

**CITY OF NEW BERLIN
PROCEEDINGS OF COMMITTEE OF THE WHOLE MEETING
Tuesday, April 8, 2008**

Mayor Chiovaturo presented the following certificates:

- Certificates of Recognition to the New Berlin Eisenhower High School Coaches and Cheerleaders for the 2008 UPA National cheerleading championships and previous competitions leading up to the national award.. Senator Mary Lazich also presented a certificate from the State Legislator.
- Certificate of Recognition to New Berlin Redi-Mix for 50 years of service.
- Certificate of Recognition to New Berlin Senior Taxi Inc for 10 years of service with over 18,000 rides for elderly and disabled persons. Senator Mary Lazich thanked the creator of Senior Taxi Waukesha County Supervisor Karl Nilson.

Please note: Minutes are unofficial until approved by the Committee of the Whole at the next regularly scheduled meeting.

ROLL CALL: Mayor Jack F Chiovaturo called the meeting to order at 7:02 PM. Present were Aldermen Hopkins, Augustine, Seidl, Harenda, Poshepny, Moore and Ament. Also present were: City Clerk Marilyn Gauger, City Attorney Mark Blum, City Engineer JP Walker, Human Resource Director Tami Potkay, Police Chief Joe Rieder, Fire Chief Ed Dobernig and Parks Recreation and Forestry Director Mark Schroeder.

This meeting was noticed on Friday, April 4, 2008 and amended on Monday, April 7, 2008 in accordance with the Open Meeting Law.

APPROVAL OF MINUTES

Motion by Alderman Ament to approve the March 11, 2008 as printed. Seconded by Alderman Poshepny and carried unanimously.

THE FOLLOWING ITEMS WILL BE CONSIDERED FOR APPROVAL OR DENIAL BY THE ALDERMEN WITH A RECOMMENDATION TO COMMON COUNCIL ON THE CONSENT AGENDA

UTILITY AND FINANCE

Claims

For March 26:

Motion by Alderman Poshepny to approve the Water Utility claims in the amount of \$42,470.51, Sewer Utility claims in the amount of \$5,515,903.88, of that amount \$5,092,030.00 represents payment to MMSD and Bi-weekly claims in the amount of \$367,208.60, all of which represents payment to vendors. Seconded by Alderman Augustine and carried unanimously.

For April 9:

Motion by Alderman Moore to approve the Water Utility claims in the amount of \$45,136.34, Sewer Utility claims in the amount of \$102,228.85, and Bi-weekly claims in the amount of \$746,140.76, all of which represents payment to vendors. Seconded by Alderman Poshepny and carried unanimously.

LICENSES/PERMITS

Bartenders

Reconsideration of denial of the 2007-2009 Bartender's License for Julius Green. **(No action taken, did not appear)**

Motion by Alderman Moore to deny the Bartender License for 2007-2009 to Timothy Hume. Seconded by Alderman Poshepny and carried with Aldermen Seidl and Harenda voting no.

Motion by Alderman Seidl to approve the Bartender Licenses for 2007-2009 to Danielle Burke, Diane Grund, Justin Haut, David Riedl, Amileigha Troutman, Maureen Donald, Kevin Nerat, Alyssa Martocci, Charles Miller, Shelley Carbine, James Chase, Cheryl Kusak, Joseph Rickaby and Carol Palaszewski. Seconded by Alderman Hopkins and carried unanimously.

Class B and Class C Licenses – Change of Premise Description for Krause Funeral Home

Motion by Alderman Harenda to approve the Change of Premise Description for Krause Funeral Home and Cremation Services, Inc at 12401 W National Avenue/Agent Mark J Krause. Seconded by Alderman Hopkins and carried with Alderman Moore voting no.

Class B Combo Licenses

Extension of Premise – Matty's Bar and Grille on College Avenue

Motion by Alderman Harenda to approve the Extension of Premise for Matt Anderson/Matty Gras on Friday, August 15 from 3PM to 1AM; Saturday, August 16 from 3PM to 1AM and Sunday, August 17 from 12PM to 11PM. Seconded by Alderman Poshepny and carried unanimously.

Outdoor Music/ Loudspeaker Permit Variance for Matty's Bar and Grille on College Avenue

Motion by Alderman Harenda to approve the Loudspeaker Permit Variance for Matt Anderson/Matty Gras on Friday, August 15 from 8PM to 12AM; Saturday, August 16 from 3PM to 12AM; Sunday, August 17 from 12PM to 11PM. Seconded by Alderman Ament and carried unanimously.

Outdoor Music/Loudspeaker Permit Variance for Holy Apostles Church

Motion by Alderman Ament to approve the Loudspeaker Permit Variance for Holy Apostles Parish/16000 W National Avenue for the Family Festival to allow the band to play until 10:30 PM on Friday, June 20 and Saturday, June 21. Seconded by Alderman Augustine and carried unanimously.

