



Shakopee City Council Minutes

June 18, 2024

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

SPU Board Present: President Justin Krieg, Commissioners Kathi Hofer-Mocol, Kayden Fox, B.J. Letourneau

Staff Present: City Administrator Bill Reynolds, City Attorney Jim Thomson, City Engineer Alex Jordan, Finance Director Nate Reinhardt, City Clerk Lori Hensen, Planning/Development Michael Kerski, IT Director Andy Hutson

2. Pledge of Allegiance

3. Approval of Agenda

Reynolds removed item 9. from the agenda.

Council Member Jesse Lara made a motion to approve the modified 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.)

Whiting removed 4.A.11. for further discussion.

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

5 - 0

A. Administration

*4. A.1. *City Council Minutes

Approve the minutes of June 4, 2024.

*4. A.2. *Designation of Official Newspaper

Designate the New Prague Times as the official newspaper for the City of Shakopee in 2024 and designate the city website (www.ShakopeeMN.gov) as the official notice and advertisement venue for transportation project bids in 2024.

*4. A.3. *City Website Redesign and Four-Year Web Services Agreement

Authorize city administrator to enter into contract with Revize Software Systems for website redesign services and subsequent annual hosting services.

*4. A.4. *Server and Storage Replacement Project

Approve scheduled replacement project for the current datacenter server and storage infrastructure.

*4. A.5. *Monthly Financial Review- May 2024

Review of May 2024 General Fund revenues and expenditures.

*4. A.6. *Approve Gambling Premise Permit - Shakopee Hockey

Adopt Resolution R2024-094, a premise permit for the Shakopee Hockey located at Dilemma Brewing Co, LLC dba Shakopee Brewhall, 126 1st Avenue East.

*4. A.7. *Appointment of Election Judges

Adopt Resolution R2024-093, a resolution appointing election judges for August 13, 2024, Primary Election and November 5, 2024, General Election.

*4. A.8. *Minnesota Department of Public Safety's Toward Zero Deaths Enforcement Program Grant Application

Adopt Resolution R2024-095, approving an application to the Minnesota Department of Public Safety (MN DPS) Toward Zero Deaths (TZD) Enforcement program.

*4. A.9. *Minnesota Department of Public Safety's ARMER Equipment Grant Program Application

Adopt Resolution R2024-096, approving an application to the Minnesota Department of Public Safety's (MN DPS) ARMER Equipment grant program.

*4. A.10.*Minnesota Council on Local Results and Innovation's Performance Measurement Program Report

Adopt Resolution R2024-097, approving the city's annual submittal of the Minnesota Council on Local Results and Innovation's Performance Measurement Report.

*4. A.11.*Minnesota Department of Public Safety's Minnesota Safe Ride Program Grant Award

Council Member Jay Whiting made a motion to adopt Resolution R2024-098, accepting Minnesota Department of Public Safety's (MN DPS) Minnesota Safe Ride

program grant award and authorizing the City Administrator to execute the necessary contracts and agreements applicable to accepting this award, second by Council Member Angelica Contreras and the motion passed.

5 - 0

*4. A.12.*Adopt Resolution Governing Write-In Vote Counting

Adopt Resolution R2024-090 governing write-in vote counting for the City of Shakopee.

*4. A.13.*Consenting to a Collateral Assignment of Contract for Private Redevelopment (Shakopee Flats)

Adopt Resolution R2024-091 Consenting to a Collateral Assignment of Contract for Private Redevelopment Between Shakopee Apartments, LLC and A10 Capital, LLC.

B. Engineering

*4. B.1. *Approve Wetland Replacement Plan for DNR MN Valley State Trail Project

Adopt Resolution R2024-089 Approving a Wetland Replacement Plan for the Minnesota Valley State Trail - Shakopee Campground Segment Improvements.

*4. B.2. *Approve a Contract for Lift Station 16 Force Main Air Release Valve Replacement

Approve a Contract with Krueger Excavating Inc., for the Lift Station 16 Forcemain Air Release Valve Rehabilitation Project, in the amount of \$26,740.

*4. B.3. *Approve Cooperative Agreement with Scott County for County Highway 18 Trail Extension Improvements

Approve Cooperative Agreement with Scott County for the CH 18 multi-use trail project.

*4. B.4. *Approve Right of Entry and Reimbursement Agreement with Canterbury Park Entertainment LLC

Approve a Right of Entry and Reimbursement Agreement with Canterbury Park Entertainment LLC.

*4. B.5. *Approve a Contract for Lift Station 16 Levee Rehabilitation

Approve a Contract with Krueger Excavating Inc., for the Lift Station 16 Levee Rehabilitation Project, in the amount of \$96,092.00.

C. Planning and Development

*4. C.1. *Findings of Fact and Conclusion for Shakopee Gravel Redevelopment Project

Adopt Resolution R2024-092 making a Negative Declaration of Need for an

Environmental Impact Statement for Shakopee Gravel Redevelopment Project.

*4. C.2. *Change Orders for Professional Services for SandVenture Construction

Approve Change Orders for \$113,309 as provided to the various firms for services rendered for SandVenture construction and distribute charges accordingly to funds as noted.

*4. C.3. *Planned Unit Development (PUD) Amendment to the Canterbury Southwest PUD

Adopt Ordinance O2024-007, an ordinance amending the Canterbury Southwest PUD to allow for construction of a 28,000 square-foot office building.

*4. C.4. *Award of Contract for Downtown Mural on Lewis Street Building

Approve a Contract with SignPro for not to exceed \$35,000 for printing and installation of mural on the side of 113 Lewis Street S, in downtown.

D. Police

*4. D.1. *Authorize the hire of Chadd Smith for police officer

Approve the hiring of Chadd Smith at step five of the 2024 union contract.

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

See item 4.A.11.

7. Public Hearings

7.A. PUBLIC HEARING - Vacation of a Segment of Fourth Avenue West Public Right-of-Way

Council Member Jesse Lara made a motion to open the public hearing, second by Council Member Angelica Contreras and the motion passed.

5 - 0

Council Member Jay Whiting made a motion to close the public hearing, second by Council Member Jim DuLaney and the motion passed.

5 - 0

Council Member Jay Whiting made a motion to adopt Resolution R2024-088, a resolution approving the vacation of a segment of Fourth Avenue West Public Right-of-Way located east of Adams Street, second by Council Member Angelica Contreras and the motion passed.

5 - 0

8. Joint Meeting with Shakopee Public Utilities Commission

8.A. SPU Year in Review

Greg Drent, SPU General Manager present the SPU Year in Review.

9. Closed Session with Shakopee Public Utilities Commission

Removed from agenda

10. Reports

10.A. City Bill List

Informational only

10.B. Liaison and Administration

11. Other Business

12. Closed session pursuant to Minnesota Statutes, Section 13D.05, Subdivision 3((b) to discuss matters protected by the attorney-client privilege relating to potential litigation regarding contractual dispute

12.A. Discussion of attorney-client privilege

Council Member Whiting made a motion to recess to closed session pursuant to Minnesota Statutes, Section 13D.05, Subdivision 3((b) to discuss matters protected by the attorney-client privilege relating to potential litigation regarding contractual dispute between the City and RJM Construction pertaining to the SandVenture project, second by Council Member Angelica Contreras and the motion passed. 5-0

Reconvened and no action was taken.

13. Adjournment to Tuesday, July 2, 2024, at 7 p.m.

Council Member Jesse Lara made a motion to adjourn to Tuesday, July 2, 2024, at 7:00 pm, second by Council Member Jim DuLaney and the motion passed.

5 - 0