

Common Council MEETING AGENDA



May 9, 2023 - 6:04 PM
(Following the 6pm Committee of the Whole Meeting)
City Hall
Council Chambers

Published: 5/5/2023

AGENDA

1. **PRIVILEGE OF THE FLOOR**
2. **CALL TO ORDER, PLEDGE OF ALLEGIANCE**
3. **ROLL CALL; DECLARATION OF QUORUM; PUBLIC NOTICE**
4. **APPROVAL OF MINUTES**
 - A. April 25, 2023 Common Council Meeting
 - B. April 27, 2023 Special Common Council Meeting
5. **REPORTS**
 - A. City Clerk
 - B. Council President
 - C. Mayor
6. **COMMUNICATIONS**
7. **RECREATION COMMISSION**
 - A. Discussion and possible action to recommend to the Common Council approval of the RAS to add the seasonal position of Lead Day Camp Counselor.
 - B. Discussion and possible action to recommend to the Common Council approval of an updated wage schedule for seasonal part-time recreation staff.
8. **UTILITY COMMITTEE**
 - A. UT 07-23 Recommend to Common Council to reject the bid from Power & Tel as being non-responsive to the bid specifications in respect to the Fiber Optic Cable Installation Project.
 - B. UT 08-23 Recommend to the Common Council to award the construction contract for the Fiber Optic Cable Installation Project to the lowest responsive bidder, Dulaca and Tobin in the amount of \$1,480,005.28, with a ten percent (10%) contingency of \$148,000.00, for a total project cost not to exceed \$1,628,005.28.
9. **MAYORAL APPOINTMENTS**
 - A. Discussion and Possible Action to approve the Mayoral Appointments per the list as presented
10. **DEFERRED, REFERRED & TABLED ITEMS**

11. ITEMS REMOVED FROM CONSENT AGENDA, if any

12. CONSENT AGENDA-----

- A.** *Items under the Consent Agenda have passed unanimously by the Committee of the Whole. Items not passed by a unanimous vote will be removed from consent agenda and will be considered separately.*

13. MINUTES

- A.** April 25, 2023 Committee of the Whole

14. UTILITY & FINANCE

- A.** Discussion and recommendation to Common Council approval of the May 10th, 2023 Water Utility claims in the amount of \$259,847.36, Sewer Utility claims in the amount of \$21,236.20 and General City claims in the amount of \$447,680.23. US Bank Visa EFT of \$35,191.51 and We Energies EFT of \$65,364.74.

15. LICENSES & PERMITS

- A.** Recommend to the Common Council approval of the alcohol license applications for the licensing year of July 1st, 2023 to June 30th, 2024 per the list as presented.

16. MISCELLANEOUS

- A.** Recommend to the Common Council that a joint public hearing be set for July 10, 2023 at 6:00 p.m. to be held before the Plan Commission to amend the Future Land Use Map within the City's Comprehensive Plan from Rural Commercial and Suburban Residential to Rural Commercial and Suburban Residential AND rezone from B-2 and R-3 to B-2 and R-3 for the properties located at 18335 W. National Ave (Tax Key #: 1262.961), Tax Key #: 1262.962 (located behind 18335 W. National Avenue) and 18395 W. National Ave (Tax Key #: 1262.963).
- B.** Recommend to Common Council that a joint public hearing be set for July 10, 2023 at 6:01 p.m. to be held before the Plan Commission to amend the Future Land Use Map within the City's Comprehensive Plan from Suburban Commercial to Suburban Commercial, Mixed Residential and Institutional with a Planned Unit Development Overlay AND rezone from I-1 and C-2 to B-1/PUD, Rm-1/PUD, I-1 PUD & C-2 for approximately 34.5 acres for the parcels located at 1750 S. Moorland Road (includes Tax Keys #'s listed from north to south, beginning at the intersection of Greenfield Avenue south along the east side of Moorland Road, up to the New Berlin Recreation Trail): 1158-990; 1158-991-001; 1158-993, 1158-994, 1158-989, 1158-991 & a portion of 1158-992).

17. END CONSENT AGENDA-----

18. ADJOURN

Supplemental Information:

- The meeting agenda and agenda packet are available online at www.NewBerlin.org. The minutes are published online and are approved at the next regularly scheduled meeting.
- It is possible that action will be taken on any of the items on the agenda and that the agenda may be discussed in any order.
- You may provide comments to the City Clerk via email at CitizenComments@NewBerlin.org. Comments will be forwarded to the Mayor and members of the governing body. Emailed comments are not read during the meeting.
- The City of New Berlin strives to host inclusive, accessible meetings that enable all individuals to engage and participate fully. Any person who has a qualifying disability under the Americans with Disabilities Act that requires that the meeting be accessible, please contact City Clerk Rubina R. Medina at (262) 786-8610 or via email at CityClerk@NewBerlinWI.gov at least 48 hours before the scheduled meeting time. Efforts will be made to accommodate the needs of disabled individuals through appropriate aids and/or services.
- It is also possible that members of and possibly a quorum of other governmental bodies of the municipality may be in attendance at the above-stated meeting to gather information; no action will be taken by any governmental body at the above-stated meeting other than the governmental body specifically referred to in the above notice.



Common Council MEETING MINUTES

April 25, 2023 - 6:04 PM
City Hall
Council Chambers

Please note: Minutes are unofficial until approved at the next regular scheduled meeting.

MINUTES

1. PRIVILEGE OF THE FLOOR

2. CALL TO ORDER, PLEDGE OF ALLEGIANCE

Mayor Ament called the meeting to order at 6:20 PM and lead the Pledge of Allegiance.

3. ROLL CALL; DECLARATION OF QUORUM; PUBLIC NOTICE

City Clerk Rubina R. Medina took the roll call as follows:

Present: Alderperson La Fever, Alderperson Hopkins, Alderperson Stribl, Alderperson Horbinski, Alderperson Kroupa, Alderperson Harenda

Excused: Alderperson Maxey

Staff Present: DCD Director Greg Kessler, City Attorney Mark Blum, City Clerk Rubina Medina

4. APPROVAL OF MINUTES

A. April 11, 2023 Common Council Meeting Minutes

MOTION: Motion to approve.

VOTE: Motion by: Kroupa
Second by: Harenda
Motion 6-0

B. April 18, 2023 Common Council and Installation Meeting Minutes

MOTION: Motion to approve.

VOTE: Motion by: Horbinski
Second by: Kroupa
Motion 6-0

5. REPORTS

A. City Clerk

B. Council President

C. Mayor

6. COMMUNICATIONS

7. PLAN COMMISSION

- A.** (4) KH RZ-2300208 John Jewell – Tax Key #: 1281.996.006 - Rezone from A-2, R-1/R-2 & C-2 to R-1/R-2 & C-2
MOTION: Motion to approve

VOTE: Motion by: Stribl
Second by: Hopkins
Motion 6-0
- B.** (4) KH LD-2300209 John Jewell – Tax Key #: 1281.996.006 – 4-Lot Certified Survey Map
MOTION: Motion to approve.

