

**CITY OF NEW BERLIN  
PROCEEDINGS OF THE COMMON COUNCIL MEETING  
Tuesday, August 9, 2005**

**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 Common Council Meeting to order at 10:10 PM after the Moorland Avenue Water and Sewer Special Assessment Public Hearing, Committee of the Whole and Privilege of the Floor.

***This meeting was noticed and amended on August 4, 2005 in accordance with the Open Meeting Law.***

Those present recited the Pledge of Allegiance.

**ROLL CALL:** Present were Aldermen Hopkins, Augustine, Gallagher, Harenda, Hegeman and Ament. Excused: Alderman Moore. Also present were Attorney Lori Fabian, City Clerk Marilyn Gauger, City Engineer JP Walker and Division Engineer Larry Wilms.

**REPORTS**

City Clerk - none  
Council President - none  
Mayor – none  
City Attorney - none

**COMMUNICATIONS – none**

**COMMITTEE, COMMISSION AND BOARD RECOMMENDATIONS**

**BOARD OF PUBLIC WORKS**

**Contract for Phase II of the 2005 Roadway Maintenance**

Motion by Alderman Augustine to Award the Contract to the lowest responsive, responsible bidder for Phase II of the 2005 Roadway Maintenance Program to Payne & Dolan, Inc in the amount of \$309,972.35. Source of funds 2005 Roadway Maintenance Acct #15110029 59040 and the 2005 LRIP Grant. Seconded by Alderman Harenda and carried unanimously.

**Mayoral Appointments**

**Board of Review**

**Clifford W Pautz – term expires 5-31-09**

Motion by Alderman Hegeman to approve the appointment of Clifford W Pautz with a term expiring 5-31-09. Seconded by Alderman Hopkins and carried unanimously.

**Electrical Review Board**

**Richard Boya – reappointment - term expires 8-31-07**

**Jack W Dahlke – reappointment – term expires 8-31-07**

Motion by Alderman Ament to approve the reappointments of Richard Boya and Jack W Dahlke with terms expiring 8-31-07. Seconded by Alderman Augustine and carried unanimously.

**Action from Moorland Road Water and Sewer Public Hearing**

**Resolution No. 05-36 Final Resolution in Accordance with Section 66.0703 Wisconsin Statutes Authorizing Levying Special Assessments Against Benefited Properties In the Moorland Road Water & Sewer Special Assessment District.**

Motion by Alderman Harenda to table. Seconded by Alderman Hopkins and carried unanimously.

Division Engineer Larry Wilms indicated that the bids for the project are on the table for 75 days therefore a decision would need to be made by September 1. The individual issues raised at the public hearing would go back to the Utility Committee.

**DEFERRALS, REFERRAL & TABLED ITEMS**

**Sts Constantine and Helen Greek Orthodox Church TABLED 3-15-05**

No action taken.

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**Acceptance of public constructed in Jacobs Ridge Multi-Family Area, accept the dedication of the public infrastructure by Bodner Property Management, LLC and authorize the release of the Surety Instrument/TABLED 5-10-05**

No action taken.

**MAYORAL APPOINTMENT/Board of Review – David Schultz - term expiring 5-31-09/DEFERRED 7-26-05**

Motion by Alderman Ament to remove from the agenda because Clifford Pautz was appointed to Board of Review as listed above. Seconded by Alderman Harenda and carried unanimously.

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**CONSENT AGENDA**

Motion by Alderman Harenda to approve the following items on the consent agenda. Seconded by Alderman Augustine and carried unanimously.

**MINUTES**

Common Council Minutes of Meeting held July 26, 2005

**UTILITY AND FINANCE**

Approval of Water Utility claims in the amount of \$210,161.68, Sewer Utility claims in the amount of \$137,990.76 and Bi-weekly claims in the amount of \$250,164.47, all of which represents payment to vendors.

**LICENSES/PERMITS**

**Bartenders**

Approval of Bartender License for the year 2005-2007 to Theresa M. Cartwright, Melissa A. Hamilton, John B. Lee, Thomas N. Tousignant and Alfredo Valdez.

**Fireworks Permit**

Denial of a Fireworks Permit to Mathew Mikolic/21150 W Cleveland Avenue for Saturday, September 3, 2005 with a raindate of September 4, 2005.

**MISCELLANEOUS**

Approval of Resolution No. 05-37 Resolution To Establish New Fees for the Department of Community Development (excluding the Inspection Services Division).

Table Resolution No. 05-38 Resolution To Approve the Greenfield Avenue Project Agreement with the State of Wisconsin.

Approval from the Historical Society to close National Avenue from Barton Road west to West Side Pub on Sunday, September 11, 2005 from 11:00 AM to 5:00 PM.

Approval of Resolution No. 05-39 Resolution To Establish Miscellaneous Police Department Fees amended to include authorizing the Chief of Police to be allowed to make fee adjustments periodically to cover the reasonable and actual costs of providing these services.

Approval for the City of New Berlin to continue as a member of CVMIC for the Policy years 2006, 2007 and 2008 with an SIR of \$50,000 (deductible).

Approval of Municipal Ordinance Bail/Fine Schedule and authorize City Attorney to draft appropriate ordinance.

**DEFERRED/TABLED ITEMS**

Remove from agenda Resolution No. 05-27 A Resolution Authorizing Participation of the City of New Berlin in the Greenfield Avenue Reconstruction Project. /DEFERRED 6-14-05/TABLED 6-28-05/TABLED 7-26-05

No action taken on the Recommendation from Carlson/Dettman concerning amendment to Civil Service Code Section 11-12. /TABLED 7-26-05

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**ITEM/S REMOVED FROM CONSENT AGENDA**

None.

**ORDINANCES/RESOLUTIONS - None**

**ADJOURN**

Motion by Alderman Hopkins to adjourn at 10:25 PM. Seconded by Alderman Augustine and carried unanimously.

Respectfully submitted:

Marilyn Gauger, CMC  
City Clerk