



Shakopee City Council Minutes

October 3, 2023

7:00 PM

City Hall, 485 Gorman St.

Mayor Matt Lehman presiding

1. Roll Call

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

Absent: Council Member Angelica Contreras

Staff Present: Police Chief Jeff Tate, City Attorney Cristina Cruz-Jennings, Finance Director Nate Reinhardt, City Engineer Alex Jordan, City Clerk Lori Hensen, Planning/Development Director Michael Kerski, Public Works Director Bill Egan, Interim Fire Chief Mike Scott

2. Pledge of Allegiance

3. Special Presentation

3.A. Proclamation of Domestic Violence Awareness Month

Council Member Jay Whiting made a motion to adopt proclamation of October as Domestic Violence Awareness Month, second by Council Member Jim DuLaney and the motion passed.

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4. Approval of Agenda

Council Member Jay Whiting made a motion to approve the agenda, second by Council Member Jesse Lara 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.)

DuLaney 5.A.2. removed for further discussion.

Council Member Jay Whiting made a motion to approve the modified consent agenda, second by Council Member Jesse Lara and the motion passed.

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A. Administration

*5. A.1. *City Council Minutes

Approve the minutes of September 19, 2023. (Motion was approved under consent agenda)

*5. A.2. *2024-2028 Capital Improvement Plan

Council Member Jay Whiting made a motion to call the question, second by Council Member Jesse Lara and the motion Failed.

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Nays: DuLaney, Lehman

Council Member Jay Whiting made a motion to approve the 2024-2028 Capital Improvement Plan (CIP), second by Council Member Jesse Lara and the motion passed.

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Nays: DuLaney

*5. A.3. *Declare amounts, order the preparation of proposed assessments, set a public hearing date for delinquent false alarm & mowing service bills

Adopt Resolution No. R2023-104, a resolution declaring the amount to be assessed, ordering the preparation of proposed assessments, and set the public hearing date for delinquent ordinance services. (Motion was approved under consent agenda)

*5. A.4. *Minnesota Department of Public Safety's Toward Zero Deaths Enforcement Program Grant Award

Adopt Resolution R2023-114, accepting the Minnesota Department of Public Safety (MN DPS) Toward Zero Deaths (TZD) Enforcement Program grant award and authorizing the City Administrator to execute the necessary contracts and agreements applicable to accepting this award. (Motion was approved under consent agenda)

B. Engineering

*5. B.1. *CSAH 101 and Shenandoah Drive Traffic Signal and Improvements

Adopt Resolution R2023-111 accepting bids and awarding a contract in the amount of \$1,174,728.07 to Max Steininger, Inc., and approve a Professional Services Agreement with SRF Consulting Group, Inc. for construction services for the CSAH 101 and Shenandoah Drive Traffic Signal and Improvements Project, CIF-23-

016. (Motion was approved under consent agenda)

***5. B.2. *Construction Cooperative Agreement - County Road 16 Trail Improvements**

Authorize the Mayor and City Administrator to enter into a Cooperative Construction Agreement between Scott County and the City of Shakopee to construct and maintain three sections of trail from Spring Lake Drive to County Road 18. (Motion was approved under consent agenda)

***5. B.3. *Jennifer Lane Park Project Closeout**

Adopt Resolution R2023-112, accepting work on the Jennifer Lane Park Project, PR-20-003, and authorize final payment in the amount of \$2,024.32 to BKJ Land Co. II, Inc., dba BKJ Excavating. (Motion was approved under consent agenda)

***5. B.4. *Professional Services Agreement - Boiling Springs Drainage Improvement Project**

Authorize the execution of a professional services agreement in the amount of \$46,008 with AE2S to perform professional engineering services for the Boiling Springs Area Drainage Improvements project (Storm-25-002). (Motion was approved under consent agenda)

***5. B.5. *Materials Procurement for CSAH 78 Underpass Improvements at Zumbro Avenue**

Adopt Resolution R2023-113 accepting bids and awarding contract to Forterra Pipe and Precast d/b/a Rinker Materials for Materials Procurement for CSAH 78 Underpass Improvements at Zumbro Avenue. (Motion was approved under consent agenda)

***5. B.6. *Xcel Energy Encroachment Agreement Amendment**

Approve the First Amendment to Encroachment Agreement with Xcel Energy for the proposed private stormwater management improvements on Quarry Lake Park property. (Motion was approved under consent agenda)

C. Parks and Recreation

***5. C.1. *Temporary Liquor License for Spooky Family Fun Event**

Request that City Council approve the temporary on-sale liquor license to the Shakopee JCI for the Shakopee Parks and Recreation Spooky Family Fun Event being held at Huber Park on October 28, 2023. (Motion was approved under consent agenda)

D. Planning and Development

***5. D.1. *Set Public Hearing for Vacation of Public Drainage and Utility Easements**

located within the OPUS MVW plat

Adopt Resolution R2023-115, setting the public hearing date for vacation of the public drainage and utility easements as dedicated within the OPUS MVW plat. (Motion was approved under consent agenda)

E. Public Works

*5. E.1. *Snow Removal Locations for Sidewalk and Trails

Approve the 2023-24 sidewalk and trail snow removal locations. (Motion was approved under 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 people 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

See item 5.A.2.

8. Recess for Economic Development Authority Meeting

Council Member Jesse Lara made a motion to recess to the EDA, second by Council Member Jim DuLaney and the motion passed.

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9. Reconvene

10. General Business

11. Reports

11.A. City Bill List

Informational only

11.B. Liaison & Administration Reports

12. Other Business

13. Adjournment to Tuesday, October 17, 2023, at 7 p.m.

Council Member Jesse Lara made a motion to adjourn to Tuesday, October 17, 2023 at 7:00 pm, second by Council Member Jim DuLaney and the motion passed.
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