VOTE: Motion by: Stribl
Second by: Kroupa
Motion 6-0
- C.** (4) NJ RZ–2300230 Diane Krokowski - 5715 S. Sunny Slope Road (Tax Key #: 1289.994) – Rezone from A-2 to A-2 & R-6
MOTION: Motion to approve

VOTE: Motion by: Stribl
Second by: Harenda
Motion 6-0
- D.** (4) NJ LD–2300231 Diane Krokowski - 5715 S. Sunny Slope Road (Tax Key #: 1289.994) – 2-Lot Certified Survey Map.
MOTION: Motion to approve.

VOTE: Motion by: Stribl
Second by: Harenda
Motion 6-0
- E.** KH DCD1–2202121 Zoning Code Updates
MOTION: Motion to approve.

VOTE: Motion by: Stribl
Second by: La Fever
Motion 6-0
- F.** (3) & (6) KH PK-2300318 Park Design – Approval of selected consultant for the design of Buena Park and Maple Ridge Park
MOTION: Motion to approve.

VOTE: Motion by: Stribl
Second by: Horbinski

Motion 6-0

8. FOURTH OF JULY COMMISSION

- A.** Discussion and recommendation to the Common Council approval of a contract with Chrome Fireworks in the amount of \$30,000

MOTION: Motion to approve.

VOTE: Motion by: Stribl
Second by: Kroupa
Motion 6-0

- B.** Discussion and recommendation to the Common Council approval of a contract with Pat's Services, Inc. for rentals and service from July 1st to July 4th totaling \$10,020

MOTION: Motion to approve.

VOTE: Motion by: Stribl
Second by: Kroupa
Motion 6-0

- C.** Discussion and recommendation to the Common Council approval of a contract with A.N.T. Production Co. for rentals and service from July 1st to July 4th totaling \$10,400

MOTION: Motion to approve.

VOTE: Motion by: Stribl
Second by: Kroupa
Motion 6-0

- D.** Discussion and recommendation to the Common Council approval of a contract with Area Rental for rentals and service from June 28th to July 5th totaling \$20,760.67

MOTION: Motion to approve.

VOTE: Motion by: Stribl
Second by: Kroupa
Motion 6-0

9. MAYORAL APPOINTMENTS

- A.** Discussion and Possible Action to approve the Mayoral Appointments per the list as presented

MOTION: Motion to approve.

VOTE: Motion by: Horbinski
Second by: Stribl
Motion 6-0

10. DEFERRED, REFERRED & TABLED ITEMS

11. ITEMS REMOVED FROM CONSENT AGENDA, if any

12. CONSENT AGENDA-----

- A.** *Items under the Consent Agenda have passed unanimously by the Committee of the Whole. Items not passed by a unanimous vote will be removed from consent agenda and will be considered separately.*

MOTION: Motion to approve the consent agenda.

VOTE: Motion by: Hopkins
Second by: La Fever
Motion 6-0

13. MINUTES

- A.** April 11, 2023 Committee of the Whole Minutes

14. UTILITY & FINANCE

- A.** Discussion and recommendation to Common Council approval of the April 26, 2023 Water Utility claims in the amount of \$30,144.40, Sewer Utility claims in the amount of \$87,395.75 and General City claims in the amount of \$546,390.14. Tax overpayment checks totaling \$7,972.03 were also generated. US Bank VISA EFT of \$25,834.53.

15. MISCELLANEOUS

- A.** Fire Department Update, Chief Polzin
- B.** Discussion and recommendation to the Common Council approval of a contract with Mobcraft Beer, Inc. to host beer garden events between July 28, 2023 and October 15, 2023 at Malone Park

16. END CONSENT AGENDA-----

17. CLOSED SESSION

- A.** The basis for the items to be discussed in Closed Session are as enumerated in Section 19.85(1)(e) of the Wisconsin State Statutes. (e) Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified business whenever competitive or bargaining reasons require a Closed Session, more specifically:

The City Clerk read the basis to enter in closed session.

MOTION: Motion to go into closed session at 6:52 PM.

VOTE: Motion by: La Fever
Second by: Kroupa
Motion 6-0

- B.** Discussion of negotiation strategy regarding the potential sale of city property along Moorland Rd at Robin Trail

18. RECONVENE TO OPEN SESSION - Discussion and Possible Action on items listed below

- A.** Potential sale of city property along Moorland Rd at Robin Trail

19. ADJOURN

MOTION: Motion to adjourn the meeting at 6:53 PM.

VOTE: Motion by: Kroupa
Second by: La Fever
Motion 6-0

*Respectfully Submitted,
Rubina R. Medina, City Clerk*



Special Common Council MEETING MINUTES

April 27, 2023 - 6:00 PM
City Hall
Council Chambers

Please note: Minutes are unofficial until approved at the next regular scheduled meeting.

MINUTES

1. CALL TO ORDER, PLEDGE OF ALLEGIANCE

Mayor Ament called the meeting to order at 6:01 PM and lead the Pledge of Allegiance.

2. ROLL CALL; DECLARATION OF QUORUM; PUBLIC NOTICE

City Clerk Rubina R. Medina took the roll call as follows:

Present: Alderperson Hopkins, Alderperson La Fever, Alderperson Maxey, Alderperson Harenda, Alderperson Horbinski, Alderperson Kroupa

Excused: Alderperson Stribl

Staff Present: City Attorney Mark Blum, City Clerk Rubina Medina

3. MISCELLANEOUS

- A.** Election of Alderperson to serve on the Plan Commission - Per Section 275.15(B)1 - One alderperson shall be elected by 2/3 vote of the Common Council

MOTION: Motion to appoint Ald. Stribl to serve on the Plan Commission.

VOTE: Motion by: Harenda
Second by: Maxey
Motion 6-0

4. ADJOURN

MOTION: Motion to adjourn at 6:05 PM.

VOTE: Motion by: Kroupa
Second by: La Fever
Motion 6-0

*Respectfully Submitted,
Rubina R. Medina, City Clerk*



May 2, 2023

TO: Common Council
Mayor Ament
Alderman Harenda

FROM: Joelle Erickson on behalf of the Recreation Commission

RE: Items from the Recreation Commission Meeting from May 1, 2023 requiring Common Council action.

A.	Discussion and possible action to recommend to the Common Council approval of the RAS to add the seasonal position of Lead Day Camp Counselor
<u>Council Motion:</u>	
	This item was considered at the Recreation Commission meeting on May 1, 2023. It was recommended to the Common Council on a vote of 4-0. I do hereby make a motion to approve the seasonal position of Lead Day Camp Counselor as presented.
B.	Discussion and possible action to recommend to the Common Council approval of the RAS for an updated Wage Schedule for seasonal part-time recreation staff.
<u>Council Motion:</u>	
	This item was considered at the Plan Commission meeting on May 1, 2023. It was recommended to the Common Council on a vote of 4-0. I do hereby make a motion to approve an updated wage schedule for seasonal part-time recreation staff as presented.



