



Shakopee City Council Minutes

September 5, 2023

7:00 PM

City Hall, 485 Gorman St.

Mayor Matt Lehman presiding

1. Roll Call

Present: Mayor Matt Lehman, Council Members Jay Whiting, Angelica Contreras, Jim DuLaney, Jesse Lara

Staff Present: City Administrator Bill Reynolds, Assistant City Administrator Chelsea Petersen, City Attorney Jim Thomson, Finance Director Nate Reinhardt, City Engineer Alex Jordan, Deputy City Clerk Heidi Emerson, Planning/Development Michael Kerski, Police Chief Jeff Tate, Public Works Director Bill Eagan, Interim Fire Chief Mike Scott, Parks and Recreation Director Jay Tobin

2. Pledge of Allegiance

3. Special Presentation

3.A. Lifesaving Award Presentation by Chief Tate and Chief Scott

Informational only.

4. Approval of Agenda

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

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5. 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.)

Councilmember Jesse Lara made a motion to approve the Consent Agenda, seconded by Councilmember Jay Whiting and the motion passed.

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A. Administration

*5. A.1. *City Council Minutes

Motion to Approve the minutes of August 2, 2023 (motion carried under the Consent Agenda.)

*5. A.2. *Update to Drug and Alcohol Use and Testing Policies

Motion to approve the updated Drug & Alcohol Testing Policy which now includes appropriate language for cannabis testing protocols (motion carried under the Consent Agenda).

*5. A.3. *Downtown Street Closures for Shak-O-Lantern Festival

Motion to approve street and parking lot closures for the Shakopee Chamber of Commerce Shak-O-Lantern Festival on October 7, 2023 from 1 to 4PM (motion carried under the Consent Agenda).

*5. A.4. *Certification of Delinquent Sewer and Storm Drainage Accounts

Motion to adopt Resolution No. R2023-98, certifying assessments for delinquent sewer and storm drainage accounts from August 1, 2022 thru December 31, 2022, add a \$25 administrative charge for collection with payable 2024 property taxes and Write off delinquent accounts less than \$25 which total \$208.17 (motion carried under the Consent Agenda).

*5. A.5. *Approve a Temporary Liquor License for the Shakopee Chamber of Commerce

Motion to approve a temporary liquor license for the Shakopee Chamber of Commerce event for the Mana Brewing Co. Anniversary Party on October 7, 2023 (motion carried under the Consent Agenda).

*5. A.6. *Minnesota DNR ReLeaf Program Grant Application

Motion to adopt Resolution R2023-100, approving an application to the Minnesota DNR ReLeaf program grant (motion carried under the Consent Agenda).

*5. A.7. *Minnesota DNR Volunteer Fire Assistance Grant Award

Motion to adopt Resolution R2023-101, accepting the Minnesota DNR Volunteer Fire Assistance grant award and authorizing the City Administrator to execute the necessary contracts and agreements applicable to accepting this award (motion carried under the Consent Agenda).

*5. A.8. *Award of Bid for Community Center Boilers

Motion to adopt Resolution No. R2023-105 accepting bids and awarding a contract in the amount of \$276,100 to Ryan Mechanical (motion carried under the Consent Agenda).

B. Parks and Recreation

*5. B.1. *Community Center Fee Update for Sales Tax Increase

Motion to approve the updated Community Center Pricing plan to reflect tax increases effective October 1, 2023 (motion carried under the Consent Agenda).

C. Planning and Development

*5. C.1. *Purchase of Benches, Trash Receptacles & Tables from Anova for Windermere Park

Motion to approve the purchase from Anova in the amount of \$33,864.69 for benches, trash receptacles, tables and miscellaneous items for the Windermere Park (motion carried under the Consent Agenda).

*5. C.2. *Award Contract for Concrete Pad for Sport Court to Krueger Excavating

Motion to award a contract with Krueger Excavating in the amount of \$31,332 plus \$6,160 for contingencies and authorize appropriate city representatives to sign the necessary contracts (motion carried under the Consent Agenda).

