

**Common Council Minutes
April 9, 2002**

Minutes of a Regular Meeting of the Common Council of the City of New Berlin, Waukesha County, Wisconsin, held on Tuesday, April 9, 2002, at the New Berlin City Hall at 7:50 P.M.

Present were Mayor Wysocki, Aldermen Bullermann, Gallagher, Scheuble, Wilkens, and Ament. Also present were City Attorney Paul Reilly, City Clerk Judy Weter, Director of Community Development Greg Kessler, and Director of Planning Mark Lake. Aldermen Thomas and Chiovatero were excused.

Clerk's Report - No Report

Council President's Report - No Report

Mayor's Report - No Report

City Attorney's Report - No Report

COMMUNICATIONS

Petition in Opposition to Rezoning Corner of Stigler Road and Cleveland Ave. - On File in Clerk's Office. It was noted that several other communications and petitions have been received since the Agenda has been posted and copies were made for the Aldermen.

PLAN COMMISSION

Alderman Ament reported from the Meeting held on April 1, 2002:

Holiday Inn Express Hotel & Suites - City of New Berlin Department of Community Development - 15451 W. Beloit Rd. - Rezone from B-4/R-4 to O-2

Motion by Alderman Ament to approve the request by Holiday Inn Express Hotel & Suites - City of New Berlin Community Development to rezone the property at 15441 W. Beloit Road from B-4/R-4 to O-2, subject to the following:

- 1) Ordinance to be written by staff and reviewed, and approved by the City Attorney prior to signature.

Seconded by Alderman Wilkens and carried unanimously.

St. Constantine & Helen Greek Orthodox Church - 17955 W. Cleveland Ave - Rezone from R-2 to I-1

Motion by Alderman Bullermann to defer this item until the April 23, 2002 Common Council Meeting. Seconded by Alderman Wilkens and carried with Alderman Scheuble voting "no".

Robert Raineck and Jeanne Welsch - 21040 W. Lincoln Ave. - Rezone from B-2 to A-2, C-1, C-2

Motion by Alderman Ament to recommend the request to rezone from B-2 to A-2, C-1, C-2 for Robert Raineck and Jeanne Welsch, located at 21040 W. Lincoln Ave., to set the public hearing in front of the Plan Commission on June 3, 2002 at 6:00 p.m., with 1,000 ft.

notification area. Seconded by Alderman Gallagher and carried unanimously.

Eugene J. Krahn - 15340 W. Cleveland Ave. - NW1/4 Sec. 11 - Final Two-Lot Land Division

Motion by Alderman Ament to approve the Eugene J. Krahn request for a Final Two-Lot Land Division, located at 15340 W. Cleveland Ave., subject to the following:

- 1) Fix any and all drafting errors identified by staff prior to City signing final CSM; CSM does not close.
- 2) If a new residence has not commenced construction within one calendar year of the approval of the Final CSM, existing accessory building shall be removed. If accessory building is moved to lot with existing principle residence it shall be relocated to meet accessory building setback requirements of new lot. If accessory building is to remain (on new lot) it shall be relocated to meet minimum accessory building setback requirements of the new lot.
- 3) Access permits from Glendale Drive required from the City of New Berlin Engineering Department prior to issuance of building permit.
- 4) Payment of \$2,137.60 in Public Site, Open Space and Trail Fees required prior to the City signing the final CSM.

Seconded by Alderman Bullermann and carried unanimously.

BOARD OF PUBLIC WORKS - No Report

STORM WATER COMMITTEE - No Report

UTILITY COMMITTEE - No Report

LANDMARKS COMMISSION - No Report

SAFETY COMMISSION - No Report

TECHNOLOGY COMMITTEE - No Report

MAYORAL APPOINTMENTS

Board of Appeals

Motion by Alderman Scheuble to reappoint Milton A. Galke to the Board of Appeals, with an expiration date of April 30, 2005. Seconded by Alderman Ament and carried unanimously.

Board of Review

Motion by Alderman Scheuble to reappoint Gary R. Beier to the Board of Review, with an expiration date of April 30, 2007. Seconded by Alderman Ament and carried unanimously.

Parks & Recreation Commission

Motion by Alderman Bullermann to reappoint Charles W. Bedwell and William J. Christel to the Parks & Recreation Commission, both with an expiration date of April 30, 2005. Seconded by

Alderman Wilkens and carried with Alderman Gallagher voting “no”.

Plan Commission

Motion by Alderman Scheuble to reappoint Douglas G. Barnes to the Plan Commission, with an expiration date of April 30, 2005. Seconded by Alderman Ament and carried unanimously.

Police & Fire Commission

Motion by Alderman Scheuble to reappoint Michael O’Donnell to the Police & Fire Commission, with an expiration date of April 30, 2007. Seconded by Alderman Ament and carried unanimously.

Safety Commission

Motion by Alderman Scheuble to reappoint David A. Schmidt to the Safety Commission, with an expiration date of April 30, 2004. Seconded by Alderman Ament and carried unanimously.

Weed Commissioner

Motion by Alderman Scheuble to reappoint Duane Hause as Weed Commissioner, with an expiration date of April 30, 2003. Seconded by Alderman Ament and carried unanimously.

ACTION ON PUBLIC HEARINGS/None

REFERRALS, DEFERRALS AND TABLED ITEMS

Technology Committee - Future of Technology Committee - TABLED 1-8-02 - No Action

Technology Committee - Voice Mail - TABLED 2-12-02 - No Action

CONSENT AGENDA

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

MINUTES

Minutes of the Common Council Meeting held on March 26, 2002

UTILITY & FINANCE

Claims

Approve payment of Water Utility Claims in the amount of \$102,011.28, Sewer Utility Claims in the amount of \$310,376.73, of that amount \$254,957.54 represents payment to MMSD and the remainder amount of \$55,419.19 represents payments to vendors, and Bi-weekly Claims in the amount of \$537,644.64, all of which represents payments to vendors.

LICENSES

Bartender Licenses

Approve the Bartender Licenses for the year 2000-2002 to Jacki T. DeCristoforo, Tina L. Kollath, Eric A. Slicker, Michael J. Vance and Raymond J. Weissert.

“Class A” Retailers License

Approve the “Class A” Fermented Malt Beverage and Intoxicating Liquor License for the year 2001-2002 to Kat’s Deli & Coffee Shop, Kathy Galanis and Danny Ballos, partnership, at 19680 W. National Avenue, subject to both partners completing the Responsible Beverage Service Course.

Approve the “Class A” Fermented Malt Beverage and Intoxicating Liquor License for the year 2001-2002 to Dharani Inc., Murad M. Ali, Agent at My Pantry, 1410 S. Calhoun Road, subject to approval of final record check

RESOLUTIONS AND ORDINANCES/None

Motion by Alderman Scheuble to adjourn the meeting at 8:20 p.m. Seconded by Alderman Ament and carried unanimously.

**Judy Weter
City Clerk**

JW/nh