City of New Berlin
3805 South Casper Drive P.O. Box 510921
New Berlin, Wisconsin 53151-0921

(262) 786-8610
Fax (262) 786-6121

REQUESTED ACTION STATEMENT

Date: May 1, 2023
TO: Mayor Ament
Recreation Commission
FROM: Erin Cross, Recreation Manager
ISSUE: Day Camp Personnel – Addition of Lead Counselor Position

REQUESTED:

Discussion and possible action to recommend to the Common Council approval of the RAS to add the seasonal position of Lead Day Camp Counselor

FISCAL IMPACT:

Over the course of the last 3 years, the number of participants in the Summer Day Camp program has increased substantially, doubling in size since 2018. In order to accommodate the increase, we have also opened a second location at Lions Park/Community Center. In reviewing the current seasonal staffing structure and working in combination with the Mayor's Office, the Human Resource Department, the Finance Department and the Recreation Department, we are proposing a new position in the Summer Day Camp staffing structure. This position would be filled with existing qualified seasonal employees, and would not be in addition to the existing staffing ratios. Therefore, the fiscal impact would not be in adding additional staff, but solely an hourly increase. This would increase the staffing expense of the Day Camp Program by a total of roughly \$1,722 over the course of the 10 week program.

The Mayor's Office has reviewed the budgetary impacts of this increase and supports approval of the proposed new position.

RATIONALE:

The addition of this position would provide necessary leadership and oversight of the Day Camp program, assist in maintaining a safety environment, while maintaining recommended ratios.

RECOMMENDATION:

Please consider recommending to the Common Council the approval of the RAS to add the seasonal position of Lead Day Camp Counselor.

Day Camp Lead Counselor**Full Time Seasonal (May 15th - August 19th)****Starting wage is \$16.00 per hour and is based on years of experience****Locations**

New Berlin Community Center/Lions Park: 14750 W Cleveland Ave

New Berlin Activities and Recreation Center: 15321 W National Avenue

General Overview of the Position

This position assists in supervising the daily operations of the summer Day Camp Program. This includes serving as a liaison between the Day Camp Counselors and Day Camp leadership staff and communicating with the participant's parents.

This position can work part time during the spring in preparation for the program. Upon completion of the program, additional hours may be available. Year-round sporadic hours are available with the Recreation Department.

Examples of Essential Duties

Major Duties/Essential Functions:

- Assists in developing weekly day camp schedule including but not limited to tag games, crafts, kickball, science activities, slime, cooking projects, water activities, dress up days, theme days, field trips, Friday fun days, and much more!
- Assists in providing on-site leadership to day camp counselors and participants
- Assists Recreation Specialist in training Day Camp Staff
- Purchases, inventories, and maintains all supplies required for Day Camp
- Identify safety issues and maintains positive behavior plan for all day campers
- Responsible for supervision of children and facilitating activities.
- Ensure all equipment is set up, and activity area is safe.
- Observes, enforces and explains all facility rules and regulations to participants.
- Reports problems or needs to management.
- Responsible for clean-up of Day Camp activity area.
- All other duties as assigned.

Minor Duties/Responsibilities:

- Answering phone calls
- Act as first responder
- Lead camping groups when necessary
- Communicate with parents
- Maintains accurate child files

Minimum Qualifications

- High School Diploma is required, Associates Degree in education or child care is preferred
- At least 1-3 years of experience working with children. (Past teaching/coaching experience would be ideal)
- Working with special needs children is a plus, but not required
- Knowledge of appropriate programming and activities for youth
- Knowledge of standard safety practices
- Ability to effectively communicate with parents and staff
- Able to direct the daily operations of the program for the staff
- Ability to follow City Government rules and regulations
- Able to keep records and complete all necessary paperwork for the program
- Must be able to work in a team environment
- Valid Driver's License

2023 Day Camp Expected Expenses

2022 Average Enrollment	46
2022 Total Supply Cost	\$24,407.00
Estimated cost per child for 10 weeks	\$530.59

2023 Average Enrollment	57
Estimated Cost of Supplies	\$30,243.46
Supply Cost per week	\$3,024.35

2023 ARC Staffing Estimates

Staff Position	Hours	Wage	Total Cost
Coordinator 1	40	\$ 20.00	\$ 800.00
Coordinator 2	40	\$ 19.50	\$ 780.00
Lead Counselor (1)	40	\$ 18.00	\$ 720.00
Lead Counselor (2)	40	\$ 18.00	\$ 720.00
Counselor (3)	40	\$ 16.00	\$ 640.00
Counselor (4)	40	\$ 16.00	\$ 640.00
Counselor (5)	40	\$ 15.00	\$ 600.00
Counselor (6)	40	\$ 16.00	\$ 640.00
Counselor (7)	40	\$ 15.00	\$ 600.00

Total	\$ 6,140.00
FICA	\$ 469.71

Total Weekly Salaries	\$ 6,609.71
Estimated Cost of Supplies	\$ 3,024.35
Estimated Total Cost	\$ 9,634.06

Average ARC Revenue \$ 11,902.50

2023 Lions Staffing Estimates

Staff Position	Hours	Wage	Total Cost
Coordinator 1	40	\$ 21.00	\$ 840.00
Coordinator 2	40	\$ 19.00	\$ 760.00
Lead Counselor (1)	40	\$ 18.00	\$ 720.00
Lead Counselor (2)	40	\$ 18.00	\$ 720.00
Counselor (3)	40	\$ 16.00	\$ 640.00
Counselor (4)	40	\$ 16.00	\$ 640.00
Counselor (5)	40	\$ 15.00	\$ 600.00
Counselor (6)	40	\$ 15.00	\$ 600.00

Total	\$ 5,520.00
FICA	\$ 422.28

Total Weekly Salaries	\$ 5,942.28
Estimated Cost of Supplies	\$ 3,024.35
Estimated Total Cost	\$ 8,966.63

Average Lions Revenue \$ 10,431.32

2023 Additional Part-time Staff Expense by Position

Bump up four counselor positions to new Lead Counselors	\$ 3,444.80
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City of New Berlin
3805 South Casper Drive P.O. Box 510921
New Berlin, Wisconsin 53151-0921

(262) 786-8610
Fax (262) 786-6121

REQUESTED ACTION STATEMENT

Date: May 1, 2023

TO: Mayor Ament
Recreation Commission

FROM: Erin Cross, Recreation Manager

ISSUE: Seasonal Personnel – Wage Schedule Update to take effect Sept 1st, 2023

REQUESTED:

Discussion and possible action to approve an updated Wage Schedule for seasonal part-time recreation staff.

FISCAL IMPACT:

In combination with the Mayor's Office, the Human Resource Department, Finance Department and the Recreation Department, we have put together an updated wage schedule in order to stay in line with local wages and in order to remain as fiscally responsible and maintain program budgets.

The Mayor's Office has reviewed the budgetary impacts of this slight decrease and supports approval of the proposed wage decreases.

RATIONALE:

Since making wage adjustments in 2022, the Recreation Department in coordination with the Human Resource Department has been able to hire more readily in order to have the required staff to operate recreation programs. In order to stay in line with local wages and in order to remain as fiscally responsible and maintain program budgets, we are proposing a slight decrease to some wages as represented in the supplemental chart.

