR YEAR SALARY GRADE PLAN AND BENEFITS FOR LIBRARY PERSONNEL.**

Resolution No. 11209-011712, acknowledging and filing 2012 calendar year salary grade plan and benefits for library personnel was directed held at the request of Ald. Toman.

11. **COUNCIL CONCURS WITH MAYOR'S APPOINTMENT OF NICOLE DRUCKREY TO COMPLETE 3-YEAR TERM EXPIRING 12/2014.**

Ald. Michalski, seconded by Ald. Scaffidi, moved to concur with the Mayor's appointment of Nicole Druckrey to complete a 3-year term expiring 12/2014 replacing Kathryn Michuda. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

12. **COUNCIL APPROVES LICENSE AGREEMENT WITH SESAC (SOCIETY OF EUROPEAN STAGE AUTHORS AND COMPOSERS), BMI (BROADCAST MUSIC INC.), AND ASCAP FOR REBROADCAST OF MUSIC BY LICENSED PERFORMERS.**

Ald. Scaffidi, seconded by Ald. Michalski, moved to approve the license agreement with SESAC (Society of European Stage Authors and Composers), BMI (Broadcast Music Inc.), and ASCAP for the re-broadcast of music by licensed performers. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

13. COUNCIL APPROVES VENDOR SUMMARY REPORT.

Ald. Gehl, seconded by Ald. Scaffidi, moved to approve the 2011 Vendor Summary Report in the amount of \$552,997.99 and the 2012 Vendor Summary Report in the amount of \$545,100.63. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

14. PRESENTED AND ADOPTED: RESOLUTION NO. 11210-011712, ACCEPTING DNR GRANT AND FEDERAL RECREATIONAL TRAILS ACT GRANT TO IMPLEMENT ADOPTED PARKS AND OPEN SPACES PLAN AND ABENDSCHEIN COMMUNITY PARK MASTER PLAN.

Ald. Bukiewicz, seconded by Ald. Michalski, moved to adopt Resolution No. 11210-011712, accepting the Department of Natural Resources grant and Federal Recreational Trails Act grant to implement the adopted Parks and Open Spaces plan and Abendschein Community Park Master Plan. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

15. INFORMATIONAL: 2011 CODE ENFORCEMENT REPORT.

The 2011 Code Enforcement Report was informational.

16. COUNCIL GRANTS OPERATORS LICENSES.

Ald. Gehl, seconded by Ald. Jakubczyk, moved to grant an Operator's license to:

- Jamie L. Allison, 3813 W. Mary Ann Dr., Franklin (Diane's 2nd Chance)
- Tanesha L. Peel, 2400 W. Jonathan Dr., Oak Creek (Woodman's)

On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

17. CLOSED SESSION HELD.

Ald. Scaffidi, seconded by Ald. Bukiewicz, moved to convene in Closed Session at 7:50 p.m., pursuant to Wisconsin State Statutes to discuss the following:

- a. Section 19.85 (1)(e) to discuss the City's possible purchase of a portion of the property at 9006 S. 5th Avenue.
- b. Section 19.85 (1)(e) to discuss a proposed agreement with Wispark LLC for the terms of the public private partnership for redevelopment of the Delphi site at 7925 S. Howell Ave.
- c. Section 19.85 (1)(e) to discuss a possible exchange of the property owned by the City at 8640 S. Howell Ave. with the Oak Creek/Franklin Joint School District for approximately 50 acres on Oakwood and Howell.
- d. Section 19.85 (1)(c)(e) to discuss strategy regarding Police and Fire negotiations.

On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

18. COUNCIL RECONVENES INTO OPEN SESSION.

Ald. Scaffidi, seconded by Ald. Bukiewicz, moved to reconvene into Open Session at 10:19 p.m. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

19. **COUNCIL PROVES LETTER OF INTENT WITH WISPARK FOR PURCHASE OF EASTERN 31 ACRES AT 9006 S. 5TH AVE., SUBJECT TO CITY RECEIVING DNR ASSURANCE LETTER PRIOR TO CLOSING ON TRANSACTION.**

Ald. Scaffidi, seconded by Ald. Michalski, moved to prove a letter of intent with Wispark LLC for the purchase of the eastern 31 acres at 9006 S. 5th Ave. subject to the City receiving a DNR assurance letter prior to the closing on the transaction. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

ADJOURNMENT.

Ald. Scaffidi, seconded by Ald. Bukiewicz, moved to adjourn this meeting at 10:20 p.m. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Scaffidi, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

ATTEST:

Christa J. Miller, Acting City Clerk

Allan M. Foeckler, Mayor