

COUNCIL PROCEEDINGS

Mayor David called the regular meeting of the City of Watertown Common Council to order at 7:00 p.m. on Tuesday, September 4, 2018, in the Council Chambers at City Hall.

ROLL CALL

Roll call showed the following members present: Ald. McFarland, Tortomasi, Berg, Zgonc, Raether, Tietz, Maron and Kilps. Absent: Larsen. Also present: Police Chief Tim Roets, Fire Chief Kraig Biefeld, Engineer Jaynellen Holloway, Interim City Attorney William Cole, Zoning Administrator Jacob Maas and Deputy Clerk/Treasurer Lisa Trebatoski.

PLEDGE OF ALLEGIANCE

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

MINUTES OF PRECEDING MEETING

Mayor David inquired if there were additions or corrections to the minutes of the meeting held Tuesday, August 21, 2018. There being none, the minutes were approved as presented.

PUBLIC HEARING

Mayor David declared open at 7:02 p.m. a public hearing regarding an amendment to Chapter 550, Zoning Code, through the creation of Section 550-134C(1)(b)[3] & Section 550-130J(3)(a), pertaining to marquee signs. With no one present to speak, Mayor David closed the public hearing.

Mayor David declared open at 7:03 p.m. a public hearing regarding an amendment to Chapter 550, Zoning Code, through the addition and removal of language in Section 550-123E(3)(a), Fencing Standards. With no one present to speak, Mayor David closed the public hearing.

COMMENTS & SUGGESTIONS FROM CITIZENS PRESENT

Betty Christopherson, 110 Concord Place, spoke regarding her neighbor's lawn not being mowed all summer and requested the City take action.

Lance Dopke, 803 Cheyenne Circle, spoke regarding an incident with a Licensing Board member at a business in the City which needs to be addressed. Dopke also spoke about the point system needing to be reviewed and all establishments should be held to the same standards.

COMMITTEE REPORTS

Finance Committee, August 27, 2018. WI DNR Case Closure Fees for 302 Market Street. The final closure package submitted by METCO for the contaminated sites on S. Third Street are not covered by the PECFA funds but are eligible to come from the TID #5 funding. Motion carried to approve taking these funds from the TID #5 Administration Account. Reallocation of remaining \$27,792 in Rec. Admin. Capital Project Acct. #05-55-20-70. Rec. Director Wojtasiak is requesting funds from the Rec. Admin. Capital Project Account be used for the monthly & annual payment of software to streamline the recreation program & park rental process. The Finance Committee would like more information on this request. Motion carried to approve the request with Randy coming back in the near future with specifics on the costs. Bid for Asbestos Inspection quote for 1112 West Street. Two quotes were received with the lowest being from Advanced Health & Safety for \$1,450. Motion carried to accept this bid. Internal Job Posting Policy. Motion carried to approve this policy of posting internal openings one week prior to them going out to the general public. City Employee Name Badge Policy. Motion carried to table this item to a future meeting with some needed changes. Chapter 550, Zoning Code, Section 550-56Y: Short-Term Rental, Section 550-56Z: Tourist Rooming House & Section 550-56AA: Accessory Dwelling Unit, review Public Hearing comments. There were no public hearing comments on this item. Motion carried to

recommend this to the Common Council. Urban Forestry Grant application. This is for a 50/50 match grant for 2019, up to \$50,000. Motion carried to approve moving forward with this grant application. Report received and placed on file.

Finance Committee, August 28, 2018. Closed Session per Wis. Stat. §19.85(1)(c) to conduct interviews. Motion carried by roll call vote to move into closed session. Reconvene to open session. Motion carried to reconvene to open session. The Finance Committee is recommending Rose Simon-Silva to the Common Council for the position of City Attorney. Report received and placed on file.

Plan Commission, August 13, 2018. Zoning Code amendment to Section 550-56, Accessory Uses. This amendment pertains to short-term rentals, tourist rooming houses & accessory dwelling units. Motion carried with a positive recommendation to approve this amendment. Plan Commission minutes of August 13, 2018. Motion carried to approve these minutes. Report received and placed on file.

