

**CITY OF NEW BERLIN  
PROCEEDINGS OF THE SPECIAL CALLED MEETING OF THE COMMON COUNCIL  
Wednesday, September 1, 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 6:00 p.m.

**ROLL CALL:** Present were Aldermen Hopkins, Wysocki, Seidl, Harenda, Liska, Moore and Ament. Also present were: City Clerk Kari Morgan, City Attorney Mark Blum, and DCD Director Greg Kessler.

Those present recited the Pledge of Allegiance.

***This meeting was noticed on August 31, 2010 in accordance with the Open Meetings Law.***

**PLAN COMMISSION**

- **RZ-10-05 Jerry & Janine Lange – 3435 S. Highpointe Dr. – Rezone from R-4.5 and C-2 to R-4.5 and C-2 to Field Delineate the Wetlands**  
Motion by Alderman Ament to recommend to Common Council adoption of ordinance 2436 that approves the rezoning of the property located at 3435 S. Highpointe Drive from R-4.5 and C-2 to R-4.5 and C-2 to field delineate the wetlands. Seconded by Alderman Moore and carried unanimously.
- **RZ-10-06 Joshua Waszak – 13685 W. Foxwood Dr. – Rezone from R-4.5 and C-2 to R-4.5 and C-2 to Field Delineate the Wetlands**  
Motion by Alderman Ament to recommend to Common Council adoption of Ordinance #2437 that approves the rezoning of the property known as Joshua Waszak located at 13685 W. Foxwood Drive from R-4.5 and C-2 to R-4.5 and C-2 to field delineate the wetlands and accept the Plan Commission Report. Seconded by Alderman Moore.

Discussion on setback from wetland area and whether the home can be moved further from the wetland area than what is currently required as well as what the current requirements are for minimum setbacks from wetlands for fronts of homes/buildings.

Motion carried unanimously.

- **PG-830(15), PG-51, PG-374 – Approval of a Resolution to extend the City Center suspension on land divisions, rezoning requests or development proposals requiring Plan Commission review or approval within the bounds of the City Center Planned Unit Development**  
Motion by Alderman Ament to recommend to the Common Council approval of Resolution #2010-38 to extend the City Center suspension on land divisions, rezoning requests or development proposals requiring Plan Commission review or approval within the bounds of the City Center Planned Unit Development for an additional 120 days (January 5, 2011) and accept the Plan Commission Report. Seconded by Alderman Harenda.

Discussion on timeframe to complete any other activities that have to be done prior to this new expiration as set forth in the resolution.

Motion carried unanimously.

**UTILITY COMMITTEE**

- **UT 08-10 Award of Construction Contract for Westward Manor Liftstation Relocation**  
Motion by Alderman Harenda to recommend to Common Council to award the construction contract for the Westward Manor Liftstation Relocation to Super Excavators, Inc. in the amount of \$610,215 with an additional \$86,000 for legal administrative costs, inspection services and contingencies for a total project cost not to exceed \$696,215. Source of Funds: Repair & Replacement Fund. Seconded by Alderman Hopkins and carried unanimously.

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- **UT 14-10 Recommend to Council the Discontinuation of City of New Berlin Impact Fees**  
Motion by Alderman Harenda to recommend to Common Council the discontinuation of the City of New Berlin Water Impact Fees and refund said money that remains in the account, subject to the City Attorney's final review. Seconded by Alderman Hopkins.

City Attorney in process of reviewing concerns raised by Utility Committee in reference to impact fee money remaining.

Motion carried unanimously.

**ADJOURN**

Motion by Alderman Wysocki to adjourn at 6:25p.m. Seconded by Alderman Seidl and carried unanimously.

Respectfully submitted:  
Kari Morgan  
City Clerk