RECOMMENDATION:

Recommend the Recreation Commission approve the attached Seasonal Personnel Wage Range Schedule.

New Berlin Recreation
Seasonal Personnel - Wage Range Schedule -September 1st, 2023 DRAFT

		Years of Experience *										
Positions	Current Start	Proposed Starting	1 year	2 year	3 year	4 year	5 year	6 year	7 year	8 year	9 year	10+ years**
Day Camp Coordinator	18.00	17.00	17.25	17.50	17.75	18.00	18.25	18.50	18.75	19.00	19.25	19.50
Lead Day Camp Counselor	N/A	16.00	16.25	16.50	16.75	17.00	17.25	17.50	17.75	18.00	18.25	18.50
Birthday Party Coordinator	16.00	15.00	15.25	15.50	15.75	16.00	16.25	16.50	16.75	17.00	17.25	17.50
Early Childhood Instructor	16.00	15.00	15.25	15.50	15.75	16.00	16.25	16.50	16.75	17.00	17.25	17.50
Youth Sports Instructor	15.00	14.00	14.25	14.50	14.75	15.00	15.25	15.50	15.75	16.00	16.25	16.50
Day Camp Counselor	15.00	14.00	14.25	14.50	14.75	15.00	15.25	15.50	15.75	16.00	16.25	16.50
Youth Program Instructor	15.00	14.00	14.25	14.50	14.75	15.00	15.25	15.50	15.75	16.00	16.25	16.50
Adult Programs												
Adult Referee/Umpire	28.00	28.00	28.50	29.00	29.50	30.00	30.50	31.00	31.50	32.00	32.50	33.00
Site Supervisor	15.00	17.00	17.25	17.50	17.75	18.00	18.25	18.50	18.75	19.00	19.25	19.50
Scorekeeper/Timer	15.00	14.00	14.25	14.50	14.75	15.00	15.25	15.50	15.75	16.00	16.25	16.50
Adult Program Instructor	16.00	16.00	16.25	16.50	16.75	17.00	17.25	17.50	17.75	18.00	18.25	18.50
Adult Fitness Instructor	18.00	18.00	18.50	19.00	19.50	20.00	20.50	21.00	21.50	22.00	22.50	23.00
Facilities												
Concessions Manager	16.00	16.00	16.25	16.50	16.75	17.00	17.25	17.50	17.75	18.00	18.25	18.50
Concessionaire	15.00	14.00	14.25	14.50	14.75	15.00	15.25	15.50	15.75	16.00	16.25	16.50

This chart is meant to help determine starting wages for new employees and does not serve as a guaranteed annual increase schedule.

*Years of experience can be gained through relevant experience outside of the New Berlin Recreation Department and by obtaining or maintaining current and relevant certifications.

**After 10 years of experience, each additional year will see an increase of \$0.15.

UTILITY STAFF REPORT

EXECUTIVE SUMMARY

CUSTOMER/PROJECT:

City of New Berlin Utility
Fiber Optic Cable Installation Project

LOCATION:

City Wide

REQUEST:

To reject the bid from Power & Tel as being non-responsive to the bid specifications in respect to the Fiber Optic Cable Installation Project.

UTILITY MANAGER RECOMMENDATION:

Recommend to Common Council to reject the bid from Power & Tel as being non-responsive to the bid specifications in respect to the Fiber Optic Cable Installation Project.

DETAILS IN ATTACHED STAFF REPORT

**CITY OF NEW BERLIN
UTILITIES DEPARTMENT
STAFF REPORT**

**City of New Berlin Utilities
Fiber Optic Cable Installation Project**

DATE STAFF REPORT CREATED: May 1, 2023

CUSTOMER/PROJECT NAME: City of New Berlin Utilities
Fiber Optic Cable Installation Project

ISSUE/DESCRIPTION OF PROJECT:

This project consists of installing fiber optics to all utility lift stations, pump houses, elevated towers and PRV Pit

REQUESTED ACTION:

Recommend to Common Council to reject the bid from Power & Tel as being non-responsive to the bid specifications in respect to the Fiber Optic Cable Installation Project.

FISCAL IMPACT: N/A

SOURCE OF FUNDS: N/A

RATIONALE:

The contractor was non-responsive to the bid specifications; therefore, it should be rejected.

UTILITY MANAGER RECOMMENDATION:

To reject the bid from Power & Tel as being non-responsive to the bid specifications.

ATTACHMENTS: Bid Tabulations

UT07-23

May 1st, 2023

TO: Jim Hart
Utility Manager
City of New Berlin
3805 S Casper Drive
New Berlin, WI 53151

RE: City of New Berlin Project UT-23-01 Tabulation and Recommendation of Award

Bids were received and publicly opened on Thursday April 27th, 2023 for the City of New Berlin Project UT-23-01 Fiber Optic Connections. Below is the tabulation of the accepted Bids.

Bids were received from the following contractors:

CableCom

Deluca & Tobin

Holtger Brothers Inc

IHC Construction Companies

***Power & Tel**

**Power and Telephone Supply submitted a Materials Only Bid for this project, therefore it did not meet the project requirements and was not considered for project award.*

Below is a tabulation of the qualified Bid Responses:

Contractor	Base Bid Pricing
CableCom	\$ 1,646,356.97
Deluca & Tobin	\$ 1,480,005.28
Holtger Brothers Inc	\$ 2,806,819.56
IHC Construction Companies	\$ 2,410,710.00

All Qualified bid responses comply with the bidding rules, and none stated any exception to the contract terms and conditions.



UT07-23

MCE has reviewed the response from the lowest bidder, Deluca & Tobin, and found it to be complete and within compliance of the Bidding Terms and Conditions. MCE has thus determined that Deluca & Tobin is qualified to perform this work per the RFB documents.

MCE recommends award of the City of New Berlin Project UT-23-01 Fiber Optic Connections to **Deluca Tobin**, 1724 N Silverspring Dr, Appleton, WI 54913, for the Lump Sum Bid Amount of **\$1,480,005.28**.

Thank you for entrusting MCE with this project design, and bidding support. We look forward to entering the Management phase of this project and seeing the construction of this network through to completion.

Please feel free to contact me with any questions or comments.

Sincerely,

Dan Becker
President
Multimedia Communications & Engineering, Inc.

UTILITY STAFF REPORT

EXECUTIVE SUMMARY

CUSTOMER/PROJECT:

City of New Berlin Utility
Fiber Optic Cable Installation Project

LOCATION:

City Wide

REQUEST:

Award construction contract for the Fiber Optic Cable Installation Project to the lowest responsive bidder Deluca and Tobin

UTILITY MANAGER RECOMMENDATION:

Recommend to the Common Council to award the construction contract for the Fiber Optic Cable Installation Project to the lowest responsive bidder, Dulaca and Tobin in the amount of \$1,480,005.28, with a ten percent (10%) contingency of \$148,000.00, for a total project cost not to exceed \$1,628,005.28.

DETAILS IN ATTACHED STAFF REPORT

1. In April, 2023 the City of New Berlin Utility solicited bids for the Fiber Optic Cable Installation Project.
2. On April 27th, 2023, the Utility received five (5) bids for the Fiber Optic Cable Installation Project. Staff reviewed the bids and determined that Deluca & Tobin was the lowest responsive bidder.
3. A bid award recommendation and summary of the bid job is attached to this staff report.

