

PROCEEDINGS, COMMON COUNCIL MEETING
WEDNESDAY, NOVEMBER 7, 2012, 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. Jakubczyk, Ald. Bukiewicz, Ald. Gehl, and Ald. Toman. Ald. Ruetz and Ald. Michalski were excused. Also present were: City Attorney Lawrence Haskin, Finance Director Mark Wyss, City Administrator Gerald Peterson, Community Development Director Douglas Seymour, City Engineer/Acting Building Commissioner Michael Simmons, Fire Chief Thomas Rosandich, Street, Parks and Forestry Supervisor Michael Lampe, and Deputy City Clerk Christa Miller.
2. The meeting began with the Pledge of Allegiance being said by all present.
3. Ald. Toman, seconded by Ald. Bukiewicz, moved to approve the minutes of the 10/16/12 meeting as published. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Toman, and Ald. Gehl, aye.

4. **PUBLIC HEARING HELD TO CONSIDER PROPOSAL BY CITY TO AMEND OFFICIAL MAP FOR SOUTHEAST ¼ OF SECTION 6 (6871 S. 13TH ST).**

A public hearing was held to consider a proposal by the City of Oak Creek to amend the official map for the Southeast ¼ of Section 6 (6871 S. 13th St.) (see Item No. 5 for action on this hearing).

5. **PRESENTED AND ADOPTED: ORDINANCE NO. 2664, AMENDING SECTION 6.01 OF MUNICIPAL CODE OF CITY RELATING TO CHANGES IN OFFICIAL MAP FOR SECTION 6 (6871 S. 13TH ST.)**

Ald. Jakubczyk, seconded by Ald. Gehl, moved to adopt Ordinance No. 2664, amending Section 6.01 of the Municipal Code of the City of Oak Creek relating to a change in the Official Map for Section 6 (6871 S. 13th St.). On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Toman, aye; and Ald. Gehl, aye.

6. **PUBLIC HEARING HELD TO CONSIDER AMENDMENTS TO PLANNED UNIT DEVELOPMENT ORDINANCE AND GENERAL DEVELOPMENT FOR SYNER G HOTEL DEVELOPMENT FOR PROPERTIES AT 239 & 325 E. COLLEGE AVE 6440, 6460, AND 6448 S. HOWELL AVE.**

A public hearing was held to consider amendments to the Planned Unit Development ordinance and general development for Syner g Hotel Development for the properties at 239 & 325 E. College Ave. and 6440, 6460 & 6448 S. Howell Ave. (see Item No. 7 for action on this hearing).

7. **PRESENTED AND ADOPTED: ORDINANCE NO. 2663, AMENDING PLANNED UNIT DEVELOPMENT AND GENERAL DEVELOPMENT PLAN FOR SYNER G PROPERTIES AT 239 & 325 E. COLLEGE AVE. AND 6440, 6460 & 6448 S. HOWELL AVE.**

Ald. Jakubczyk, seconded by Ald. Ald. Bukiewicz, moved to adopt Ordinance No. 2663, amending the Planned Unit Development and General Development Plan for the Syner G properties at 239, 325 E. College Ave. and 6440, 6460 & 6448 S. Howell Ave. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Toman, aye; and Ald. Gehl,

aye.

8. **HELD TO 11/20/12 COUNCIL MEETING: ORDINANCE NO. 2645 AMENDING CONDITIONAL USE FOR PROPERTIES AT 9000 AND 9100 S. NICHOLSON RD. TO ALLOW FOR LANDSCAPING CONTRACTOR'S SHOP (GREEN MAN WOOD SERVICES).**

Ordinance No. 2645, amending the conditional use for the properties at 9000 and 9100 S. Nicholson Rd. to allow for a landscaping contractor's shop (Green Man Wood Services) was directed held to the 11/20/12 Council meeting.

9. **THE UNITED STATES CONFERENCE OF MAYORS TO BE HELD IN WASHINGTON, DC ON JANUARY 17-19, 2013 WAS INFORMATIONAL.**

Mayor Scaffidi was invited to the United States Conference of Mayors to be held in Washington, DC on January 17-19, 2013. Mayor Scaffidi advised that he will be attending and that the registration fee has been waived.

