

CITY OF BERLIN COMMON COUNCIL MEETING MINUTES
TUESDAY September 13, 2022 At 7:00 PM
COUNCIL CHAMBERS, BERLIN CITY HALL, 2ND FLOOR

Mayor Bruessel called the September 13, 2022 Common Council meeting to order at 7:00 pm. Roll call present: Ald. Boeck, Burgess, Erdmann, Dretske, Nigbor, and Stobbe. Staff present: Sara Rutkowski, Caitlin Hilgart, and Chief Brian Pulvermacher.

There were no virtual attendees.

The Mayor had five comment cards, for item #26 on the Agenda. All spoke during the item discussion.

The following items were listed on the Consent agenda for approval and adoption: 4) Waive the reading of all ordinances and resolutions adopted at this meeting; 5) Receive and place on file the written reports from the City Clerk, Treasurer and Building Inspector; 6) Approve the minutes from the August 9, 2022 Common Council Meeting; 7) Approve the list of bills; 8) Accept the recommendation from Committee of the Whole to approve resolution #22-05 Authorizing Execution of the Department of Natural Resources Principal Forgiven Financial Assistance Agreement and authorize signatures; 9) Accept the recommendation from Committee of the Whole to approve the presented Memorandum of Understanding Between the City of Berlin and the Berlin Professional Police Association; 10) Accept the recommendation from the Berlin Economic Development Corporation to approve Resolution #22-06 Authorizing Extension of the Term of Revolving Loan Fund Loan to GKM2 Berlin LLC. Erdmann made a motion to approve the Consent agenda. Dretske seconded the motion. A roll call vote passes with six (6) ayes, zero (0) nays, and zero (0) absent.

Rutkowski introduced Police Chief Brian Pulvermacher. Pulvermacher gave a presentation introducing himself.

Items number 12) Municipal Court Ordinance and 13) Municipal Court Intergovernmental Agreement had been removed from the agenda. Moving items to next month's agenda to allow Attorney Chier more time to revise them.

Erdmann made a motion to accept the resignation of Robert Markofski from Zoning Board of Appeals effective immediately and ask that a letter of appreciation be sent. Seconded by Nigbor which carried via voice vote.

Burgess made a motion to accept the resignation of Edmund Marks from the Planning Commission and the Zoning Board of Appeals effective immediately. Motion was seconded by Dretske. Boeck added an amendment to the motion to add a letter of appreciation. Stobbe seconded the motion which carried via voice vote and the original motion also carried via voice vote.

Burgess made a motion to accept the resignation of Curtis Olson from the Police and Fire Commission effective immediately with a letter of appreciation. Second by Stobbe and motion carried via voice vote.

Stobbe made a motion to accept the resignation of Victoria Hill and Mary Kubiak from Zoning Board Appeals effective immediately. Erdmann seconded the motion which carried via voice vote.

Erdmann made a motion to accept the Mayoral appointment of Mike Hopkins to the Planning Commission for the term expiring May 1, 2026. Second by Dretske and passed on a voice vote.

Dretske made a motion accept the Mayoral appointment of Gary Knoke to the Police and Fire Commission for a term expiring May 1, 2026. Second by Burgess and passed on voice vote.

Erdmann made a motion to accept the Mayoral appointment of Carol Hughes to the Planning Commission for a term expiring May 1, 2025. Second by Nigbor and passed on a voice vote.

At 7:15 pm Alderman Nigbor left the council chamber.

Next on the agenda was to approve the Class "B" Beer and "Class B" Liquor Retail License Application from Fox Cavern, LLC contingent upon passing all inspections. Burgess made a motion to approve the Class "B" Beer and "Class B" Liquor Retail License Application from Fox Cavern, LLC contingent upon passing all inspections. Second by Stobbe that passed with a voice vote.

Alderman Nigbor entered the council chambers at 7:18pm. Stobbe made a motion to seat Nigbor. Second by Dretske and passed on a voice vote.

Next Rutkowski presented on the 107 W Huron St. Raze and Repair Order. The property owners were not present. Rutkowski stated that there was connection made with the property owner and stated that they had completed some of the roofing work, but the building inspector was unable to check on the update before the meeting. Rutkowski stated that it had been strongly suggested to the property owner to then move the exterior that is most visible update next.

Item 23 was presented by Rutkowski on the 115 W. Ceresco Raze and Repair Ordinance. Stating that Attorney Chier did proceed with the Raze and Repair Ordinance and filled a motion within the court but it is typical proceedings and it does take some time.

Next on the agenda was presented by Chief Pulvermacher on 580 S.W. Ceresco Property Nuisance Issue. There was discussion held about the property and the steps that had been taken up to this point. Burgess made a motion to direct Attorney Chier to start a Nuisance long form Complaint. Motion was seconded by Nigbor and passed on a voice vote.

Erdmann made a motion to allow staff to begin applying for grants to update the City Comprehensive Plan. Stobbe seconded the motion which passed on a voice vote.

Last on the agenda was the ATV/UTV Ordinance. Non-residents Dave Schmid, Zach Bays, and Randy Heise along with city residents Stacey Guden and Kamie Jorgensen all spoke in favor of the ATV/ UTV Ordinance. Alderperson Burgess and Boeck both read letters that they had received from residents in favor of the Ordinance. There was further discussion held. Dretske made a motion to amend the ordinance to add a Sunset provision and have an expiration date of November 30, 2024. Seconded by Boeck and passed on a roll call vote (4) ayes and (2) nays (Erdmann and Nigbor). Dretske made a motion to make an amendment to add an advisory referendum on ATV/UTV Routes on the November 2024 General Election. Second made by Stobbe and passed on a roll call vote (4) ayes and (2) (Erdmann and Nigbor) nays. Further discussion was held on the ordinance. Burgess made a motion to accept Ordinance 02-22 as amended. Second by Nigbor and passed on a roll call vote (4) ayes and (2) Nays (Stobbe and Erdmann).
There was no Old Business, New Business or Public Appearances.

Nigbor made a motion to adjourn at 8:09 pm with a second by Burgess. Motion carried via voice vote.

Caitlin Hilgart, Deputy Clerk