**CITY OF NEW BERLIN
UTILITIES DEPARTMENT
STAFF REPORT**

**City of New Berlin Utility
Fiber Optic Cable Installation Project**

DATE STAFF REPORT CREATED: May 1, 2023

CUSTOMER/PROJECT NAME: City of New Berlin Utility
Fiber Optic Cable Installation Project

ISSUE/DESCRIPTION OF PROJECT:

This project consists of installing fiber optics to all utility lift stations, pump houses, elevated towers and the PRV Pit.

REQUESTED ACTION:

Recommend to Common Council to award the construction contract for the Fiber Optic Cable Installation Project to the lowest responsive bidder, Dulaca and Tobin in the amount of \$1,480,005.28, with a ten percent (10%) contingency of \$148,000.00, for a total project cost not to exceed \$1,628,005.28.

FISCAL IMPACT: \$1,628,005.28

SOURCE OF FUNDS: Water CIP 90-107000
Wastewater CIP 80-107000

RATIONALE:

Replace the existing outdated, failing radio communication system.

UTILITY MANAGER RECOMMENDATION:

Award the construction contract for the Fiber Optic Cable Installation Project to the lowest responsive bid, Dulaca and Tobin in the amount of \$1,480,005.28, with a ten percent (10%) contingency of \$148,000.00, for a total project cost not to exceed \$1,628,005.28.

ATTACHMENTS: Award Recommendations

UT 08-23

May 1st, 2023

TO: Jim Hart
Utility Manager
City of New Berlin
3805 S Casper Drive
New Berlin, WI 53151

RE: City of New Berlin Project UT-23-01 Tabulation and Recommendation of Award

Bids were received and publicly opened on Thursday April 27th, 2023 for the City of New Berlin Project UT-23-01 Fiber Optic Connections. Below is the tabulation of the accepted Bids.

Bids were received from the following contractors:

CableCom

Deluca & Tobin

Holtger Brothers Inc

IHC Construction Companies

*Power & Tel

**Power and Telephone Supply submitted a Materials Only Bid for this project, therefore it did not meet the project requirements and was not considered for project award.*

Below is a tabulation of the qualified Bid Responses:

Contractor	Base Bid Pricing
CableCom	\$ 1,646,356.97
Deluca & Tobin	\$ 1,480,005.28
Holtger Brothers Inc	\$ 2,806,819.56
IHC Construction Companies	\$ 2,410,710.00

All Qualified bid responses comply with the bidding rules, and none stated any exception to the contract terms and conditions.



UT 08-23

MCE has reviewed the response from the lowest bidder, Deluca & Tobin, and found it to be complete and within compliance of the Bidding Terms and Conditions. MCE has thus determined that Deluca & Tobin is qualified to perform this work per the RFB documents.

MCE recommends award of the City of New Berlin Project UT-23-01 Fiber Optic Connections to **Deluca Tobin**, 1724 N Silverspring Dr, Appleton, WI 54913, for the Lump Sum Bid Amount of **\$1,480,005.28**.

Thank you for entrusting MCE with this project design, and bidding support. We look forward to entering the Management phase of this project and seeing the construction of this network through to completion.

Please feel free to contact me with any questions or comments.

Sincerely,

Dan Becker
President
Multimedia Communications & Engineering, Inc.



DATE: May 3, 2023

TO: Rubina Medina
City Clerk

FR: Mayor Dave Ament

RE: Mayoral Appointments for the May 9, 2023 Common Council Mtg

Board of Review

Paul Langer
13280 W Fountain Dr.
New Berlin, WI 53151
414-698-3853
paul.langer@outlook.com
(Re-Appointment)

Expiration Date

5/31/2028

For Office Purposes Only						
T	Em	We	Provo	Lt	Ethc	H
T	I	b	x	r	s	B

Community Development Authority

Scott Schulpus
16840 W Beloit Rd.
New Berlin, WI 53151
262-613-5021
sschulpus@aol.com
(Re-Appointment)

Expiration Date

5/31/2027

For Office Purposes Only						
T	Em	We	Provo	Lt	Ethc	H
T	I	b	x	r	s	B

Fourth of July Commission

Wendy Testin
17602 W. Lincoln Ave.
New Berlin, WI 53146
414-336-2257
wstestin@yahoo.com
(New Appointment)

Expiration Date

8/1/2026

For Office Purposes Only						
T	Em	We	Provo	Lt	Ethc	H
T	I	b	x	r	s	B



Committee of the Whole MEETING MINUTES

April 25, 2023 - 6:00 PM
Council Chambers
3805 S. Casper Drive

Please note: Minutes are unofficial until approved at the next regular scheduled meeting.

MINUTES

1. ROLL CALL; DECLARATION OF QUORUM; PUBLIC NOTICE

Mayor Ament called the meeting to order at 6:00 PM.

City Clerk Rubina R. Medina took the roll call as follows:

Present: Alderperson Kroupa, Alderperson Horbinski, Alderperson Stribl, Alderperson Hopkins, Alderperson La Fever, Alderperson Harenda

Excused: Alderperson Maxey

Staff Present: DCD Director Greg Kessler, City Attorney Mark Blum, Fire Chief Mark Polzin, City Clerk Rubina R. Medina

2. APPROVAL OF MINUTES

A. April 11, 2023 Committee of the Whole Minutes

MOTION: Motion to approve the minutes as presented.

VOTE: Motion by: Horbinski
Second by: Kroupa
Motion 6-0

3. UTILITY & FINANCE

A. Discussion and recommendation to Common Council approval of the April 26, 2023 Water Utility claims in the amount of \$30,144.40, Sewer Utility claims in the amount of \$87,395.75 and General City claims in the amount of \$546,390.14. Tax overpayment checks totaling \$7,972.03 were also generated. US Bank VISA EFT of \$25,834.53.

MOTION: Motion to approve.

VOTE: Motion by: Stribl
Second by: Kroupa
Motion 6-0

4. MISCELLANEOUS

A. Fire Department Update, Chief Polzin

Fire Chief Mark Polzin provided an update to the Council and constituents. A PDF of his presentation is included in the agenda packet.

- B.** Discussion and recommendation to the Common Council approval of a contract with Mobcraft Beer, Inc. to host beer garden events between July 28, 2023 and October 15, 2023 at Malone Park

MOTION: Motion to approve

VOTE: Motion by: Hopkins
Second by: La Fever
Motion 6-0

5. ADJOURN

MOTION: Motion to adjourn the meeting at 6:18 PM.

VOTE: Motion by: Stribl
Second by: Kroupa
Motion 6-0

*Respectfully Submitted,
Rubina R. Medina, City Clerk*

The below establishments hereby make application to the City of New Berlin Common Council for an Alcohol License as described below subject to Wisconsin Statutes and City of New Berlin Municipal Code for the period comencing July 1st, 2023 and ending June 30, 2024. Licenses are issued by the Clty Clerk pending all requirements (inspection, fees paid, etc.) are met.