10. **THE LONG-RANGE CAPITAL FINANCING UPDATE WAS INFORMATIONAL.**

City Administrator Peterson and Finance Director Wyss provided the Council with information on long-range capital financing.

11. **COUNCIL APPROVES PROPOSAL FOR BEBR AND SAG GRANT ADMINISTRATION SERVICES FROM GRAEF IN AMOUNT NOT TO EXCEED \$12,000.**

Ald. Gehl, seconded by Ald. Bukiewicz, moved to approve the proposal for BEBR and SAG grant administration services from GRAEF in an amount not to exceed \$12,000. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Toman, aye; and Ald. Gehl, aye.

12. **PRESENTED AND ADOPTED: RESOLUTION NO. 11301-110712, APPROVING AGREEMENT WITH BRAY ARCHITECTS.**

Ald. Jakubczyk, seconded by Ald. Bukiewicz, moved to adopt Resolution No. 11301-110712, approving an agreement with Bray Architects. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Toman, aye; and Ald. Gehl, aye.

13. **PRESENTED AND ADOPTED: RESOLUTION NO. 11300-110712, APPROVING AGREEMENT WITH JOHNS DISPOSAL SERVICE, INC.**

Ald. Gehl, seconded by Ald. Bukiewicz, moved to adopt Resolution No. 11300-110712, approving an agreement with Johns Disposal Service, Inc. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Toman, aye; and Ald. Gehl, aye.

14. **COUNCIL APPROVES VENDOR SUMMARY REPORT.**

Ald. Gehl, seconded by Ald. Bukiewicz, moved to approve the 2012 Vendor Summary Report in the amount of \$1,811,912.27. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Toman, aye; and Ald. Gehl, aye.

15. **COUNCIL APPROVES PROPOSED ANNUAL AGREEMENT FOR SCHOOL RESOURCES OFFICER SERVICES FOR 2012-13 SCHOOL YEAR.**

Ald. Toman, seconded by Ald. Bukiewicz, moved to approve the proposed annual Agreement for School Resource Officer Services for the 2012-13 school year. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Toman, aye; and Ald. Gehl, aye.

16. **PRESENTED AND ADOPTED: RESOLUTION NO. 11295-110712, ACCEPTING WARRANTY DEED FROM MILWAUKEE METROPOLITAN SEWERAGE DISTRICT AND APPROVING CONSERVATION EASEMENT FOR PROPERTY AT 8920 S. WILDWOOD DR.**

Ald. Bukiewicz, seconded by Ald. Jakubczyk, moved to adopt Resolution No. 11295-110712, accepting warranty deed from the Milwaukee Metropolitan Sewerage District and approving a conservation easement for the property at 8920 S. Wildwood Dr. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Toman, aye; and Ald. Gehl, aye.

17. **PRESENTED AND ADOPTED: RESOLUTION NO. 11296-110712, APPROVING CERTIFIED SURVEY MAP FOR PROPERTIES AT 9029 & 9173 S. SHEPARD AVE.**

Ald. Bukiewicz, seconded by Ald. Toman, moved to adopt Resolution No. 11296-110712, approving a certified survey map for the properties at 9029 & 9173 S. Shepard Ave. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Toman, aye; and Ald. Gehl, aye.

18. **PRESENTED AND ADOPTED: RESOLUTION NO. 11297-110712, APPROVING AFFIDAVIT OF CORRECTION FOR CERTIFIED SURVEY MAP NUMBER 8439 FOR PROPERTIES AT 8730, 8850, 8940 AND 9010 S. 5TH AVE.**

Ald. Toman, seconded by Ald. Gehl, moved to adopt Resolution No. 11297-110712, approving an affidavit of correction for Certified Survey Map number 8439 for the properties at 8730, 8850, 8940, and 9010 S. 5th Ave. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Toman, aye; and Ald. Gehl, aye.

