

**MINUTES OF THE  
WATERTOWN CITY COUNCIL  
Regular Meeting Tuesday, July 10, 2007**

**1. CALL TO ORDER AND ROLL CALL**

Pursuant to due call and notice thereof, the regular meeting of the Watertown City Council was called to order, on **Tuesday, July 10, 2007** by Mayor K. J. McDonald at 6:30 PM in the Watertown City Hall Council Chambers.

Upon roll call the following Council Members were present: McDonald, Steven Duske, Rick Mann, Dan Geiger and Earline King.

The following staff members were present: City Attorney Dave Hubert, City Engineer David Martini, City Planner Crystal Foust, Public Works Supt. Doug Kammerer.

Others present were: Larry Shaw, Charlotte Johnson and John Trebesch.

**2. ADOPT AGENDA**

Staff asked to have the following item moved up in the agenda (11a) and pull the Oasis Market fireworks permit fees from the Waldron invoice.

**DUSKE MOVED, KING SECONDED A MOTION TO ADOPT THE AGENDA AS AMENDED. MOTION CARRIED 5-0.**

**3. REVIEW OF CONSENT AGENDA**

- A. Council minutes for June 26, 2007
- B. Request for peddler permit from Abelard Construction
- C. Request for peddler permit from Western Cedar Supply Inc.
- D. Request for peddler permit from Turco Construction
- E. Pay request from Waldron and Associates, Inc.
- F. Recommendation to approve Ordinance 302 as an amendment to the fee schedule to allow the right-of-way fees
- G. Support letter for Carver County to the Metropolitan Council requesting federal funds for Highway 10 construction project
- H. Claims roster

Duske asked to discuss items 3B, 3C, 3D.

**4. CONSENT AGENDA APPROVAL**

**KING MOVED, GEIGER SECONDED A MOTION TO ADOPT THE CONSENT AGENDA AS AMENDED. MOTION CARRIED 5-0.**

**5. OPEN FORUM**

- A. Resident Charlotte Johnson asked the Council to take action to change the plaque on the boardwalk along the Crow River from Caleb Lewis to Isaac Lewis. She

stated that Isaac Lewis, Caleb's son, deserves more credit for being a founder and builder of Watertown. McDonald stated that the plaque does not mention that Caleb Lewis is a founder of Watertown, only that the boardwalk is named in his honor. King stated that according to her research David Bickford and Alexander Moore were the true founders of Watertown. She suggested that another plaque could be placed in the area of the boardwalk stating that they actually located the town. McDonald stated that the Council would take Johnson's suggestion under advisement. Foust stated that the Council could ask the Park and Recreation Commission to name a park for Isaac Lewis. She also stated that Watertown could follow the example of the Rum River Trail which has historical plaques placed along its way.

- B. Watertown Deputy Derek Sanderson introduced the new nighttime officer, Mark Randall, who has over seven years of law enforcement experience.

6. **CELEBRATE WATERTOWN**

7. **NEW/OLD BUSINESS**

- A-B. Request from Lions Club to approve street and park vendor permits for small vehicles for Rails to Trails and to approve street closings for the Festival. King stated that she would like to see some form of transportation available from Highland Park to City Hall where the Watertown Area Historical Society will be having its exhibit.

**MANN MOVED, KING SECONDED A MOTION TO APPROVE THE STREET AND PARK VENDOR PERMITS FOR SMALL VEHICLES AND STREET CLOSINGS FOR RAILS TO TRAILS. MOTION CARRIED 5-0.**

- C. Tuscany Village update. Mandt presented the Council with information from the June 27 meeting with John Trebesch and city officials. Trebesch was to provide written request for a variance from letters issued June 27 and provide a timeline for completion of all exterior work, including contractors and dates. Mandt stated that building permits had expired due to lack of activity and stop orders are still in place (red flags). Mandt stated that there has been some progress on public improvements (sidewalks, etc.) but no building progress. Trebesch stated that he planned to finish the work in regard to the developer's agreement. Trebesch stated that he had submitted a letter to the city in regard to a variance for building permits that had expired but apparently it wasn't good enough. He stated that by the end of the week (July 13) he would supply the city with a variance letter, completion dates from contractors and a timeline. Scott Quale of Waldron and Associates stated that Trebesch has made numerous promises but there has been no written communication. He stated that he has gone as far as he can go and was looking for direction from the Council. Mandt stated that the Council can extend the permits or have Trebesch reapply.

