



Common Council MEETING MINUTES

June 11, 2024 - 6:05 PM
City Hall Council Chambers
3805 S. Casper Drive

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

MINUTES

1. PRIVILEGE OF THE FLOOR

Each speaker is limited to 3 minutes. The session will conclude at 6:30 pm

Mayor Ament read the rules for Privilege of the Floor.

Mike Thurston introduced himself to the Mayor and Council. He stated that he is running for District Attorney of Waukesha County.

2. CALL TO ORDER, PLEDGE OF ALLEGIANCE

Mayor Ament called the meeting to order at 7:06 pm and led 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 Hopkins, Alderperson Maxey, Alderperson Harenda, Alderperson Stribl, Alderperson Kroupa, Alderperson Horbinski, Alderperson La Fever

Excused: None

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

The City Clerk stated that a quorum was established, and the meeting was properly noticed.

4. APPROVAL OF MINUTES

A. May 14, 2024 Common Council Meeting Minutes

MOTION: Motion to approve

VOTE: Motion by: Harenda
Second by: Kroupa
Motion 7-0

B. May 21, 2024 Special Common Council Meeting Minutes

MOTION: Motion to approve

VOTE: Motion by: Horbinski
Second by: Maxey
Motion 7-0

5. REPORTS

A. City Clerk

No report.

B. Council President

No report.

C. Mayor

The Mayor gave his report which is attached to the agenda packet.

6. COMMUNICATIONS

None.

7. PLAN COMMISSION

- A.** Discussion and possible action to recommend to Common Council approval of (1) KH CP-2400415 Yonatan Zvi - 15201 W. Greenfield Avenue (Tax Key #: 1158.998) and adoption of Resolution 2024-10 and Ordinance 2694 to amend the Future Land Use Map within the City's Comprehensive Plan (Chapter 10). (Public Hearing 5/6/2024)

MOTION: Motion to approve

VOTE: Motion by: Stribl
Second by: Harenda
Motion 7-0

- B.** Discussion and possible action to recommend to Common Council approval of (1) KH RZ-2400416 Yonatan Zvi - 15201 W. Greenfield Avenue (Tax Key #: 1158.998) & 15205 W. Greenfield Avenue (Tax Key #: 1158.999.001) and adoption of Ordinance 2695 that approves the rezoning. (Public Hearing 5/6/2024)

MOTION: Motion to approve

VOTE: Motion by: Stribl
Second by: Maxey
Motion 7-0

- C.** Discussion and possible action to recommend to Common Council approval of (1) KH LD-2400417 Yonatan Zvi - 15201 W. Greenfield Avenue (Tax Key #: 1158.998) & 15205 W. Greenfield Avenue (Tax Key #: 1158.999.001) - 2-lot Certified Survey Map.

MOTION: Motion to approve

VOTE: Motion by: Stribl
Second by: Maxey
Motion 7-0

- D.** Discussion and possible action to recommend to Common Council approval of (5) NJ RZ-2202317 Austin Workman with Workman Enterprises LLC - 19000 W. Lincoln Avenue (Tax Key #'s: 1172-994, 1172-998-003, 1172-998 and 1167-996-001) and adoption of Ordinance 2692 that approves the rezoning from C-1 and C-2 to M-1. (Public Hearing 5/6/2024)

MOTION: Motion to Approve

VOTE: Motion by: Stribl
Second by: Maxey
Motion 7-0

8. BOARD OF PUBLIC WORKS

- A.** ITEM 09-24 Discussion and possible action to recommend to Common Council approval of the Development Agreement for the property located at 5715 S. Sunny Slope Road (Tax Key NBC 1289.994.002) as Theofila Estates Subdivision.

MOTION: Motion to approve

VOTE: Motion by: Horbinski
Second by: Kroupa
Motion 7-0

9. FOURTH OF JULY COMMISSOIN

- A. Recommend to the Common Council approval of a contract with BCI Entertainment LLC in the amount of \$20,000 for 4th of July Festival Drone show on July 5th 2024

MOTION: Motion to approve

VOTE: Motion by: Stribl
Second by: Harenda
Motion 7-0

10. PARKS, BUILDINGS & GROUNDS COMMISSION

- A. Recommend to Common Council to award the New Berlin Hills Clubhouse Building Envelope Project to the most responsive and responsible bidder, The Gardner Company, Inc. in the amount of \$108,369.00, and to reject the non-conforming bid from Roberts Restoration, Inc. and all Alternate bids.

