



Shakopee City Council Minutes

December 21, 2021

7:00 PM

City Hall, 485 Gorman St.

Mayor Bill Mars presiding

1. Roll Call

Present: Mayor Bill Mars, Councilmembers Jody Brennan, Matt Lehman, Jay Whiting, Angelica Contreras

Staff Present: City Administrator Bill Reynolds, City Attorney Jim Thomson, Finance Director Nate Reinhardt, City Engineer/Public Works Director Steve Lillehaug, Planning/Development Director Michael Kerski, Deputy City Clerk Heidi Emerson, Parks/Recreation Director Jay Tobin, Community Engagement Coordinator Carla Kress, Police Chief Jeff Tate, Human Resources Director Alissa Frey

2. Pledge of Allegiance

3. Approval of Agenda

Councilmember Jody Brennan made a motion to approve the Agenda, seconded by Councilmember Jay Whiting and the motion passed.

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4. Consent Business - (All items listed in this section are anticipated to be routine. After a discussion by the Mayor there will be an opportunity for members of the Council to remove any items from the consent agenda for individual discussion. Those items removed will be considered following the Public hearing portion of the agenda. Items remaining on the Consent Agenda will not be discussed and will be approved in one motion.)

Lehman removed 4.A.3, 4.A.4, 4.A.5 and 4.C.3 for further discussion.

Councilmember Jody Brennan made a motion to approve the consent agenda as modified, seconded by Councilmember Angelica Contreras and the motion passed.

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A. Administration

*4. A.1. *City Council Minutes

Approve the City Council meeting minutes of December 7, 2021 (motion carried

under the Consent Agenda).

*4. A.2. *2022 Fee Schedule

Approve Ordinance O2021-027, establishing fees for 2022 (motion carried under the Consent Agenda).

*4. A.3. *Amendments to the 2021 Budget

Councilmember Angelica Contreras made a motion to approve the 2021 budget amendments, seconded by Councilmember Jody Brennan and the motion passed.

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*4. A.4. *2022 EDA Special Benefit Levy

Councilmember Jay Whiting made a motion to adopt Resolution No. R2021-163, approving the EDA special benefit levy of \$500,000 pursuant to Minnesota Statute 469.033, subdivision 6, seconded by Councilmember Jody Brennan and the motion passed.

4 - 1

Nays: Lehman

*4. A.5. *Approval of the 2021 Property Tax Levy Collectible in 2022 and the 2022 Annual Budget

Councilmember Jody Brennan made a motion to adopt Resolution Nos. R2021-161 and R2021-162, approving the 2021 property tax levy collectible in 2022 and the 2022 annual budget, seconded by Councilmember Angelica Contreras and the motion passed.

4 - 1

Nays: Lehman

*4. A.6. *2021 Miscellaneous Donations

Adopt Resolution No. R2021-182, a resolution accepting the gifts and donations received from outside organizations as presented (motion carried under the Consent Agenda).

*4. A.7. *Taxicab Business License Renewal for 2022

Approve the Taxicab Business licenses for Bradford Transportation, Inc. dba Shakopee Taxi, TNT Taxi and Kurtesy Ride (motion carried under the Consent Agenda).

*4. A.8. *Pawnshop Business License Renewals for 2022

Approve the pawn shop business license for Excel Pawn Inc., dba Excel Pawn &

Jewelry and Pawn Xchange LLC. (motion carried under the Consent Agenda).

*4. A.9. *Update to City's Personnel Handbook

Approve the updated Personnel Handbook as presented (motion carried under the Consent Agenda).

*4. A.10.*Approval of Opioid Settlement Agreement

Adopt Resolution #R2021-180 which approves the Memorandum of Agreement between the state of Minnesota and local governments and authorizes participation in the National Opioids Settlements (motion carried under the Consent Agenda).

B. Police

*4. B.1. *Approve Window Security Film Purchase

Approve the purchase of security window film for city hall and police station (motion carried under the Consent Agenda).

C. Public Works and Engineering

*4. C.1. *CSAH 83 Construction Cooperative Agreement

Adopt Resolution R2021-176, authorizing a Construction Cooperative Agreement with the State of Minnesota Department of Transportation and Scott County for the CSAH 83 Project (motion carried under the Consent Agenda).

*4. C.2. *Alley Drainage and Flood Prevention Improvements

Approve a motion, approving plans and specifications and ordering the advertisement for bids for the Drainage and Flood Prevention Improvement Projects STORM-20-002 for the alley southeast of the intersection at 7th Avenue West and Apgar Street, and for the alley northeast of the intersection at 6th Avenue East and Spencer Street (motion carried under the Consent Agenda).