Public Works Commission, August 28, 2018. Well #6 Variable Frequency Drive. Motion carried to approve the low bid of CTW for \$12,000 to repair the Variable Frequency Drive at Well #6. City-Wide Bicycle & Pedestrian Path Task Force minutes of July 24, 2018. Motion carried approve these minutes. Ruekert Mielke storm water study at Mary & Neenah Streets. Motion carried to approve this study so that the City can begin to explore alternatives to provide flooding relief in this basin. Change Order No. 1 to Sanitary Sewer & Water Main contract. Motion carried to approve this change order and recommend to the Common Council. A resolution will be presented. Sidewalk repair orders at 212 & 223 W. Main Street & 212 Rock Street. Motion carried to send sidewalk repair notices to these property owners. Change Order No. 1 from Rennhack Construction Co. With other items coming in under contracted costs, this project is still on track to remain under budget. Motion carried to approve the change order. A resolution will be presented to the Council. Sale of Compost. This item is the result of a request from Terry's Excavating, Eagle, WI, to purchase 425 cubic yards of compost. Motion carried to treat this as a one-time sale with any future sales to come back to the Commission for consideration. Contract with Village of Clyman for solid waste & recycling pick-up. The City's previous contract with Clyman expired in 2015 and Interim Street Superintendent Franks would like to pursue a new contract with them. Motion carried to pursue this once we have a new City Attorney on staff to review the contract. Contract with Bay Area Recycling for mattress disposal/recycling. The City's previous contract with Bay Area Recycling expired in 2017 and Interim Street Superintendent Franks would like to pursue a new contract with them. Motion carried to pursue this once we have a new City Attorney on staff to review the contract. Updated details on flooding that occurred August 17, 2018. This was a lengthy discussion about many concerns relating to this flooding and what caused it. The Commission is looking to have a de-briefing session with all departments involved to learn what worked, what didn't work and what can be done in the future to alleviate these problems and improve the City's response to any future issues. Fluoride additives in City water. Concerns were discussed regarding the current City practice of adding fluoride to our water. Interim Water Systems Manager Hartz will check with other municipalities that do not add the fluoride, study the issue, and report back to the Commission. Benefit of back-flow devices on sanitary lines. Interim Water Systems Manager Hartz explained how these devices work and shared feedback from residents that have them installed. He will look into whether the City could buy them in volume so a cost savings could be passed on to the residents. Report received and placed on file.

COMMUNICATIONS AND RECOMMENDATIONS

Mayor David presented a letter from Statewide Services, Inc. in regards to the disallowance of a claim submitted by Mara Tarp for damage to her vehicle, allegedly caused when she drove through a construction zone on West Street. Motion was made by Ald. Berg to disallow this claim, seconded by Ald. Zgonc and carried on a voice vote.

ACCOUNTS PAYABLE

Certified accounts in the amount of \$165,783.71 were presented for payment. Ald. Tietz moved to pay all certified accounts, seconded by Ald. Kilps and carried by roll call vote: Yes–8; No–0. (Listing of accounts payable on file and open for public inspection in Clerk/Treasurer’s office.)

REPORTS AND MISCELLANEOUS BUSINESS

The following reports were presented: Board of Canvassers-August 17, 2018; City Wide Bicycle & Pedestrian Path Task Force-July 24, 2018; Payroll Summaries–August 15-28, 2018; Site Plan Review Committee-August 27, 2018; Tourism Commission-July 12, 2018; Transit Commission-August 20, 2018. All other reports accepted as presented.

ORDINANCES

Ord. #18-8, to amend Section 303-2 “Adoption of Codes,” and Section 303-9 “Investigation” and Section 303-21 “Knox Box® Key System” of Chapter 303, “Fires and Fire Prevention”. *Sponsor: Ald. Raether. From: Public Safety & Welfare Committee.* Ald. Raether moved to approve this ordinance on its second reading, seconded by Ald. Maron and carried by roll call vote: Yes-8. No-0.

