

COUNCIL PROCEEDINGS

Mayor McFarland called the regular meeting of the City of Watertown Common Council to order at 7:00 p.m. on Tuesday, August 20, 2019, in the Council Chambers at City Hall.

ROLL CALL

Roll call showed the following members present: Ald. Mudler, Tortomasi (entered at 7:07), Ruetten, Larsen, Holthaus (entered at 7:15), Raether, Maron and Kilps. Absent: Schmid. Also present: Police Chief Robert Kaminski, Fire Chief Kraig Biefeld, Engineer Jaynellen Holloway, City Attorney Rose Simon-Silva, Zoning Administrator Jacob Maas, and Clerk/Treasurer Elissa Friedl.

PLEDGE OF ALLEGIANCE

The Council recited the Pledge of Allegiance to the American flag.

MINUTES OF PRECEDING MEETING

Mayor McFarland inquired if there were additions or corrections to the minutes of the meeting held Tuesday, August 6, 2019. There being none, the minutes were approved as presented.

PUBLIC HEARING

Mayor McFarland declared open the public hearing regarding the request to rezone 217 N. Fifth Street from Central Business (CB) to Two-Family Residential (TR-6) at 7:03 p.m. There being no one present to speak, the public hearing was closed at 7:03 p.m.

COMMITTEE REPORTS

Finance Committee, August 6, 2019. Hiring of Human Resources Generalist Lisa Schwartz at Grade K, Step 3. Motion carried to approve this hire. Hiring Maas Bros. Construction for Masonry Control Joint work on Municipal Building and budget amendment to transfer funds for overage. Maas Bros. was the low bid at \$27,956. The budget amendment to cover these costs would transfer \$1,878 from each of two accounts, #05-54-11-70 and #05-55-41-70 and increase Acct. #05-51-71-70 by \$3,756. Motion carried to recommend approval of budget amendment and hiring Maas Bros. Construction. Budget amendment to transfer funds needed for repair of stoplight at southwest corner of Church and Main Streets. This request is due to emergency repairs. The budget amendment would decrease Acct. #01-54-42-20 and increase Acct. #01-54-24-20 by \$2,000 to cover estimated repair cost of \$4,000. Motion carried to recommend approval of the budget amendment. Report received and placed on file.

Plan Commission, August 6, 2019. Preliminary review of draft #1 Comprehensive Plan 10-Year update – Vandewalle & Associates, Inc.. Mike Slavney gave an overview of the Future Land Use Urban Area Map highlighting specific locations including the Town of Emmet, the Bethesda property and City of Watertown Growth Area. Commissioners then took turns speaking in regards to these items. Report received and placed on file.

Plan Commission, August 12, 2019. Site Plan Review minutes of July 22, 2019. Motion carried to approve the minutes. Plan Commission minutes of July 22, 2019. Motion carried to approve the minutes. 215 S. Third St., CUP, Indoor Commercial Entertainment Public Hearing. One speaker attended to learn more details, no additional speakers present, the hearing closed. 215 S. Third St., Indoor Commercial Entertainment, CUP. Motion carried to approve this Conditional Use Permit with the following conditions: 1) Main entrance on Third St.; 2) Side entrance for emergency exit only; 3) Liquor license must be obtained; 4) Sign permit must be applied for and approved; 5) Must agree to Site Plan Review Committee requirements. 217 N. Fifth St. rezoning, initial review. The owner is requesting the property be rezoned from Central Business (CB) to Two-Family Residential (TR-6) to sell the property as residential. Motion carried to set the Public Hearing for August 20, 2019. 421 Dayton St., driveway variance. The property owner is looking to combine

two pre-existing driveways, which would exceed 35 feet at right-of-way for accesses to non-residential properties. Motion carried to approve this variance request without conditions. 1016 N. Second St., driveway variance. The property owner is looking to extend driveway slab along the side yard lot line which would be located within 3 feet of the property line. Motion carried to table this item for confirmation of exact property line identification. Steeplechase Townhomes at Hunter Oaks, Condo Plat. Paul Apfelbach of Hillcrest Watertown LLC submitted details, drawings and landscaping information. Motion carried to approve Preliminary Condominium Plat with the following conditions: 1) Note on Basement Restriction-Groundwater; 2) Note on Stormwater Management Practice Maintenance; 3) Appear before the Site Plan Review Committee for additional requirements. 1225 N. Fourth Street, Subdivision Concept review. The property owner recently rezoned this property from General Business (GB) to Two-Family Residential (TR-6). No action was required on this item. The Plan Commission recommends a cul-de-sac main entrance and not a through street.