MOTION: Motion to approve

VOTE: Motion by: La Fever
Second by: Hopkins
Motion 7-0

11. MAYORAL APPOINTMENTS

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

MOTION: Motion to approve

VOTE: Motion by: Harenda
Second by: Kroupa
Motion

12. DEFERRED, REFERRED & TABLED ITEMS

- A. Discussion and possible action to recommend to Common Council approval of Ordinance 2689 to amend Chapter 152 of the Municipal Code, Licenses and Permits (*Deferred by Council on 5/14/24*)

MOTION: Motion to refer item to the Code Committee

VOTE: Motion by: Stribl
Second by: Maxey
Motion 7-0

13. ITEMS REMOVED FROM CONSENT AGENDA, if any

None

14. CONSENT AGENDA-----

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 consent agenda

VOTE: Motion by: Horbinski
Second by: Maxey
Motion 7-0

15. MINUTES

- A. Discussion and recommendation to Common Council approval of May 14, 2024, Committee of the Whole Meeting Minutes

16. UTILITY & FINANCE

- A.** Discussion and recommendation to Common Council approval of the May 29th, 2024, Water Utility claims in the amount of \$138,348.64, Sewer Utility claims in the amount of \$11,888.61 and General City claims in the amount of \$377,153.29
- B.** Discussion and recommendation to Common Council approval of the June 12th, 2024, Water Utility claims in the amount of \$11,689.59, Sewer Utility claims in the amount of \$70.55, and General City claims in the amount of \$364,993.56. US Bank VISA EFT of \$39,884.19 and WE Energies EFT of \$66,720.01

17. LICENSES & PERMITS

- A.** Discussion and recommendation to Common Council approval of the renewal alcohol license applications for the licensing year of July 1st, 2024, to June 30, 2025, per the applications on file and subject to meeting all requirements
- B.** Discussion and possible action to recommend to Common Council approval of a Producer Full-Service Retail Sales Application to Kowalske Brewing, dba Component Brewing for the Father's Day Open House event to be held at the New Berlin Historical Society on June 16, 2024
- C.** Discussion and possible action to recommend to Common Council approval of a Producer Full-Service Retail Sales Application to Kowalske Brewing, dba Component Brewing for the Ice Cream Social event to be held at the New Berlin Historical Society on July 14, 2024

18. MISCELLANEOUS

- A.** Finance Department Update
- B.** Set goals and directives for the 2025 budget, including tax levy target
- C.** Discussion and possible action to recommend to Common Council approval of an RAS for the renewal of a lease agreement with Brueggemann Farms to farm 20 acres of city-owned land for the 2024 and 2025 growing seasons for the property located approximately at 5851 S. Sunny Slope Road (Tax Key #: 1289.997.001).
- D.** Discussion and possible action to recommend to Common Council approval of an Requested Action Statement for the approval of a Land Rental Agreement between the City of New Berlin and the University of Wisconsin-Madison for installation of a weather station.

- E. Discussion and possible recommendation to Common Council approval of the agreement between the City of New Berlin and the Professional Firefighters of Wisconsin Charitable Foundation, Inc. (PFFWCF) to utilize the area adjacent to Fire Station No. 1 and the Streets building parking lot for the 2024 Ride to Burn Camp, to be held on August 13, 2024, from 5 pm to 5:45 pm. This approval is contingent upon PFFWCF providing the City with an approved Certificate of Insurance and Liability Policy Endorsement document, both of which must be approved by the City Attorney
- F. Discussion and possible recommendation to Common Council approval of the "Intergovernmental Agreement for Law Enforcement Services for the 2024 Republican National Convention in Milwaukee, Wisconsin" as submitted by the City of Milwaukee and contingent on the Chief of Police executing/submitting the Agreement to the City of Milwaukee
- G. Discussion and recommendation to Common Council approval of Mathew Newman as the New Berlin School District representative on the Safety Commission

19. END CONSENT AGENDA-----

20. 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:

The City Clerk read the basis for entering into Closed Session.

MOTION: Motion to enter into closed session 7:40 pm

VOTE: Motion by: Maxey
Second by: Harenda
Motion 7-0

A. Waukesha County Claim

21. RECONVENE TO OPEN SESSION

MOTION: Motion to return to open session at 7:47 pm

VOTE: Motion by: Stribl
Second by Harenda
Motion 7-0

A. Discussion and possible action re: Waukesha County Claim
No Motion

22. ADJOURN

MOTION: Motion to adjourn at 7:48 pm

VOTE: Motion by: Kroupa
Second by: La Fever
Motion 7-0

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