



Shakopee City Council Minutes

April 17, 2018

7:00 PM

City Hall 485 Gorman St.

Mayor Bill Mars presiding

1. Roll Call

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

Staff Present: City Administrator Bill Reynolds, Assistant City Administrator Nate Burkett, Public Works and Engineering Director Steve Lillehaug, Finance Director Darin Nelson, Planning and Development Director Michael Kerski, Senior Planner Mark Noble, Deputy City Clerk Heidi Emerson

2. Pledge of Allegiance

3. Approval of Agenda

Mr. Reynolds stated that Item 8.A.5., Canterbury Park, PUD Amendment and 7th Addition Preliminary Plat, has been corrected to show new Resolution number R2018-050.

Councilmember Whiting requested that Item 8.B.1., Shakopee Academies Sponsorship Agreement move moved up on the Agenda before Item 8.A.1.. This item will now be 8.A.

Councilmember Jay Whiting made a motion to approve the Agenda as amended, seconded by Councilmember Matt Lehman 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.)

4.B.5., Vierling Drive Phase 2 Project, was removed from Consent for further discussion by Councilmember Lehman

8.B.2., Monthly Financial Review, was moved to the Consent Agenda by Councilmember Whiting

Councilmember Matt Lehman made a motion to approve the Consent Agenda, seconded by Councilmember Mike Luce and the motion passed.

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A. Administration

*4. A.1. *City Council Minutes

Motion to approve the minutes from April 3, 2018 (Motion carried under the Consent Agenda)

*4. A.2. *Certification of Delinquent Sewer and Storm Drainage Accounts

Motion to adopt Resolution No. R2018-052, certifying the delinquent sewer and storm drainage accounts from 2017, adding a \$25 administrative charge for collection with payable 2019 property taxes and writing off 18 delinquent accounts totaling \$39.83 (Motion carried under the Consent Agenda)

*4. A.3. *On-sale and Sunday Liquor License for Valleyfair

Motion to approve the On-sale and Sunday Liquor licenses for Millennium Operations LLC dba Valleyfair (Motion carried under the Consent Agenda)

*4. A.4. *Shakopee Eagles Club Request to Allow Alcohol to be Consumed in Volleyball Courts

Motion to approve the suspension of city code 114.11 Consumption and possession of alcoholic beverages on street, public property, private parking lots to which the public has access, and other private property, from May through October on Sunday through Thursday from 6:00 to 10:00 p.m. at the Shakopee Eagles Club Volleyball Courts (Motion carried under the Consent Agenda)

*4. A.5. *Pullman Club Request to Allow Alcohol to be Consumed in City Parking Lot

Motion to approve the suspension of city code 114.11 Consumption and possession of alcoholic beverages on street, public property, private parking lots to which the public has access and other private property for April 28, 2018, on condition that all documents and permits are completed (Motion carried under the Consent Agenda)

*4. A.6. *Approval to Reclassify GIS Specialist Position

Motion to approve the addition of one GIS Coordinator position, grade 170 and eliminate one GIS Specialist position, grade 160 (Motion carried under the Consent Agenda)

B. Public Works and Engineering

*4. B.1. *Traffic Control Change on 2nd Avenue

Motion to approve the traffic control changes at the intersections of 2nd Avenue with Naumkeag Street, Prairie Street, Dakota Street, Main Street and Fuller Street (Motion carried under the Consent Agenda)

*4. B.2. *Parking Control Change on Fuller Street

Motion to approve the parking zone restriction for "NO PARKING HERE TO CORNER" signs on Fuller Street in all four quadrants at the intersection with Thomas Avenue/Community Center driveway (Motion carried under the Consent Agenda)

*4. B.3. *2018 Street Reconstruction Project

Motion to approve Resolution R2018-047, awarding a contract in the amount of \$1,778,588.87 to Northwest Asphalt, Inc. for the 2018 Street Reconstruction Project CIF-18-003 (Motion carried under the Consent Agenda)

*4. B.4. *2018 Bituminous Overlay and Community Center Back Parking Lot Overlay Projects

Motion to approve Resolution R2018-053, approving plans and ordering the advertisement for bids for the 2018 Bituminous Overlay Project CIF-18-002 and the Community Center Back Parking Lot Overlay Project PA-18-13 (Motion carried under the Consent Agenda)

*4. B.5. *Vierling Drive Phase 2 Project

Councilmember Kathi Mocol made a motion to approve Resolution R2018-055 approving plans and ordering the advertisement for bids for the Vierling Drive Phase 2 Project CIF-18-007, seconded by Councilmember Mike Luce and the motion passed.

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Nays: Lehman

5. 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.

No one responded.

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

Please see item 4.B.5.

7. Public Hearings

- 7.A. PUBLIC HEARING - Vacation of Public Right of Way and Public Drainage and Utility Easements of Canterbury Park 5th & 6th Additions

Councilmember Kathi Mocol made a motion to open a Public Hearing, seconded by Councilmember Jay Whiting and the motion passed.

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Councilmember Jay Whiting made a motion to close the Public Hearing, seconded by Councilmember Mike Luce and the motion passed.

