



Shakopee City Council Minutes

April 5, 2022

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, Assistant City Administrator Chelsea Petersen, City Attorney Jim Thomson, City Engineer/Public Works Director, Finance Director Nate Reinhardt, City Clerk Lori Hensen, Planning/Development Director Michael Kerski

2. Pledge of Allegiance

3. Approval of Agenda

Reynolds removed 4.A.4. from the agenda completely.

Councilmember Jay Whiting made a motion to approve the modified agenda, seconded by Councilmember Jody Brennan 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.)

Reynolds removed from 4.A.5. from consent. He also amended item 4.A.1. removed Brad Carlson from the minutes.

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

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A. Administration

*4. A.1. *City Council Minutes

Approve the minutes of March 15 and 29, 2022. (Motion was carried under consent)

*4. A.2. *Amend Investment Policy

Approve the amended investment policy. (Motion was carried under consent)

*4. A.3. *Social Media Policy Update

Approve the social media policy as presented, which is updated to include information about the city's archival of content. (Motion was carried under consent)

*4. A.4. *American Rescue Plan Act (ARPA)

Removed from the agenda

*4. A.5. *Shakopee Public Utilities Commission Salary Increase Request

Councilmember Jay Whiting made a motion to adopt Resolution R2022-057 increasing the monthly Shakopee Public Utility Commission salary from \$400 to \$500, the Commission President monthly salary from \$500 to \$600 and the MMPA Representative monthly salary to \$100., seconded by Councilmember Angelica Contreras and the motion passed.

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Abstain: Brennan

B. Parks and Recreation

*4. B.1. *2021 Concession Agreements

Approve the 2022 Concession Agreements with the Shakopee Soccer Association, Shakopee Indian Baseball, Shakopee Coyote Baseball and Shakopee Youth Hockey Association. (Motion was carried under consent)

C. Planning and Development

*4. C.1. *Rhythm on the Rails 2022

Approval of Rhythm on the Rails event application, site layout and street and parking lot closures. (Motion was carried under consent)

*4. C.2. *Final Plat of Whispering Waters 2nd Addition

Adopt Resolution No. R2022-050. (Motion was carried under consent)

*4. C.3. *Minnesota Pollution Control Agency (MPCA) Minnesota GreenCorps Host Site Application

Adopt Resolution R2022-042, an application for the City of Shakopee to participate in the Minnesota GreenCorps Host Site program. (Motion was carried under consent)

*4. C.4. *Summerland Place Easement Vacation

Adopt Resolution No. R2022-055 setting the public hearing date for vacation of public drainage and utility easements in Summerland Place First Addition. (Motion was carried under consent)

*4. C.5. *Powers 2nd Addition Easement Vacation

Adopt Resolution No. R2022-054 setting the public hearing date for vacation of public drainage and utility easements in Powers 2nd Addition. (Motion was carried under consent)

Abstain: Brenman

D. Public Works and Engineering

*4. D.1. *JPA for Roadway Pavement Maintenance

Adopt Resolution R2022-051, authorizing the City of Shakopee's annual maintenance for roadway sealcoat, crack sealing, pavement markings and fog sealing and a portion of the 2022 Pavement Rehabilitation Project CIF-22-011 in the amount of \$605,310 to be awarded as part of the 2022 South Metro Joint Powers Agreement contract. (Motion was carried under consent)

*4. D.2. *12th Avenue Trail Project

Adopt Resolution R2022-048, accepting work on the 12th Avenue Trail Project CIF-20-003, and authorizing final payment of \$8,177.86 to Rosti Construction Company. (Motion was carried under consent)

*4. D.3. *12th Avenue Reconstruction Project

Adopt Resolution R2022-049, accepting work on the 12th Avenue Reconstruction Project CIF-19-004, and authorizing final payment of \$203,867.34 to S.M. Hentges & Sons. (Motion was carried under consent)

*4. D.4. *2022 Sanitary Sewer and Storm Sewer Televising

Approve a contract with Pipe Services Corp. in the amount of \$31,408.08 for the 2022 Sanitary Sewer and Storm Sewer Televising Project. (Motion was carried under consent)

*4. D.5. *2022 Trail Sealcoating

Approve a contract with Gopher State Sealcoat, Inc., in the amount of \$54,804.55 for the 2022 Trail Sealcoating. (Motion was carried under consent)

*4. D.6. *2022 Regional Solicitation Roadway Modernization Grant Application

Adopt Resolution R2022-053, authorizing the City of Shakopee to apply to the 2022 Regional Solicitation Roadway Modernization Grant. (Motion was carried under consent)

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 item 4.A.5.
7. Recess for Economic Development Authority Meeting

Councilmember Angelica Contreras made a motion to recess to EDA, seconded by Councilmember Jay Whiting and the motion passed.

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8. Reconvene
9. General Business

A. Planning and Development

9. A.1. Flavored Tobacco and Vaping Ordinance Changes

Councilmember Jay Whiting made a motion to adopt Ordinance No. 02022-001, Amending Sections 110.055, 110.056 and 110.059 of the Shakopee City Code Pertaining to the Regulation of Tobacco-Related Products and Flavored Products, seconded by Councilmember Angelica Contreras and the motion passed.

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Nays: Brennan, Lehman

9. A.2. Adoption of 2021 Property Maintenance Code

Councilmember Jody Brennan made a motion to adopt Ordinance No. O2022-008 Amending Title XI of the City Code by Adding Chapter 82 Adopting the International Property Maintenance Code and allowing the City to Publish a Summary of this Ordinance, seconded by Councilmember Angelica Contreras and the motion passed.

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Nays: Lehman

9. A.3. Adoption of a Rental Housing Ordinance

Councilmember Jay Whiting made a motion to adopt Ordinance No. O2022-009 Amending Title XI of the City Code Repealing Section 111.18 "Residential Rental Property Registration" and Establishing Chapter 117 "Residential Rental Licensing", seconded by Councilmember Angelica Contreras and the motion passed.

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Nays: Lehman

10. Workshop

10.A.Shakopee Property Taxpayer Receipt

Informational only

11. Reports

11.A.City Bill List

Informational only

11.B.Liaison & Administration Reports

12. Other Business

Brennan suggested that staff look at penalties for the tobacco ordinance and petty misdemeanor for youth caught smoking.

13. Adjournment to Tuesday, April 19, 2022 at 7 p.m.

Councilmember Jay Whiting made a motion to adjourn to Tuesday, April 19, 2022 at 7:00 pm, seconded by Councilmember Jody Brennan and the motion passed.

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