

Common Council MEETING AGENDA



July 23, 2024 - 6:05 PM
(Following the Committee of the Whole Meeting)
City Hall
Council Chambers

Amended: 7/22/2024 @ 4:30 pm

Published: 7/19/2024

AGENDA

1. PUBLIC HEARING(S)

- A. A public hearing regarding the proposed issuance of City of New Berlin, Wisconsin Industrial Development Revenue Bonds, Series 2024 (Wenthe-Davidson Engineering Co. Project), in an aggregate amount not to exceed \$4,200,000, pursuant to Section 66.1103 of the Wisconsin Statutes, to finance a project to be owned by Wenthe-Davidson Engineering Co., a Wisconsin corporation.

2. PRIVILEGE OF THE FLOOR

3. CALL TO ORDER, PLEDGE OF ALLEGIANCE

4. ROLL CALL; DECLARATION OF QUORUM; PUBLIC NOTICE

5. APPROVAL OF MINUTES

- A. June 18, 2024, Common Council Meeting Minutes

6. REPORTS

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

7. COMMUNICATIONS

8. NEW BUSINESS

- A. Consideration of Resolution No. 2024-20, A final resolution regarding Industrial Development Revenue Bond Financing for Wenthe-Davidson Engineering Co. Project

9. CODE COMMITTEE

- 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 to Code Committee by Council on 5/14/24*)

10. PLAN COMMISSION

- A. (5) NJ LD-2400261 City of New Berlin - 15321 W. National Avenue (Tax Key #: 1207.965.003) - Discussion and possible action to recommend to Common Council approval of 2-Lot Certified Survey Map.
- B. (5) NJ LD-2401009 Daniel Meier with Lynch & Associates on behalf of Debra Bitz - 4310 S. Moorland Road (Tax Key #: 1243.997) - Discussion and possible action to recommend to Common Council approval of 2-Lot Certified Survey Map.

- C. (4) KH UA-2300546 John Holborow with Rock Ridge Developers, LLC – 5276 S. Moorland Road – Use, Site and Architectural approval for Caribou Coffee - Request for site modifications, release of the Cross Access Easement, and amendment to CSM No. 12233 (Approved 5/8/2023)

11. BOARD OF PUBLIC WORKS

- A. Discussion and possible action to recommend to Common Council approval of the Relocation Order for the reconstruction of Sunny Slope Road and file with the County Clerk.

12. UTILITY COMMITTEE

- A. Discussion and Possible Action to Recommend to the Common Council the Rejection of all Bids for the Davit Lift Station Crane project

13. MAYORAL APPOINTMENTS

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

14. DEFERRED, REFERRED & TABLED ITEMS

15. ITEMS REMOVED FROM CONSENT AGENDA, if any

16. 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.*

17. MINUTES

- A. June 18, 2024 Committee of the Whole Meeting Minutes

18. UTILITY & FINANCE

- A. Discussion and possible action to recommend to Common Council to approve the July 10th, 2024, Water Utility claims in the amount of \$23,538.58, Sewer Utility Claims in the amount of \$740,777.64, and General City Claims in the amount of \$1,279,678.72
- B. Discussion and possible action to recommend to Common Council to approve the July 24th, 2024, Water Utility claims in the amount of \$150,259.68, Sewer Utility Claims in the amount of \$42,407.06, and General City Claims in the amount of \$375,477.76. US Bank EFT of \$39,666.79 and We Energies EFT of \$46,912.94

