



Shakopee City Council Minutes

October 17, 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, Angelica Contreras

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 Director Michael Kerski, Public Works Director Bill Egan, Interim Fire Chief Mike Scott, Assistant Fire Chief Ryan Yttreness, Public Works Director Bill Egan, Human Resources Manager Alissa Frey

2. Pledge of Allegiance

3. Approval of Agenda

Move item 10.A.3., Presentation and Discussion by Shakopee Youth Leagues regarding possible multi-use dome, to 8.A.

Council Member Jesse Lara made a motion to approve the agenda as modified., second by Council Member Jim DuLaney 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.)

Item 4.A.6., Resolution Approving Special Legislation, was removed for further discussion by Council Member DuLaney.

Council Member Angelica Contreras made a motion to approve the Consent Agenda as modified, second by Council Member Jim DuLaney and the motion passed.

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A. Administration

*4. A.1. *City Council Minutes

Approve the minutes of October 3, 2023 (motion carried under the Consent Agenda).

*4. A.2. *Approve a Temporary Liquor License for the Scott County Historical Society

Approve a temporary liquor license for the Scott County Historical Society Exhibit Opening Event on November 16, 2023 (motion carried under the Consent Agenda).

*4. A.3. *Approve a Consumption and Display Permit for DropShot Pickleball Club

Approve a Consumption and Display Permit for Drop Shot Pickleball, LLC. (motion carried under the Consent Agenda).

*4. A.4. *Increase to City's Annual HSA Employer Contribution

Approve the increase of the city's HSA employer contribution (motion carried under the Consent Agenda).

*4. A.5. *Minnesota Department of Labor and Industry's Building Official Training Program Grant Application

Adopt Resolution R2023-120, approving an application to the Minnesota Department of Labor and Industry's (MN DLI) Building Officials Training (BOT) program grant (motion carried under the Consent Agenda).

*4. A.6. *Resolution Approving Special Legislation

Council Member Jay Whiting made a motion to adopt Resolution R2023-123 approving laws of Minnesota 2023, Chapter 64, Article 8, Section 13, relating to the establishment of a soil deficiency tax increment financing district, second by Council Member Jesse Lara and the motion passed.

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Nays: DuLaney, Lehman

*4. A.7. *SCBA Purchase

Approve the purchase of SCBAs for the City of Shakopee Fire Department from MacQueen Equipment Company in the amount of \$262,464.35 (motion carried under the Consent Agenda).

B. Engineering

*4. B.1. *Declare Costs and Set Assessment Hearing for 2023 Full Depth Pavement

Reconstruction and Pavement Rehabilitation Projects

Adopt Resolution R2023-117, declaring costs to be assessed, ordering the preparation of proposed assessments and setting a public hearing for the 2023 Full Depth Pavement Reconstruction Project CIF-23-001 (motion carried under the Consent Agenda).

- *4. B.2. *Declare Costs and Set Assessment Hearing for the Maras Street, 13th Avenue, and Hansen Avenue Utility Extension Project

Adopt Resolution R2023-118, declaring costs to be assessed, ordering the preparation of proposed assessments and setting a public hearing for the Maras Street, 13th Avenue, and Hansen Avenue Utility Extension Project Sewer-21-001 (motion carried under the Consent Agenda).

- *4. B.3. *Approve Plans and Specifications and Authorize Bidding for Southbridge Lift Station Rehabilitation Project

Adopt Resolution R2023-119, Approving Plans and Specifications and Ordering Advertisement for Bids for the Southbridge Lift Station Rehabilitation Project SEWER-23-002 (motion carried under the Consent Agenda).

- *4. B.4. *Professional Services Agreement with Bolton & Menk for Riverbank Protection and Parks Integration Improvements

Authorize the execution of a Professional Services Agreement in the amount of \$737,300 with Bolton & Menk, Inc. to perform professional engineering services for the Minnesota Riverbank Protection and Parks Integration Improvements, Project PR-23-002 (motion carried under the Consent Agenda).

