



Common Council MEETING MINUTES

January 28, 2025 - 6:08 PM
City Hall Council Chambers

MINUTES

1. PRIVILEGE OF THE FLOOR

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

No members of the public (or attendees) spoke during this portion of the meeting.

2. CALL TO ORDER, PLEDGE OF ALLEGIANCE

Mayor Ament called the meeting to order at 6:20 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 Horbinski, Alderperson Kroupa, Alderperson La Fever

Excused: Alderperson Joseph Stribl

Staff Present: Mayor Dave Ament, City Attorney Thomas Schmitzer, City Clerk Rubina R. Medina

The City Clerk confirmed that a quorum was present and that the meeting was properly posted in compliance with open meetings law.

4. APPROVAL OF MINUTES

A. January 14, 2025 Common Council Meeting Minutes

MOTION: Motion to approve

VOTE: Motion by: La Fever
Second by: Horbinski
Motion 6-0

5. REPORTS

A. City Clerk

The City Clerk reminded the Council and attendees that the Spring Primary will take place on February 18th, featuring one item on the ballot: a statewide contest for Wisconsin Superintendent of Public Instruction. Voters can request an absentee ballot at www.myvote.wi.gov

B. Council President

Council President Harenda provided the Council and attendees with a brief update on the Activity & Recreation Center, noting that the facility has been active with various programs and events.

C. Mayor

No report.

6. COMMUNICATIONS

None

7. BOARD OF PUBLIC WORKS

- A.** ITEM 1-25 Discussion and recommendation to the Common Council for the approval of the Two -Party Construction Agreement for the reconstruction of CTH O (Moorland Rd) from CTH ES (National Ave) to CTH D (Cleveland Ave) subject to final review as to form by the City Attorney and final plans on file.

MOTION: Motion to approve

VOTE: Motion by: Horbinski
Second by: Harenda
Motion 6-0

8. UTILITY COMMITTEE

- A.** UT 01-25 Recommend to the Common Council to approve the Milwaukee Metro Sewerage District (MMSD) Funding Agreement for the Private Property Infiltration and Inflow (PPI/I) in an amount not to exceed \$338,400.00 for cost incurred throughout the work described in Attachment A in this agreement.

MOTION: Motion to approve

VOTE: Motion by: Harenda
Second by: Kroupa
Motion 6-0

- B.** Discussion and possible recommendation to the Common Council to approve a gas service easement agreement with We Energies for Calhoun Tower, as reviewed and approved by the City Attorney.

MOTION: Motion to approve

VOTE: Motion by: Harenda
Second by: Maxey
Motion 6-0

9. RECREATION COMMISSION

- 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.

MOTION: Motion to approve

VOTE: Motion by: Harenda
Second by: Horbinski
Motion 6-0

10. PARKS, BUILDINGS & GROUNDS COMMISSION

- A.** Discussion and possible recommendation to the Common Council for the approval of Resolution 25-02 - A Resolution Amending the 2025 Capital Projects Budget to purchase a trailer for transporting an urban mower with a gross weight of less than 10,000 pounds.

MOTION: Motion to approve

VOTE: Motion by: La Fever
Second by: Maxey
Motion 6-0

- B.** Discussion and possible recommendation to the Common Council for the approval of Resolution 25-01 - A Resolution Amending the 2025 Capital Projects Budget to purchase a dozer blade skid steer attachment.

MOTION: Motion to approve

VOTE: Motion by: La Fever
Second by: Kroupa
Motion 6-0

- C.** Discussion and possible recommendation to Common Council to approve a donation agreement between the New Berlin Pumas Select Baseball Corporation and the City of New Berlin for a field reconditioning project at the Buena Park West Baseball Field.

MOTION: Motion to approve

VOTE: Motion by: La Fever
Second by: Maxey
Motion 6-0

- D.** Discussion and possible recommendation to the Common Council for the approval of signage within Malone Park restricting dogs from within the playground area and requiring dogs to be on a leash in all other areas of the park.

