



Common Council MEETING MINUTES

July 22, 2025 - 6:15 PM
City Hall Council Chambers

MINUTES

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.

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 7:28 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 La Fever, Alderperson Harenda, Alderperson Horbinski, Alderperson Kroupa

Excused: Alderperson 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. June 24, 2025, Common Council Meeting Minutes

MOTION: Motion to approve

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

5. REPORTS

A. City Clerk

No Report.

B. Council President

Council President Harenda thanked the Mayor, Council, Fourth of July Commission, City staff, and all the volunteers for their efforts in making the 50th anniversary of the Fourth of July celebration a success. He noted that the event went very well. He acknowledged the

significant amount of work involved, including the dedication of City employees, volunteers, and the fundraising efforts that made the celebration possible.

C. Mayor

No report.

6. COMMUNICATIONS

None.

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)

MOTION: Motion to approve

VOTE: Motion by: Hopkins
Second by: Harenda
Motion Passed 6-0

- 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)

MOTION: Motion to approve

VOTE: Motion by: Hopkins
Second by: Harenda
Motion Passed 6-0

- 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.

MOTION: Motion to approve

VOTE: Motion by: Hopkins
Second by: Harenda
Motion Passed 6-0

- 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.

MOTION: Motion to approve

VOTE: Motion by: Hopkins
Second by: Horbinski
Motion Passed 6-0

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.

MOTION: Motion to approve

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

- 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.

MOTION: Motion to approve

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

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.

MOTION: Motion to approve

VOTE: Motion by: La Fever
Second by: Harenda
Motion Passed 6-0

10. WATER RESOURCE MANAGEMENT

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

MOTION: Motion by Ald. Harenda to approve the item as presented. Seconded by Ald. La Fever.

FRIENDLY AMENDMENT: Ald. Harenda offered a friendly amendment to specify that the funding source would be account 2111000059070 from the Park & Open Space Fund. Seconded by Ald. Hopkins.

**VOTE ON
FRIENDLY AMENDMENT:** Motion Passed 6-0.
**VOTE ON
MAIN MOTION (AS
AMENDED):** Motion Passed 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: Maxey
Second by: La Fever
Motion Passed 6-0

12. DEFERRED, REFERRED & TABLED ITEMS

No Items.

13. ITEMS REMOVED FROM CONSENT AGENDA, if any

The City Clerk clarified that no action was taken on the following items:

- 18B (Finance Department Update)
- 18D (Wheel Tax)
- 18E (Resolution No. 25-17)
- 18I (Tax Levy Referendum)

While these items do not need to be removed from the consent agenda, it is noted for the record that no action was taken.

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

VOTE: Motion by: Horbinski
Second by: Hopkins
Motion Passed 6-0

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:*

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

MOTION: Motion to enter into closed session at 7:48 PM

ROLL CALL Motion by: Horbinski

VOTE: Second by: Hopkins

Motion Passed 6-0

- 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

MOTION: Motion to reconvene into open session at 8:11 PM.

ROLL CALL Motion by: Harenda

VOTE: Second by: Kroupa
Motion Passed 6-0

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

No action.

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

MOTION: Motion to approve the claim as outlined by the City Attorney

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

22. ADJOURN

MOTION: Motion to adjourn at 8:13 PM.

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

Respectfully Submitted,
Rubina R. Medina, City Clerk