

**CITY OF NEW BERLIN  
PROCEEDINGS OF THE COMMON COUNCIL  
Tuesday, June 8, 2010**

Mayor Jack F. Chiovaturo called the City of New Berlin Common Council Meeting to order at 8:05pm. after Committee of the Whole and Privilege of the Floor.

**ROLL CALL:** Present were Aldermen Hopkins, Wysocki, Seidl, Harenda, Liska, Moore and Ament. Also present were: City Clerk Kari Morgan, City Attorney Mark Blum, IT Director Nick Roethel, Assistant Fire Chief Joe Dallman, HR Director Tami Potkay and Fire Dept. Administrative Assistant Debbie Gillard.

Those present recited the Pledge of Allegiance and stood for a moment of silence.

***This meeting was noticed on June 3, 2010 in accordance with the Open Meeting Law.***

**REPORTS**

City Clerk – No report.

Council President – No report.

Mayor – Mayor Chiovaturo answered resident Shari Bosman’s question related to the Milwaukee water contract. He explained that there is no obligation on the city’s part to do anything in terms of development pertaining to the Milwaukee Water contract. He also mentioned that he could not respond on Milwaukee Alderman Hines’ letter to the Milwaukee Journal as he was not aware of it until a few minutes prior to tonight’s meeting.

City Attorney – No report.

**DEFERRED, REFERRED & TABLED ITEMS**

**Ordinance No. 2413 Ordinance to Amend Section 152-10 Regarding the Regulation and Licensing of Dogs (3rd reading)** 11-19-09 TABLED, 12/8/09 NO ACTION; REFERRED TO SAFETY COMMISSION, 5/11/10

**Recommend to Common Council the use of abbreviated minutes and electronic, paperless packets for selected committees, boards and commissions.** DEFERRED 4/27/10; DEFERRED 5/11/10; Motion by Alderman Hopkins to table this issue. Seconded by Alderman Seidl and carried unanimously on 5/25/10.

Motion by Alderman Hopkins to bring this issue back. Seconded by Alderman Seidl and carried unanimously.

Motion on floor from 4/27/10 – Motion by Alderman Hopkins to approve the use of abbreviated minutes and electronic, paperless packets for selected committees, board and commissions. Seconded by Alderman Seidl.

Discussion on Aldermen learning this new system, the timeline for this change and how it will benefit residents, city staff and council.

Motion carried with Alderman Moore opposing.

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**CONSENT AGENDA** Motion by Alderman Hopkins to approve the consent agenda. Seconded by Alderman Seidl and carried unanimously.

**MINUTES** – Common Council Minutes from May 25, 2010

**UTILITY AND FINANCE**

**Claims**

**For: June 9, 2010**

- Recommend to Council approval of Water Utility claims in the amount of \$252,605.13, Sewer Utility claims in the amount of \$20,984.30, and Bi-weekly claims in the amount of \$487,793.59.

**LICENSES/PERMITS**

- Request for Approval of Renewal of Bartender Licenses for the year 2010-2012 per list as presented:
- Request for Approval of New Bartender Licenses for the year 2010-2012 to Rachel Jaqmin, Jennifer Malucha, Lauren Meyer, Chaylea Rische, Trisha Stasiewicz, and Jamie Zentgraf

**Renewals of Licenses from 7-1-2010 to 6-30-2011 for the following per list as presented:**

- Amusement Devices
- Amusement Vendors
- Archery Range
- Class "A" Beer
- "Class A" Liquor
- Class "B" Beer
- "Class B" Liquor
- Class C Wine
- Entertainment/A
- Entertainment/B
- Trapshooting
- Theater
- Wholesale Beer

**Extension of Premise Permit**

- Senor Luna, 1901 S. Calhoun Rd. for Hals Harley Davidson event taking place at 1925 S. Moorland Rd. on June 18, 2010 from 5:00p.m. to 9:00p.m.

**MISCELLANEOUS**

- Recommendation from Asst. Fire Chief Joseph Dallman for a Fireworks Permit for the City of New Berlin 4<sup>th</sup> of July Commission.
- Set a Public Hearing Date for the July 12, 2010 Plan Commission Meeting regarding the rezoning of a property located at approximately 19470 W. Lincoln Ave. from M-1, C-1 and C-2 to M-1, C-1, and C-2.
- Set a Public Hearing Date for the July 12, 2010 Plan Commission Meeting regarding rezoning of a property located at approximately 13210 W. Hawthorne Ln. from C-1 and C-2 to C-1 and C-2 to Field Delineate the Wetlands.
- Set a Public Hearing Date for the July 12, 2010 Plan Commission Meeting regarding rezoning of a property located at approximately 13855 W. Foxwood Drive from R-4.5 and C-2 to R-4.5 and C-2 to Field Delineate the Wetlands.
- Request the Common Council to approve a Resolution to establish a 90 day suspension/moratorium on new land divisions and developmental applications with the B-2/PUD, General Retail Sales and Service District/City Center Planned Unit Development.
- Recommendation from Finance Director to Approve Investment Advisory Agreement with BBE Community Investment Partners, LLC for City Investment Account(s)

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**ITEM/S REMOVED FROM CONSENT AGENDA:** None.

**CLOSED SESSION**

**City Clerk Morgan read the following:**

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The basis for the items to be discussed in Closed Session are as enumerated in Section 19.85 (1) (g) of the Wisconsin State Statutes.

- (g) Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved, more specifically:

- **City Center multi-family development**

In addition to the above items being discussed an additional item to be discussed in Closed Session is as enumerated in Section 19.85 (1) (c) (e) of the Wisconsin State Statutes.

- (c) Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility.
- (e) Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session.

- **Update on Collective Bargaining with IAFF**

*Motion by Alderman Ament to move to closed session at 8:25p.m. Seconded by Alderman Seidl and carried unanimously.*

**RECONVENE TO OPEN SESSION**

*Motion by Alderman Seidl to reconvene to open session at 9:44p.m. Seconded by Alderman Moore and carried unanimously.*

Discussion & Possible action on any matters as listed below.

- **City Center multi-family development – No action.**

**ADJOURN**

Motion by Alderman Wysocki to adjourn at 9:45PM. Seconded by Alderman Moore and carried unanimously.

Respectfully submitted:  
Kari Morgan  
City Clerk