

CITY OF NEW BERLIN  
PROCEEDINGS OF COMMITTEE OF THE WHOLE MEETING  
Tuesday, June 10, 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 7:02 PM. Present were Aldermen Hopkins, Wysocki, Seidl, Harena, Poshepny, Moore and Ament. Also present were: City Clerk Marilyn Gauger, City Attorney Mark Blum, Human Resource Director Tami Potkay, Police Chief Joe Rieder, Community Development Director Greg Kessler and Planning Services Manager Nicki Jones.

***This meeting was noticed on Thursday, June 5, 2008 and amended on June 6, 2008 in accordance with the Open Meeting Law.***

***Presentation from Police Chief Joe Rieder on reorganization and crime mapping. Document on file within the City Clerk's office.***

***Power presentation on budget is not finished due to time spent on flooding issues.***

**APPROVAL OF MINUTES**

Motion by Alderman Ament to approve the June 10, 2008 minutes as printed. Seconded by Alderman Hopkins and carried with Alderman Moore voting as being present.

**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 Ament to approve the Water Utility claims in the amount of \$115,443.61, Sewer Utility claims in the amount of \$49,606.19, and Bi-weekly claims in the amount of \$571,280.65, all of which represents payment to vendors. Seconded by Alderman Poshepny and carried unanimously.

Motion by Alderman Ament for approval of Fire Department Aerial Ladder Chassis in the amount of \$96,158.00. Seconded by Alderman Hopkins and carried unanimously.

**LICENSES/PERMITS**

**Bartenders**

Motion by Alderman Ament to approve Bartender License **Renewals** for the year 2008-2010 per list as presented. Seconded by Alderman Seidl and carried unanimously.

Motion by Alderman Wysocki to approve Bartender Licenses for the year 2007-2009 to Brian Cunningham, Marla Kuchler, Cheryl Guenther, Drew Sobczak and Erica Gibson. Seconded by Alderman Seidl and carried unanimously.

**Renewals of Licenses from 7-1-2008 to 6-30-2009 for the following per list as presented:**

Motion by Alderman Moore to approve the **Archery Range Licenses**. Seconded by Alderman Ament and carried unanimously.

Motion by Alderman Hopkins to approve the **Entertainment – Class A Licenses**. Seconded by Alderman Moore and carried unanimously.

Motion by Alderman Seidl to approve the **Entertainment – Class B Licenses**. Seconded by Alderman Moore and carried unanimously.

Motion by Alderman Hopkins to approve the **Wholesale Beer License**. Seconded by Alderman Ament and carried unanimously.

Motion by Alderman Seidl to approve the **Class "A" Fermented Malt/Beer only Licenses**. Seconded by Alderman Ament and carried unanimously.

Motion by Alderman Seidl to approve the **"Class A" Fermented Malt & Liquor Licenses**. Seconded by Alderman Harena and carried unanimously.

Motion by Alderman Ament to approve the **Class "B" Fermented Malt/Beer only Licenses**. Seconded by Alderman Seidl and carried unanimously.

Motion by Alderman Hopkins to approve the **"Class B" Fermented Malt & Liquor Licenses**. Seconded by Alderman Seidl and carried unanimously.

Motion by Alderman Seidl to approve the **Class "C" Wine – only License**. Seconded by Alderman Harenda and carried unanimously.

Motion by Alderman Seidl to approve the **Theater License**. Seconded by Alderman Moore and carried unanimously.

Motion by Alderman Hopkins to approve the **Trapshooting License**. Seconded by Alderman Harenda and carried unanimously.

Motion by Alderman Harenda to approve the "Class B" Fermented Malt & Liquor license for Kat's Café contingent upon inspection approval. Seconded by Alderman Ament and carried unanimously.

Motion by Alderman Moore to approve the "Class B" Fermented Malt & Liquor license for The Noodle Shop, Co – Colorado Inc d/b/a Noodles & Company contingent upon inspection approval. Seconded by Alderman Seidl and carried unanimously.

Motion by Alderman Hopkins to approve the "Class B" Fermented Malt & Liquor license for The Char Grill Inc d/b/a Charcoal Grill & Rotisserie contingent upon inspection approval. Seconded by Alderman Wysocki and carried unanimously.

Motion by Alderman Harenda to approve the "Class B" Fermented Malt & Liquor license for China Dragon Restaurant contingent upon inspection approval. Seconded by Alderman Moore and carried unanimously.

#### **MISCELLANEOUS**

##### **Fire Works Permit for Eisenhower High School Graduation/Approved by Mayor and Fire Chief.**

Motion by Alderman Ament to approve the fire works permit for Eisenhower High School Graduation. Seconded by Alderman Seidl and carried unanimously.

##### **Direct the Plan Commission to amend/revise Section 275-34 Zoning D. (3) of the Municipal Code.**

Motion by Alderman Harenda to request the Mayor, City Attorney, Director of Community Development and the New Berlin Plan Commission to revise and amend Section 275-34 Zoning D. (3) of the Municipal Code and this item be placed on the next New Berlin Plan Commission agenda for discussion and action and require that the Plan Commission make a formal recommendation to the Common Council within 60 days. Seconded by Alderman Ament and carried unanimously.

##### **Request Update and Public Informational Meeting from Waukesha County on the upcoming reconstruction of the Racine and National Avenue Intersection.**

Motion by Alderman Harenda to direct the Mayor, City Attorney, Director of Community Development and City Engineer to prepare and submit a written request to the Waukesha County Department of Public Works, County Executive and the County Supervisors representing the City of New Berlin in asking for a formal presentation on the planned reconstruction project to this body as well as the residents of the City of New Berlin. Also request that Waukesha County hold a second Public Informational Meeting for New Berlin residents on this project, one of which has been previously scheduled for January 2006 and was not held. A similar written request should be submitted to the Wisconsin Department of Transportation on the upcoming reconstruction of I-43 and Racine Avenue. These requests should be submitted within the next 5 days. Seconded by Alderman Seidl and carried unanimously.

#### **DEFERRED, REFERRED & TABLED ITEMS**

**Common Council approves any pay or benefit increases before they go into affect. Instruct the City Attorney to draw up a resolution or ordinance (whichever is appropriate) to be approved at the next Common Council meeting/REFERRED TO FINANCE COMMITTEE 5-13-08**

#### **Adjourn**

Motion by Alderman Ament to adjourn at 7:40 PM. Seconded by Alderman Wysocki and carried unanimously.

Respectfully submitted:

Marilyn Gauger, MMC/WCMC  
City Clerk