Trade Name	Corporation Name	Alcohol License Type	Street Address	Agent	Licensed Premise
Armeli's Restaurant & Pizzeria	Armeli's Of New Berlin, Inc.	Class B - Combo	16201 W. National Ave.	Anthony Armeli	Premise Description: First-floor dining, outside patio and inside bar -basement and bar storage.
Asia Restaurant	Asia Restaurant, Inc.	Class B - Combo	16150 W. National Ave.	Kari A. Moy	PREMISE DESCRIPTION: RESTAURANT, BAR & PATIO
					☐
Baler's	Baler's LLC	RESERVE Class B - Combo	13327 W Greenfield Ave	Rebekah J. Capps	PREMISE DESCRIPTION: BAR AREA, BACK ROOM WALK-IN COOLER, BACK HALL,FRONT HALL, BACK OUTDOOR PATIO AREA, FRONT PATIO AREA, BATHROOMS.
Big Tuna Japanese Restaurant	Big Tuna Inc.	Class B - Combo	3624 S. Moorland Rd.	Yong Cheng Jiang	PREMISE DESCRIPTION: COOLER, CABINET, ENTIRE RESTAURANT AREA
Buffalo Wild Wings	Blazin Wings Inc.	RESERVE Class B - Combo	15306 W. Beloit Rd	Michael J. Wirch	PREMISE DESCRIPTION: SINGLE STORY BLDG W/ ATTACHED PATIO
					PREMISE DESCRIPTION: SALES OF ALCOHOLIC BEVERAGES ARE DONE IN A) THE MAIN DINING ROOM B) THE BACK FUNCTION/DINING ROOM AND C) THE SEPARATE BAR AREA BETWEEN THE TWO ROOMS
China Dragon Restaurant	China Dragon LLC	Class B - Combo	15820 W. National Ave.	Xiao H. Huang	
Chumley's Pub	Chris Burr Inc	Class B - Combo	3612 S. Moorland Rd.	Christopher S. Burr	PREMISE DESCRIPTION: BEER IS IN COOLER IN BACK, LIQUOR IS STORED IN LIQUOR CABINET. CONSUMED AND SERVED AT THE BAR AND AT TABLES THROUGHOUT THE BAR.
					PREMISE DESCRIPTION: ONE STORY 155,488 SQ FT BUILDING LOCATED IN THE CITY OF NEW BERLIN. PRODUCT RECEIVED THROUGH RECEIVING DOCK. PRODUCT STOCKED WITHIN 24 HRS OF RECEIVING AND MERCHANDISED WITHIN THE PERIMETERS OF THE RETAIL BUILDING. RECORDS ARE ELECTRONICALLY STORED IN RECEIVING & OFFICE AREAS.
Costco Wholesale #1212	Costco Wholesale Corporation	Class A Retail - Combo	15300 W. Grange Avenue	John Checa	
Hometown New Berlin	Ruchika Enterprise LLC	Class A Retail - Combo	13996 W. National Ave	Dhruba Wagle	PREMISE DESCRIPTION: BEHIND THE COUNTER, FOUR COOLERS, WALK IN COOLER
					PREMISE DESCRIPTION: THE SERVICE OF ALCOHOLIC BEVERAGES WILL TAKE PLACE IN THE LOWER LEVEL OF THE FACILITY. THIS INCLUDES TWO DINING AREAS (LOWER LOUNGE & DINING ROOM). THIS PREMISES IS ONLY THESE LOCATIONS AND DOES NOT INCLUDE THE ENTIRE FACILITY. STORAGE WILL BE IN A LOCKED LIQUOR CABINET AREA IN THE LOWER LEVEL.
Krause Food Service	FPG Krause, LLC	RESERVE Class B - Combo	12401 W. National Ave.	Mark J. Krause	
Kwik Trip #499	Kwik Trip, Inc.	Class A Retail - Combo	15700 W. Small Rd.	Melanie D. Sternig	PREMISE DESCRIPTION: ONE-STORY FRAME CONSTRUCTION WITH STORAGE IN LOCKABLE WALK-IN COOLER, ON SALES FLOOR, BEHIND SALES COUNTER.
Kwik Trip #534	Kwik Trip, Inc.	Class A Retail - Combo	13975 W Cleveland Ave	Samuel T. McCormick	PREMISE DESCRIPTION: ONE-STORY FRAME CONSTRUCTION WITH STORAGE IN COOLERS, ON SALES FLOOR AND BEHIND SALES COUNTER
Kwik Trip #971	Kwik Trip, Inc.	Class A Retail - Combo	2101 S Moorland Rd	Matthew L. Jones	PREMISE DESCRIPTION: ONE-STORY FRAME WITH STORAGE IN WALK-IN COOLER, ON SALES FLOOR AND BEHIND THE SALES COUNTER.
Kwik Trip #977	Kwik Trip, Inc.	Class A Retail - Combo	15075 W National Ave	Graham Serchen	PREMISE DESCRIPTION: ONE-STORY FRAME CONSTRUCTION WITH STORAGE IN WALK-IN COOLER, ON SALES FLOOR, BEHIND SALES COUNTER.
Lagniappe Brasserie	Lagniappe Brasserie LLC	Class B - Combo	17001 W. Greenfield Ave.	Andrew P. Tenaglia	PREMISE DESCRIPTION: STORED IN LOCKED STORAGE ROOM. SERVED AND CONSUMED AT BAR, IN DINING ROOM AND DESIGNATED OUTDOOR PATIO.
					PREMISE DESCRIPTION: ALCOHOL SOLD FROM SPEED RAILS BEHIND BAR AND STORED IN ENCLOSED ROOM IN BASEMENT. BEER IS SOLD FROM COOLERS BEHIND BAR AND STORED IN WALK-IN COOLER AND ON SHELVES IN BASEMENT. BEER IS SERVED FROM COOLERS BEHIND BAR.
Mary's Caddyshack	Mary's Caddyshack, LLC.	Class B - Combo	1959 S 124th Street	Mary Pakula	
					PREMISE DESCRIPTION: BEVERAGES ARE ONLY SOLD WITHIN THE CLUBHOUSE ON OUR PROPERTY. EVERYTHING IS STORED EITHER WITHIN OUR FRONT BEVERAGE COOLER OR OUR STOCK ROOM IN THE BACK OF THE BUILDING.
Moorland Road Golf Center	Moorland Road Golf Center LLC	Class B - Beer	5900 S. Moorland Rd.	Michael J. Vance	
Mustang Shelly's Roadhouse	Mustang Shelly's Roadhouse, Ltd.	Class B - Combo	18540 W. National Ave.	Michele E. High	PREMISE DESCRIPTION: SOLD, SERVED, AND CONSUMED IN THE TAVERN ON 1ST FLOOR & STORED IN BASEMENT
My Pantry	Dharani, Inc.	Class A Retail - Combo	1410 S. Calhoun Rd.	Murad M. Ali	PREMISE DESCRIPTION: COOLERS WITHIN ESTABLISHMENT
					PREMISE DESCRIPTION: Expensive bottles are behind the counter. Regular liquor are on shelving right of the cashier. Beer is stored in 16 door cooler, which has a walk-in cave with shelves.
New Berlin Liquor	NFS2, LLC.	Class A Retail - Combo	12940 W. National Av.	Dalip Singh	
					PREMISE DESCRIPTION: CONCESSION STAND AND PICNIC TABLES AT CONCESSION STAND, WALK-IN COOLER, AND SEATING AREA/BLEACHERS OF BALL FIELDS AND ALONG BALL FIELD FENCE LINES. SEASONAL APRIL-OCTOBER
New Berlin Sports Park	MC Improvements	Class B - Beer	17980 W. Beloit Rd.	Kim M. Cook	
					PREMISE DESCRIPTION: BEER IS PRIMARILY SOLD IN KITCHEN ON MEZZAININE. SPECIAL EVENTS BEER WILL BE SOLD FROM 1ST FLOOR NEAR BACK LOBBY INCLUDING ADJACENT SPACE JUST INSIDE COURTED AREA. BEER IS STORED IN KITCHEN AND AREA ADJACENT TO KITCHEN ON MEZZANINE AND 1ST FLOOR STORAGE AREA BETWEEN LOCKER ROOMS.
New Berlin Sportsplex	GWI Ventures LLC	Class B - Beer	2900 S 163rd St.	Ivan Petrovic	

