



Common Council Meeting Agenda

July 22, 2025 - 6:15 PM
(Following the Committee of the Whole Meeting)
City Hall Council Chambers

Agenda Amended: 7/21/25 @ 1:15 PM
Published: 7/18/2025

AGENDA

1. PRIVILEGE OF THE FLOOR

Each speaker will be limited to three (3) minutes. The Privilege of the Floor session shall not exceed a total of thirty (30) minutes, unless extended by the Common Council.

2. CALL TO ORDER, PLEDGE OF ALLEGIANCE

3. ROLL CALL; DECLARATION OF QUORUM; PUBLIC NOTICE

4. APPROVAL OF MINUTES

- A. June 24, 2025, Common Council Meeting Minutes

5. REPORTS

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

6. COMMUNICATIONS

7. PLAN COMMISSION

- A. Discussion and possible action to recommend to Common Council approval of (4) KW CP-2500617 Colin Carr with Hawthorne Hill Farm LLC - 16370 W. Small Road (Tax Key #: 1285.994.003) and 16380 W. Small Road (Tax Key #: 1285.994.002) and adoption of Resolution 2025-12 and Ordinance 2709 to amend the Future Land Use Map within the City's Comprehensive Plan (Chapter 10) from Residential Estate to Suburban Commercial with PUD Overlay. (Public Hearing 6/2/2025)
- B. Discussion and possible action to recommend to Common Council approval of (4) KW RZ-2500618 Colin Carr with Hawthorne Hill Farm LLC - 16370 W. Small Road (Tax Key #: 1285.994.003) and 16380 W. Small Road (Tax Key #: 1285.994.002) and adoption of Ordinance 2710 that approves the rezoning from B-2 and R-3 to B-2/PUD. (Public Hearing 6/2/2025)
- C. Discussion and possible action to recommend to Common Council approval of (4) KW LD-2500926 Colin Carr with Hawthorne Hill Farm LLC - 16370 W. Small Road (Tax Key #: 1285.994.003) and 16380 W. Small Road (Tax Key #: 1285.994.002) - 1-Lot Certified Survey Map.
- D. (4) NJ LD-2500890 Todd Battle with Zilber Property Group - 5400 S. Westridge Drive (Tax Key #'s: **1260990009 & 1260990010**) Discussion and possible action to recommend to Common Council approval of a 1-Lot Certified Survey Map.

8. UTILITY COMMITTEE

- A.** UT 12-25 Recommend to the Common Council to amend the 2025 Water Capital Budget in the amount of \$89,900.00 for the Moorland Road Watermain Crossings - Lining Project. The additional funds will be used to offset an increase in contractor labor, material costs and a 5% contingency for the relining project. With a total project cost not to exceed \$1,150,500.00.
- B.** UT 13-25 Recommend to the Common Council to award the construction contract for the Moorland Road Watermain Crossings - Lining Project to the lowest responsive bidder, Mid City Corporation, in the amount of \$1,096,535.00.

9. PARKS, BUILDINGS & GROUNDS COMMISSION

- A.** Recommend to the Common Council the award of a contract to the GRAEF Engineering Firm in the amount of \$30,000 for facility assessment work at the New Berlin Safety Building and the New Berlin Public Library.

10. WATER RESOURCE MANAGEMENT

- A.** Discussion and possible action to recommend to Common Council approval of Kelly Lake Pier Funding.

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-----

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.** June 24, 2025, Committee of the Whole Meeting Minutes

16. UTILITY & FINANCE

- A.** Discussion and possible recommendation to the Common Council to approve the July 9th, 2025, Sewer Utility claims in the amount of \$18,205.13, Water Utility claims in the amount of \$219,411.64, and General City claims in the amount of \$536,391.69. Tax overpayment checks totaling \$7,044.87 were also generated, and US Bank VISA EFT of \$44,229.86
- B.** Discussion and possible recommendation to the Common Council to approve the July 23rd, 2025, Sewer Utility claims in the amount of \$793,042.74, Water Utility claims in the amount of \$41,747.13, and General City claims in the amount of \$660,701.38. We Energies EFT of \$60,121.59, and Utility Water/Storm/Sewer EFT of \$18,602.56 was also generated

17. LICENSES & PERMITS

- A.** Discussion and possible recommendation to the Common Council to approve the Class 'B' Beer and Class C Wine license application for Air City 360, located at 5320 S. Moorland Rd., including the designated agent and café area premise description, for the license year expiring June 30, 2026, as outlined in the submitted application and contingent upon the satisfaction of all City requirements
- B.** Discussion and possible recommendation to the Common Council to approve the Extension of Premise for The Varsity Club, located at 12400 W. Beloit Road, for the Fall

Fest event to be held in the establishment's parking lot on September 12th and 13th, 2025, contingent upon the satisfaction of all City requirements

18. MISCELLANEOUS

- A. Discussion and possible recommendation to the Common Council to approve Resolution No. 2025-16, a resolution providing for the sale of approximately \$11,580,000 in General Obligation Promissory Notes, Series 2025A
- B. Finance Department Update
- C. Discussion and possible recommendation to the Common Council to approve setting a Public Hearing for August 13, 2025, at 6:00 p.m., to be held before the Plan Commission, regarding the rezoning of the property located at Tax Key No. 1213.9964 (northwest corner of Coffee Road and Calhoun Road) from A-1 to R-1/R-2
- D. Discussion and possible recommendation to the Common Council to authorize the Finance Department to contact the Wisconsin Department of Transportation and initiate the process of implementing a wheel tax in the City of New Berlin, as outlined in the Requested Action Statement
- E. Discussion and possible recommendation to the Common Council to approve Resolution No. 2025-17, a resolution amending the 2024 CIP budget by \$55,000 for updates to the DPW Campus Master Plan, as outlined in the Requested Action Statement
- F. Discussion and possible recommendation to the Common Council to approve an agreement with the Professional Firefighters of Wisconsin Charitable Foundation, Inc., for use of the area near Fire Station No. 1 and the Streets building parking lot for the 2025 Ride to Burn Camp on August 12, 2025, contingent upon receipt of a signed agreement and Certificate of Insurance
- G. Discussion and possible recommendation to the Common Council to authorize the IT Department to recommend to the Mayor the most financially sound option for a 5-year copier lease agreement, as outlined in the Requested Action Statement
- H. Discussion and possible action to recommend to Common Council approval of the Professional Services Contract in the amount of \$9,500 with raSmith, Inc. for the development of ball field standards.
- I. Discussion and possible recommendation to the Common Council to authorize staff to initiate the process of placing a levy limit referendum question on the April 2026 ballot.

19. END CONSENT AGENDA-----

20. CLOSED SESSION

- A. *The Common Council may convene into closed session pursuant to Wis. Stat. § 19.85(1)(g) to confer with legal counsel who is rendering oral or written advice concerning strategy to be adopted with respect to litigation or potential litigation in which the City is or is likely to become involved, specifically regarding:*
- B. Continued strategy and negotiations regarding the compliance matter located at 6035 S Karrington Lane
- C. American Family Mutual Insurance Claim re: its insured, Donna Kruger

21. RECONVENE TO OPEN SESSION

- A. Discussion and possible action re: Continued strategy and negotiations regarding the compliance matter located at 6035 S Karrington Lane

- B. Discussion and possible action re: American Family Mutual Insurance Claim re: its insured, Donna Kruger

22. 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.