

**CITY OF NEW BERLIN
PROCEEDINGS OF COMMITTEE OF THE WHOLE MEETING
Tuesday, September 27, 2005**

Please note: Minutes are unofficial until approved by the Committee of the Whole at the next regularly scheduled meeting.

ROLL CALL: Mayor Chiovero called the meeting to order at 7:05PM. Present were Aldermen Hopkins, Augustine (arrived at 9:19) Gallagher, Harenda, Hegeman, Moore and Ament. Also present were: City Attorney Mark Blum and Deputy City Clerk Sherry Grant, Director of Community Development Greg Kessler, Planning Services Manager Nikki Jones, City Engineer JP Walker, Division Engineer Ron Schildt, Division Engineer Eric Nitschke, Director of Finance Mike Holzinger, Parks, Recreation & Forestry Director Mark Schroeder, Park Supervisor David Jeske, Utilities & Streets Director Ray Grzys, Certified Arborist John Gall, Vern Radtke – presenter for the Ad Hoc Freewill Baptist Church and Project Development Supervisor Brian Bliesner.

This meeting was noticed on September 22, 2005 and amended September 23, 2005 in accordance with the Open Meeting Law.

Presentation of City of New Berlin Urban Forestry Management Plan by John Gall, Certified Arborist, Wachtel Tree Science and Service.

Presentation by Vern Radtke from the Ad Hoc Freewill Baptist Church Sub-committee of the Parks, Recreation and Forestry Commission.

APPROVAL OF MINUTES: September 13, 2005
Motion by Alderman Hegeman to approve the September 13, 2005 minutes as printed. Seconded by Alderman Hopkins and carried with Alderman Ament voting present.

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

Motion by Alderman Hopkins to recommend to Council request for Approval of Water Utility claims in the amount of \$147,998.95, Sewer Utility claims in the amount of \$608,568.64 and Bi-weekly claims in the amount of \$1,800,256.38, all of which represents payment to vendors. Seconded by Alderman Harenda and carried unanimously.

LICENSES/PERMITS

Bartender Licenses

Motion by Alderman Ament to recommend to Council request for Approval of Bartender Licenses for the year 2005-2007 to William M DuPlanty, Dawn M Gonyo, Charles D Kempf, Samantha J Rice, Tammi J Roark and Chris A. Schucht. Seconded by Alderman Hegeman and carried unanimously.

Class B Retail

Motion by Alderman Ament to recommend to Council approval of Oscar New Berlin LLC – dba Buffalo Wild Wings/15300 W Beloit Road/Agent Paul M Berlin for a Class B Retailers License conditioned upon inspection and final occupancy approvals. Seconded by Alderman Hegeman and carried unanimously.

Motion by Alderman Ament to recommend to Council approval of Reserve “Class B” Alcohol Beverage Grant to Buffalo Wild Wings. Seconded by Alderman Hegeman and carried unanimously.

Fireworks Permit

Motion by Alderman Hegeman to recommend to Council request for Approval to New Berlin West High School/18695 W Cleveland Avenue a Fireworks Permit for Friday, October 7, 2005 with payment of fees to the Fire Department. Seconded by Alderman Hopkins and carried unanimously.

MISCELLANEOUS

Discussion and possible action on the updated 2006 Proposed Operating and CIP Budgets.

Motion by Alderman Moore to increase by \$78,168.00 to the levy calculation. Seconded by Alderman Hegeman and motion carried unanimously.

Motion by Alderman Hopkins to adjust road aids account no. 41080 to take away \$30,352.00 to reflect the actual number that the State noticed us today of \$1,352,901.00. Seconded by Alderman Harenda. Motion carried unanimously.

Motion by Alderman Hopkins to add \$47,816.00 to the contingency fund account no. 56120. Seconded by Alderman Hegeman motion carried with Alderman Ament voting no.

Motion by Alderman Moore to transfer \$85,868.00 from the contingency fund to the Building Maintenance Account. Seconded by Alderman Hegeman with a 3-3 tie, motion carried with Mayor Chiovatero breaking the tie and Alderman Gallagher, Harenda and Ament voting no.

Motion by Alderman Gallagher to increase the roadway maintenance account from \$650,000 by \$250,000 to \$900,000 to offset that by increasing the appropriation from surplus from \$750,000 by \$250,000 to \$1,000,000. Seconded by Alderman Hegeman and carried with Alderman Harenda and Ament voting no.

Motion by Alderman Hopkins to recommend the 2006 operating budget of \$31,094,532.00 including a general tax levy of \$20,649,806.00 with a tax rate of 4.9278 per thousand, a decrease of .9399. Seconded by Alderman Hegeman and carried with Alderman Ament voting no.

Motion by Alderman Gallagher to set a Public Hearing date at 7:00 PM on Tuesday, October 25, 2005 on the proposed 2006 Operating and CIP Budgets. Seconded by Alderman Moore and carried unanimously.

DEFERRED/TABLED ITEMS

Request for Approval of Sign/Signal Truck in the amount of \$80,000 within the Streets CIP Budget/DEFERRED 9-21-05

Motion by Alderman Hopkins to defer the Approval of the Sign/Signal Truck in the amount of \$80,000 within the Streets CIP Budget to October 11, 2005. Seconded by Alderman Hopkins and carried unanimously.

Request for Approval to Direct the Director of Human Resources to bid the positions for City Attorney and Prosecuting Attorney/DEFERRED 9-13-05

Motion by Alderman Moore to recommend to Council for Approval to Direct the Director of Human Resources to bid the positions for City Attorney and Prosecuting Attorney. Seconded by Alderman Gallagher motion fails with Alderman Gallagher and Alderman Moore voting yes.

Alderman Augustine arrived at 9:19 pm.

Request for Approval of Resolution No. 05-38 Resolution to Approve the Greenfield Avenue Project Agreement with the State of Wisconsin/TABLED 8-9-05/DEFERRED 8-23-05

Motion by Alderman Gallagher for Approval of Resolution No. 05-38 Resolution To Approve the Greenfield Avenue Project Agreement with the State of Wisconsin to include items A-G and any comments as revised. Seconded by Alderman Hopkins and carried with Alderman Harenda, Hegeman and Ament voting no.

Recommendation from Carlson/Dettman concerning amendment to Civil Service Code Section 11-12/TABLED 7-26-05

No Action.

ADJOURN

Motion by Alderman Harenda to adjourn at 9:50 PM. Seconded by Alderman Hegeman and carried unanimously.

Respectfully submitted

Sherry Grant, CMC
Deputy City Clerk