

PROCEEDINGS, COMMON COUNCIL MEETING
TUESDAY, AUGUST 15, 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. Loreck, Ald. Duchniak, Ald. Toman, Ald. Gehl, and Ald. Guzikowski.

2. Also present were City Attorney Melissa Karls, Assistant Fire Chief Michael Havey, Assistant Fire Chief Michael Kressuk, Police Chief Steven Anderson, Communications Coordinator Leslie Flynn, Fire Chief Thomas Rosandich, 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. Guzikowski, seconded by Ald. Kurkowski, moved to approve the minutes of the 7/31/17 meeting as published. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; and Ald. Guzikowski, aye. Ald. Gehl abstained from voting.

4. **PRESENTED AND ADOPTED: COUNCIL PROCLAMATION NO. 17-11, CONGRATULATIONS TO BENJAMIN WALTER KAWCZYNSKI FOR RECEIVING EAGLE SCOUT AWARD.**

Ald. Kurkowski, seconded by Ald. Loreck, moved to adopt Council Proclamation No. 17-11, Congratulations to Benjamin Walter Kawczynski for receiving the Eagle Scout Award. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

5. **INFORMATIONAL: OAK CREEK FIRE DEPARTMENT ACCREDITATION ACHIEVEMENT FROM COMMISSION ON FIRE ACCREDITATION INTERNATIONAL.**

The Oak Creek Fire Department provided the Council with information regarding their accreditation achievement from the Commission on Fire Accreditation International.

6. **PRESENTED AND ADOPTED: RESOLUTION NO. 11847-081517, AUTHORIZING MOU WITH KWIK TRIP AND MILWAUKEE COUNTY EMERGENCY MGMT.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to adopt Resolution No. 11847-081517, authorizing a Memorandum of Understanding with Kwik Trip and Milwaukee County Emergency Management. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

7. **PRESENTED AND ADOPTED: ORDINANCE NO. 2862, REPEALING AND RECREATING SECTIONS 2.05(1)(A)(1)-(6) OF MUNICIPAL CODE, CHANGING DESIGNATED CITY POLLING PLACES.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to adopt Ordinance No. 2862, an Ordinance to Repeal and Recreate Sections 2.05(1)(a)(1)-(6) of the Oak Creek Municipal Code to change the designated City polling places. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

8. COUNCIL CONCURS WITH MAYOR'S CITIZEN APPOINTMENTS.

Ald. Gehl, seconded by Ald. Guzikowski, moved to concur with the Mayor's citizen appointments as follows:

- a. Celebrations Commission – 3 year term to expire 7/20
Melanie Lindseth
- b. Library Board – 3 year term to expire 6/20
Karen Umbs

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

9. COUNCIL APPROVES VENDOR SUMMARY REPORT.

Ald. Gehl, seconded by Ald. Guzikowski, moved to approve the Vendor Summary Report in the amount of \$1,752,499.62. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

10. PRESENTED AND ADOPTED: RESOLUTION NO. 11843-081517, APPROVING AFFIDAVIT OF CORRECTION SUBMITTED BY HSA COMMERCIAL FOR PROPERTY AT 7901 S. 6TH ST.

Ald. Loreck, seconded by Ald. Kurkowski, moved to adopt Resolution No. 11843-081517, approving an affidavit of correction submitted by HSA Commercial for the property at 7901 S. 6th St. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

11. PRESENTED AND ADOPTED: RESOLUTION NO. 11846-081517, APPROVING CSM FOR RICHARD BECK, HENKEL CORPORATION FOR PROPERTY AT 500 W. MARQUETTE AVE.

Ald. Kurkowski, seconded by Ald. Loreck, moved to adopt Resolution No. 11846-081517, approving a CSM for Richard Beck, Henkel Corporation for the property at 500 W. Marquette Ave. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

12. PRESENTED AND ADOPTED: ORDINANCE NO. 2863, ADOPTING AMENDMENT TO COMPREHENSIVE PLAN FOR PROPERTIES AT 7581, 7705, 7725, 7751, 7765, 7781, 7811, 7831 AND 7869 S. 13TH ST.

Ald. Kurkowski, seconded by Ald. Loreck, moved to adopt Ordinance No. 2863, an Ordinance adopting an amendment to the comprehensive plan for the properties at 7581, 7705, 7725, 7751, 7765, 7781, 7811, 7831, and 7869 S. 13th St. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

13. PRESENTED AND ADOPTED: RESOLUTION NO. 11849-081517, APPROVING AGREEMENT TO MODIFY DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS FOR DREXEL TOWN SQUARE.

