

**CITY OF NEW BERLIN
PROCEEDINGS OF COMMITTEE OF THE WHOLE MEETING
Tuesday, January 13, 2009**

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 7:11 PM. Present were Aldermen Hopkins, Wysocki, Harenda, Poshepny, Moore and Ament. Excused: Alderman Seidl. Also present were: City Clerk Marilyn Gauger, Deputy Clerk Christine Stefanich, Attorney Mark Blum, Streets Manager Don Ullman, Facilities Management Director Bob Schulpus, Streets and Utilities Administrator Supervisor Sue Hanley, Parks Recreation & Forestry Director Mark Schroeder, IT Director Nick Roethel, Community Development Director Greg Kessler, Associate Planner Jessica Titel, Police Chief Joe Rieder, Finance Director Mike Holzinger and City Engineer JP Walker.

Prior to the start of the meeting, Mayor Chiovatero presented Anida Rose Chairman of the 4th of July Commission with a proclamation recognizing her 40 years of service to the City as a dedicated volunteer making the 4th of July celebration a family friendly event which has become a landmark for the City of New Berlin.

This meeting was noticed on Thursday, January 8, 2009 in accordance with the Open Meeting Law.

APPROVAL OF MINUTES

Motion by Alderman Wysocki to approve the December 16, 2008 Committee of the Whole minutes. Seconded by Alderman Hopkins 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

For: December 24, 2008

Motion by Alderman Ament to approve Water Utility claims in the amount of \$8,783.57, Sewer Utility claims in the amount of \$396,902.03, of that amount \$387,227.24 represents payment to MMSD and Bi-weekly claims in the amount of \$379,361.01, all of which represents payment to vendors. Tax overpayments in the amount of \$76,608.86 were also generated. Seconded by Alderman Moore and carried unanimously.

For: January 14, 2009

Motion by Alderman Ament to approve Water Utility claims in the amount of \$1,647,128.56, Sewer Utility claims in the amount of \$5,566.46, and Bi-weekly claims in the amount of \$604,102.02, all of which represents payment to vendors. Tax overpayments in the amount of \$119,427.28 were also generated. Seconded by Alderman Harenda and carried unanimously.

LICENSES/PERMITS

Bartenders

Motion by Alderman Hopkins to approve Bartender Licenses for 2008-2010 to Loran Schulze, Amy Beene, Katie Liegler, Andy Wargin, Taylor Devitt, Brenda Barnes, Michelle Sweeney and Catherine Friedenfels. Seconded by Alderman Wysocki and carried unanimously.

Class "A" Beer

Motion by Alderman Hopkins to approve a Class "A" Beer license for Speedway Superamerica LLC at 14001 W Greenfield Avenue without floor displays. Seconded by Alderman Wysocki and carried unanimously.

Change of Agent

Motion by Alderman Wysocki to approve the Change of Agent to Brenda L Tomashaski, 4447 S 48th Street, Greenfield for Pick N Save at 13995 W National Avenue. Seconded by Alderman Hopkins and carried unanimously.

Outdoor Music - St Elizabeth Ann Seton Church Festival

Motion by Alderman Moore to approve the Outdoor Music and Church Festival for St Elizabeth Ann Seton on Friday, July 31 from 5PM to 11PM; Saturday August 1 from 5PM to 11PM and Sunday August 2 from Noon to 7PM. . Seconded by Alderman Ament and carried unanimously.

Garbage Haulers

Motion by Alderman Wysocki to approve the 2009 License for Waste Management Corporation at 10627 S 27th Street Franklin WI. Seconded by Alderman Poshepny and carried unanimously.

Motion by Alderman Hopkins to approve the 2009 License for Veolia ES Solid Waste Midwest LLC at 559 Progress Drive Hartland WI. Seconded by Alderman Ament and carried unanimously.

MISCELLANEOUS

Resolution No. 09-02 Amendment to Southwest Metal Finishing Inc Industrial Revenue Bonds

Motion by Alderman Ament to approve Resolution No. 09-02 Resolution Authorizing Amendments To \$1,865,000 City Of New Berlin, Wisconsin Industrial Development Revenue Bonds, Series 1995 (Southwest Metal Finishing, Inc. And S&F Limited Liability Company Of Wisconsin Project), Issued On August 17, 1995 And \$4,750,000 City Of New Berlin, Wisconsin Industrial Development Revenue Bonds, Series 1998 (Southwest Metal Finishing, Inc. And S&F Limited Liability Company Of Wisconsin Project) ISSUED ON MAY 27, 1998. Seconded by Alderman Hopkins and carried unanimously.

2008 Weights and Measures Assessment Fee Schedule

Motion by Alderman Ament to approve the Weights and Measures Assessment Fee Schedule pursuant to Section 152-21 of the City Code as presented by the City Clerk in the amount of \$7,196.82. Seconded by Alderman Harenda and carried unanimously.

Salary adjustments for regular non-represented employees

Motion by Alderman Ament to table. Seconded by Alderman Wysocki 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

Motion by Alderman Wysocki per the recommendation from the Finance Committee meeting of January 8, 2009 remove this item from the agenda. Seconded by Alderman Ament and carried unanimously.

Adoption of Water and Sewer Urban Service Area Boundaries/REFERRED TO PLAN COMMISSION/8-12-08

No action taken.

Adoption of "Three-Quarters" Majority Vote For Any Future Extension of Water and Sewer Outside Established New Berlin Urban Service Area Boundary (NBUSAB). These Boundaries Are To Be Adopted Within The Next 60 Days By The New Berlin Common Council/TABLED 8-12-08

No action taken.

2009 Department CIP Budgets/TABLED 10-14-08

Motion by Alderman Hopkins to remove from the table. Seconded by Alderman Moore and carried unanimously.

Engineering

Motion by Alderman Ament to reduce the \$1,615,400 amount by \$600,000 from the Roadway Rehabilitation budget. Seconded by Alderman Harenda and failed with Alderman Ament and Alderman Harenda voting yes.

Building Maintenance Facilities

Motion by Alderman Ament to put back \$86,200 from 2010 to 2009 in the CIP Budget for Fire Station #2 Roof. Seconded by Alderman Poshepny and failed with Alderman Poshepny and Alderman Ament voting yes.

Information Technology

Motion by Alderman Wysocki to delay from the IT Budget \$275,000 from 2009 to 2010 and \$250,000 from 2010 to 2011 and \$250,000 from 2011 to 2012. Seconded by Alderman Ament and carried with Alderman Hopkins and Alderman Moore voting no.

Park Recreation & Forestry

Motion by Alderman Ament to remove \$600,000 from 2010 of Milham Park/Phase I; \$500,000 from 2011 of Milham Park/Phase II; \$400,000 from 2012 of Milham Park/Phase III and \$150,000 from 2013 of Milham Park/Phase IV. Seconded by Alderman Wysocki and carried unanimously.

2009 CIP TOTAL BUDGET

Motion by Alderman Hopkins to approve the 2009 CIP Budget at \$6,318,492 with a debt issue of \$6,213,319 (due to grant dollars of \$105,173 for road rehabilitation). Seconded by Alderman Poshepny and carried with Alderman Harena and Alderman Ament voting no.

ADJOURN

Motion by Alderman Wysocki to adjourn at 8:58 PM. Seconded by Alderman Ament and carried unanimously.

Respectfully submitted:

Marilyn Gauger, MMC/WCMC
City Clerk