Extension of Premise – Mustang Shellys on National Avenue

Motion by Alderman Ament to approve the Extension of Premise for Michele High/Mustang Shellys on Saturday, May 3 from 11AM to 10PM; Sunday, May 4 from 9AM to 9PM. Seconded by Alderman Harenda and carried unanimously.

MISCELLANEOUS

2008 Preserve America Historic Preservation Fund Grant

Motion by Alderman Harenda to support and direct City Attorney Blum to draft resolution to be brought forth. Seconded by Alderman Ament and carried unanimously.

Initial Resolution No. 08-09 Resolution Regarding Industrial Development Revenue Bond Financing for GS Enterprises NA, LLC

Motion by Alderman Poshepny to approve an Initial Resolution No. 08-09 Resolution Regarding Industrial Development Revenue Bond Financing for GS Enterprises NA, LLC. *Information with respect to the job impact of the project will be available at the time of consideration of the Initial Resolution.* Seconded by Alderman Ament and carried unanimously.

Set a Public Hearing for May 5, 2008 at 6:00 PM to be held before the Plan Commission for the City of New Berlin Fire Department (Per Mayor Chiovatero the Public Hearing Date is Monday, June 2, 2008).

Motion by Alderman Ament to Set a Public Hearing for June 2, 2008 at 6:00 PM to be held before the Plan Commission for the City of New Berlin Fire Department who has filed a petition to rezone the property located at approximately 5120 S Racine Avenue from R-1/R-2 to I-1. Seconded by Alderman Hopkins and carried unanimously.

Set a Public Hearing for May 5, 2008 at 6:01 PM to be held before the Plan Commission for Mr. Bultman

Motion by Alderman Moore to Set a Public Hearing for May 5, 2008 at 6:01 PM to be held before the Plan Commission for Mr. Bultman who has filed a petition to rezone the property located at approximately 3275 Wehr Rd. (known as Settler's Ridge Subdivision) from R-1/R-2 and C-1 to R-1/R-2, C-1 and C-2 to field delineate the wetlands on the property. Seconded by Alderman Seidl and carried unanimously.

Set a Public Hearing for May 5, 2008 at 6:02 PM to be held before the Plan Commission for Mr. Redding

Motion by Alderman Seidl to Set a Public Hearing for May 5, 2008 at 6:02 PM to be held before the Plan Commission for Mr. Redding who has filed a petition to rezone the property located at approximately 1700 S Moorland Road from I-1 to I-1 and C-2 to field delineate the wetlands on the property. Seconded by Alderman Hopkins and carried unanimously.

Set a Public Hearing from Monday, May 5, 2008 at 6:03 PM to be held before the Plan Commission for Mr. Sciano

Motion by Alderman Hopkins to Set a Public Hearing from Monday, May 5, 2008 at 6:03 PM to be held before the Plan Commission for Mr. Sciano who has filed a petition to rezone the property located at approximately 4901 S Moorland Road from M-1 and B-4 to B-2, C-2 and FWO Floodway. Seconded by Alderman Moore and carried unanimously.

Special Grant Program with an increase of the allocation to \$36,500 from Hotel Room Tax Account

Motion by Alderman Ament to approve the Special Grant Program with an increase of the allocation to \$36,500. An increase of \$6,500. Seconded by Alderman Poshepny and carried unanimously.

Firefighter/Paramedic/Inspector Pay Schedule

Motion by Alderman Harenda to approve the Firefighter/Paramedic/Inspector Pay Schedule. Seconded by Alderman Hopkins and carried unanimously.

DEFERRED, REFERRED & TABLED ITEMS

Resolution No. 06-42 A Preliminary Resolution Declaring Intent to Levy Special Assessments and Directing the City Engineer to Prepare a Report for the Installation of Sanitary Sewer System to Service Areas on the North Side of Howard Avenue (west of Sunny Slope Road)/TABLED 11-14-06/TABLED 3-11-08

This item remained on the table.

Updated Bartender License Guidelines and Application/TABLED 2-12-08

Motion by Alderman Ament to remove from the table. Seconded by Alderman Moore and carried unanimously.

Motion by Alderman Hopkins to accept the Bartender License Application form with following additions: #6. "or convicted of" after the word "charged" and add the word "all" after the word "provide" and add an "s" to the word "violation". Seconded by Alderman Ament and carried unanimously.

Motion by Alderman Ament to approve the Bartender License Guidelines as presented. Seconded by Alderman Hopkins.

Motion by Alderman Poshepny to table, failed lack of second.

Upon voting, motion carried unanimously.

Resolution 08-08 Adopting the Salary Range Assignments for Civil Service and Non-Represented Positions/TABLED 3-11-08

This item remained on the table.

ADJOURN

Motion by Alderman Augustine to adjourn at 8:40 PM. Seconded by Alderman Seidl and carried unanimously.

Respectfully submitted:

Marilyn Gauger, MMC/WCMC
City Clerk