MOTION: Motion to approve

VOTE: Motion by: La Fever
Second by: Hopkins
Motion 6-0

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: Kroupa
Second by: Harenda
Motion 6-0

12. DEFERRED, REFERRED & TABLED ITEMS

None.

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: Kroupa
Motion 6-0

15. MINUTES

A. January 14, 2025 Committee of the Whole Meeting Minutes

16. UTILITY & FINANCE

A. Discussion and possible action to recommend approval to the Common Council of the January 29, 2025, Water Utility claims in the amount of \$19,939.97 for 2024 invoices and \$2,075.15 for 2025 invoices. Sewer Utility claims in the amount of \$17,259.96 for 2024 invoices and \$2,161.70 for 2025 invoices. General City claims in the amount of \$704,087.24 for 2024 invoices and \$288,302.63 for 2025 invoices. US BANK VISA EFT of \$52,985.15 for November and December of 2024.

17. LICENSES & PERMITS

A. Discussion and possible action to recommend to the Common Council approval of a "Class B" combo liquor license for Drake's Watering Hole, located at 3612 S. Moorland Road, as outlined in the application and premise description on file. The license is currently held by Chumley's Pub, which has formally submitted its intent to surrender the liquor license, enabling the new applicant to apply for the establishment

18. MISCELLANEOUS

A. Golf Course Commission Update

- B. Discussion and possible action to recommend to the Common Council approval of the contract to upgrade the City of New Berlin's phone system

- C. Discussion and possible action to recommend to Common Council that a joint public hearing be set for March 3, 2025 at 6:00 p.m. to be held before the Plan Commission to amend the Future Land Use Map within the City's Comprehensive Plan (Chapter 11 - Neighborhood "A" Greenfield Avenue and Chapter 10 - Land Use) from Suburban Commercial, Mixed Residential and Institutional with a Planned Unit Development Overlay to Mixed Use Residential with a PUD Overlay for approximately 33.76 acres for the parcels located at 1640 S. Moorland Road (includes Tax Keys #'s 1158.989.001, 1158.989.002 & 1158.989.003). **AND** Recommend to the Common Council that a joint public hearing be set for March 3, 2025 at 6:00 p.m. to be held before the Plan Commission to rezone approximately 33.76 acres for the parcels located at 1640 S. Moorland Road (includes Tax Keys #'s 1158.989.001, 1158.989.002 & 1158.989.003) from B-1/PUD, Rm-1/PUD, I-1/PUD & C-2 to Rm-1/PUD & C-2/PUD to amend Planned Unit Development Overlay Ordinance # 2679 (also amended by Ordinance #2688). The development will include multi-family residential with retail integrated within.

- D. Discussion and possible action to recommend to the Common Council that a public hearing be set for March 3, 2025 at 6:01 p.m. to be held before the Plan Commission on the amendments to the Zoning Code (Chapter 275).

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)(c) of the Wisconsin State Statutes which permits closed sessions for the purpose of considering employment, promotion, compensation, or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility, more specifically:*

City Clerk Medina read the statutory basis for entering into closed session.

MOTION: Motion to enter into closed session at 6:37 PM

ROLL CALL Motion by: Harenda

VOTE: Second by: Horbinski
Motion 6-0

- B. Salary Study and Proposed 2025 Employee Compensation Adjustments

C. *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:*

D. Thomas J. Jocz Claim

21. RECONVENE TO OPEN SESSION

MOTION: Motion to reconvene to open session at 7:57 PM

ROLL CALL Motion by: Horbinski

VOTE: Second by: Maxey
Motion 6-0

A. Discussion and possible action re: Thomas J. Jocz claim

MOTION: Motion to approve the rental car cost of \$676.98 as outlined by the City Attorney

VOTE: Motion by: Harenda
Second by: Kroupa
Motion 6-0

22. ADJOURN

MOTION: Motion to adjourn at 7:59 PM

VOTE: Motion by: Kroupa
Second by: La Fever
Motion 6-0

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