

Minutes

Minutes of a Regular Meeting of the Common Council of the City of New Berlin, Waukesha County, Wisconsin, held on Tuesday, August 22, 2000, at the New Berlin City Hall at 7:20 P.M.

Present were Mayor Gatzke, Aldermen Wysocki, Scheuble, Wilkens, Chiovatero, and Kaminski. Also present were Asst. City Attorney Tom Schmitzer and City Clerk Judy Weter. Aldermen Bullermann and Patzer were excused.

Clerk's Report

City Clerk Weter gave a Clerk's Report.

Council President's Report - No Report

Mayor's Report

Mayor Gatzke gave a Mayor's Report.

City Attorney's Report - No Report

COMMUNICATIONS

Communication from City Attorney re: Denial of Claim of Christopher Mehrstedt - No Action

Reconsideration Request from Alderman Scheuble re: New Berlin Commercial Center - Approx. 15155 W. National Ave. - PUD to Establish Zoning for Areas of Mixed Use and Neo-Traditional

Motion by Alderman Scheuble to reconsider. Seconded by Alderman Wilkens and carried unanimously.

Motion on the Floor from 7-25-00 Meeting: Motion by Alderman Kaminski to recommend to Council approval of the New Berlin Commercial Center for a PUD to establish zoning for areas of mixed use and neo-traditional located at approximately 15155 W. National Avenue subject to:

1. Final PUD document to be worked out with the Planning Department and City Attorney.
2. Use, Site and Architectural approval required and public facilities, if included in the plan will need to be reviewed and approved by Library and or Park boards.
3. Proposed wetland mitigation to be approved by all regulating authorities.
4. Review by New Berlin School District for potential impacts to Elmwood Elementary School and Eisenhower Middle and High Schools required for any residential development.
5. Subdivision Plat may be required. Density adjacent to Regal East to respect single family subdivisions to the South in conformance with adopted plan.
6. Detailed road/infrastructure/stormwater/grading plans to be reviewed and approved by the Engineering Department prior to writing of the developer's agreement.
7. Sewer and water plans to be approved by all regulating authorities.
8. Developer's Agreement for all public improvements required. Agreement to be approved by the Board of Public Works and Common Council. Approval of all surety instruments required prior to the City signing the final Plat.
9. An executed Developer's Agreement is required prior to clearing, grubbing, grading and/or utility/infrastructure work commencing.
10. Sidepaths required in all Districts. Links to Deer Creek pathway required.
11. Connection Wilbur Drive required.

12. Army Section 404 permits required for wetland dredging, filling, or ponding.
13. WDNR Section 401 Water Quality permits required for wetland modifications.
14. Conformance to Stormwater Management Plan Required.

Also to direct the City Attorney to prepare the proper Ordinance.

Also that the R4.5 PUD overlay district language be added to this PUD Ordinance.

Seconded by Alderman Patzer.

Motion by Alderman Wysocki to table this item. Seconded by Alderman Wilkens and carried with Aldermen Chiovaturo and Kaminski voting "no".

Notice of Summons and Complaint - Hales Corners Lutheran Church - To City Attorney

PLAN COMMISSION - No Report

BOARD OF PUBLIC WORKS

Alderman Wysocki reported from the meeting held this evening:

Award of Contract - Slurry Sealcoating

Motion by Alderman Wysocki to award Contract R-1-00, Slurry Sealcoating, to the apparent low bidder, Struck and Irwin Paving, in the amount of \$53,835.00, with an additional 15% Contingency of \$8,075.25, for a total of \$61,910.25, with funding to come from Account 511-820 Street Maintenance. Seconded by Alderman Chiovaturo and carried unanimously.

Award of Contract - Asphalt Resurfacing

Motion by Alderman Wysocki to award Contract R-2-00, Asphalt Resurfacing, to the apparent low bidder, Payne and Dolan, in the amount of \$422,485.60, with an additional 10% Contingency of \$42,248.50, for a total of \$464,734.10, with funding to come from Account 511-820 Street Maintenance. Seconded by Alderman Chiovaturo and carried unanimously.