Trade Name	Corporation Name	Alcohol License Type	Street Address	Agent	Licensed Premise
Nickels Pub	Penny L. Burk	Class B - Combo	13915 W. Greenfield Ave.	Penny L. Burk	PREMISE DESCRIPTION: BLOCK BUILDING. TAVERN IN FRONT, STORAGE IN BACK
Ojibwa Bowhunters Of Milwaukee	Ojibwa Bowhunters Of Milwaukee	Class B - Beer	P.O. Box 511306	Rodd M. Szmania	Club house & Pavillion
					PREMISE DESCRIPTION: PREMISES DIVIDED BETWEEN SALES OFFICE (FRONT OF BUILDING) AND WAREHOUSE SPACE. PRODUCT IS STORED PERMANATELY IN WAREHOUSE SPACE, SOME MAY BE STORED ON TEMPORARY BASIS IN OFFICE SPACE.
PRP Wine International	PRP Wine International, Inc.	Class A Retail - Combo	2700 S. 163rd St.	Arthur C. Holdmann	PREMISE DESCRIPTION: FRONT COUNTER, SOUTHWEST CORNER ALONG WEST WALL, BACK STORAGE ROOM, COOLER AND AISLE INFRONT OF COOLER DOOR
Quickmart	Quickmart LLC	Class A Retail - Combo	19400 W. College Ave	Satinder K. Dhillon	PREMISE DESCRIPTION: DINING ROOM, COUNTER, PATIO, STORED IN BACK ROOM OF KITCHEN
Rainbow Restaurant	Rainbow Restaurant, Inc.	Class B - Combo	6290 S. Martin Rd.	Jean-Jacques Witczak	PREMISE DESCRIPTION: ENTIRE INTERIOR OF THE THEATRE BUILDING INCLUDING LOBBY, LOUNGE CORRIDORS AND ALL AUDITORIUMS.
Ridge Cinema	Family Entertainment, LLC	Class B - Combo	5200 S. Moorland Rd.	David Metz	PREMISE DESCRIPTION: SOLD ON SALES FLOOR, STORED IN SECURE AREA.
Sendik's Food Market	Sendik's New Berlin LLC	Class A Retail - Combo	3600 S. Moorland Rd.	Theodore T. Balistreri	PREMISE DESCRIPTION: 1ST FLOOR, DECK & BASEMENT
Senor Luna	Senor Luna LLC	Class B - Combo	1901 S. Calhoun Rd.	Kevin E. Larson	PREMISE DESCRIPTION: SAME AS BELOW
Speedway #4230	Speedway LLC - Licensing Dept	Class A Retail - Hard Cider Only	14001 W. Greenfield Ave.	Jody Romano	PREMISE DESCRIPTION: WALK IN COOLER, MAIN SALES AREA, ONE UTILITY/STORAGE ROOM
Speedway #4230	Speedway LLC - Licensing Dept	Class A Retail - Beer	14001 W. Greenfield Ave.	Jody Romano	PREMISE DESCRIPTION: Main Sales Floor, Cooler, Utility/Storage Room
Speedway #4540	Speedway LLC - Licensing Dept	Class A Retail - Hard Cider Only	15555 W. Beloit Rd.	Adam J. Novak	PREMISE DESCRIPTION: GENERAL SALES FLOOR & WALK IN COOLER, MAIN BEER SALES AREA, ONE STORE ROOM
Speedway #4540	Speedway LLC - Licensing Dept	Class A Retail - Beer	15555 W. Beloit Rd.	Adam J. Novak	PREMISE DESCRIPTION: ALCOHOL TO BE STORED IN KITCHEN AND STORAGE ROOM. ALCOHOL TO BE SERVED IN DINING ROOM AND OUTSIDE PATIO.
Sunny Side Up Cafe	Sunny Side Up Cafe LLC	RESERVE Class B - Combo	15744 W. National Ave	Lee C. Chiroff	Clubhouse, Patio, Driving Range, golf course
Sunnyslope Golf Course	Cool Golf LLC	Class B - Combo	4285 S Sunnyslope Rd	John Bauer	
Texas Roadhouse	Texas Roadhouse, Inc./Texas Roadhouse Holdings LLC	RESERVE Class B - Combo	15425 W. Rock Ridge Rd.	Stephanie Schubring	PREMISE DESCRIPTION: 6,923 SF SINGLE STORY BUILDING WITH RESTAURANT AND BAR
					PREMISE DESCRIPTION: Main bar and back storage room including basement. Premise description also includes an area in the establishment parking lot for a golf league which occurs every Wednesday from 6pm to 10pm from July 2023 to September 2023 and May 2024 until the expiration of said license.
The 19th Hole Country Club	The 19th Hole Country Club LLC	Class B - Combo	1525 S. 124th St.	Susan J. Pirlot	PREMISE DESCRIPTION: BAR, RESTAURANT SEATING AREA, FRONT OF BUILDING - TABLES OUTDOORS
The Varsity Club	Blue Moon Enterprises LLC	Class B - Combo	12400 W. Beloit Rd.	Michael J. Teipner	PREMISE DESCRIPTION: RETAIL DRUG STORE WITH SUNDRIES IN A ONE-STORY BUILDING - 14,491 SQUARE FEET. LIQUOR IS SOLD ON SALES FLOOR AND COOLERS. OVERSTOCK IS STORED IN LOCKED STORAGE ROOM.
Walgreens #07259	Walgreen Co.	Class A Retail - Combo	3855 S. Moorland Rd.	Linda M. Wasiak	PREMISE DESCRIPTION: One-room, one-story building approximately 152,298 square feet includingn stalls in parking lot specifically designated for online grocery pickup and Grab n Go area of store. Product is located in coolers and on shelves in Grocery Department and displayed in seasonal aisles. Overstock product is located in Receiving area. □
Walmart #5438	Wal-Mart Stores East LP	Class A Retail - Combo	15205 W Greenfield Ave	Michelle Michek	PREMISE DESCRIPTION: Convenience store of gas station. Single story building & storage, coolers
Welcome Mart	Welcome East Side LLC	Class A Retail - Combo	17200 W. Cleveland Ave.	Harjeet Walia	PREMISE DESCRIPTION: MAIN FLOOR FOR THE SALE OF ALCOHOLIC BEVERAGES INCLUDING BACK PATIO ONLY FOR SEATING NOT SERVING. BASEMENT STORES LIQUOR AND BEER - ONLY FOR STORAGE.
West Side Pub	West Side Pub Inc.	Class B - Combo	20385 W. National Ave.	Michael J. Jost	PREMISES DESCRIPTION: STORAGE AREA FOR WINES, FACILITIES FOR PACKAGING, ONE STORY, DIVIDED,
Wines For Humanity	Wines For Humanity LLC	Class A Retail - Combo	2702 S 163rd St.	Arthur C. Holdmann	

