



Recreation Commission Meeting Agenda

January 20, 2025 - 6:00 PM
New Berlin Activity & Recreation Center
15321 W. National Avenue

Published 1/17/2025

AGENDA

1. **CALL TO ORDER**
2. **ROLL CALL; DECLARATION OF QUORUM; PUBLIC NOTICE**
3. **APPROVAL OF MINUTES**
 - A. November 6, 2024 Meeting Minutes
4. **NEW BUSINESS**
 - A. Discussion and possible action to recommend to Common Council approval of the vendor agreements with Banks Family Consulting LLC to provide consulting services for small businesses and individuals, as well as personal athletic training.
 - B. Winterfest Update
 - C. ARC Update
 - D. NBYA Update
 - E. Hickory Grove Update
5. **ADJOURN**

Additional Information

- The agenda packet with supplemental information related to the agenda items is available online at www.NewBerlinWI.gov. Once finalized by the governing body, approved meeting minutes are also posted online.
- The governing body may consider agenda items out of order
- Members, and potentially a quorum of other governmental bodies of the municipality, may be present at the meeting to gather information. No action will be taken by any governmental body other than the one referenced in this notice.
- With reasonable notice, accommodations will be provided under the Americans with Disabilities Act to meet the needs of individuals with disabilities through appropriate aids and services. For more information or to request assistance, please contact the Office of the City Clerk at (262) 786-8610.



Recreation Commission MEETING MINUTES

November 6, 2024 - 6:00 PM
New Berlin Activity & Recreation Center
15321 W. National Avenue

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

MINUTES

1. CALL TO ORDER

Alderman Harenda called the meeting to order at 6:01PM.

2. ROLL CALL; DECLARATION OF QUORUM; PUBLIC NOTICE

Alderman Harenda took the roll call as follows:

Present: Alderperson Harenda, Commissioner Prei, Commissioner Woida (arrival at 6:15PM, didn't vote on items), NBAA Rep Johnson, NBAA Rep Kittson, Commissioner Oelschlaeger

Excused: NBPS Rep Elyssa Henry

Staff Present: DCD Director Greg Kessler, Recreation Manager Katie Roth, Community Relations Specialist Joelle Erickson

3. APPROVAL OF MINUTES

A. October 21, 2024 Meeting Minutes

MOTION: Motion to Approve Minutes

VOTE: Motion by: Commissioner Prei
Second by: Commissioner Kittson
Motion 5-0

4. NEW BUSINESS

A. Discussion and possible action to recommend to Common Council approval of Winterfest Band Contract.

MOTION: Motion to Approve Winterfest Band Contract

VOTE: Motion by: Commissioner Johnson
Second by: Commissioner Prei
Motion Passes 5-0

Cold Soda Club - good reviews and preferred to have a band over a DJ

B. Discussion and possible action to recommend to Common Council approval of Winterfest Fireworks Contract.

MOTION: Motion to Approval of Winterfest Fireworks

VOTE: Motion by: Commissioner Kittson
Second by: Commissioner Prei
Motion Passes 5-0

Chrome is the same company as used for the 4th of July fireworks. Fundraising funds are used to cover the cost. Drone pricing was discussed and it was roughly \$20,000 for 200 drones.

- C.** Discussion and possible action to recommend to Common Council approval of the services agreement with Wisconsin Basketball Official Association.

MOTION: Motion to Approve Service Agreement

VOTE: Motion by: Commissioner Johnson
Second by: Commissioner Kittson
Motion Passes 5-0

\$35/game and \$200 scheduling fees. All officials are paid by WBOA and are not employees of the city.

5. COMMUNICATION

- A.** Winter-Spring 2025 Recreation Activity Guide

- Changes and updates discussed
- Silver Sneaker fitness classes – free for Silver Sneaker card holders
- Guide printed onsite (2k printed), copies can be found at City Hall, Library, ARC but most people use the digital copy

- B.** NBYA Update

- Coaches meeting last week
- 462 players, 52 teams
- Kindergarten will play at the ARC on Saturdays

- C.** Recreation Division Update

- Two offers made
- Megan starting 3 Dec
- Kelsey TBD
- Carson started

- D.** Winterfest Update

- Pickleball tournament, Discover New Berlin, Saturday will have NBYA games

6. ADJOURN

Next meeting will likely be in January.

MOTION: Motion to Adjourn at 6:36PM

VOTE: Motion by: Commissioner Prei
Second by: Commissioner Johnson
Motion Passes 6-0

***Respectfully Submitted,
Dave Oelschlaeger, Secretary***



REQUESTED ACTION STATEMENT

TO: Recreation Commission
Common Council
Mayor Dave Ament

FROM: Katie Roth, Recreation Manager
Parker Dorothy, Recreation Specialist

RE: Requested Action Statement for the approval of Banks Family Consulting LLC Services Agreement.

DATE: January 16, 2025

REQUESTED ACTION: Requested Action Statement for the recommendation of approval to the Common Council of the vendor agreements with Banks Family Consulting LLC to provide consulting services for small businesses and individuals, as well as personal athletic training.

FISCAL IMPACT: The City will receive 25% of each participant fee.

RATIONALE/BACKGROUND: To expand program offerings at the ARC, the Recreation Department seeks to collaborate with Edwin Banks to introduce personal training and business education programs. Edwin Banks is an experienced and valued member of the team, currently serving as a paid fitness instructor teaching self-defense and tai chi.