Award of Contract - Sanitary Manhole Lid Replacement

Motion by Alderman Wysocki to award Contract K-342, Sanitary Manhole Lid Replacement, to the apparent low bidder, Underground Pipeline, Inc. in the amount of \$84,680, with additional estimated costs of legal, administrative, technical services, construction contingencies, for a total estimated project of \$103,300 from Account 800-83.104 Sewer. Seconded by Alderman Chiovaturo and carried unanimously.

STORM WATER COMMITTEE - No Report

UTILITY COMMITTEE - No Report

SAFETY COMMISSION

Alderman Wysocki reported from the meeting held on August 9, 2000:

Stop Sign - Fremont Lane and Mark Drive

Motion by Alderman Wysocki to place a "Stop" sign for southbound traffic on Fremont Lane at Mark Drive. Seconded by Alderman Wilkens and carried unanimously.

Replace Stop Sign with Yield Sign - Graylog Lane and Ronke Lane

Motion by Alderman Wysocki to remove the "Stop" sign from the intersection of Graylog Lane and Ronke Lane and to place a "Yield" sign for southbound traffic on Ronke Lane at Graylog Lane. Seconded by Alderman Chiovero and carried unanimously.

TECHNOLOGY COMMITTEE - No Report

MAYORAL APPOINTMENTS

Motion by Alderman Kaminski to approve the following Mayoral Appointments:

Customer Service Committee

Danielle Cast to the Customer Service Committee with an expiration date of December 31, 2001.

Landmarks Commission

Eugene A. Wichowski to the Landmarks Commission with an expiration date of October 1, 2000. **Library Board**

Jo A. Boardman to the Library Board with an expiration date of June 30, 2001.

Emergency Government Director

R. Scott Schulpius as the Emergency Government Director with an expiration date of December 31, 2002.

Seconded by Alderman Wilkens and carried unanimously.

ACTION ON PUBLIC HEARINGS/None

REFERRALS, DEFERRALS, AND TABLED ITEMS/None

CONSENT AGENDA

Motion by Alderman Wysocki, seconded by Alderman Wilkens carried unanimously to approve the following items from the consent agenda:

Minutes

Minutes of the Public Hearing re: Wellhead Protection Overlay District for Well #10 held on August 8, 2000

Minutes of the Common Council Meeting held on August 8, 2000

UTILITY & FINANCE

Claims

Approve the Sewer Utility claims in the amount of \$245,727.75, Water Utility claims in the amount of \$28,126.00, and bi-weekly claims in the amount of \$348,023.95, all of which represents payments to vendors.

LICENSES

Bartender Licenses

Approve the Bartender Licenses for the year 2000-2002 to Julie A. Austin, Barbara A. Blaeske, John F. Kowalski, Jason R. Laird, Jason A. Rogahn, and Eileen A. Schultz.

Agent Change - "Class B" Retailers License

Approve the change of Agent on record for AMF New Berlin Lanes, 16000 W. Cleveland Ave., to David Strachota.

MISCELLANEOUS

Revision of Tax Bill Format

Change the 2000/2001 Tax Bills to the 8½ x 11 Preprinted tax bill forms and that the printing and mailing be handled by an outside source.

RESOLUTIONS AND ORDINANCES

Resolution No. 00-27 "A Resolution to Place a Stop Sign on Fremont Lane at Mark Drive"

Motion by Alderman Wilkens to approve and adopt Resolution No. 00-27. Seconded by Alderman Chiovatero and carried unanimously.

Resolution No. 00-28 "A Resolution to Place a Yield Sign on Ronke Lane at Graylog Lane"

Motion by Alderman Wysocki to approve and adopt Resolution No. 00-28. Seconded by Alderman Scheuble and carried unanimously.

Motion by Alderman Wysocki to adjourn the meeting at 7:50 p.m. Seconded by Alderman Scheuble and carried unanimously.

Judy Weter
City Clerk

JW/nh