

**CITY OF NEW BERLIN  
PROCEEDINGS OF COMMITTEE OF THE WHOLE MEETING  
Tuesday, March 11, 2008**

**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 7:01 PM. Present were Aldermen Hopkins, Augustine, Seidl, Harenda, Poshepny, Moore and Ament. Also present were: City Clerk Marilyn Gauger and City Attorney Mark Blum, City Engineer JP Walker, Human Resource Director Tami Potkay, Police Chief Joe Rieder, Fire Chief Ed Dobernic, Finance Director Mike Holzinger and Police Department Administrative Assistant Kaye Giesegeh.

***This meeting was noticed on Friday, March 7, 2008 in accordance with the Open Meeting Law.***

**APPROVAL OF MINUTES**

Motion by Alderman Ament to approve the February 26, 2008 minutes as printed with the claims correction made (removal of tax overpayments). Seconded by Alderman Moore 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 Seidl to approve the Water Utility claims in the amount of \$61,007.91, Sewer Utility claims in the amount of \$557.07 and Bi-weekly claims in the amount of \$381,325.70, all of which represents payment to vendors. Seconded by Alderman Hopkins and carried unanimously.

**LICENSES/PERMITS**

**Bartenders**

Motion by Alderman Seidl to approve the Bartender License for 2007-2009 to Julius Green. Died lack of second.

Motion by Alderman Moore to deny the Bartender License for 2007-2009 to Julius Green. Seconded by Alderman Poshepny and carried with Aldermen Hopkins and Seidl voting no.

Motion by Alderman Seidl to approve the Bartender Licenses for 2007-2009 to Constance Clark, Crystal Weideman, Cynthia R. Stout and Kari Wilson. Seconded by Alderman Poshepny and carried unanimously.

**MISCELLANEOUS**

**Possible cancellation of the March 25<sup>th</sup> COW and Council meetings**

Mayor Chiovatero indicated that the meeting probably would be cancelled unless something of significance comes up.

**By-laws for the Finance Committee**

Motion by Alderman Augustine to approve the By-laws for the Finance Committee as amended adding the following sentence as: "7 c. Final changes to be adopted by Common Council". Seconded by Alderman Poshepny and carried unanimously.

**Resolution No. 08-05 Resolution Establishing Financial Policy for the City of New Berlin**

Motion by Alderman Augustine to approve Resolution No. 08-05. Seconded by Alderman Hopkins and carried unanimously.

**Ad Hoc Committee be formed to study the possibility of districting the City of New Berlin so possibly the entire city would be served by one Garbage vendor**

Motion by Alderman Augustine to form an Ad Hoc Committee made up of 2 aldermen, 2 citizens and 1 staff member. Seconded by Alderman Hopkins and carried unanimously.

*Appointments will come back to Council.*

**Set a public hearing for April 7, 2008 at 6:00 p.m. to be held before the Plan Commission for Ms. Welsch**

Motion by Alderman Seidl to Set a public hearing for April 7, 2008 at 6:00 p.m. to be held before the Plan Commission

for Ms. Welsch who has filed a petition to rezone the property located at approximately 21040 W. Lincoln Ave. from B-2 to B-2 and C-2 to field delineate the wetlands on the property. Seconded by Alderman Hopkins and carried unanimously.

**Set a public hearing for April 7, 2008 at 6:01 p.m. to be held before the Plan Commission for Mr. Sciano**

Motion by Alderman Ament to Set a public hearing for April 7, 2008 at 6:01 p.m. to be held before the Plan Commission for Mr. Sciano has filed a petition to rezone the property located at approximately 4901 S. Moorland Rd. from M-1, B-4, FFO Flood Fringe Overlay, FWO Floodway to I-1, B-2, C-2, FFO Flood Fringe Overlay, FWO Floodway. Seconded by Alderman Moore and carried unanimously.

**Set a public hearing for April 7, 2008 at 6:02 p.m. to be held before the Plan Commission for Ms. Wienke**

Motion by Alderman Hopkins to Set a public hearing for April 7, 2008 at 6:02 p.m. to be held before the Plan Commission for Ms. Wienke who has filed a petition to rezone the property located at approximately 18200 W. Lynette Ln. from R-1/R-2, C-1 and C-2 to R-1/R-2, C-1 and C-2 to Field Delineate the Wetlands. Seconded by Alderman Seidl and carried unanimously.

**Set a public hearing for April 7, 2008 at 6:04 p.m. to be held before the Plan Commission for Mr. Konkel**

Motion by Alderman Ament to Set a public hearing for April 7, 2008 at 6:04 p.m. to be held before the Plan Commission for Mr. Konkel has filed a petition to rezone the property located at approximately 3915 S. Woelfel Rd. from R-1/R-2, C-1 and C-2 to R-1/R-2, C-1 and C-2 to field delineate the wetlands on the property and remove a portion of the C-1 on the property. Seconded by Alderman Harenda and carried unanimously.

**Set a public hearing be set for April 7, 2008 at 6:05 P.M. to be held before the Plan Commission for Mr. Kasian and Mr. Honeyager**

Motion by Alderman Seidl to Set a public hearing be set for April 7, 2008 at 6:05 P.M. to be held before the Plan Commission for Mr. Kasian and Mr. Honeyager have filed a petition to rezone and realign the boundaries of their respective PUD Ordinances for the properties located at approximately 14300 W. Howard Avenue and formerly identified as 3949 S. Sunny Slope Road. Seconded by Alderman Poshepny and carried unanimously.

**Add alternate side parking restrictions to the current ordinance. Specifically, under ordinance 261-4(C), adding a subsection (3) entitled 'Alternate side parking'**

Motion by Alderman Augustine to direct the City Attorney to draft an ordinance that enforces odd and even side parking all year, all day and to be brought back to Council for 3 readings. Seconded by Alderman Poshepny and carried unanimously.

**Resolution 08-08 Adopting the Salary Range Assignments for Civil Service and Non-Represented Positions**

Motion by Alderman Moore to approve Resolution No. 08-08. Seconded by Alderman Harenda.

Motion by Alderman Ament to table until the Decision Band Committee, Civil Service Commission or both to make a recommendation. Seconded by Alderman Seidl 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**

Motion by Alderman Poshepny to remove from the table. Seconded by Alderman Moore and carried with Alderman Ament voting no.

*2 minute break taken at this time.*

Motion by Alderman Poshepny to adopt Resolution No. 06-42. Seconded by Alderman Moore.

Motion by Alderman Harenda to table. Seconded by Alderman Seidl and carried with Aldermen Poshepny and Moore voting no.

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

This item remained on the table.

**ADJOURN**

Motion by Alderman Augustine to adjourn at 9:35 PM. Seconded by Alderman Seidl and carried unanimously.

Respectfully submitted:

Marilyn Gauger, MMC/WCMC  
City Clerk