



Shakopee City Council Minutes

February 7, 2017

7:00 PM

City Hall 129 Holmes St.

Mayor Bill Mars presiding

1. Roll Call

Present: Mayor Bill Mars, Councilmember Matt Lehman, Councilmember Mike Luce, Councilmember Jay Whiting, and Councilmember Kathi Mocol.

Staff Present: City Administrator Bill Reynolds, Public Works Director/ City Engineer Bruce Loney, City Attorney Jim Thompson, Financial Director Darin Nelson, Parks and Recreation Director Jamie Polley, Assistant City Administrator Nate Burkett

2. Pledge of Allegiance

3. Special Presentation

A. Engineer of the Year Award

The City Council and Mr. Reynolds congratulated Mr. Loney on receiving the Minnesota Municipal Engineer of the Year award from the City Engineers Association.

B. Project of the Year Award

Mr. Loney presented the City Council with the Honorable Mention for Project of the Year Award from the City Engineers Association for the Sanitary Sewer Lining Project.

4. Approval of Agenda

Councilmember Mocol made a motion to approve the agenda as presented, seconded by Councilmember Whiting. the motion passed 5-0.

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.)

Items 5.D.2., 5.E.1., 5.E.2, 5.E.3. were removed from the consent agenda. Item 8.C.1. was added to the consent agenda.

Councilmember Matt Lehman made a Motion to approve amended consent agenda, seconded by Councilmember Mike Luce and the motion Passed.

Vote: 5-0

A. Public Works and Engineering

A.1. *Authorize an Amendment to Consultant Contracts

Motion to authorize the appropriate city staff to execute an amendment to the Consultant Contracts (Motion carried under the Consent Agenda).

A.2. *Authorize Quotes for Sanitary Sewer Manhole Rehabilitation, Project No. 2017-4

Motion to receive the Sanitary Sewer Manhole Evaluation Engineering Report and authorize staff to obtain quotes for rehabilitation of 13 manholes (Motion carried under the Consent Agenda).

B. Personnel

B.1. *Approval of Pay Equity Report, Res. No. 7828

Motion to approve the submission of the Pay Equity Report, Res. No. 7828 (Motion carried under the Consent Agenda).

B.2. *Approval to Enter into Contract with Keystone Compensation Group, Res. No. 7829

Cncl. Lehman asked a few questions about the methods used by the consultant for the comparison and Ms. Jennifer Gabbard Addressed his concerns.

Councilmember Jay Whiting made a Motion to authorize the appropriate City Officials to enter into an attached contract with Keystone Compensation Group, LLC. Services., seconded by Councilmember Kathi Mocol and the motion Passed.

Vote: 5-0

C. Parks and Recreation

C.1. *Authorization to Submit a Federal Recreational Trail Program Application for Trails to Memorial Park Bridge, Res. No. 7830 (A)

Cncl. Luce was under the impression that the Memorial Park Bridge was part of the DNR trail and suggested they should be paying for the construction. Ms. Polley explained that the bridge was city property. The DNR, along with other entities would be assisting in funding the trail and bridge connection and this grant is one way to receive funding for the project. Cncl. Lehman asked if the bridge could be a pedestrian bridge only, Ms. Polley said it must be multi-use to receive the grant funds.

Councilmember Kathi Mocol made a Motion to authorize the submission of a Federal Recreational Trail Program application for trails to the Park Bridge. Resolution No. 7830, seconded by Councilmember Mike Luce and the motion Passed.

Vote: 5-0

C.2. *Authorization to Contract with WSB & Associates, Inc. for the Design, Specifications and Construction Services for the Phase 2 Development of Quarry Lake Park

Cncl. Lehman believed the park was over budget and would compete with the private sector. He also pointed out that the city does not have the money to build the facilities at this time.

