

**CITY OF NEW BERLIN
PROCEEDINGS OF COMMITTEE OF THE WHOLE MEETING
Tuesday, October 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 7:05 PM. Present were Aldermen Hopkins, Wysocki, Seidl, Harenda, Moore and Ament. District #5 seat is vacant. Also present were: Deputy City Clerk Christine Stefanich, City Attorney Mark Blum, City Engineer JP Walker, Parks Recreation & Forestry Director Mark Schroeder, Human Resource Director Tami Potkay, City Assessor Paul Koller, Director of Facilities Bob Schulpus, Mayor's Intern Rula Jabbour, Associate Planner Jessica Titel and Police Chief Joe Reider.

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

APPROVAL OF MINUTES:

Motion by Alderman Moore to approve the September 22, 2009 Committee of the Whole minutes as printed. Seconded by Alderman Hopkins.

Alderman Wysocki requested an amendment to the minutes to include full discussion, not condensed, regarding the Aldermanic District 5 vacancy.

Also Alderman Moore requested that Alderman Poshepny not be referred to as resigned. Mayor Chiovatero stated the minutes could read "district 5 seat was vacant".

Upon voting, motion carried unanimously.

Motion by Alderman Hopkins to approve the September 23, 2009 Committee of the Whole Budget Workshop minutes as printed. Seconded by Alderman Seidl and carried unanimously.

Motion by Alderman Seidl to approve the October 6, 2009 Committee of the Whole Budget Workshop minutes as printed. 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 Harenda to approve the Water Utility claims in the amount of \$136,694.71, Sewer Utility claims in the amount of \$52,316.80 and Bi-weekly claims in the amount of \$1,332,858.91, all of which represents payment to vendors. Seconded by Alderman Hopkins and carried unanimously.

LICENSES/PERMITS

Bartenders

Motion by Alderman Ament to approve the Bartender License for the year 2009-2011 to Keri Jakubonski. Seconded by Alderman Seidl and carried with Alderman Moore voting no.

Motion by Alderman Ament to approve Bartender Licenses for the year 2009-2011 to Nancy Mueller, Laura Rodey, Zachary Schmidt, Samantha Copus, Joseph Zieske, Ryan Jastroch and Brittany Kappes. Seconded by Alderman Wysocki and carried unanimously.

MISCELLANEOUS

Fireworks Permit for New Berlin West High School Homecoming

Motion by Alderman Wysocki to approve the recommendation from Fire Chief Ed Dobernig approving the Fireworks Permit for New Berlin West High School Homecoming held Friday, October 9, 2009. Seconded by Alderman Harenda and carried unanimously.

Extension for Stone Fire Pizza Stipulation

Mr. David Church President of Stone Fire Pizza was present and indicated he will pay \$10,000 this Friday (October 16th) and \$15,000 each month thereafter until paid in full by 1-15 2010. An approximate \$59,000 is owed.

Motion by Alderman Wysocki to amend Item #2 on the current Stipulation dated July 2, 2009 to read: "That by January 15, 2010 Stone Fire Pizza Company shall tender full payment for the outstanding personal property and real estate taxes for Stone Fire Pizza Company at 5320 S. Mooreland Rd. Seconded by Alderman Hopkins and carried with Aldermen Ament and Seidl voting no.

Note: Item #3 within the July 2, 2009 Stipulation would change from "October 1, 2009" to "January 15, 2010" regarding turning in its liquor license.

An Ordinance creating a "Human Resource and Personnel Committee"

Alderman Ament withdrew his Requested Action Statement to direct the City Attorney to draft an Ordinance creating a "Human Resource and Personnel Committee".

Discussion and possible action on the Proposed 2010 City Operating Budget & Set Public Hearing Date

This body will not be bringing forth a recommendation to Council however per City Attorney Blum it can be discussed after removing from the Consent Agenda (see Council minutes).

DEFERRED, REFERRED & TABLED ITEMS Changing of the regular BPW monthly meeting time, from 8:00AM to 6:00PM, to the BPW for their discussion and recommendation back to the Common Council/REFERRED TO BPW ON 7-28-09

No action taken.

Common Council to amend City of New Berlin City Code - Chapter 220-4 RECYCLING to include both single stream as well as co-mingled recyclable pick up in the city of New Berlin and direct the City Attorney to prepare an ordinance reflecting this change/DEFERRED 9-8-09/TABLED 9-22-09

No action taken.

ADJOURN

Motion by Alderman Seidl to adjourn at 7:39 PM. Seconded by Alderman Moore and carried unanimously.

Respectfully submitted:
Christine Stefanich
Deputy City Clerk