

**CITY OF NEW BERLIN  
PROCEEDINGS OF THE COMMITTEE OF THE WHOLE  
TUESDAY, June 22, 2010**

**ROLL CALL:** Mayor Jack F. Chiovatero called the meeting to order at 7:01PM. Present were Aldermen Hopkins, Wysocki, Seidl, Harenda, Liska, Moore and Ament. Also present were: City Clerk Kari Morgan, City Attorney Mark Blum, Interim Deputy Clerk Sherri Hanson, Financial Director Ralph Chipman, Parks, Recreation & Forestry Director Mark Schroeder, Assistant Fire Chief Joe Dallman, HR Director Tami Potkay and Fire Dept. Administrative Assistant Debbie Gillard.

*This meeting was noticed on Thursday June 17, 2010 in accordance with the Open Meetings Law.*

**APPROVAL OF MINUTES**

Motion by Alderman Ament to approve the June 8, 2010 Committee of the Whole 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**

Motion by Alderman Hopkins to approve the Water Utility claims in the amount of \$350,961.84, Sewer Utility claims in the amount of \$26,029.59 and Bi-weekly claims in the amount of \$501,870.58. Seconded by Alderman Liska and carried unanimously.

**LICENSES/PERMITS**

**Bartenders**

Motion by Alderman Seidl to approve Bartender Licenses for the year 2010-2012 per list as presented. Seconded by Alderman Wysocki and carried unanimously.

**Extension of Premise Permit**

- **Lee's Cleveland Pub & Grill, 14000 W. Cleveland Ave. for outdoor tent on August 28<sup>th</sup> from 3pm to 11pm and August 29<sup>th</sup> from 3pm to 10pm**

Motion by Alderman Wysocki to approve the Extension of Premise permit for Lee's Cleveland Pub & Grill. Seconded by Alderman Hopkins.

Discussion on the extensive plan presented for the event to the City including parking plans. There was concern for the Sunday hours until 10p.m.

Motion by Alderman Wysocki to amend the Sunday, August 29<sup>th</sup> hours to be set from 3p.m. to 9p.m. Seconded by Alderman Ament and carried unanimously.

It was mentioned that those helping with the parking should be vested for safety purposes and this should be communicated to property owner.

Motion to approve the extension of premise carried unanimously.

- **Nickel's Pub, 13915 W. Greenfield Ave. for outdoor food/music on September 11, 2010 from Noon to 8pm and September 18, 2010 from Noon to 6pm**

Motion by Alderman Hopkins to approve the Extension of Premise permit for Nickel's Pub. Seconded by Alderman Wysocki.

It was mentioned that they have held this event in the past and there have never been any problems.

Motion to approve carried unanimously.

**Massage Establishment License**

- **Natural Therapeutics Massage Therapy, 14155 W. Greenfield Avenue**

Motion by Alderman Hopkins to approve the massage establishment license for Natural Therapeutics. Seconded by Alderman Ament and carried unanimously.

**2010-2011 Liquor License Renewals for Approval:**

### **Amusement Devices**

#### **Preserve at Deer Creek**

Motion by Alderman Liska to approve the 2010-2011 Amusement Devices license for "Preserve at Deer Creek."  
Seconded by Alderman Moore and carried unanimously.

### **Class B Entertainment (dancing incidental to business)**

#### **Preserve at Deer Creek**

Motion by Alderman Hopkins to approve the 2010-2011 Class B Entertainment license to "Preserve at Deer Creek."  
Seconded by Alderman Liska and carried unanimously.

### **"Class A" Retailer Licenses (Beer & Liquor)**

#### **PRP Wine International**

Motion by Alderman Harenda to approve the 2010-2011 "Class A" Retailer license for PRP Wine International.  
Seconded by Alderman Ament and carried unanimously.

### **"Class B" Retailer Licenses (Beer & Liquor)**

#### **Preserve at Deer Creek**

#### **Princeton Club**

Motion by Alderman Hopkins to approve the 2010-2011 "Class B" Retailer licenses for "Preserve at Deer Creek."  
Seconded by Alderman Ament and carried unanimously.

Motion by Alderman Ament to approve the 2010-2011 "Class B" Retailer license for the "Princeton Club."  
Seconded by Alderman Liska and carried unanimously.

## **MISCELLANEOUS**

- **Review of 2009 City's Financials as presented by City Auditors**

John Knepel of Baker Tilly presented the council with the 2009 audit findings and explained the various city and utility accounts.

- **Approval of contract with the lowest responsible bidder Von Drasek Excavating for the removal and restoration of the remnant structure located at 2901 S. Amor Drive in the amount of \$5,821.50**

Motion by Alderman Seidl to approve the contract with the lowest responsible bidder Von Drasek Excavating for the removal and restoration of the remnant structure located at 2901 S. Amor Drive in the amount of \$5,821.50. Seconded by Alderman Hopkins and carried unanimously.

- **Approval to create one full-time position Firefighter/Paramedic**

Motion by Alderman Hopkins to approve the creation of one full-time Firefighter/Paramedic position.  
Seconded by Alderman Harenda.

Discussion occurred relating to the shifts and shift "A" having less personnel than the other two shifts as well as the minimal financial impact this will have for 2010. Questions arose regarding the fiscal impact offsets as mentioned in the RAS, the Chief counting as a personnel member on a shift and future budgetary implications.

Motion to approve carried unanimously.

- **Review/Discussion on 2010 New Berlin Community Budget Survey**

*\*Taken out of order as second item under "Miscellaneous."*

Bill Foster of School Perceptions, LLC presented Draft #10 of the survey to the Common Council.

Mr. Foster explained that the final survey will be mailed out to every household in the community and they will be able to complete it online or in paper form.

Discussion on the changes the council would like to see in the draft including changing the word "upgraded" in the first paragraph of page 1 to "reclassified" and adding a description of the taxes paid on page 3 to state "In 2009 paid."

All further changes/input should be provided to the Mayor and/or Alderman Wysocki by June 30, 2010 so they can have a final draft to review at the Finance Committee and then at the Common Council meeting on July

13, 2010.

- **Approval on establishing Ad Hoc Committee to review and make recommendations/modifications to improve the Dog Ordinance beyond that proposed by the Safety Commission**

Alderman Liska explained that the Safety Commission believes that the current ordinance does provide sufficient coverage for the city and that they do support revisions made and submitted, but feel an ad hoc committee should look to address safety and non-safety issues.

Motion by Alderman Liska to approve the establishment of an Ad Hoc Committee to review and make recommendations/modifications to the City of New Berlin Municipal Code pertinent to vicious dogs 152-10(1) – (4). Seconded by Alderman Ament.

Discussion on how the ad hoc committee would operate including the make up of the committee.

A consensus agreed to have the RAS include the make up of the committee which would consist of 5 members with Alderman Liska being one and the Mayor appointing three citizen members and one staff member to serve.

Motion to approve the establishment of an ad hoc committee for the above stated purpose carried unanimously.

#### **ADJOURN**

Motion by Alderman Hopkins to adjourn at 8:16p.m. Seconded by Alderman Seidl and carried unanimously.

Respectfully submitted:  
Kari Morgan  
City Clerk