Councilmember Jay Whiting made a Motion to authorize the contract with WSB and Associates, Inc. for the design and specifications and construction services for phase 2 development of Quarry Lake., seconded by Councilmember Kathi Mocol and the motion Passed.

Vote: 3-2

Opposed: Councilmember Matt Lehman
Councilmember Mike Luce

C.3. *Authorization to Submit a Federal Recreational Trail Program Application for the Memorial Park Bridge, Res. No. 7831 (A)

Councilmember Matt Lehman made a Motion to approve Res. No. 7831 to apply for a Federal Grant for the trail portion of the Memorial Park Bridge., seconded by Councilmember Mike Luce and the motion Passed.

Vote: 5-0

D. General Administration

D.1. *City Bill List

Motion to authorize the payment of bills and electronic transfers in the amount of \$5,903,922.93 (Motion carried under the Consent Agenda).

D.2. *City Council Minutes

Motion to approve the minutes of the December 20, 2016 City Council meeting (Motion carried under the Consent Agenda).

D.3. *Tobacco License for Empire Gas & Grocery LLC

Motion to approve the application and grants a tobacco license to Empire Gas &

Grocery, LLC, 312 First Avenue West (Motion carried under the Consent Agenda).

D.4. *Temporary Liquor License - Shakopee Senior Graduation Party Inc.

Motion to approve a temporary on-sale liquor license for the Shakopee Senior Graduation Party fundraiser at 1100 Canterbury Road on March 2, 2017 (Motion carried under the Consent Agenda).

D.5. *Temporary Liquor License - Parish of Saint Joachim & Anne

Motion to approve a temporary on-sale liquor license to the Parish of St. Joachim & Ann, 350 Atwood St., for February 25, 2017 (Motion carried under the Consent Agenda).

6. RECOGNITION OF INVOLVED CITIZENS 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.

Ms. Heidi Vonbokern of Jordan, MN addressed the City Council as one of the remaining three board members for Derby Days. She requested the Council make an expedited decision regarding an invoice Derby Days had received for \$5,000 regarding payment of the electrical installation at Huber Park. Ms. Vonbokern noted that a verbal agreement had been reached on May 7, 2013 that Derby Days would be responsible for those payments only so long as they were using the park and in existence. They had not used the park since August 2015. Cncl. Lehman recalled the agreement made between the City of Shakopee and Derby Days and concurred with Ms. Vonbokern's assessment. Mr. Reynolds noted that neither he or Mr. Nelson could make a decision on this issue because it lacked clarity and asked the Council to direct staff. Only the City Council could make the final decision. Ms. Vonbokern requested any documentation the city might have regarding the agreement. Mr. Reynolds promised to provide them to her. Mayor Mars requested the item to be on the next meeting's agenda.

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

Please see items:

- 5.D.2.
- 5.E.1.
- 5.E.2.
- 5.E.3.

8. General Business

A. Planning and Development

A.1. Ordinance for Text Amendment to regulate location of Massage Establishments to the B-1 Zone as a Conditional Use

Cncl. Whiting and Cncl. Mocol stated that they have concerned about how this ordinance would impact legitimate businesses, especially those located outside the prescribed zone. Mr. Reynolds and Mr. Kerski noted this would be an additional tool for the city to use to establish whether a massage business was legitimate. Cncl. Mocol noted that many of the concerns were already addressed in the original ordinance. Cncl. Lehman thought it would be better to tighten the original ordinance before they use a stronger approach. Cncl. Luce suggested adding Zone B-3 to the ordinance as well. Mr. Kerski suggested the council could table the discussion until Police Chief Tate could address the Council on the topic.

Councilmember Matt Lehman made a Motion to table the item and bring back the existing ordinance when it comes back before the Council., seconded by Councilmember William Mars and the motion Passed.