19. **COUNCIL AUTHORIZES CITY-REQUESTED WORK TO BE PERFORMED BY CONTRACTOR FOR E.I. DUPONT DENEMOURS (9180 S. 5TH AVE.) AND EPEC POLYMERS (4240 E. RYAN RD.) UPON PROPERTIES FOR ESTIMATED COST OF \$159,060 (PROJECT NO. 12029).**

Ald. Toman, seconded by Ald. Bukiewicz, moved to concur with the recommendation of the Engineering Department and authorize City-requested work to be performed by the contractor for E.I. DuPont DeNemours ("DuPont, 9180 S. 5th Ave.) and EPEC Polymers ("EPEC", 4240 E. Ryan Rd.) upon their properties for an estimated cost of \$159,060 (Project No. 12029). On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Toman, aye; and Ald. Gehl, aye.

20. **PRESENTED AND ADOPTED: RESOLUTION NO. 11294-110712, APPROVING SEWER EASEMENT AT 1715 W. VIRGINIA PL. (TAX KEY NO. 877-9021) (PROJECT NO. 04051).**

Ald. Toman, seconded by Ald. Gehl, moved to adopt Resolution No. 11294-110712, approving a sewer easement at 1715 W. Virginia Place (Tax Key No. 877-9021)(Project No. 04051). On roll

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

21. **COUNCIL AUTHORIZES ENGINEERING DEPARTMENT TO ENTER INTO CONTRACT NEGOTIATIONS WITH ALFRED BENESCH & COMPANY FOR DESIGN SERVICES ON BRIDGES LOCATED ON S. NICHOLSON RD. (B-40-0018), W. MARQUETTE AVE. (P-40-0557) AND S. 6TH STREET (P-40-0558) (PROJECT NO. 12017, 12018, & 12019).**

Ald. Jakubczyk, seconded by Ald. Bukiewicz, moved to authorize the Engineering Department to enter into contract negotiations with Alfred Benesch & Company for design services on the bridges located on S. Nicholson Rd. (B-40-0018), W. Marquette Ave. (P-40-0557) and S. 6th Street (P-40-0558) (Project No. 12017, 12018, & 12019). On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Toman, aye; and Ald. Gehl, aye.

22. **PRESENTED AND ADOPTED: RESOLUTION NO. 11298-110712, RESOLUTION OF NECESSITY FOR ACQUISITION OF LANDS FOR PUBLIC STREET PURPOSE, TEMPORARY EASEMENTS FOR GRADING, AND AUTHORIZING NEGOTIATION FOR SUCH ACQUISITION AND CONDEMNATION, IF NECESSARY, FOR THE S. HOWELL AVE. SIDEWALK PROJECT FROM OAKWOOD RD. TO COLLEGE AVE. (CTH ZZ) (PROJECT NO. 12025).**

Ald. Gehl, seconded by Ald. Bukiewicz, moved to adopt Resolution No. 11298-110712, a resolution of necessity for acquisition of lands for public street purpose, temporary easements for grading, and authorizing negotiation for such acquisition and condemnation, if necessary, for the S. Howell Ave. sidewalk project from Oakwood Rd. to College Ave. (CTH ZZ) (Project No. 12025). On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Toman, aye; and Ald. Gehl, aye.

23. **COUNCIL GRANTS OPERATORS LICENSES.**

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

- Gina M. Treffert, 7539 S. Quincy Ave., Oak Creek (Victor's)
- Gerri A. Barwich, 9520 S. Chicago Rd., Oak Creek (Victor's)
- Rhiannon G. Prust, 3039 E. Grange Ave., Cudahy (Branded Steer)
- Ashley M. Komorowski, 7778 S. Lenox Ave., Oak Creek (Pick 'n Save)
- Michael R. Wagner, 2121 S. Kinnickinnic Ave., Milwaukee (Noodles & Co.)
- Brandon A. Traxel-Wright, 350 W. Sunnyview Dr., Oak Creek (Classic Lanes)
- Donald E. Wilson, II, 793 W. Puetz Rd., Oak Creek (El Fogon)

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

ADJOURNMENT.

Ald. Toman, seconded by Ald. Gehl, moved to adjourn this meeting at 8:23 p.m. On roll call, the vote was as follows: Ald. Jakubczyk, aye; Ald. Bukiewicz, aye; Ald. Toman; and Ald. Gehl, aye.

ATTEST:

Catherine A. Roeske, City Clerk

Stephen Scaffidi, Mayor