



Shakopee City Council Minutes

September 19, 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, Public Works Director Bill Eagan, Parks and Recreation Director Jay Tobin

2. Pledge of Allegiance

3. Approval of Agenda

Council Member Jesse Lara made a motion to approve the agenda, second by Council Member Angelica Contreras and the motion passed. 5 - 0

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.)

Item 4.D.1. removed by Mayor Lehman for further discussion.

Council Member Jay Whiting made a motion to approve the Consent Agenda as amended, second by Council Member Jim DuLaney and the motion passed. 5 - 0

A. Administration

*4. A.1. *Monthly Financial Review - August 2023

Motion to approve the August 2023 General Fund revenues and expenditures, and Community Center, Ice Arena and SandVenture year-over-year comparison (motion

carried under the Consent Agenda).

*4. A.2. *City Council Minutes

Motion to Approve the minutes of August 15 and September 5, 2023 (motion carried under the Consent Agenda).

*4. A.3. *Shakopee Chamber Request for Mana Brewing Co. 1st Anniversary Party

Motion to approve the Shakopee Chamber's request for the Mana Brewing Co. 1st Anniversary party and to close Holmes Street from alley to 2nd Avenue from 3:00 pm to 10:00 pm on October 7, 2023 (motion carried under the Consent Agenda).

*4. A.4. *Minnesota DNR Shade Tree Program Grant Application

Motion to adopt Resolution R2023-110, approving an application to the Minnesota DNR Shade Tree Program grant (motion carried under the Consent Agenda).

*4. A.5. *Declare amounts, order the preparation of proposed assessments, set a public hearing date for delinquent refuse bills

Motion to adopt Resolution R2023-109, declaring the amount to be assessed, ordering the preparation of proposed assessments, and setting the public hearing date for delinquent refuse bills (motion carried under the Consent Agenda).

B. Parks and Recreation

*4. B.1. *Shakopee Skate School Agreement Addendum - Room Rentals

Motion to request that the Mayor and Council approve the addendum to the Shakopee Skate School Agreement for Room Rentals (motion carried under the Consent Agenda).

C. Planning and Development

*4. C.1. *Preliminary and Final Plat of Reliakor Second Addition

Motion to adopt Resolution R2023-102, a resolution approving the Preliminary and Final Plat of RELIAKOR SECOND ADDITION (motion carried under the Consent Agenda).

*4. C.2. *Annexation of MNDOT & DNR Property and Jackson Township Property off Zumbro Avenue

Motion to adopt Resolution R2023-092, a resolution approving the annexation of the subject Jackson Township property (motion carried under the Consent Agenda).

*4. C.3. *Highview Park MUSA Comprehensive Plan Amendment

Motion to adopt Resolution R2023-103, approving the Comprehensive Plan Amendment to Figure 4.60 - Metropolitan Urban Service Area (MUSA) in the 2040

Comprehensive Plan for the Highview Park proposed development. This vote requires a super majority (four votes) since it is a Comprehensive Plan Amendment (motion carried under the Consent Agenda).

***4. C.4. *Award of Contracts for Windermere Neighborhood Park Construction**

Motion to Award bids for the Windermere Neighborhood Park and authorize staff to execute the appropriate contracts totaling \$711,868:

Site Survey, Westwood Professional Services: \$15,000

Site Carpentry, RTL Construction: \$73,000

Earthwork, Retaining Walls, Site Removals & Utilities. Miller Brothers Excavating: \$324,000 Bituminous Paving, Minnesota Paving & materials: \$38,500

Site Concrete, Axel H. Ohman Inc.: \$120,238

Fences & Gates, Keller Fence: \$49,800 Landscaping,

Peterson Companies, Inc.: \$91,330

(motion carried under the Consent Agenda)

***4. C.5. *Contract with 106 Group for Memorial Park Archaeology Monitoring**

Motion to approve a contract with the 106 Group for preparation of Monitoring Plan/Inadvertent Discoveries Plan along with Archaeological Monitoring for a cost of \$27,500 and authorize staff to execute contract (motion carried under the Consent Agenda).

D. Engineering

***4. D.1. *Wetland Replacement Plan for Highview Park**

Council Member Jay Whiting made a motion to adopt Resolution R2023-099 approving a Wetland Replacement Plan for Highview Park, second by Council Member Jim DuLaney and the motion passed. 5 - 0

***4. D.2. *Drainage and Utility Easement Encroachment Agreement**

Motion to approve drainage and utility Encroachment Agreement for the Moraine Addition development (motion carried under the Consent Agenda).

***4. D.3. *Drainage and Utility Easement Encroachment Agreement**

Motion to approve drainage and utility Encroachment Agreement for Quality Forklift located at 5300 12th Avenue East (motion carried under the Consent Agenda).

5. 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.

6. Business removed from consent will be discussed at this time

7. General Business

A. Administration

7. A.1. 2024 Proposed Property Tax Levies, Preliminary General Fund Budget and Debt Levy Cancellations

Council Member Angelica Contreras made a motion to adopt Resolution R2023-106, canceling Debt Service Levies for taxes payable in 2024, second by Council Member Jesse Lara and the motion passed. 5 - 0

Council Member Jay Whiting made a motion to adopt Resolution R2023-107, setting Proposed Maximum 2023 Property Tax Levy collectible in 2024, second by Council Member Angelica Contreras and the motion passed. 4 – 1 Nays: DuLaney

Council Member Jesse Lara made a motion to adopt Resolution R2023-108, approving the Levy of a Special Benefit Levy pursuant to Minnesota Statutes, Section 469.033, Subdivision 6 by the Economic Development Authority for the City of Shakopee, Minnesota, second by Council Member Jay Whiting and the motion passed. 4- 1 Nays: Lehman

7. A.2. Discussion on Ordinance Concerning use of Cannabis in Public Informational only.

8. Reports

8.A. City Bill List
Informational only.

8.B. Liaison & Administration Reports

9. Other Business

10. Adjournment to Tuesday, October 3, 2023 at 7 p.m.

Council Member Angelica Contreras made a motion to adjourn to October 3, 2023, second by Council Member Jesse Lara and the motion passed. 5 - 0