Public Works Commission, August 14, 2019. Minutes of July 23, 2019 meeting. Motion carried to approve the minutes. Solid Waste Operations and potential rate increase. This item was in regards to various budgetary scenarios in involving whether to keep Solid Waste pickup in house and increase rates or to outsource this service. Motion carried to recommend to the Finance Committee to keep Solid Waste operations in-house and increase current monthly rate from \$11.73 to \$14.08 per month. Potential rescission of Resolution #8810 for purchase of IH HV 613 Excell-5 Rear Loading Refuse Truck. Motion carried to deny the rescission of Resolution #8810. Report received and placed on file.

Public Safety & Welfare Committee, August 7, 2019. Minutes of July 10, 2019 meeting. Motion carried to approve the minutes. Placement of Outdoor Warning Siren in the area of O'Connell and N. Montgomery Streets. Motion carried to approve the alternative placement of outdoor warning siren with the primary, secondary and tertiary locations proposed. Mailbox variance request at 1306 Heritage Court. The property owner is requesting a variance to place a brick supported mailbox in City right-of-way. Motion carried to deny request for variance. Sidewalk Crossing Pavement Marking on W. Cady Street. At a previous meeting Police Chief Kaminski was asked to report back on accident/incidents in this area. He reported to the committee that four crashes were reported at the intersection of W. Cady and N. Water Streets since January 1, 2017, with no accidents being reported at the intersection of W. Cady and N. Washington Streets. Motion carried to deny this request for sidewalk crossing pavement markings on W. Cady Street between N. Second and N. Church Streets. Report received and placed on file.

COMMUNICATIONS & RECOMMENDATIONS

Mayor McFarland recognized the following employees for their years of service to the City of Watertown: Scott Kind, Police Department for 10 years of service and Susan Roe, Police Department for 30 years of service.

ACCOUNTS PAYABLE

Certified accounts in the amount of \$641,899.87 were presented for payment. Ald. Kilps moved to pay all certified accounts, seconded by Ald. Larsen and carried by roll call vote: Yes-5; No-0. Abstain: Ald. Mudler. (Absent: Tortomasi, Holthaus, Schmid). (Complete listing of accounts payable is open for public inspection in City Clerk/Treasurer's office.)

REPORTS AND MISCELLANEOUS BUSINESS

The following reports were presented: Airport Commission-July 10, 2019; Cash & Investment Summary-July 31, 2019; Licensing Board-August 14, 2019; Main Street Program Board of Directors-July 17, 2019; Payroll Summary-July 31-August 13, 2019; Police & Fire Commission-June 10, July 8 and July 22, 2019; Redevelopment Authority-August 12, 2019; Reserve Balances-July 31, 2019; Site Plan Review Committee-August 12, 2019; Tourism Commission-July 11 and August 8, 2019. All reports were accepted as presented.

Ald. Tortomasi arrived at this point in the meeting, the time being 7:07 p.m.

LICENSES

Applications for Beverage Operator Licenses: Casey Bannon, Joelle Bauer, Devin Betschler, Colene Black, Matthew Brewster, Zachery Britten, Elaine Broom, Diane Buss, Nicholas Carlson, Sidney Chartier, Jennifer Daniels, Kelly Dittmann, Andrew Ellis, Jamie Elmer, Adam Engh, Shannon Falkner, Diana Fox, Ronni Friend, Keyera Giese, Joyce Ireland, Deborah Keck, Josiah Loersch, Kerry Manke, Jennifer May, Bradley McMullen, Monique Mims, Joyce Owens, Valerie Oxford, Randy Poehler, Lori Ann Schadt, Holly Schreiner, Kevin Stanton, Lori Stull, Julian Teele, David Thompson, Vickie Timm, Jessica Weisensel, Aidan Will, Nichol Woods, Amanda Zins. Motion to approve these licenses was made by Ald. Raether, seconded by Ald. Maron and carried by voice vote.

Application for Special Event Permit: Watertown YES! "Rock the River" at Riverside Park, Thursday, Aug. 29, 2019. Motion to approve this permit was made by Ald. Maron, seconded by Ald. Raether and carried by voice vote.

Application for Special Event Permit: Watertown Fire Department Pancake Breakfast/Open House in Municipal parking lots on Sunday, September 29, 2019, 8 a.m. to 1 p.m. (Andrea Peters). Motion to approve this permit was made by Ald. Larsen, seconded by Ald. Ruetten and carried by voice vote.

Application for Special Event Permit: b-Cause We Care, Inc. Freedom Ride 2019, Saturday, September 7, 2019 (Jim Sell). Motion to approve this permit was made by Ald. Maron, seconded by Ald. Raether and carried by voice vote.

Application for Special Event Permit: Fundraiser for Adriana Martinez at Riverside Park, Saturday, August 31, 2019, from 10 a.m. to 3 p.m. (Gloria Ramirez). Motion to approve this permit was made by Ald. Ruetten, seconded by Ald. Kilps and carried by voice vote.

Application for Special Event Permit: "Run from the Cops" run/walk, Saturday, September 28, 2019, from 6 a.m. to 11 a.m. Motion to approve this permit was made by Ald. Larsen, seconded by Ald. Ruetten and carried by voice vote.