SERVICES AGREEMENT



This Services Agreement (“Agreement”) is made and entered into this _____ day of _____, 2024 by and between the CITY OF NEW BERLIN, a Wisconsin municipal corporation, with its principal office located at 3805 South Casper Drive, New Berlin, Wisconsin, 53151 (hereinafter referred to as the “City”) and BANKS FAMILY CONSULTING LLC (hereinafter referred to as “Instructor”).

WHEREAS, the City offers recreational classes to the public; and

WHEREAS, Instructor provides consulting services for small businesses and individuals, as well as personal athletic training; and

WHEREAS, the parties are desirous of establishing the relationship where Instructor provides classes to the City during 2025.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties do hereby covenant and agree as follows:

1. Instructor holds himself out as being qualified to provides consulting services for small businesses and individuals, as well as personal athletic training . The City does hereby retain the Instructor to perform instruction as provided for hereunder.

2. All sessions are to be held at the New Berlin Activity and Recreation Center in the City of New Berlin in a space to be assigned by the City. The specific class schedule shall be established, occurring once per season; Winter-Spring, Summer, and Fall, by the parties. Instructor agrees to work with the City to develop class offerings and scheduling to be advertised in each New Berlin Activity Guide.

3. Instructor agrees to provide City with a rate they would like to collect per participant before seasonal activity guides are finalized. City may then charge participants any amount at or above what Instructor receives. The Instructor agrees all non-residents will be charged at the resident rate and the City keeps the non-resident fees. The Instructor will provide City with an invoice after classes. Payment of services shall follow City Finance Department policies. The Instructor agrees to provide the City with a signed IRS W9 form.

4. City will provide Instructor with a class participant list. City acknowledges if participant has registered for the designated classes before the class has begun, but they are not on the class participant list, then that participant may present a receipt at the class as proof of registration.

5. That Instructor agrees to carry comprehensive general liability insurance with limits of not less than \$1,000,000.00 per occurrence and \$2,000,000.00 in the aggregate, which insurance

coverage shall provide that the City is named as an Additional Insured on a primary and non-contributory basis.

6. The Instructor is solely responsible for and shall have sole control of the performance of the services. The parties acknowledge that the Instructor is not an employee of the City of New Berlin and is responsible to determine the instruction methods and performance of the instruction provided for in this Agreement.

- a. The Instructor is responsible for and shall have sole control over the performance of the consulting services provided under this Agreement. These services include consulting for small businesses and individuals, as well as personal athletic training. The managing member of the Instructor is an employee of the City of New Berlin and teaches fitness classes involving tai-chi, self-defense and kickboxing. These services are independent of the consulting services offered by the Instructor and are not part of this Agreement.

7. Instructor acknowledges that neither he, nor his employees, are employees of the City for purposes of income tax, Wisconsin retirement system or social security or other payroll tax withholding.

8. Either party may terminate this contract, in whole or in part, for the convenience of the parties at such time as either party determines that the continuation of the work is not in the best interests of said party upon thirty (30) days written notice to the other.

9. Instructor will defend and hold harmless the City as and against any and all claims, demands, actions or causes of action brought by a third party for damages or losses arising out of the Instructor's performance of the work under this Agreement. Said indemnification shall include the City's actual attorney fees. Notwithstanding the foregoing, the obligation to indemnify shall not exist to the extent of the City's gross negligence or intentional conduct. The Instructor's obligation to indemnify shall include her employees and/or agents. The Instructor agrees to notify those persons receiving business consulting services that those services are solely being supplied by the instructor and that the City is not responsible for the accuracy or completeness of that information.

10.

11. This Agreement represents the complete understanding of the parties with respect to the subject matter herein, and may only be modified in a subsequent agreement executed by each party.

12. This Agreement shall be governed and construed in accordance with the laws of the State of Wisconsin.

CITY:

City of New Berlin

By: _____

INSTRUCTOR:

Banks Family Consulting LLC

By: _____

CLASS EXAMPLE

Eddie, our Tai Chi and Self Defense instructor, also brings his expertise as a personal trainer and business consultant to help you reach your wealth and wellness goals. Don't miss out on this opportunity to improve your health, wealth and well-being!

Are you ready to change your life? Would you be in better shape if you just had someone to motivate you? Don't wait too late to change your health. Get started now with an Expert-Level Personal Trainer who has accredited experience and the desire to help people become the best version of themselves! Whether it's Cardio, Strength, or even Martial Arts, we can train you!

All it takes is a FREE Session to get started, and you will receive a detailed fitness game plan for your training custom-made for you specifically, and general nutritional guidance! We look forward to working with you!

To set up your FREE session, email edwinbanks@banksfamilyconsulting.com, call 262-797-2443, stop in at the ARC, or use the registration number below! Visit Banks Family Consulting's website

Eddie, our Tai Chi and Self Defense instructor, also brings his expertise as a personal trainer and business consultant to help you reach your wealth and wellness goals. Don't miss out on this opportunity to improve your health, wealth and well-being!

Ready to take your business to the next level? Do you want more sales or need to hire more employees? Join us at Banks Family Consulting, where we provide Business Planning, Sales, Recruitment, and more! We provide every kind of business service possible so that you can focus on making money!

All it takes is a FREE Consultation to get started, and you will receive a SWOT Analysis completed on your business to determine your current market value, status, and future viability! We look forward to working with you! To set up your FREE consultation, email edwinbanks@banksfamilyconsulting.com, call 262-797-2443, stop in at the ARC, or use the registration number below! Visit Banks Family Consulting's website with more information <https://www.banksfamilyconsulting.com/>