D. Engineering

*5. D.1. *Authorize Purchase of Survey GPS Equipment

Motion to approve the purchase of one Trimble R12i GPS including equipment and setup from Frontier Precision in the amount of \$37,151.01 under the State of Minnesota Contract (motion carried under the Consent Agenda).

*5. D.2. *Agreement with SMSC for McKenna Road Maintenance

Motion to approve an Intergovernmental Cooperative Agreement between the Shakopee Mdewakanton Sioux Community and the City of Shakopee for the Operation and Maintenance of McKenna Road south of CSAH 16 in Shakopee, MN (motion carried under the Consent Agenda).

*5. D.3. *Professional Services Agreement for Marystown Road Corridor Improvements

Motion to authorize the execution of a Professional Services Agreement in the amount of \$641,892 with SRF Consulting Group, Inc., to perform professional engineering services for the Marystown Road Corridor Improvements, CIF-23- 004 (motion carried under the Consent Agenda).

*5. D.4. *Extended Construction Hours for Highview Park Development

Motion to approve suspension of City Code Sec. 130.45, Noise Elimination and Noise Prevention, Subd. C.4, Hourly Restrictions on Certain Operations, allowing Highview Park project contractor, Northwest Asphalt and their subcontractors, to

perform work from 8 a.m. to 9 p.m. on Saturdays through the end of December 2023 (motion carried under the Consent Agenda).

***5. D.5. *Professional Services Agreement for 2nd Avenue and Lewis Street Parking Lot Improvements**

Motion to authorize the execution of a Professional Services Agreement in the amount of \$137,600 with Kimley-Horn and Associates, Inc., to perform design and in-construction services for the 2nd Avenue and Lewis Street Parking Lot Improvements (Storm-24-001, PA-24-03, PA-24-05) (motion carried under the Consent Agenda).

***5. D.6. *Professional Services Agreement for Colburn Drive Extension Project**

Motion to authorize the execution of a Professional Services Agreement in the amount of \$39,200 with Kimley-Horn and Associates, Inc. to perform professional engineering services for the Colburn Drive Extension Project (motion carried under the Consent Agenda).

***5. D.7. *Professional Services Agreement for CR 78 Pedestrian Underpass at Zumbro Avenue**

Motion to authorize the execution of a Professional Services Agreement in the amount of \$202,024 with WSB & Associates, Inc. to perform professional engineering services for the CR 78 Pedestrian Underpass Improvements at Zumbro Avenue (motion carried under the Consent Agenda).

***5. D.8. *Approve Job Description for the Water Resources-Environmental Technician Position within the Engineering Department**

Motion to approve the job description for the Water Resources-Environmental Technician position within the Engineering Department and amending the 2023 Non-Union Pay Plan accordingly (motion carried under the Consent Agenda).

6. **RECOGNITION OF INVOLVED RESIDENTS 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.
7. Business removed from consent will be discussed at this time
8. Recess for Economic Development Authority Meeting

Councilmember Jesse Lara made a motion to recess for the Economic Development Meeting, seconded by Councilmember Jim Dulaney and the motion passed.

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9. Reconvene

10. General Business

A. Administration

10. A.1. Discussion on Ordinance Concerning use of Cannabis in Public
Informational only.

B. Planning and Development

10. B.1. Award Contracts for SandVenture for Demolition, Concrete/Masonry,
Earthwork and Utilities

Councilmember Angelica Contreras made a Motion to approve awarding the following contracts and amounts: 2A, 31A, 33A - Demo, Earthwork, Utilities Base Bid - \$298,500 SM Hentges & Sons 3A - Concrete & Masonry Base Bid - \$585,000 Axel H. Ohman, Inc., seconded by Councilmember Jim Dulaney and the motion passed.

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11. Workshop

11.A.Shakopee City Government - Fire Department Presentation
Informational only.

12. Reports

12.A.City Bill List
Informational only.

12.B.Liaison & Administration Reports
Informational only.

13. Other Business

14. Adjournment to Tuesday, September 19, 2023 at 7 p.m.

Councilmember Jay Whiting made a motion to adjourn to September 19, 2023, seconded by Councilmember Jim Dulaney and the motion passed.

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