19. LICENSES & PERMITS

- A. Discussion and possible action to recommend to Common Council approval for Kowalske Brewing, doing business as Component Brewing, to sell beer in Malone Park for the Color Clash Dash event on August 10th, 2024, from 10:00 am to 6:00 pm, as outlined in Form AB-105. The application, along with the Council's recommendation, will be forwarded to the Wisconsin DOR, Division of Alcohol Beverages, for final approval and issuance
- B. Discussion and possible action to recommend to Common Council approval for Kowalske Brewing, doing business as Component Brewing, to sell beer in Malone Park for the beer garden event on September 7th, 2024, from 12:00 pm to 6:00 pm, as outlined in Form AB-105. The application, along with the Council's recommendation, will be forwarded to the Wisconsin DOR, Division of Alcohol Beverages, for final approval and issuance
- C. Discussion and possible action to recommend to Common Council approval for Kowalske Brewing, doing business as Component Brewing, to sell beer at the New Berlin Historical Society for the Historical Day Event Open House and Beer Garden event on September 8th, 2024, from 1:00 pm to 4:00 pm, as outlined in Form AB-105. The application, along with the Council's recommendation, will be forwarded to the Wisconsin DOR, Division of Alcohol Beverages, for final approval and issuance

- D. Discussion and possible recommendation to Common Council approval of a loudspeaker variance until 11 pm for St. Elizabeth Ann Seton Parish for their Seton Funfest on July 26th, 27th, and 28th, 2024

20. MISCELLANEOUS

- A. Human Resource Department Update
- B. Discussion and possible action to recommend to Common Council approval of Resolution 2024-18, a Resolution providing for the sale of approximately \$14,135,000 General Obligation Promissory Notes, Series 2024A
- C. Discussion and possible action to recommend to Common Council approval of Ordinance 2696, an Ordinance Amending Chapter 93 and Section 152-3(A) of the City of New Berlin Municipal Code regarding vaping devices
- D. Discussion and possible action to recommend to Common Council approval of Ordinance No. 2697, an Ordinance to amend Section 6-31, A of the City of New Berlin Municipal Code Regarding the Membership of the Recreation Commission
- E. Discussion and possible action to recommend to Common Council approval of eliminating large room rentals
- F. Discussion and possible action to recommend to Common Council approval of the public bids and CM related fees for Phase 1 of the Community Center at Hickory Grove Renovation Project
- G. Discussion and possible action to recommend to Common Council approval of service agreement with All Star Health Center
- H. Discussion and possible action to recommend to Common Council approval of Resolution No. 2024-19, a Resolution of the City of New Berlin releasing portions of Public Sewer, Water, Storm Sewer, and Access Easements as Depicted on CSM #12050, #6872, and #7554, which are no longer necessary on the Activity Recreation Center property. This action will facilitate the creation of a lot to sell to Nice Bites, LLC.
- I. Discussion and possible action to recommend to Common Council approval of the amendments to the City Clerk's Fee List as presented
- J. Discussion and Possible Action to approve or reject the use of the Ballot Drop Box in the City of New Berlin, as outlined in the Requested Action Statement by the Mayor and City Clerk

21. END CONSENT AGENDA-----

22. ADJOURN

Supplemental Information:

- The meeting agenda and agenda packet are available online at www.NewBerlinWI.gov
- The minutes are published online and are approved at the next regularly scheduled meeting.
- Action may be taken on any of the agenda items, and the agenda may be discussed in any order.
- You may email comments to the City Clerk at CitizenComments@NewBerlinWI.gov. The comments will be forwarded to the mayor and Common Council members. The emailed comments are not read during the meeting.
- The City of New Berlin is committed to hosting inclusive, accessible meetings. We strive to enable all individuals to engage and participate fully regardless of their abilities. If you have a qualifying disability under the Americans with Disabilities Act that requires the meeting to be accessible, please get in touch with the Office of the City Clerk at (262) 786-8610 or via email at ClerksOffice@NewBerlinWI.gov at least 48 hours before the scheduled meeting time. We will make every effort to accommodate your needs through appropriate aids and/or services.

- *It is also possible that members of and possibly a quorum of other municipal governmental bodies may attend the above-stated meeting to gather information; any governmental body will take no action at the above-stated meeting other than the governmental body specifically referred to in the above meeting notice.*