

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

CITY OF OAK CREEK
MILWAUKEE COUNTY

1. Mayor Scaffidi called the meeting to order at 6:07 p.m. On roll call, the following alderpersons were present: Ald. Jakubczyk, aye; Ald. Bukiewicz, Ald. Ruetz, Ald. Toman, Ald. Gehl, and Ald. Michalski. Also present were: Assistant City Attorney Melissa Karls, City Administrator Gerald Peterson, City Engineer/Acting Building Commissioner Michael Simmons, Fire Chief Thomas Rosandich, Battalion Chief Joseph Pulvermacher, Finance Director Mark Wyss, Police Chief John Edwards, 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. Michalski, moved to approve the minutes of the 7/2/12 meeting as published. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

4. **PRESENTATION BY ROB HENKEN, PRESIDENT OF PUBLIC POLICY FORUM ON REPORT "EXPLORING SHARED OR CONSOLIDATED FIRE SERVICES IN SOUTHERN MILWAUKEE COUNTY" DATED MAY, 2012.**

The presentation by Rob Henken, President of Public Policy Forum on their report, "Exploring Shared or Consolidated Fire Services in Southern Milwaukee County" dated May, 2012 was informational.

5. **PUBLIC HEARING HELD TO CONSIDER A REQUEST BY KARL'S EVENT SERVICES TO GRANT CONDITIONAL USE PERMIT FOR OUTDOOR STORAGE OF EQUIPMENT AND MATERIALS AT 400 W. BELL COURT (KARL'S EVENT SERVICES).**

A public hearing was held to consider a request by Karl's Event Services to grant a conditional use permit for the outdoor storage of equipment and materials at 400 W. Bell Court (Karl's Event Services) (see Item 6 for action on this hearing).

6. **PRESENTED AND ADOPTED: ORDINANCE NO. 2657, APPROVING CONDITIONAL USE PERMIT FOR OUTDOOR STORAGE OF EQUIPMENT AND MATERIALS (KARL'S EVENT SERVICES).**

Ald. Bukiewicz, seconded by Ald. Jakubczyk, moved to adopt Ordinance No. 2657, approving a conditional use permit for the outdoor storage of equipment and materials (Karl's Event Services). On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

7. **PUBLIC HEARING HELD REGARDING ALLOCATION OF CITY'S 2013 CDBG FUNDS TO PROJECTS FOUND TO BE ELIGIBLE.**

A public hearing was held to provide the residents an opportunity to suggest projects which would be completed during 2013 with money from the U.S. Department of Housing and Urban Development through the 2013 Community Development Block Grant (CDBG) Program and the reallocation of unexpended funding, if any, from previous years.

8. COUNCIL ALLOCATES CITY'S 2013 CDBG FUNDS TO PROJECTS.

Ald. Michalski, seconded by Ald. Bukiewicz, moved to allocate the City's 2013 CDBG funds to the projects that are found to be eligible as follows: Public Service Projects: The Salvation Army--\$4,120.50; Interfaith Older Adult Programs--\$4,120.50. Non-Public Service Projects: No listed project - \$46,699.00; and to authorize staff to submit other eligible projects prior to the 7/27/12 deadline for the unallocated non-public service funding, and to look for an extension from the County in the event of a competing situation. 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. DIRECTED HELD UNTIL 9/4/12 COUNCIL MEETING: ACTION BY COUNCIL TO WITHDRAW SUPPORT TO PROJECT PLAN FOR TIF DISTRICT #10, THAT WOULD PROVIDE \$4,500,000 IN DEVELOPER ASSISTANCE TO SYNERGY LLC.

Ald. Jakubczyk, seconded by Ald. Bukiewicz, moved to hold action to withdraw support to Project Plan for Tax Increment Financing District #10 that would provide \$4,500,000 in developer assistance to SynerG LLC until the 9/4/12 Common Council meeting to allow the developer time to respond to staff concerns. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, no; Ald. Gehl, aye; and Ald. Michalski, no.

10. COUNCIL AUTHORIZES STAFF TO BEGIN PROCESS OF CONTRACTING WITH ADP FOR ITS WORKFORCE NEW PACKAGE, CONSISTING OF PAYROLL, TIME AND ATTENDANCE AND HUMAN RESOURCE SERVICES.

Ald. Bukiewicz, seconded by Ald. Ruetz, moved to authorize staff to begin the process of contracting with ADP for its Workforce New package, consisting of payroll, time and attendance, and human resource services. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

11. COUNCIL APPROVES 2012 VENDOR SUMMARY REPORT.

Ald. Gehl, seconded by Ald. Bukiewicz, moved to approve the 2012 Vendor Summary Report in the amount of \$649,205.26. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

12. PRESENTED AND ADOPTED: RESOLUTION NO. 11269-071712, ADOPTING STREETScape ELEMENTS IDENTIFIED IN THIRTY PERCENT PLANS FOR RECONSTRUCTION OF S. 27TH ST. (STH 241) BETWEEN W. COLLEGE AVE. AND WEST DREXEL AVE.

