

**CITY OF NEW BERLIN
PROCEEDINGS OF COMMITTEE OF THE WHOLE MEETING
Tuesday, September 25, 2007**

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

ROLL CALL: Mayor Jack F Chiovatero called the meeting to order at 7:04 PM. Present were Aldermen Hopkins, Seidl, Harenda, Poshepny and Moore. Augustine arrived at 9:00 PM. Excused: Alderman Ament. Also present were: City Clerk Marilyn Gauger, City Attorney Mark Blum, Finance Director Mike Holzinger and Director of Parks, Recreation and Forestry Mark Schroeder.

This meeting was noticed on Thursday, September 20, 2007 in accordance with the Open Meeting Law.

APPROVAL OF MINUTES

Motion by Alderman Moore to approve the September 11, 2007 minutes as printed. 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 Hopkins to approve the Water Utility claims in the amount of \$107,589.71, Sewer Utility claims in the amount of \$336,843.13, of that amount \$319,656.46 represents payment to MMSD, and Bi-weekly claims in the amount of \$952,857.74, all of which represents payment to vendors. Seconded by Alderman Moore and carried unanimously.

LICENSES/PERMITS

Bartenders

Motion by Alderman Moore to approve the Bartender License for the year 2007-2009 to Tracey Will. Seconded by Alderman Hopkins and carried with Alderman Poshepny voting no.

Fireworks Permit

Motion by Alderman Hopkins to approve the Fireworks Permit on the Recommendation of approval from Fire Chief Ed Dobernig for New Berlin West High School, W. Cleveland Avenue for Homecoming Display on Friday, October 12, 2007 and waive the fees. Seconded by Alderman Moore and carried unanimously.

MISCELLANEOUS

Resolution No. 07-19 A Resolution Designating Public Depositories and Approving other Financial Institutions for Investments

Motion by Alderman Harenda to approve Resolution No. 07-19. Seconded by Alderman Seidl and carried unanimously.

Resolution No. 07-20 A Resolution To Write Off Delinquent Uncollected Personal Property Taxes

Motion by Alderman Poshepny to approve Resolution No. 07-20. Seconded by Alderman Harenda and carried unanimously.

Resolution No. 07-24 A Resolution Authorizing the City of New Berlin to Borrow the Sum of \$4,750,000 by Issuing General Obligation Promissory Notes Pursuant to Section 67.12 (12) of the Wisconsin Statutes and Authorizing the Sale of the Notes

Mike Harrington from Ehlers and Associates indicated the resolution was revised due to lower costs. The new amount is \$4,730,000. Moody's upgraded our credit rating from Aa2 to Aa1 due to our ability to have adequate reserve funds. Only one other city, Appleton has that high of a rating. Three communities have the AAA rating which is the highest.

Motion by Alderman Moore to approve the final revised Resolution No. 07-24 for a sum of \$4,730,000. Seconded by Alderman Hopkins and carried unanimously.

At this time, Mike Harrington presented the Mayor and Common Council with a plaque commending the present and past councils on the upgraded rating.

Resolution No. 07-25 A Resolution Authorizing the Redemption of Water System Revenue Bonds, Series 1999B, Dated June 1, 1999

Motion by Alderman Harenda to approve Resolution No. 07-25. Seconded by Alderman Seidl and carried unanimously.

Resolution No. 07-26 A Resolution Approving the City of New Berlin's Grant Application for the Development of a Comprehensive Plan

Motion by Alderman Harenda to approve Resolution No. 07-26. Seconded by Alderman Moore and carried unanimously.

Participation Agreement with the Boardman Law firm regarding cable franchise legislation

Motion by Alderman Harenda to approve the execution of Participation Agreement with the Boardman Law firm regarding cable franchise legislation from the Outside Legal Services account. Seconded by Alderman Poshepny and carried unanimously.

Construction contract for a salt storage dome to Engineered Buildings, Inc. of West Bend, Wisconsin

After the agenda was out, there was an issue with the low bidder therefore Engineered Buildings, Inc is not the bidder the City would award the bid to.

Motion by Alderman Seidl to table. 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

This item remained on the table.

ADJOURN

Motion by Alderman Hopkins to adjourn at 7:52 PM. Seconded by Alderman Moore and carried unanimously.

Respectfully submitted:

Marilyn Gauger, CMC/WCMC
City Clerk