Ord. #18-9, to amend Chapter 76, Article 2, Finance & Taxation: Room Tax, through the addition of language to Section 76-11, Enactment was presented. *Sponsor: Mayor David. From: Finance Committee/Plan Commission (with a positive recommendation).* Ald. Berg moved to approve this ordinance on its first reading, seconded by Ald. McFarland and carried by roll call vote: Yes-8. No-0.

Ord. #18-10, to amend Chapter 550, Zoning, through creating definitions under Section 550-15; & through defining, creating & identifying appropriate Zoning Districts for short-term rental, tourist rooming house & accessory Dwelling Unit Land Uses was presented. *Sponsor: Mayor David. From: Finance Committee/Plan Commission (with a positive recommendation).* Ald. Tietz moved to approve this ordinance on its first reading, seconded by Ald. Tortomasi and carried by roll call vote: Yes-8. No-0.

RESOLUTIONS

Exhibit #8678, to authorize the City to file an appeal to real estate assessment objection (MillerCoors, LLC, 1224 American Way) was presented. *Sponsor: Mayor David. From: Finance Committee.* Ald. Berg moved for adoption, seconded by Ald. Tortomasi and carried by roll call vote: Yes-8; No-0.

Exhibit #8679, to authorize the purchase of three (3) new squad cars for the Police Department was presented. *Sponsor: Mayor David. From: Finance Committee.* Ald. McFarland moved for adoption, seconded by Ald. Tortomasi and carried by roll call vote: Yes-7. No-0. Ald. Maron abstained.

Exhibit #8680, to authorize the purchase of a new VFD for Well #6 from CTW Corporation was presented. *Sponsor: Ald. Maron. From: Public Works Commission.* Ald. Maron moved for adoption, seconded by Ald. Raether and carried by roll call vote: Yes-8. No-0.

Exhibit #8681, to authorize change order no. 1 to the 2018 Sanitary Sewer & Water Main contract with Forest Landscaping was presented. *Sponsor: Ald. Maron. From: Public Works Commission.* Ald. Maron moved for adoption, seconded by Ald. Berg and carried by roll call vote: Yes-8. No-0.

Exhibit #8682, to authorize change order no. 1 to the 2018 Curb & Gutter & Sidewalk contract with Rennhack Construction was presented. *Sponsor: Ald. Maron. From: Public Works Commission.* Ald. Maron moved for adoption, seconded by Ald. Raether and carried by roll call vote: Yes-8. No-0.

Exhibit #8683, to approve submitting an application or a WI DNR Urban Forestry Grant for 2019 was presented. *Sponsor: Mayor David. From: Finance Committee.* Ald. Tietz moved for adoption, seconded by Ald. Kilps and carried by roll call vote: Yes-8. No-0.

Exhibit #8684, to approve the appointment of Rose Simon-Silva as the new City Attorney was presented. *Sponsor: Mayor David. From: Finance Committee.* Ald. Berg moved for adoption, seconded by Ald. McFarland and carried by roll call vote: Yes-8. No-0.

Exhibit #8685, to approve Employee Handbook update regarding the Internal Job Posting Policy was presented. *Sponsor: Mayor David. From: Finance Committee.* Ald. McFarland moved for adoption, seconded by Ald. Tortomasi and carried by roll call vote: Yes-8. No-0.

Exhibit #8686, Convene to Closed Session per Wis. Stat. §19.85(1)(e) Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session (Acquisition of 107 W. Main Street property). Ald. McFarland moved to convene into closed at 7:28 p.m., seconded by Ald. Tietz and carried by a roll call vote: Yes-8. No-0.

Reconvene to open session per Wis. Stat. §19.85(2). Ald. Tortomasi moved to reconvene into open session at 7:44 p.m., seconded by Ald. Zgonc and carried by a voice vote.

Mayor David stated the council voted to approve appropriating funds for purchasing the property at 107 W. Main St.

ADJOURNMENT

There being no further business to come before the Council at this time, Ald. Raether moved to adjourn, seconded by Ald. Maron and carried by voice vote, the time being 7:45 p.m.

Lisa Trebatoski, Deputy 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.)