

**CITY OF NEW BERLIN
PROCEEDINGS OF COMMITTEE OF THE WHOLE MEETING
Thursday, November 19, 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 7:03 PM. Present were Aldermen Hopkins, Wysocki, Seidl, Harenda, Moore and Ament. District #5 seat is vacant. Also present were: City Clerk Marilyn Gauger, City Attorney Mark Blum, Finance Director Mike Holzinger, Maintenance Supervisor Ernie Giesegeh, Parks Recreation & Forestry Director Mark Schroeder, Human Resource Director Tami Potkay, Planning Services Manager Nikki Jones, Community Development Director Greg Kessler, Police Chief Joe Rieder, Administrative Supervisor Kaye Giesegeh, IT Director Nick Roethel, Streets Manager Don Ullman, Administrative Supervisor Sue Hanley, Administrative Services Manager Deb Delikat, Fire Chief Ed Dobernig, Assistant Fire Chief Tom Dobernig, Municipal Court Manager Mary Ann Rozman, Assistant Fire Chief Joe Dahlman, Transportation Engineer Ron Schildt, Election/License Tech Sherri Hanson, Records Clerk Lori Schulpius and Assistant Fire Chief Scott Gillard.

APPROVAL OF MINUTES

Motion by Alderman Wysocki to approve the November 10, 2009 Committee of the Whole minutes as printed. Seconded by Alderman Seidl 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 Moore to approve Water Utility claims in the amount of \$100,613.00, Sewer Utility claims in the amount of \$19,503.85 and Bi-weekly claims in the amount of \$1,315,986.89, 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 Licenses for the year 2009-2011 to Jacquelyn Trew and Premilaben Patel. Seconded by Alderman Hopkins and carried unanimously.

Class "A" Beer License

Kwik Trip #499 at 15700 W. Small Road

Motion by Alderman Hopkins to approve a Class "A" Beer License for Stacy A. Anderson, Agent, 1713 Rapids Drive, Racine, WI for Kwik Trip #499 at 15700 W. Small Road. Seconded by Alderman Harenda and carried unanimously.

"Class B" Liquor License

Norah Jaynes, LLC (formerly Calhoun Station)

Motion by Alderman Seidl to approve a "Class B" Liquor License for Jeannie Boyce, Agent – Norah Jaynes, LLC (formerly Calhoun Station) at 1849 S Calhoun Road. Seconded by Alderman Ament and carried unanimously.

MISCELLANEOUS

Sittel Cemetery Access Easement

Motion by Seidl to amend the easement to add a provision that reads as follows: "The parties agree to have the cost of additional engineering work by Losik engineering to survey the revised access road and parking area and to prepare a map and legal description accordingly. This cost shall be shared equally in an amount not to exceed \$1,140 per party". Seconded by Alderman Ament and carried unanimously.

Motion by Alderman Seidl to approve the Cemetery Access Easement for public access to the German Evangelical Reformed Lutheran Church Cemetery (aka Sittel Cemetery) on Racine Avenue as amended and subject to staff approval of map and legal description for consisting with what was reviewed with the Landmarks Commission. Seconded by Alderman Harenda and carried unanimously.

Note: A resolution will come back transferring the appropriate funds.

Reinstate Joseph Poshepny as the alderman for District 5

Mayor Chiovatero indicated we should refer this item to Council without a recommendation.

Motion by Alderman Moore to send to Common Council without a recommendation. Seconded by Alderman Hopkins and carried with Alderman Wysocki and Alderman Harenda voting no.

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

Alderman Ament indicated the recommendation to change the meeting time failed at Board of Public Works by a 3 to 2 vote. Mayor Chiovatero indicated it (the meeting) will be broadcast live and if something significant would be on the agenda, a time change could happen.

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 7:19 PM. Seconded by Alderman Moore and carried unanimously.

Respectfully submitted:

Marilyn Gauger, MMC
City Clerk