

**CITY OF NEW BERLIN
PROCEEDINGS OF COMMITTEE OF THE WHOLE MEETING
Tuesday, May 22, 2007**

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

ROLL CALL: Mayor Chiovero called the meeting to order at 7:04 PM. Present were Aldermen Hopkins, Augustine, Seidl, Harenda, Poshepny, Moore and Ament. Also present were: City Attorney Mark Blum, City Clerk Marilyn Gauger, City Engineer JP Walker, Community Development Director Greg Kessler, Stormwater Engineer Eric Nitschke and Accounting Manager Ralph Chipman.

This meeting was noticed on Thursday, May 17, 2007 and amended on Friday, May 18, 2007 in accordance with the Open Meeting Law.

Presentation of the 2006 Audit report from John Knepel of Virchow Krause & Company

John Knepel gave highlights of the 2006 audit. The City's financial overview was favorable. All documents are on file in the City Clerk's office.

APPROVAL OF MINUTES:

Motion by Alderman Hopkins to approve the May 8, 2007 as amended by Alderman Harenda to add the following verbiage to the **temporary re-opening of Small Road issue**: "*The re-closure of Small Road will be effective for 12 months from the date of re-closure.*" Seconded by Alderman Seidl 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

Motion by Alderman Harenda to approve Water Utility claims in the amount of \$85,945.05, Sewer Utility claims in the amount of \$13,627.62 and Bi-weekly claims in the amount of \$414,583.59, all of which represents payment to vendors. Seconded by Alderman Hopkins and carried unanimously.

LICENSES/PERMITS

Bartenders

Motion by Alderman Seidl to approve Bartender Licenses for 2006-2008 to Amy Clavette, Christopher Fleming, Anthony Kosciński, Samantha Langridge, Kari Mirek, Lori Stromski and Jeffrey Shurkoff. Seconded by Alderman Ament and carried unanimously.

MISCELLANEOUS

Election of Council representative to Plan Commission pursuant to State Statute 62.23 (1) (b).

Mayor Chiovero asked for nominations. Alderman Seidl nominated Alderman Ament. Alderman Poshepny nominated Alderman Moore.

Motion by Alderman Hopkins to close nominations. Seconded by Alderman Harenda and carried unanimously.

The following is results via paper ballots:

1st vote resulted in not a sufficient number of votes for either nominee; 2nd vote resulted in not a sufficient number of votes for either nominee.

The 3rd vote resulted in Alderman Ament receiving the required 2/3 vote of Council and being elected as the representative to Plan Commission.

Reconstruction of Calhoun Road from just south of Cleveland Avenue to Greenfield Avenue and instruct staff and Bloom Consultants to work with the BPW on the design and cost estimates for the modified Alternative #1-A.

Alderman Ament read a revised Requested Action Statement that was given to Council members at the start of the meeting.

Motion by Alderman Ament to instruct staff and Bloom consultants to work with the BPW on the design and cost estimates for the modified Alternative #1-A which includes the cost share of \$250,000 with Waukesha County for the Cleveland Avenue intersection reconstruction. Reconstruct the Lincoln Avenue intersection per the design already submitted in 3-A. The roadway surface from Greenfield Avenue to Cleveland Avenue to be reconstructed to remain as

2-lane road with removing existing asphalt and repaving the surface the road base to be repaired as needed to maximize the roadway life. Per the letter dated May 18, 2007 from City Engineer JP Walker the "base patching, proofrolling, grading the road base to create a 3% cross slope per the City's Developers Handbook." Alternative 1-A does not include a median at Westward Drive. Because wide shoulders already exist, the roadway construction should provide for a 5 foot wide shoulder-sidepath on both sides of Calhoun Road per the City of New Berlin's approved Alternative Transportation Plan, which is part of the City Master Plan. Both sections of the Industrial Park service drive on the east side of Calhoun Road to remain in place and to be resurfaced. The total construction cost not to exceed \$3 Million and should use a minimum of \$1 Million of the approved land acquisition money to lower the overall cost not to exceed \$2 Million. Seconded by Alderman Seidl.

Motion by Alderman Poshepny to table. Motion fails lack of second.

Upon voting, the original motion carried unanimously.

Discussion and possible action to issue Raze Order for property at 1435 S Calhoun Road.

Motion by Alderman Ament to issue Raze Order pursuant to Wisconsin Statute Section 66.0413 for the property at 1435 South Calhoun Road because the structure on the property is dilapidated, out of repair and consequently dangerous, unsafe and unsanitary and therefore unfit for human habitation and unreasonable to repair. The property represents a danger to the public health, safety and welfare. Seconded by Alderman Poshepny 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

This item remained on the table.

ADJOURN

Motion by Alderman Ament to adjourn at 7:49 PM. Seconded by Alderman Augustine and carried unanimously.

Respectfully submitted:

Marilyn Gauger, CMC/WCMC
City Clerk