



**CITY OF NEW BERLIN
COMMON COUNCIL MEETING**

Tuesday, April 12, 2022

6:00 PM

Zoom Meeting

<https://us02web.zoom.us/j/86861722444>

The Council has satisfied the requirements as directed by the Common Council on June 22, 2021 and Ordinance No. 2651 to hold this meeting via electronic means. The full text of this ordinance and the minutes from the above mentioned meeting can be viewed at www.newberlin.org

Any comments that the public wishes to make may be communicated to the city via email at citizencomments@newberlin.org and will be forwarded to the Mayor and City Council. Interested parties may also participate by:

- Downloading the ZOOM app located at <https://zoom.us/> and utilize this unique ID to join: 868 6172 2444
- Following this direct link to the meeting: <https://us02web.zoom.us/j/86861722444>
- Find your local number: <https://us02web.zoom.us/j/86861722444>

AGENDA

CALL TO ORDER, PLEDGE OF ALLEGIANCE,

ROLL CALL; DECLARATION OF QUORUM; PUBLIC NOTICE

APPROVAL OF MINUTES

March 29, 2022 Common Council Meeting Minutes

March 8, 2022 Common Council Minutes

REPORTS

City Clerk

Council President

Mayor

PLAN COMMISSION

(2) KH PK-2200051 - Approval of the contract for the 2022 Lions Park Improvement Project.

PARKS, BUILDINGS AND GROUNDS COMMISSION

Discussion and Possible Action to Approve Beer Garden Contract with Four brothers Blended Beer Company, LLC, d/b/a City Lights Brewing Company, to host beer garden events between June 4, 2022 and October 2, 2022, at Malone Park.

MAYORAL APPOINTMENTS

Discussion and possible action to appoint Rubina R. Medina to the position of City Clerk for the City of New Berlin effective April 23, 2022

Recommend the reappointment of John Goetter, Scott Schulpius and James Klappa to the Board of Appeals with new terms effective 5/1/2022 and expiring 4/30/2025.

Recommend the reappointment of Gary Beier to the Board of Review with new term effective 5/1/2022 and expiring 4/30/2027.

Recommend the reappointment of Alderman John Hopkins to the Community Development Authority with new term effective immediately and expiring 4/21/2025.

Recommend the reappointment of Alderman John Hopkins to the Handicapped Persons Appeal Committee with new term effective 4/19/2022 and expiring 4/30/2023.

Recommend the reappointment of Brian McGrath to the Plan Commission with new term effective 5/1/2022 and expiring 4/30/2025.

Recommend the reappointment of Mary Claire Lanser to the Police and Fire Commission with new term effective 5/1/2022 and expiring 4/30/2027.

DEFERRED, REFERRED & TABLED ITEMS

ITEMS REMOVED FROM CONSENT AGENDA, if any

CONSENT AGENDA*****

MINUTES

March 8, 2022 Committee of the Whole Minutes

March 29, 2022 Committee of the Whole Meeting Minutes

UTILITY & FINANCE

Approval of April 13, 2022 Water Utility claims in the amount of \$176,364.73, Sewer Utility claims in the amount of \$909,923.47 and General City claims in the amount of \$868,562.62.

Tax overpayment checks totaling \$94,712.37 & \$6,378.77 were also generated.

US Bank VISA EFT of \$21,015.78.

WE Energies EFT of \$73,284.26

LICENSES & PERMITS

Operator (Bartender) license applications for the licensing period ending June 30, 2023 per the list as presented.

MISCELLANEOUS

Requested Action Statement for approval of public bids for the New Berlin Activity and Recreation Center

Discussion and possible action regarding Opening a Special Administration Action in Waukesha County Circuit Court relative to the Estate of Chris Glynn (D/O/D: 9/25/21) in order that the City may pursue various property maintenance issues that exist on the property located at 15901 Santa Rosa.

Recommend Council approval of contractual documents between the City of New Berlin and Adorama Camera, Inc. to purchase two Autel Evo II drone bundles with accessories. The purchase would include two 36 month extended warranties to cover maintenance and protection of two Autel Evo II drones.

Recommend to Common Council a public hearing be set for June 6, 2022 at 6:00 PM before the Plan Commission to amend the City's Comprehensive Plan Chapt. 19 and Chapt. 10 for Tax Key #: 1268-993 from Single Family Residential to Institutional.

Recommend to the Common Council that a joint public hearing be set for June 6, 2022 at 6:00 PM before the Plan Commission to rezone approximately 3.5278 acres of the southeast portion of the property located at Tax Key #: 1268-993 from R-1/R-2 to I-1/PUD.

Recommend that the Common Council approve Resolution 22-5, A Resolution amending the 2022 capital projects budget in the amount of \$75,000 for the repair of the Carriage Barn foundation

Discussion and possible action to approve Resolution 22-6, a Resolution to declare an emergency eliminating the necessity of public bidding for the performance of repairs on the foundation of The Carriage Barn and to proceed with the execution of a contract with Beeler Construction, Inc. to perform said repairs.

END CONSENT AGENDA*****

CLOSED SESSION

The basis for the items to be discussed in Closed Session are as enumerated in Section 19.85(1)(g) of the Wisconsin State Statutes. (g) Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved, more specifically:

Discussion regarding the Skydance Pet Lodge Nuisance Complaint

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:

Discussion regarding the retainer agreement with Stafford Rosenbaum LLP

The basis for the items to be discussed in Closed Session are as enumerated in Section 19.85(1)(c) of the Wisconsin State Statutes. (c) Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility, more specifically:

Administrative Services

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

Discussion and possible action regarding the retainer agreement with Stafford Rosenbaum LLP

ADJOURN

PLEASE NOTE:

- ✓ 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. It is also possible that members of and possible 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 above in this notice.
- ✓ Also, upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through appropriate aids and services. For additional information or to request this service, contact City Clerk Georgia Stanford (262) 786-8610.