

**CITY OF NEW BERLIN
COMMITTEE OF THE WHOLE
TUESDAY, OCTOBER 26, 2004**

ROLL CALL: Mayor Wysocki called the meeting to order at 7:00 PM. Present were Aldermen Hopkins, Augustine, Gallagher, Harenda, Hegeman, Chiovatero and Ament. Also present were City Attorney Blum and Acting City Clerk Marenda.

This meeting was noticed on October 22, 2004 in accordance with the Open Meeting Law.

APPROVAL OF MINUTES OF OCTOBER 12, 2004

Alderman Hegeman moved for approval of minutes of meeting held 10/12/04. Seconded by Alderman Ament, motion carried unanimously

**THE FOLLOWING ITEMS WILL BE CONSIDERED FOR APPROVAL OR DENIAL BY THE ALDERMEN
WITH A RECOMMENDATION TO COMMON COUNCIL ON THE CONSENT AGENDA**

UTILITY AND FINANCE

Claims

Alderman Hopkins moved to recommend to Council approval of Water Utility claims in the amount of \$382,940.71, Sewer Utility claims in the amount of \$26,864.81 and Bi-weekly claims in the amount of \$248,373.57, all of which represents payment to vendors. Seconded by Alderman Ament, motion carried unanimously.

LICENSES

Bartender Licenses

Alderman Ament moved to recommend to Council approval of Bartender License for the year 2004-2006 for Fileman Melendez, Joseph Medinger and Molly Gevaert. Seconded by Alderman Hopkins, motion carried unanimously.

MISCELLANEOUS

Resolution No. 04-56 – A Resolution Supporting the Continued Presence of the 440th Airlift Wing and the 128th Air Refueling Wing as an Integral and Welcome Part of our Local Community.

Alderman Ament moved to recommend approval to Council. Seconded by Alderman Harenda, motion carried unanimously.

Discussion and possible action relating to City/School Adhoc Committee Recommendations

Alderman Chiovatero moved for the Mayor and Superintendent of Schools to reduce their monthly meetings to a lesser schedule, for the Council President to appoint a liaison to the School Board, and to direct the Mayor to have administrative staff meet with school administrative staff for cooperation and communication in areas of technology, purchasing, health insurance, facilities and grounds. Seconded by Alderman Harenda, motion carried unanimously.

Alderman Chiovatero moved to dissolve the City/School Adhoc Committee. Seconded by Alderman Harenda, motion carried unanimously.

Discussion and possible action on Publishing of Council actions

Alderman Chiovatero requested a policy be set on the timing to publish minutes and ordinances to allow an opportunity to reconsider in the event new information is made available. Atty. Blum noted there is a distinction between ordinances and the motions made in the minutes. The law is an ordinance becomes effective upon passage and publication. Once published, your ability to reconsider is lost. Under Statutes, an ordinance shall be published within 15 days from the date of adoption. Because the official paper is not a daily paper, you lose some time. Regarding a motion, that can be reconsidered at the next meeting. Alderman Gallagher noted that an action should be Tabled if more information is needed before adoption. Atty. Blum said another option regarding an ordinance is to have a motion to rescind the action, and for a rezoning as an example, follow the entire process from the start including Plan Commission recommendation, public hearing, etc. Acting Clerk Marenda explained the publication deadlines. Alderman Chiovatero stated he was requesting no action at this time.

TABLED ITEMS

Minutes of Meeting Held September 30, 2004/TABLED 10/12/2004

Alderman Hopkins moved to remove from Table. Seconded by Alderman Gallagher, motion carried

unanimously. Alderman Hopkins moved for approval of minutes as corrected. Seconded by Alderman Augustine, motion carried unanimously.

Discussion and possible action relating to the Mayoral Salary/TABLED 10/12/04

Alderman Chiovaturo moved to remove from Table. Seconded by Alderman Gallagher, motion carried unanimously. Motion on the floor is to set the Mayoral salary for the term starting in 2005 at the current rate of \$78,941, with an amendment to that motion to increase the rate of \$78,941 by 2% each year after the first year of the term. Alderman Hegeman moved for approval of the amendment. Seconded by Alderman Ament, motion carried 6-1 with Alderman Chiovaturo voting 'no'. The motion as amended carried 6-1 with Alderman Chiovaturo voting 'no'.

ADJOURN

Alderman Ament moved to adjourn at 8:07 PM. Seconded by Alderman Chiovaturo, motion carried unanimously.

Respectfully submitted,

Jean K. Marena, CMC
Acting City Clerk