Ald. Loreck, seconded by Ald. Kurkowski, moved to adopt Resolution No. 11849-081517, approving an Agreement to Modify Declarations of Covenants, Conditions, Restrictions and Easements for Drexel Town Square. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye;

Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

14. **PRESENTED AND ADOPTED: RESOLUTION NO. 11845-081517, GRANTING PERMANENT EASEMENT TO WE ENERGIES FOR SERVICES AT PARK PAVILION AT LAKE VISTA PARK, 9180 S. 5TH AVE.**

Ald. Toman, seconded by Ald. Gehl, moved to adopt Resolution No. 11845-081517, granting a permanent easement to WE Energies for services at the park pavilion at Lake Vista Park, 9180 S. 5th Ave. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

15. **PRESENTED AND ADOPTED: RESOLUTION NO. 11844-081517, APPROVING FINAL PAYMENT TO AW OAKES & SONS FOR 6TH STREET SOIL REMOVAL AND RELOCATION.**

Ald. Loreck, seconded by Ald. Kurkowski, moved to adopt Resolution No. 11844-081517, approving final payment to AW Oakes & Sons for the S. 6th Street Soil Removal and Relocation (Project No. 14035). On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

16. **PRESENTED AND ADOPTED: RESOLUTION NO. 11848-081517, APPROVING GLEN CROSSING ADDITIONS DEVELOPMENT AGREEMENT.**

Ald. Loreck, seconded by Ald. Kurkowski, moved to adopt Resolution No. 11848-081517, approving Glen Crossing Additions Development Agreement. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

17. **COUNCIL DENIES OPERATOR'S LICENSE TO MCKENNA L. CHRISKE, 3533. W. SAINT JOHN'S WAY, OAK CREEK FOR FALSIFICATION BY OMISSION.**

Ald. Kurkowski, seconded by Ald. Duchniak, moved to deny an Operator's license to McKenna L. Chriske, 2533 W. Saint John's Way, Oak Creek (Kwik Trip) for falsification by omission. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

18. **COUNCIL DENIES OPERATOR'S LICENSE TO HANNAH M. STEIN, 7535 E. WIND LAKE RD., WIND LAKE FOR FALSIFICATION BY OMISSION.**

Ald. Kurkowski, seconded by Ald. Duchniak, moved to deny an Operator's license to Hannah M. Stein, 7535 E. Wind Lake Rd., Wind Lake (Kwik Trip) for falsification by omission. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

19. **COUNCIL GRANTS OPERATOR'S LICENSES.**

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

- Linda M. Steffen, 4506 S. Adams Ave., Milwaukee (7-Eleven)
- Keaton E. Szydel, 6052 S. Elaine Ave., Cudahy (South Shore Cinemas)
- Robert M. Yesbeck, 10355 S. McGraw Dr., Oak Creek (Kwik Trip)

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

20. **COUNCIL GRANTS 2017-18 REGULAR CLASS B COMBINATION ALCOHOL LICENSE TO MICHAEL D. RIDGWAY, MARCUS CINEMAS OF WISCONSIN, LLC DBA SOUTH SHORE CINEMAS, 7261 S. 13TH ST.; AUTHORIZES REFUND OF \$10,000 ONE-TIME RESERVE LICENSE ISSUANCE FEE.**

Ald. Kurkowski, seconded by Ald. Duchniak, moved to grant a 2017-18 Regular Class B Combination alcohol license to Michael D. Ridgway, Marcus Cinemas of Wisconsin, LLC, dba South Shore Cinemas, 7261 S. 13th St., with issuance subject to surrender of the current Reserve Class B Combination license, and to authorize the refund of the \$10,000 one-time reserve issuance fee. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

21. **COUNCIL GRANTS 2017 TRANSIENT MERCHANT LICENSE TO JOSEPH BONTEMPO, AGENT, SPECTRUM, 5812 S. 21ST ST., RACINE, WI, SELLING CABLE, PHONE AND INTERNET SERVICES; AND TO SALESPERSON.**

Ald. Kurkowski, seconded by Ald. Duchniak, moved to grant a 2017 Transient Merchant license to Joseph Bontempo, Agent, Spectrum, 5812 S. 21st St., Racine, WI, selling cable, phone and internet services, and to the following salespersons:

- Jazimine C. Moore, 1037 Kentucky St., Racine.

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

22. **COUNCIL CONVENES INTO CLOSED SESSION.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to convene into Closed Session at 8:15 p.m., pursuant to Wisconsin State Statutes Section 19.85(1)(e) to discuss the City negotiating position with the Oak Creek Professional Police Officer's Association. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

23-24 **COUNCIL RECONVENES INTO OPEN SESSION; NO ACTION TAKEN.**

Ald. Gehl, seconded by Ald. Guzikowski, moved to reconvene into Open Session at 8:53 p.m. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye. No action was taken.

ADJOURNMENT.

Ald. Kurkowski, seconded by Ald. Loreck, moved to adjourn this meeting at 8:53 p.m. On roll call, the vote was as follows: Ald. Kurkowski, aye; Ald. Loreck, aye; Ald. Duchniak, aye; Ald. Toman, aye; Ald. Gehl, aye; and Ald. Guzikowski, aye.

ATTEST:

Catherine A. Roeske, City Clerk

Daniel J. Bukiewicz, Mayor