REQUESTED ACTION STATEMENT

MEMO TO: Mayor David Ament
Common Council

CC: Plan Commission (via email)

MEMO FROM: Gregory W. Kessler, AICP - Director

DATE: May 9, 2023

ISSUE: Jim Duerrwaechter has filed a petition to amend the Future Land Use Map within the City's Comprehensive Plan (Chapter 10 – Land Use and Chapter 19 – “Neighborhood I” National Avenue West) from Suburban Residential to Rural Commercial and to rezone from R-3 to B-2 for the property located at Tax Key #: 1262.962 (located behind 18335 W. National Avenue).

REQUESTED: Recommend to the Common Council that a joint public hearing be set for July 10, 2023 at 6:00 p.m. to be held before the Plan Commission to amend the Future Land Use Map within the City's Comprehensive Plan (Chapter 10 - Land Use and Chapter 19 - “Neighborhood I” National Avenue West) for the property located at Tax Key #: 1262.962 (located behind 18335 W. National Avenue) from Suburban Residential to Rural Commercial; AND

Recommend to the Common Council that a joint public hearing be set for July 10, 2023 at 6:00 p.m. to be held before the Plan Commission to rezone the property located at Tax Key #: 1262.962 (located behind 18335 W. National Avenue) from R-3 to B-2.

RATIONALE: Per Chapter 275-21.1 of the City's Zoning Code, the applicant has filed a completed application and petitioned the City to amend the Comprehensive Plan / Future Land Use Map for this property. Per this section, the applicant submits the application to the Common Council for initial review. DCD staff prepares a requested action statement to refer the request to the Plan Commission to hold a public hearing and take action via a resolution. A report shall be forwarded to the Common Council for final action.

Per Chapter 275-22 of the City's Zoning Code, the applicant has filed a completed application and petitioned the City to rezone these properties. In addition, per State Statute 62.23(7), the Common Council may refer to the Plan Commission all petitions to rezone a property and require that a public hearing be held to obtain public input and that the Plan Commission formulate a recommendation. These recommendations shall be forwarded to the Common Council for final action.

Per Zoning Code Section 275-20I, the applicant has simultaneously filed a Land Division application.

Note: Staff is continuing to prepare the 2030 Comprehensive Plan Updates as time permits. Please note this request will include other basic changes to these chapters. This will represent a public hearing for the 2030 Comprehensive Plan updates. Additional public hearings will be set up to handle the remaining chapters at a future date.

REQUESTED ACTION STATEMENT

MEMO TO: Mayor David Ament
Common Council

CC: Plan Commission (via email)

MEMO FROM: Gregory W. Kessler, AICP - Director

DATE: April 27, 2023

ISSUE: Dan Romnek on behalf of Mandel Group and the City of New Berlin have filed a petition to rezone from I-1 and C-2 to B-1/PUD, Rm-1/PUD, I-1 PUD & C-2 and to amend the Future Land Use Map within the City's Comprehensive Plan (Chapter 11 - Neighborhood "A" Greenfield Avenue and Chapter 10 - Land Use) from Suburban Commercial to Suburban Commercial, Mixed Residential and Institutional with a Planned Unit Development Overlay for approximately 34.5 acres for the parcels located at 1750 S. Moorland Road (includes Tax Keys #'s listed from north to south, beginning at the intersection of Greenfield Avenue south along the east side of Moorland Road, up to the New Berlin Recreation Trail): 1158-990; 1158-991-001; 1158-993, 1158-994, 1158-989, 1158-991 & a portion of 1158-992)

REQUESTED: Recommend to Common Council that a joint public hearing be set for July 10, 2023 at 6:01 p.m. to be held before the Plan Commission to amend the Future Land Use Map within the City's Comprehensive Plan (Chapter 11 - Neighborhood "A" Greenfield Avenue and Chapter 10 - Land Use) from Suburban Commercial to Suburban Commercial, Mixed Residential and Institutional with a Planned Unit Development Overlay for approximately 34.5 acres for the parcels located at 1750 S. Moorland Road (includes Tax Keys #'s listed from north to south, beginning at the intersection of Greenfield Avenue south along the east side of Moorland Road, up to the New Berlin Recreation Trail): 1158-990; 1158-991-001; 1158-993, 1158-994, 1158-989, 1158-991 & a portion of 1158-992).

AND

Recommend to the Common Council that a joint public hearing be set for July 10, 2023 at 6:01 p.m. to be held before the Plan Commission to rezone approximately 34.5 acres for the parcels located at 1750 S. Moorland Road (includes Tax Keys #'s listed from north to south, beginning at the intersection of Greenfield Avenue south along the east side of Moorland Road, up to the New Berlin Recreation Trail): 1158-990; 1158-991-001; 1158-993, 1158-994, 1158-989, 1158-991 & a portion of 1158-992) from I-1 and C-2 to B-1/PUD, Rm-1/PUD, I-1 PUD & C-2.

RATIONALE: Per Chapter 275-21.1 of the City's Zoning Code, this applicant has filed a completed application and petitioned the City to amend the Comprehensive Plan / Future Land Use Map for this property. Per this section, the applicant submits the application to the Common Council for initial review. DCD staff prepares a requested action statement to refer the request to the Plan Commission to hold a public hearing and take

action via a resolution. A report shall be forwarded to the Common Council for final action.

Per Chapter 275-22 of the City's Zoning Code, this applicant has filed a completed application and petitioned the City to rezone these properties. In addition, per State Statute 62.23(7), the Common Council may refer to the Plan Commission all petitions to rezone a property and require that a public hearing be held to obtain public input and that the Plan Commission formulate a recommendation. These recommendations shall be forwarded to the Common Council for final action.

Per Zoning Code Section 275-20I, Mr. Romnek has simultaneously filed a Land Division application.

Note:

Staff is continuing to prepare the 2030 Comprehensive Plan Updates as time permits. Please note this request will include other basic changes to these chapters. This will represent a public hearing for the 2030 Comprehensive Plan updates. Additional public hearings will be set up to handle the remaining chapters at a future date.