

PROCEEDINGS OF THE CITY OF NEW BERLIN
ETHICS BOARD
Friday, January 5, 2007
1:00 PM
NEW BERLIN CITY HALL
3805 S. Casper Drive
Conference Room A-B

Call Meeting to Order

The meeting was called to order at 1:02 PM by Chairman Mike Neuens.

Roll Call; Declaration of Quorum and Public Notice

Present: Mike Everson, William Jones, City Attorney Mark Blum, Alderman/Plan Commissioner Dave Ament and City Clerk/Secretary Marilyn Gauger.

This meeting was noticed on Wednesday, January 3, 2007 in accordance with the Open Meeting Law.

New Business:

Consideration of request by Alderman/Plan Commissioner David Ament for written advice from the Ethics Board pursuant to Wisconsin Statute Section 19.59(5) and New Berlin Municipal Code Chapter 28 regarding his ability to appear before the Common Council and Plan Commission to discuss the merits of a Certified Survey Map application by a property owner directly adjacent to his residence.

Alderman Ament explained his request based on the documents he presented to the Ethics Board. He indicated it was not about the issue, it was about being prevented from discussing the issue. He spoke with the City Attorney about his concern and was advised to take it to the Ethics Board. His intention was never to vote on the issue. He had already recused himself from the discussion both at Plan Commission and Common Council.

Chairman Mike Neuens read the following:

Closed Session

The basis for the items to be discussed in Closed Session are as enumerated in Section 19.85(1) (h) of the Wisconsin State Statutes, consideration of request for confidential written advice from the Ethics Board under Section 19.46(2), or from any County or municipal Ethics Board under Section 19.59(5). More specifically, discussion on request for Ethics Board opinion from Alderman/Plan Commissioner David Ament.

Motion by Mike Everson to go to Closed Session at 1:14 PM. Seconded by William Jonas and carried per roll call vote.

Motion by William Jonas to reconvene in Open Session at 2:05 PM. Seconded by Mike Everson and carried unanimously.

Open Session

Discussion and possible action for the issuance of an Ethics Board determination regarding the request for Ethics Board opinion as to whether Alderman/Plan Commissioner David Ament may appear before the New Berlin Common Council and Plan Commission to discuss a Certified Survey Map for the property adjacent to his residence.

Motion by William Jonas to direct the City Attorney to prepare a written decision consistent with the deliberations and authorize the Chairman to approve and sign the decision. Seconded by Mike Everson and carried unanimously.

Adjourn

Motion by Mike Everson to adjourn at 2:10 PM. Seconded by William Jonas and carried unanimously.

Respectfully submitted:

Marilyn Gauger
City Clerk