

Common Council MEETING AGENDA



November 14, 2023 - 6:05 PM
(Following the 6pm Committee of the Whole Meeting)
City Hall
Council Chambers

Amended: 11/13/2023 @ 1:05 PM

Published: 11/10/2023

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. 10/24/2023 Common Council Meeting Minutes
- B. 11/7/2023 Special Common Council Meeting Minutes

5. REPORTS

- A. City Clerk
- B. Council President
- C. Mayor

6. COMMUNICATIONS

7. PLAN COMMISSION

- A. (7) KW CP-2301585 Terri Engsberg on behalf of Holy Apostles Congregation - 15970 W. National Avenue (Tax Key #: 1212-992) and a portion of the property located at 16000 W. National Avenue (Tax Key #: 1212-991-001) - Amend the Future Land Use Map within the City's Comprehensive Plan from Suburban Commercial to Institutional and 2023 Comprehensive Plan Updates (Joint Public Hearing 10/2/2023)
- B. (7) KW RZ-2301586 Terri Engsberg on behalf of Holy Apostles Congregation - 15970 W. National Avenue (Tax Key #: 1212-992) and a portion of the property located at 16000 W. National Avenue (Tax Key #: 1212-991-001) - Rezone from B-2 to I-1. (Joint Public Hearing 10/2/2023)
- C. (7) KW LD-2301587 Terri Engsberg on behalf of Holy Apostles Congregation - 15970 W. National Avenue (Tax Key #: 1212-992) and a portion of the property located at 16000 W. National Avenue (Tax Key #: 1212-991-001) - 1 -Lot Certified Survey Map
- D. (4) KH RZ-2301341 Ryan Janssen with Ryan's Buying LLC - 5751 S. Sunny Slope Road (Tax Key # 1289.994.002) - Rezone from A-2 to R-6. (PUBLIC HEARING 10/2/2023)
- E. GK DCD1-2302102 Zoning Code Updates

8. UTILITY COMMITTEE

- A. UT 13-23 Discussion and recommendation to the Common Council to approve a reduction of Wastewater rates by 2.5% to help offset an increase of water rates.
- B. UT 14-23 Discussion and recommendation to the Common Council approval of the proposed 2024 Water Utility Operating Budget
- C. UT 15-23 Discussion and recommendation to the Common Council approval of the proposed 2024 Water Utility CIP Budget. Information included in the 2024 Water Utility Operating Budget.
- D. UT 16-23 Discussion and recommendation to the Common Council approval of the proposed 2024 Wastewater Utility Operating Budget.

- E. UT 17-23 Discussion and recommendation to the Common Council approval of the proposed 2024 Wastewater Utility CIP Budget. Information included in the 2024 Wastewater Utility Operating Budget.

9. RECREATION COMMISSION

- A. Discussion and possible action to Common Council approval of the RAS for Athletic Field Use Guidelines for the 2024 Outdoor Sports Season.
- B. Discussion and possible action to Common Council approval of the RAS to enter into an Instructor Services agreement with Andy Stefancin, DBA Andy's Events LLC to provide Recreation dance instruction
- C. Discussion and possible action to Common Council approval of the RAS to enter into an Instructor Services agreement with Craig Bukowski to provide recreation dance instruction
- D. Discussion and possible action to Common Council approval of the RAS to enter into an Instructor Services agreement with Barb Chucka, DBA One Cake at a Time, LLC, to provide recreation cooking lessons

10. PARKS, BUILDINGS & GROUNDS COMMISSION

- A. Discussion and Recommendation to the Common Council to approve Resolution Number 2023-33
- B. Discussion and Recommendation to Common Council to Approve the Sprengel House Restoration Contract Award

11. MAYORAL APPOINTMENTS

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

12. DEFERRED, REFERRED & TABLED ITEMS

13. ITEMS REMOVED FROM CONSENT AGENDA, if any

14. **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.*

15. MINUTES

- A. October 24, 2023 Committee of the Whole Meeting Minutes
- B. November 7, 2023 Public Budget Hearing & Special Committee of the Whole Meeting Minutes

16. UTILITY & FINANCE

- A. Discussion and recommendation to the Common Council approval of the November 15, 2023 Water Utility claims in the amount of \$140,383.35, Sewer Utility claims in the amount of \$494,731.99 and General City claims in the amount of \$1,574,874.25. US Bank VISA EFT of \$29,369.55 for purchases from September 15, 2023 to October 16, 2023. We Energies EFT of \$47,801.18 for energy usage for August 2023.

17. LICENSES & PERMITS

- A. Discussion and recommendation to the Common Council approval of the "Class A" alcohol license for Welcome Mart located at 15551 W. Cleveland Avenue for the licensing period expiring June 30th, 2024
- B. Discussion and recommendation to the Common Council approval of the 2024 Garbage Hauler license for Eagle Disposal Inc.

18. MISCELLANEOUS

- A. Assessor's Department Update - City Assessor Tim Kosteretz
- B. Discussion and recommendation to the Common Council to approve the 2024 CIP Budget
- C. Discussion and recommendation to the Common Council to approve the RAS for the creation of an Assistant Recreation Manager position for the Department of Community Development - Recreation Division
- D. Discussion and recommendation to the Common Council approval of Resolution 23-34, a Resolution amending the 2022 Capital Projects Budget in the amount of \$128,788 for the New Berlin Activity and Recreation Center Phase 2
- E. Discussion and recommendation to the Common Council approval of Resolution 23-35, a Resolution amending the Capital Projects Budget for the purchase of a 1 ton dump truck
- F. Discussion and recommendation to the Common Council to review and approve the Joint Powers Agreement, County 911 Emergency System between the City of New Berlin and Waukesha County

- G. Discussion and recommendation to the Common Council approval of a new School Resource Officer Memorandum of Understanding Agreement between the City of New Berlin and the School District of New Berlin
- H. Discussion and recommendation to the Common Council approval of the request from the Joint Review Board to hold a virtual meeting via Zoom on December 4th, 2023 at 4pm

19. END CONSENT AGENDA-----

20. 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:
- B. Discuss/negotiate the terms and cost of the AE Proposal - DPW Phase One Contract
- C. Discuss/negotiate the terms and cost of the AE Proposal - Hickory Grove Redevelopment Contract

21. RECONVENE TO OPEN SESSION

- A. AE Proposal - DPW Phase One Contract - Discussion and possible action
- B. AE Proposal - Hickory Grove Redevelopment Contract - Discussion and possible action

22. 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.