Application for Special Event Permit, Temporary Class "B" malt license, Temporary "Class B" wine license: W.A.S.P. (Watertown Area Softball Players) softball tournaments at Riverside ball diamonds, Friday, September 13, 2019, from 5 p.m. to 11 p.m., Saturday, September 14, 2019, from 9 a.m. to 11 p.m., and rain date Sunday, September 15, 2019, from 9 a.m. to 11 p.m. (Garett Fredrick). Motion to approve these permits and licenses was made by Ald. Raether, seconded by Ald. Kilps and carried by voice vote.

Application for Special Event Permit: Church Agua De Vida Outdoor Missionary/Gospel Service, Sunday, September 1, 2019, from noon to 4 p.m., 407 Clyman Street (Aidhe Aranda). Motion to approve this permit was made by Ald. Larsen, seconded by Ald. Kilps and carried by voice vote.

ORDINANCES

Ord. #19-14, to create Article II: Utility Accommodation, Under Chapter 457, Streets & Sidewalks was presented. *Sponsor: Ald. Maron. From: Public Works Commission.* Ald. Maron moved for adoption of this ordinance on its first reading, seconded by Ald. Raether and carried by roll call vote; Yes-7; No-0. (Absent: Holthaus, Schmid)

Ord. #19-15, to amend Chapter 419, Plumbing, through the removal and addition of language to Section §419-10, Street & Sidewalk Openings was presented. *Sponsor: Ald. Maron. From: Public Works Commission.* Ald. Larsen moved for adoption of this ordinance on its first reading, seconded by Ald. Ruetten and carried by roll call vote; Yes-7; No-0. (Absent: Holthaus, Schmid)

Ord. #19-16, to amend Chapter 457, Streets & Sidewalks, through the removal and addition of language to Section §457-6, Street & Sidewalk Openings was presented. *Sponsor: Ald. Maron. From: Public Works Commission.* Ald. Larsen moved for adoption of this ordinance on its first reading, seconded by Ald. Ruetten and carried by roll call vote; Yes-7; No-0. (Absent: Holthaus, Schmid)

Ord. #19-17, to amend Chapter 457, Streets & Sidewalks, through the removal and addition of language to Section §457-7B(7), and Creation of Section §457-7B(13), Obstructions and Encroachments was presented. *Sponsor: Ald. Maron. From: Public Works Commission.* Ald. Raether moved for adoption of this ordinance on its first reading, seconded by Ald. Maron and carried by roll call vote; Yes-7; No-0. (Absent: Holthaus, Schmid)

RESOLUTIONS

Res. Exh. #8844, to approve 2019-2020 Truancy Abatement Officer Contract with Watertown Unified School District was presented. *Sponsor: Mayor McFarland.* Ald. Larsen moved to approve this resolution, seconded by Ald. Tortomasi and carried by roll call vote; Yes-7; No-0. (Absent: Holthaus, Schmid)

Res. Exh. #8845, to approve 2019-2020 Police/School Liaison Officer Contract with Watertown Unified School District was presented. *Sponsor: Mayor McFarland.* Ald. Larsen moved to approve this resolution, seconded by Ald. Raether and carried by roll call vote; Yes-7; No-0. (Absent: Holthaus, Schmid)

Ald. Holthaus arrived at this point in the meeting, the time being 7:15 p.m.

Res. Exh. #8851, to authorize entering into an Intergovernmental SWAT/TEMS Memorandum of Understanding (MOU) between Dodge County Sheriff's Office and Watertown Fire Department was presented. *Sponsor: Mayor McFarland. From: Finance Committee.* Ald. Tortomasi moved for adoption of this resolution, seconded by Ald. Larsen and carried by roll call vote; Yes-8; No-0. (Absent: Schmid)

Closed Session per Wis. Stat. §19.85(1)(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 (461 S. Concord Avenue, Dr. Stuart White). Motion was made by Ald. Larsen seconded by Ald. Maron to move into closed session and carried by roll call vote; Yes-8; No-0, the time being 7:16 p.m.

Reconvene to open session. Motion was made by Ald. Tortomasi to reconvene to open session, seconded by Ald. Maron and carried by roll call vote: Yes-8; No-0, the time being 7:37 p.m.

In open session the following decision regarding the claim by Dr. Stuart White was presented: Motion was made by Ald. Tortomasi, seconded by Ald. Raether to disallow this claim and carried by roll call vote; Yes-8; No-0.

ADJOURNMENT

There being no further business to come before the Council at this time, Ald. Larsen moved to adjourn, seconded by Ald. Ruetten and carried by voice vote at 7:38 p.m.

Elissa Friedl, Clerk/Treasurer

(Complete video of Council Proceedings on DVD.)

(DISCLAIMER: These minutes are uncorrected; any corrections will be noted in the proceedings at which these minutes are approved.)