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Councilmember Jay Whiting made a motion to approve Resolution No. R2018-048, a resolution approving the vacation of a public right-of-way (Shenandoah Drive) and public drainage & utility easements for property located north of Eagle Creek Blvd., East of Shenandoah Drive extended at Eastway Avenue, South of 4th Avenue East and West of Vierling Drive at 12th Avenue East, and move its adoption., seconded by Councilmember Kathi Mocol and the motion passed.

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8. General Business

- A. Planning and Development

8. A.1. Comprehensive Plan Amendment - Reguide property at 12321 Marystown Road to Commercial Land Use

Councilmember Jay Whiting made a motion to approve Resolution No. R2018-043, a resolution approving the comprehensive plan amendment of property located at 12321 Marystown Road to Commercial land use, seconded by Councilmember Matt Lehman and the motion passed.

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8. A.2. Rezone property at 12321 Marystown Road to Highway Business (B-1) Zone

Councilmember Jay Whiting made a motion to approve Ordinance No. O2018-005, an ordinance approving the Rezoning of property located at 12321 Marystown Road

to Highway Business (B-1) Zone, and move its adoption, seconded by Councilmember Kathi Mocol and the motion passed.

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8. A.3. Comprehensive Plan Amendment - Reguide property at 12800 Marystown Road to Single Family Residential Land Use

Councilmember Kathi Mocol made a motion to Approve Resolution No. R2018-042, a resolution approving the comprehensive plan amendment of property located at 12800 Marystown Road to Single Family Residential land use, seconded by Councilmember Jay Whiting and the motion passed.

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8. A.4. Rezone property at 12800 Marystown Road to Urban Residential (R-1B) Zone

Councilmember Kathi Mocol made a motion to Approve Ordinance No. O2018-004, an ordinance approving the Rezoning of property located at 12800 Marystown Road to Urban Residential (R-1B) Zone, seconded by Councilmember Mike Luce and the motion passed.

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8. A.5. Resolution No. R2018-050 for Canterbury Park, PUD Amendment and 7th Addition Preliminary Plat

Councilmember Jay Whiting made a motion to Approve Resolution No. R2018-50 that amends the PUD for Phase 1 of the Doran development and approves the Preliminary Plat for Canterbury Park 7th Addition, seconded by Councilmember Kathi Mocol and the motion passed.

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Nays: Lehman

8. A.6. Resolution No. R2018-045 for BHS Regarding to High Density Residential

Councilmember Matt Lehman made a motion to Approve Resolution No. R2018-045 to reguide the property to High Density Residential for BHS for development that includes senior independent living, assisted living and memory care, seconded by Councilmember Mike Luce and the motion passed.

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8. A.7. Ordinance No. O2018-007 to Rezone BHS at Windermere

Councilmember Jay Whiting made a motion to approve Ordinance No. O2018-007

to Rezone property at Windermere to R-4 Zone, High Density Residential, seconded by Councilmember Matt Lehman and the motion passed.

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8. A.8. Resolution No. R2018-044 for Reguiding, PUD Amendment and Preliminary Plat for Common Bond at Windermere

Councilmember Kathi Mocol made a motion to approve Resolution R2018-044 approving: a Comprehensive Plan Amendment to change the land use from medium density residential to high density residential; a PUD Amendment for a 60 unit affordable apartment complex; and Preliminary Plat, seconded by Councilmember Jay Whiting and the motion passed.

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Nays: Lehman

8. A.9. Ordinance No. O2018-006, Rezone to R-4 the Willows by Common Bond at Windermere

Councilmember Jay Whiting made a motion to approve Ordinance No. O2018-006 to Rezone property to R-4, seconded by Councilmember Kathi Mocol and the motion passed.

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Nays: Lehman

8. A.10.Preliminary Plat of Windermere South

Councilmember Matt Lehman made a motion to approve Resolution No. R2018-049, a resolution approving the Preliminary Plat of Windermere South., seconded by Councilmember Mike Luce and the motion passed.

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8. A.11.Enter into a Revolving Forgivable Loan with Doggie Doo's Spa & Retreat for the Purchase of Equipment

Councilmember Jay Whiting made a motion to Approve Resolution No. R2018-40 to enter into an agreement for \$73,003.96 with Doggie Doo's Spa & Retreat for the purchase of equipment and authorize the Mayor and City Administrator to execute various agreements including UCC filings against the equipment once it has been purchased, seconded by Councilmember Mike Luce and the motion passed.

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Nays: Lehman

B. Administration

8. B.1. Shakopee Academies Sponsorship Agreement

This item was moved up on the Agenda to 8.A.

Councilmember Matt Lehman made a motion to approve resolution R2018-054, which authorizes appropriate staff to enter into an agreement with Shakopee Public Schools for sponsoring and naming of the Shakopee Public Schools Academy of Human Services, seconded by Councilmember Mike Luce and the motion passed.

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8. B.2. Monthly Financial Review - March 2018

This item was moved to the Consent Agenda.

8. B.3. Councilor Luce Request for Travel Reimbursement

No action was taken on this item.

9. Reports

9.A. City Bill List

9.B. Liaison and Administration

The Councilmembers presented their liaison reports.

Mr. Reynolds presented his Administrator's Report.

10. Adjournment to Tuesday, May 1, 2018 at 7 p.m.

Councilmember Jay Whiting made a motion to adjourn to May 1, 2018, seconded by Councilmember Matt Lehman and the motion passed.

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