- *4. B.5. *Award Contract for Scenic Heights Storm Sewer Repair

Accept quotes and award contract to BKJ Land Co II d/b/a BKJ Excavating for the Scenic Heights Storm Sewer Repair Project, in the amount of \$21,310.00 (motion carried under the Consent Agenda).

- *4. B.6. *Professional Services Agreement with Short Elliott Hendrickson, Inc. for Downtown ADA, Lighting & Tree Rehab

Authorize the execution of a Professional Services Agreement in the amount of \$115,100 with Short Elliott Hendrickson, Inc. (SEH), to perform design and in-construction services for the Downtown ADA, Lighting & Tree Rehab Project (CIF-22-003) (motion carried under the Consent Agenda).

- *4. B.7. *Waiver of Special Assessment Appeal Rights for Maras Street, 13th Avenue and Hansen Avenue Utility Extension Project

Adopt Resolution R2023-124 approving a Waiver of Special Assessment Appeal Rights agreement with Pfeiffer Properties LLP (motion carried under the Consent Agenda).

C. Fire

*4. C.1. *Surplus Property

Declare a 2006 fire ladder truck with its loose equipment surplus and authorize its sale (motion carried under the Consent Agenda).

D. Planning and Development

*4. D.1. *Planned Unit Development (PUD) Amendment to the Canterbury Southwest PUD

Adopt Ordinance O2023-015, which approves the amendment to the Canterbury Southwest Planned Unit Development (motion carried under the Consent Agenda).

E. Police

*4. E.1. *Surplus Property

Declare one forfeited vehicle as surplus property and authorize disposal (motion carried under the Consent Agenda).

F. Public Works

*4. F.1. *Purchase Equipment - Administration Vehicle

Approve the purchase of a 2023 Ford Explorer from Apple Ford, in amount of \$47,425.00 and declare the existing vehicle as surplus (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. Public Hearings
 - 7.A. Vacation of Public Drainage & Utility Easements within the OPUS MVW plat

Council Member Jay Whiting made a motion to open a Public Hearing, second by Council Member Angelica Contreras and the motion passed.

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Council Member Jesse Lara made a motion to close the Public Hearing, second by Council Member Angelica Contreras and the motion passed.

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Council Member Jay Whiting made a motion to Adopt Resolution R2023-116, a resolution approving the vacation of the public drainage and utility easements as dedicated within the OPUS MVW plat, second by Council Member Angelica Contreras and the motion passed.

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7.B. Assessment hearing on delinquent garbage/refuse bills from Dick's Sanitation, Resolution R2023-121

Council Member Angelica Contreras made a motion to open a Public Hearing, seconded by Council Member Jim DuLaney and the motion passed.

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Council Member Jay Whiting made a motion to continue the Public Hearing to November 7, 2023, second by Council Member Jim DuLaney and the motion passed.

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8. Recess for Economic Development Authority Meeting

Council Member Jesse Lara made a motion to recess for the Economic Development meeting, second by Council Member Jim DuLaney and the motion passed.

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9. Reconvene

10. General Business

A. Administration

10. A.1. Monthly Financial Review - September 2023

Informational only.

10. A.2. Cannabis Ordinance

Council Member Jay Whiting made a motion to Adopt Ordinance No. 2023-012,

which pertains to the use of cannabinoid products in public spaces, second by Council Member Jesse Lara and the motion passed.

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10. A.3. Presentation and discussion by Shakopee youth leagues regarding possible future multi-use dome

Information only, moved to 8.A.

11. Workshop

- 11.A. Discussion on Open Meetings

Law Informational only.

12. Reports

- 12.A. City Bill List

Informational only.

- 12.B. Liaison & Administration Reports

Informational only.

13. Other Business

14. Closed Session according to MN Statutes 13D.03, subd. (b)

- 14.A. Labor Negotiation Strategy

Council Member Jay Whiting made a motion to enter into a closed session, second by Council Member Jim DuLaney and the motion passed.

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15. Adjournment to Tuesday, November 7, 2023, at 7:00 p.m.

Council Member Jay Whiting made a motion to adjourn to November 7, 2023, at 7:00 p.m., second by Council Member Jim DuLaney and the motion passed.

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