

**CITY OF NEW BERLIN
PROCEEDINGS OF THE SPECIAL CALLED MEETING OF THE COMMON COUNCIL
Friday, July 30, 2010**

Please note: Minutes are unofficial until approved by the Common Council at the next regularly scheduled meeting.

Mayor Jack F. Chiovero called the City of New Berlin Special Common Council Meeting to order at 4:00 p.m.

ROLL CALL: Present were Aldermen Hopkins, Wysocki, Seidl, Harenda, Liska and Ament. Alderman Moore had an excused absence. Also present were: City Clerk Kari Morgan, City Attorney Mark Blum, City Stormwater Engineer Nicole Hewitt, Parks, Recreation and Forestry Director Mark Schroeder and Finance Director Ralph Chipman.

Those present recited the Pledge of Allegiance.

This meeting was noticed on July 29, 2010 in accordance with the Open Meetings Law.

WATER RESOURCE MANAGEMENT UTILITY

- **Finding that a public emergency exists pursuant to Wis. Stat. Sec. 62.15(1b) as further storm water damage will occur to public and private property unless the Underwood Creek Streambank Rehabilitation Project is expanded as described by the City Engineer**
Motion by Alderman Liska to remove this item from the table. Seconded by Alderman Hopkins and carried unanimously.

Tabled Motion from July 27, 2010 Meeting – Motion by Alderman Hopkins to declare a public emergency pursuant to Wis. Stat. Sec. 62.15(1b) to expand the Underwood Creek Streambank Rehabilitation Project. Seconded by Alderman Wysocki.

Discussion regarding meeting held with residents on July 29, 2010 and the input received was that the project was not communicated well, the residents do not want any further clear cutting of trees and would like lots of trees planted in eastern parts where trees were removed. Residents also requested the grassy areas be kept up and the trail be removed.

There was also discussion regarding the declaration of emergency and the cost factor and timeliness of the project as well as the cost of damage occurring downstream.

Motion to find that a public emergency exists carried unanimously.

- **Authorization of the expansion of the Underwood Creek Streambank Rehabilitation Project to include streambank widening**
Motion by Alderman Hopkins to remove this item from the table. Seconded by Alderman Harenda and carried unanimously.

City Stormwater Engineer Nicole Hewitt presented the council with information on this project.

It was clarified that this project will not go beyond the limits of the current streambank project so no further trees will be affected anymore then they would be if they continued on with the project without this expansion.

There was discussion on potentially expanding 20 foot buffer per resident's request as well as informing residents of project scope and changes as they come

A restoration/reforestation plan is being worked on by the City's Parks, Recreation and Forestry Department.

There was also discussion on communicating with the City of Brookfield regarding the pond issue and getting them to work with the City on this as well. Timing of the project and the reasons why it had not gone through the Water Resource Management Committee as well as the project phases were also mentioned.

Alderman Harenda made a friendly amendment to include Phase 1A in the motion.

Motion by Alderman Harenda to authorize the expansion of the Underwood Creek Streambank Rehabilitation Project to include streambank widening as described by storm water division engineer as project 1(a). Staff is to work on/review reforestation of site in conjunction with neighbors. Seconded by Alderman Hopkins and carried unanimously.

- **Discussion and Possible action to amend the 2010 CIP budget pursuant to Wis. Stat. Sec. 65.90(5) through Resolution 2010-30 to transfer \$480,000 from account 70713706-61714 to the "Streambank Widening Project"**

Motion by Alderman Hopkins to remove this issue from the table. Seconded by Alderman Liska and carried unanimously.

Motion by Alderman Hopkins to increase the 2010 Water Resource Management CIP budget pursuant to Wis. Stat. Sec. 65.90(5) by \$480,000 for the "Streambank Widening Project" through Resolution 2010-30. Seconded by Alderman Wysocki.

The council was informed of what is occurring and how it is occurring in the Water Resource Management CIP budget by City Finance Director Ralph Chipman.

Clarification was made that this project is being paid through the stormwater utility and not tax dollars.

Motion carried unanimously.

SAFETY COMMISSION

- **Approval of Resolution 10-29 to transfer \$7,346.77 from Account Number 16000000-56120 Contingency to Account Number 15110029-59040 Roadway Maintenance for the cost of installation of a streetlight on the southeast corner of Sunny Slope Road and Fieldpointe Drive**
Alderman Liska explained that this issue was approved at the July 27th council meeting; however the resolution to finance this project was not on the agenda.

Motion by Alderman Liska to approve Resolution 10-29. Seconded by Alderman Harenda and carried unanimously.

ADJOURN

Motion by Alderman Seidl to adjourn at 5:14p.m. Seconded by Alderman Ament and carried unanimously.

Respectfully submitted:
Kari Morgan
City Clerk