**DUSKE MOVED, MANN SECONDED A MOTION THAT TREBESCH IS TO SUPPLY THE FOLLOWING TO WALDRON AND ASSOCIATES BY THE END OF THE WORKING DAY FRIDAY, JULY 13, 2007: (1) LETTER REQUESTING VARIANCE FOR BUILDING PERMITS THAT HAD EXPIRED; (2) TIMELINE**

**FOR PUBLIC IMPROVEMENTS; (3) TIMELINE FOR ITEMS IN DEVELOPERS AGREEMENT THAT HAVE NOT BEEN COMPLETED (THE ITEMS IN THE DEVELOPERS AGREEMENT ARE TO BE COMPLETED THIS YEAR). IF THESE ITEMS ARE NOT PROVIDED, THE STOP ORDER ON THE BUILDINGS WILL REMAIN UNTIL TREBESCH REAPPLIES FOR NEW PERMITS. MOTION CARRIED 5-0.**

- D. Building official review of changes to State Building Code. Quale gave the Council an update on the options for adopting a new building code. This will be discussed further at the next council meeting.

**8. CITY STAFF REPORTS**

**9. COMMITTEE REPORT**

- A. Planning Commission recommendation to approve variance for 881 Angel Ave. SW. Property owner Larry Shaw is requesting a five foot variance from the required front yard setback of 30 feet in order to add an additional garage stall onto the existing attached garage. The Planning Commission recommended approval of the variance since there is a hardship. When the house was originally constructed, it was part of the township with storage facilities. The property was subdivided with the Rohs Way development and as the house is positioned today it might not be where the house would have been placed if constructed new.

**MCDONALD MOVED, GEIGER SECONDED A MOTION TO ACCEPT THE PLANNING COMMISSION'S RECOMMENDATION TO APPROVE THE FIVE FOOT VARIANCE FROM THE REQUIRED FRONT YARD SETBACK OF 30 FEET IN ORDER TO ADD AN ADDITIONAL GARAGE STALL ONTO THE EXISTING GARAGE AT 881 ANGEL AVE. SW. MOTION CARRIED 5-0.**

**10. ATTORNEY'S REPORT**

**11. ENGINEER'S REPORT**

- A. Initial review of joint powers agreement with Carver County pertaining to Co. Rd. 20 reconstruction project. Martini presented the Council with a sample joint powers agreement between Carver County and the City of Watertown for design and construction of Co. Rd. 20 from Paul Avenue to Territorial Street. Martini said the agreement is similar to the one the city had with Carver County when the Co. Rd. 10 bridge was reconstructed. He stated that this would probably be a 2009 project. According to the agreement, the County would reimburse the City 18% of the total project cost.

**DUSKE MOVED, GEIGER SECONDED A MOTION TO DIRECT STAFF TO FORWARD THE JOINT POWERS AGREEMENT TO THE COUNTY WITH THE CITY'S APPROVAL. MOTION CARRIED 5-0.**

**12. MAYOR'S REPORT**

- A. McDonald stated that he was very disappointed with the vandalism that took place in Pocket Park. He stated that the two picnic tables that had been placed there were destroyed. He suggested a meeting with sheriff deputy and parents of youth suspected of the vandalism.

**13. COUNCIL MEMBER'S REPORT**

- A. Geiger reported that he had several county maps available following a meeting with Roger Gustafson.
- B. King asked that the city staff provide Council with another calendar of upcoming projects.

**14. ADMINISTRATOR'S REPORT**

- A. Mandt gave an update on projects including curb painting by Sentence to Serve and crack filling. He also stated that the school district may be requesting the use of city parks for this fall due to lack of space on their property during construction.

**15. FINANCE DIRECTOR REPORT**

**16. CITY PLANNER REPORT**

- A. Foust gave an update on developments and Comprehensive Plan Task Force.

**17. ADJOURNMENT**

**THERE BEING NO FURTHER BUSINESS THE MEETING WAS ADJOURNED AT 8:18 PM.**

Respectfully Submitted,

**ATTEST:**

\_\_\_\_\_  
Steven Wallner  
Clerk-Treasurer

\_\_\_\_\_  
K.J. McDonald  
Mayor