Vote: 3-2

Opposed: Councilmember Kathi Mocol
Councilmember Jay Whiting

A.2. Review of City-owned Property

Mr. Kerski addressed the Council and gave an overview of City-owned property that the city is looking at putting for-sale signs on. Mr. Kerski stated that Housing and Hotel developers have shown an interest in the downtown properties and there is some interest in putting a small business park on the property along Highway 169/69 corridor. Cncl. Lehman would prefer to let the free market decide what kinds of uses develop on the properties, the rest of the Council preferred to retain some control over the marketing of the properties. The entire Council agreed to put for-sale signs on the properties.

Cncl Luce suggested it be brought back as a closed session when it comes before the Council again because of some of the sensitive content of the discussion. Mr. Thompson said that was only allowed if there was a concrete proposal or, as Mr. Lehman suggested, if the Council wanted to discuss the price of the properties.

B. Parks and Recreation

B.1. Discuss the Revised Plans for the Lions Park Warming House Project No.

PR2016-2 (A,B)

Ms. Polley presented a revised plan for the Lion's Park Warming House and asked for the Council's feedback on the design. The Council decided to include the garage and storage space in the base bid and the metal roof and patio as alternates. Ms. Polley would provide Council members with the income from the rental of the shelters for 2016.

C. General Administration

C.1. Monthly Financial Review

Motion to approve the monthly financial review (Motion carried under the Consent Agenda).

C.2. 2016 Community Survey

Mr. Burkett presented the results of the 2016 Community Survey. The general results concluded that 81% of those who participated in the survey described the quality of life in Shakopee as either excellent or good. Mr. Burkett pointed out that improvements could be made in perceptions in the community and its overall image. There was also a desire for an improved downtown area, more opportunities for cultural, arts, and music activities, improved citizen involvement, and confidence in the City government. There was some question as to the metro cities used to compare Shakopee with and whether they were the appropriate comparisons, but Mr. Burkett explained that many of the cities usually used for comparison have not yet taken the same survey as Shakopee. He suggested the council focus on one or two areas of improvement over the next few years and see if the city's rankings could improve.

C.3. City Hall Construction Update and Approval of Contracts for Furnishings, Audio-Visual Equipment and Installation and Low Voltage Equipment and Installation

Mr. Burkett gave an update on the new Shakopee City Hall project. He presented a slide show and a video of the construction progress.

Councilmember Matt Lehman made a Motion to authorize \$48,650 to Network Cinema and Sound for low-voltage cable installation in the new Shakopee City Hall., seconded by Councilmember Mike Luce and the motion Passed.

Vote: 5-0

Councilmember Matt Lehman made a Motion to execute a contract in the amount of \$107,377.29 with Tierney Bros. for audio/visual equipment and installation., seconded by Councilmember Jay Whiting and the motion Passed.

Vote: 5-0

Councilmember Jay Whiting made a Motion to execute a contract, not to exceed \$350,000 with Fluid Interiors for work stations, conference room furniture, and commons area furniture for the new Shakopee City Hall., seconded by Councilmember Mike Luce and the motion Passed.

Vote: 5-0

9. Liaison and Administration

The Council members presented their Liaison reports.

Mr. Reynolds presented his Administrators report.

Mr. Reynolds also informed the Council when and where the Celebration of Life service would be held for Janna Wood.

10. Other Business

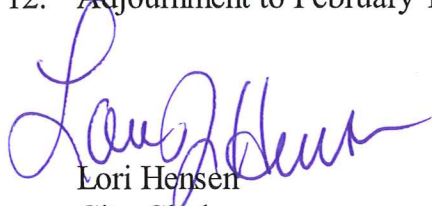
There was no other business.

11. Closed Session

Councilmember Mike Luce made a Motion to adjourn to a closed session pursuant to MN Statute 13D.05 subdivision 3, to evaluate the performance of the City Administrator, Councilmember Lehman seconded the motion. The motion passed

Vote: 5-0

12. Adjournment to February 14, 2017 at 7:00 p.m.



Lori Hensen
City Clerk

Beth Lopez
Recording Secretary