

**CITY OF NEW BERLIN
PROCEEDINGS OF THE COMMON COUNCIL
Tuesday, November 28, 2006**

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

Mayor Jack F Chiovatero called the City of New Berlin Common Council Meeting to order at 8:20 PM after Committee of the Whole and Privilege of the Floor.

Present were Aldermen Hopkins, Augustine, Gallagher, Harenda, Hegeman, Moore and Ament. Also present were: City Attorney Mark Blum, City Clerk Marilyn Gauger, Planning Services Manager Nikki Jones, Community Development Director Greg Kessler, Captain Frank Zsohar, Human Resource Director Tami Potkay, Facilities Maintenance Director Bob Schulpus, City Assessor Paul Koller, City Engineer JP Walker, Fire Chief Ed Dobernig, Parks, Recreation & Forestry Director Mark Schroeder, IT Director Nick Roethal, Municipal Court Manager Mary Ann Rozman, Streets Supervisor Don Ullman, Fire Department Office Coordinator Deb Delikat, Assistant Fire Chief Scott Gillard and Police Lieutenant Joe Rieder.

This meeting was noticed on Wednesday, November 22, 2006 in accordance with the Open Meeting Law.

Those present recited the Pledge of Allegiance.

REPORTS

City Clerk – none

Council President – none

Mayor – Mayor Chiovatero answered some questions from residents: Regarding the October 24th public hearing, the City staff will answer any questions asked of them. He apologized for the lack of timeliness for the additional budget request information from the Fire Department and in providing the health insurance final numbers. The \$900,000 was spent on road repairs, it did not go elsewhere and Smart Growth was agenized at the Plan Commission meeting and we are looking for citizen input because this is a statutory requirement. Wall Street - \$850,000 - this street was approved however because of the snake issue and delays in construction at City Center the developer's company was dissolved. We do need to provide more access to the City Center. The city is not going to build Howard Avenue – Council has made that decision.

City Attorney - none

COMMUNICATIONS

None.

BOARD OF PUBLIC WORKS

Motion by Alderman Augustine to approve the American Megatrends LLC Development Agreement at 4320 S Moorland Road subject to final review as to form by the City Attorney. Seconded by Alderman Hopkins and carried unanimously.

MAYORAL APPOINTMENTS

Landmarks Commission

Motion by Alderman Hegeman to approve the re-appointment of Eugene A Wichowski with term expiring 10-1-2009. Seconded by Alderman Moore and carried unanimously.

DEFERRALS, REFERRAL & TABLED ITEMS

Recommendation from Committee of the Whole to approve the 2007 CIP Budget in the amount of \$4,732,000/TABLED 11-14-06

No action taken.

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CONSENT AGENDA

Motion by Alderman Ament to approve all of the following items listed on the Consent Agenda. Seconded by Alderman Moore and carried unanimously.

MINUTES - Common Council minutes from November 14, 2006

UTILITY AND FINANCE

Claims

- Recommend to Council approval of Water Utility claims in the amount of \$86,284.74, Sewer Utility claims in the amount of \$8,832.94 and Bi-weekly claims in the amount of \$645,932.68, all of which represents payment to vendors.

LICENSES & PERMITS

Bartenders

- Bartender License for the year 2006-2008 to Daniel J Tappa.
- Bartender License for the year 2006-2008 to Kayla A. Bell, Tom R. Holen, Millicent F. Hynes and Ketankumar A. Patel

MISCELLANEOUS

- None

ITEM/S REMOVED FROM CONSENT AGENDA

DEFERRED, REFERRED & TABLED ITEMS

Resolution No. 06-42 A Preliminary Resolution Declaring Intent to Levy Special Assessments and Directing the City Engineer to Prepare a Report for the Installation of Sanitary Sewer System to Service Areas on the North Side of Howard Avenue (west of Sunny Slope Road)/TABLED 11-14-06

This remained on the table.

Approve 2007 City of New Berlin Operating Budget/DEFERRED 11-14-06

Motion by Alderman Gallagher to approve the 2007 Operating Budget with revenues of \$31,695,384, levy of \$21,353,048 with a Tax Rate of \$5.0455 per \$1,000. Seconded by Alderman Hegeman and carried with Aldermen Harenda and Ament voting no.

ORDINANCES/RESOLUTIONS

Ordinance No. 2335 Ordinance To Amend Portions of Section 152-6 Licenses and Permits of the Municipal Code of the City of New Berlin Concerning Charitable Solicitations (1st reading)

Mayor Chiovatero indicated this is the first reading. City Clerk Gauger has some questions regarding this ordinance and will work with City Attorney Mark Blum.

ADJOURN

Motion by Alderman Ament to adjourn at 8:39 PM. Seconded by Alderman Hegeman and carried unanimously.

Respectfully submitted:

Marilyn Gauger, CMC/WCMC
City Clerk