

**CITY OF NEW BERLIN
PROCEEDINGS OF THE COMMON COUNCIL
Tuesday, January 27, 2009**

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

Mayor Jack F Chiovaturo called the City of New Berlin Common Council Meeting to order at 8:42 PM after the Committee of the Whole and Privilege of the Floor.

Those present recited the Pledge of Allegiance and stood for a moment of silence.

ROLL CALL: Present were Aldermen Hopkins, Wysocki, Seidl, Harena, Poshepny, Moore and Ament. Also present were: City Clerk Marilyn Gauger, Deputy Clerk Christine Stefanich, Attorney Mark Blum, Police Chief Joe Rieder and Human Resource Director Tami Potkay.

This meeting was noticed on Friday, January 23, 2009 in accordance with the Open Meeting Law.

REPORTS

City Clerk – Ballots are ready for absentee voting for the February 17th Primary.
Council President- Comprehensive planning meeting to be held on January 28th at the New Berlin Library from 6PM to 9PM on Mill Valley site located at College and Racine.
Mayor -none
City Attorney –none

COMMUNICATIONS

None.

MAYORAL APPOINTMENTS

Youth Advisory Board

Motion by Alderman Seidl to approve the appointment of Arif Gilani with term expiring 5-31-2011. Seconded by Alderman Wysocki and carried unanimously.

Motion by Alderman Wysocki to approve the appointment of Julia Raupp with term expiring 5-31-2011. Seconded by Alderman Seidl and carried unanimously.

Motion by Alderman Hopkins to approve the appointment of Ritanker Das with term expiring 5-31-2011. Seconded by Alderman Wysocki and carried unanimously.

Special Projects Commission

Motion by Alderman Wysocki to approve the appointment of Tom O'Loughlin with term expiring 12-31-2009. Seconded by Alderman Ament and carried unanimously.

DEFERRED, REFERRED & TABLED ITEMS

Ordinance #2396 that approves the updates as proposed by the City Attorney below to the current sections of the New Berlin Municipal Code Chapter 275-34 (D)(3) related to Hotel Height and accept the Plan Commission Report/REFERRED BACK TO PLAN COMMISSION 11-18-08

No action taken.

Direct the Department of Community Development, City Attorney and Mayor to initiate the sewer service boundary amendment process for the property located at 18695 W. Cleveland Avenue and hold a public hearing for said amendment on January 5, 2009 before the Plan Commission and accept the Plan Commission Report/TABLED 11-18-08

No action taken.

Discussion and possible action to adopt Resolution 08-42 to establish the New Berlin Urban Service Area Boundary as referred by the Council to the Plan Commission for study, analysis and the holding of a public hearing and further to consider the inclusion of additional lands within said boundary as requested by the respective property owners and as set forth in the report and recommendations of the Plan Commission/TABLED 12-16-08 for Public Hearing on February 10, 2009

No action taken.

CONSENT AGENDA

Motion by Alderman Hopkins to approve the following list of items. Seconded by Alderman Seidl and carried unanimously.

MINUTES - Common Council minutes from January 13, 2009

UTILITY AND FINANCE

- Water Utility claims in the amount of \$ 43,708.20, Sewer Utility claims in the amount of \$43,732.77, and Bi-weekly claims in the amount of \$577,973.05, all of which represents payment to vendors. Tax overpayments in the amount of \$98,127.69 were also generated.

LICENSES & PERMITS

Bartenders

- Bartender Licenses for the year 2009-2011 for David R. Romleski, Mark J. Rothering, Dennis A. SanFelippo, Andrew N. Ojeda, Nicholas M. Harris and Elizabeth M. Herrmann.

MISCELLANEOUS

- Building located at 18600 W. National Avenue, Chappel Sports be declared a City of New Berlin Landmark/Alderman Seidl.

DEFERRED, REFERRED & TABLED ITEMS

- Adoption of Water and Sewer Urban Service Area Boundaries/REFERRED TO PLAN COMMISSION/8-12-08
- Adoption of "Three-Quarters" Majority Vote For Any Future Extension of Water and Sewer Outside Established New Berlin Urban Service Area Boundary (NBUSAB). These Boundaries Are To Be Adopted Within The Next 60 Days By The New Berlin Common Council/TABLED 8-12-08
- Salary adjustments for regular non-represented employees effective January 1 and adjust 2008 salary ranges by 3% for 2009/TABLED 1-13-09

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ITEMS REMOVED FROM THE CONSENT AGENDA

- **Bartenders License for the year 2009-2011 Deborah J. Kutchera**

Motion by Alderman Ament to approve the Bartender License for the year 2009-2011 Deborah J. Kutchera. Seconded by Alderman Hopkins and carried with Alderman Poshepny and Alderman Moore voting no.

- **Authorize the Director of Finance to sign the Declaration of Official Intent to issue the 2009 CIP Budget Debt Issue**

Motion by Alderman Wysocki to Authorize the Director of Finance to sign the Declaration of Official Intent to issue the 2009 CIP Budget Debt Issue in an amount not to exceed \$6,300,000.00. Seconded by Alderman Hopkins and carried with Alderman Seidl and Alderman Harenda voting no.

- **Adopt an ordinance to replace Ordinance No. 2063 and set the yearly salary level for the Mayor of the City of New Berlin at \$83,772.82 per the intent of the Common Council in 2004 when the Council approved Ordinance No. 2262/Alderman Ament**

Motion by Alderman Moore to amend the motion to go back to the 3% increase per year. Seconded by Alderman Hopkins and failed with Aldermen Hopkins, Poshepny and Moore voting yes.

Motion by Alderman Ament to waive the 3 readings. Seconded by Alderman Seidl and carried with Alderman Moore voting no.

Motion by Alderman Ament to Adopt Ordinance No. 2404 to replace Ordinance No. 2063 and set the yearly salary level for the Mayor of the City of New Berlin at \$83,772.82 for 2009 and said salary shall be increased

annually by 2% for the length of the term. Seconded by Alderman Seidl and carried with Alderman Moore voting no.

ORDINANCES/RESOLUTIONS

None.

ADJOURN

Motion by Alderman Ament to adjourn at 9:00 PM. Seconded by Alderman Seidl and carried unanimously.

Respectfully submitted:

Christine Stefanich
Deputy Clerk