Ald. Bukiewicz, seconded by Ald. Michalski, moved to adopt Resolution No. 11269-071712, adopting the streetscape elements identified in the thirty percent plans for the reconstruction of South 27th St. (STH 241) between West College Ave. and West Drexel Ave. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

13. **COUNCIL AUTHORIZES POLICE DEPARTMENT'S PURCHASE OF 11 MOTOROLA APX600 PORTABLE RADIOS, WITH PROGRAMMING, AND 4 MOTOROLA APX650 MOBILE/SQUAD RADIOS, WITH PROGRAMMING, FROM MILWAUKEE 2-WAY AT A TOTAL COST OF \$58,630.**

Ald. Michalski, seconded by Ald. Toman, moved to authorize the Police Department's purchase of 11 Motorola APX600 portable radios, with programming, and 4 Motorola APX650 mobile/ squad radios, with programming, from Milwaukee 2-Way at a total cost of \$58,630.00. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

14. **COUNCIL AWARDS ABENDSCHEIN PARK PHASE 2 UNIT PRICE CONTRACT TO WILLKOMM EXCAVATING & GRADING AT ESTIMATED COST OF \$1,069,333.30. (PROJECT NO. 11013).**

Ald. Jakubczyk, seconded by Ald. Gehl, moved to award the Abendschein Park Phase 2 unit price contract to the lowest responsive, responsible bidder, Willkomm Excavating & Grading, at an estimated cost of \$1,069,333.30 (Project No. 11013). On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

15. **PRESENTED AND ADOPTED: RESOLUTION NO. 11268-071712, ACCEPTING WORKMANSHIP AND AUTHORIZING FINAL PAYMENT TO MAINLINE SEWER & WATER, INC. FOR PROJECT NO. 09030.**

Ald. Bukiewicz, seconded by Ald. Gehl, moved to adopt Resolution No. 11268-071712, accepting the workmanship and authorizing final payment to Mainline Sewer & Water, Inc., for Project No. 09030. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

16. **COUNCIL GRANTS OPERATORS LICENSES.**

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

- Jessica Mont, 1630 Minnesota Ave., South Milwaukee (Big Mouth Frog)
- Jonathan Mertz, 1081 E. Mary Ln., Oak Creek (Speedway)
- Andrew Deptula, 130 E. Jennifer Ln., Oak Creek (Gary's Beer & Liquor)
- Cheryl Basina, 9051 S. Annette Pl., Oak Creek (Speedway)
- Nicole Curran, 108 W. Boldleaf Ave., Milwaukee (Speedway)
- Jackie Racine, 3011 W. Woodward Dr., Franklin (Diane's 2nd Chance Saloon)
- Richard Eastham, 2365 W. Briar Lake Way, Oak Creek (Speedway)
- Valerie Sowinski, 10340 S. Nicholson Rd., Oak Creek (Speedway)

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

17. **COUNCIL GRANTS TRANSIENT MERCHANT LICENSE TO KYLE BRUNN, W154 S6638 JEWEL CREST DR., MUSKEGO, WI, SELLING HOME IMPROVEMENT PRODUCTS FOR THE WINDOW STORE HOME IMPROVEMENTS, INC., 16335 W. LINCOLN AVE., NEW BERLIN, WI.**

Ald. Jakubczyk, seconded by Ald. Gehl, moved to grant a transient merchant license to Kyle Brunn, W154 S6638 Jewel Crest Dr., Muskego, WI, selling home improvement products for The Window Store Home Improvements, Inc., 16335 W. Lincoln Ave., New Berlin, WI. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

18. **CLOSED SESSION HELD.**

Ald. Bukiewicz, seconded by Ald. Ruetz, moved to convene in Closed Session at 8:52 p.m., pursuant to Wisconsin State Statutes Section 19.85 (1) (c) to consider compensation for Police Department Sergeants and Lieutenants. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

- 19, 20. **COUNCIL RECONVENES INTO OPEN SESSION; NO ACTION TAKEN.**

Ald. Toman, seconded by Ald. Gehl, moved to reconvene into Open Session at 9:15 p.m. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye. No action was taken.

21. **COUNCIL GRANTS TEMPORARY CLASS B BEER AND WINE LICENSE TO OAK CREEK OJ'S AT SHEPARD HILLS AND SENIOR HIGH SOFTBALL DIAMONDS AND LEGION POST 434 LOWER DIAMOND FROM 8/4/12-8/5/12 (RAIN DATES 8/11-8/12).**

Ald. Jakubczyk, seconded by Ald. Gehl, moved to grant a temporary Class B Beer and Wine license to the Oak Creek OJs at the Shepard Hills and Senior High softball diamonds, and Legion Post 434 Lower Diamond from 8/4/12-8/5/12 (rain dates 8/11-8/12/12), with a waiver of fees. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

ADJOURNMENT.

Ald. Ruetz, seconded by Ald. Toman, moved to adjourn this meeting at 9:18 p.m. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Ruetz, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Michalski, aye.

ATTEST:

Catherine A. Roeske, City Clerk

Stephen Scaffidi, Mayor