*4. C.3. *Forestry Manual Specification Updates and Tree Ordinances

Councilmember Jody Brennan made a motion to Adopt Ordinance No. O2021-025, Amending Shakopee City Code Chapter 90.05, Regulation of Grass, Weeds, and Trees Along Streets, seconded by Councilmember Jay Whiting and the motion passed.

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Nays: Lehman

Councilmember Matt Lehman made a motion to direct staff make the change to the tree policy, seconded by Councilmember Angelica Contreras and the motion Failed.

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Nays: Brennan, Contreras, Mars, Whiting

Councilmember Angelica Contreras made a motion to Adopt Ordinance No. O2021-026, Amending Shakopee City Code Chapter 130.15, Shade Tree Disease and Shade Tree Pest Control and Prevention, seconded by Councilmember Jay Whiting and the motion passed.

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Nays: Lehman

Councilmember Jay Whiting made a motion to Adopt Resolution No. R2021-169, Adopting Forestry Specifications Manual, seconded by Councilmember Angelica Contreras and the motion passed.

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Nays: Lehman

***4. C.4. *Speed Limit for Stagecoach Road**

Accept MnDOT's Speed Limit Authorization Report and authorize posting the recommended 45 MPH speed limit zone for Stagecoach Road between Preserve Trail and County Road 101 (motion carried under the Consent Agenda).

***4. C.5. *Acceptance of a MN DNR Emerald Ash Borer Grant Agreement**

Adopt Resolution R2021-178, accepting a Minnesota Department of Natural Resources Emerald Ash Borer Grant Agreement (motion carried under the Consent Agenda).

5. **RECOGNITION OF INVOLVED CITIZENS BY CITY COUNCIL** - Provides an opportunity for the public to address the Council on items which are not on the agenda. Comments should not be more than five minutes in length. The Mayor may adjust that time limit based upon the number of persons seeking to comment. This comment period may not be used to make personal attacks, to air personality grievances, to make political endorsements or for political campaign purposes. Council Members will not enter into a dialogue with citizens, and questions from Council will be for clarification only. This period will not be used to problem solve issues or to react to the comments made, but rather for informational purposes only.
6. Business removed from consent will be discussed at this time
See items 4.A.3, 4.A.4., 4.A.5. and 4.C.3.
7. Public Hearings
 - 7.A. Vacation of Drainage and Utility Easement in Dean Lakes 8th Addition

Councilmember Jay Whiting made a motion to open a Public Hearing, seconded by Councilmember Angelica Contreras and the motion passed.

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Councilmember Jody Brennan made a motion to close the Public Hearing, seconded by Councilmember Angelica Contreras and the motion passed.

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Councilmember Angelica Contreras made a motion to adopt Resolution No. R2021-181, seconded by Councilmember Matt Lehman and the motion passed.

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8. General Business

A. Administration

8. A.1. Monthly Financial Review- November 2021

Informational Only.

8. A.2. SPU PILOT Agreement

Councilmember Jody Brennan made a motion to approve Resolution #R2021-172 which approves the agreement between the City of Shakopee and Shakopee Public Utilities regarding Payment in Lieu of Taxes (PILOT), seconded by Councilmember Angelica Contreras and the motion passed.

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8. A.3. Contract for Lobbying Services

Councilmember Jay Whiting made a motion to approve to enlist the firm of Lockridge Grindal Nauen (LGN) for lobbying services on behalf of the city, seconded by Councilmember Jody Brennan and the motion passed.

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B. Parks and Recreation

8. B.1. Community Engagement Update

Councilmember Angelica Contreras made a motion to approve Resolution R2021-175, accepting Donations and Sponsorship Funds for Parks and Recreation Programs, seconded by Councilmember Jay Whiting and the motion passed.

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C. Planning and Development

8. C.1. Acquisition of a Portion of Windermere Bluff Property for Park/Open Space from NorCor

Councilmember Jay Whiting made a motion to approve Resolution No. R2021-179 authorizing the execution of a Purchase Agreement with NORCOR Properties and accepting a Donation of Property, seconded by Councilmember Jody Brennan and the motion passed.

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9. Reports

9.A. City Bill List

Informational only

9.B. Liaison & Administration Reports

10. Other Business

11. Adjournment to Tuesday, January 4, 2022 at 7 p.m.

Councilmember Jody Brennan made a motion to adjourn to Tuesday, January 4, 2022 at 7:00 pm, seconded by Councilmember Angelica Contreras and the motion passed.

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