



Shakopee City Council Minutes

August 21, 2018

7:00 PM

City Hall 485 Gorman St.

Mayor Bill Mars presiding

1. Roll Call

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

Staff Present: City Administrator Bill Reynolds, Assistant City Administrator Nate Burkett, City Attorney Jim Thomson, Public Works/Engineering Director Steve Lillehaug, Planning/Development Director Michael Kerski, Finance Director Darin Nelson, Chief of Police Jeff Tate, City Clerk Lori Hensen

2. Pledge of Allegiance

3. Approval of Agenda

Bill Reynolds asked to have item 4.1. to be added to the agenda.

Councilmember Jay Whiting made a motion to approve the amended agenda, seconded by Councilmember Mike Luce 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.)

Councilmember Whiting removed item 4.C.2. for further discussion.

Councilmember Mocol asked to have item 10.A.1. moved to consent.

Councilmember Matt Lehman made a motion to approve the amended consent agenda, seconded by Councilmember Jay Whiting and the motion passed.

5 - 0

A. Administration

*4. A.1. *City Council Minutes

Approve the minutes of August 8, 2018. (Motion was carried under consent agenda.)

B. Police

*4. B.1. *Surplus Property

Declare seven forfeited vehicles as surplus property and authorize their disposal.
(Motion was carried under consent agenda.)

C. Public Works and Engineering

*4. C.1. *Accept Final Work for the 2017 Bituminous Overlay project

*4. C.2. *Construction Cooperative Agreement with Scott County for four flashing
pedestrian crossing systems along County Road 16

Councilmember Matt Lehman made a motion to authorize the Mayor and City Administrator to enter into a Construction Cooperative Agreement with Scott County for four flashing pedestrian crossing systems along County Road 16 (17th Avenue), seconded by Councilmember Mike Luce and the motion passed.

5 - 0

*4. C.3. *2018 Trail Sealcoat Project

Accept quotes and award contract in the amount of \$40,958.50 to Gopher State Sealcoat, Inc., for the 2018 Trail Sealcoat Project. (Motion was carried under consent agenda.)

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.

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

See Item 4.C.2.

7. Public Hearings

7.A. Soils Condition TIF Plan at Shakopee Crossings

Councilmember Kathi Mocol made a motion to open the public hearing, seconded by Councilmember Mike Luce and the motion passed.

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

5 - 0

Councilmember Kathi Mocol made a motion to approve Resolution No. R2018-101 Approving a Tax Increment Financing Plan for Tax Increment (Soils Condition) District No. 21 and a Modified Redevelopment Plan for the Minnesota River Valley Housing and Redevelopment Project No. 1, seconded by Councilmember Mike Luce and the motion passed.

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7.B. Vacation of Easement at 1325 Meadow Court

Councilmember Jay Whiting made a motion to close the public hearing, seconded by Councilmember Kathi Mocol and the motion passed.

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Councilmember Matt Lehman made a motion to open the public hearing, seconded by Councilmember Mike Luce and the motion passed.

5 - 0

Councilmember Matt Lehman made a motion to adopt Resolution No. R2018-095, a resolution approving a vacation of the 25-foot public drainage & utility easement for property located at 1325 Meadows Court (Lot 10, Block 1, Prairie Meadows), seconded by Councilmember Mike Luce and the motion passed.

5 - 0

7.C. TIF Plan for former City Hall site

Councilmember Kathi Mocol made a motion to open the public hearing, seconded by Councilmember Mike Luce and the motion passed.

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Councilmember Matt Lehman made a motion to close the public hearing, seconded by Councilmember Mike Luce and the motion passed.

5 - 0

Councilmember Jay Whiting made a motion to approve Resolution No. R2018-100

approving Tax Increment Financing Plan for Tax Increment Financing (Redevelopment) District No. 20 and a Modified Redevelopment Plan for the Minnesota River Valley Housing and Redevelopment Project No. 1 for the site of the former city hall, seconded by Councilmember Kathi Mocol and the motion passed.

3 - 2

Nays: Lehman, Luce

8. Recess for Economic Development Authority Meeting

9. Reconvene

10. General Business

A. Administration

10. A.1. Monthly Financial Review - July 2018

Item was moved to consent agenda.

B. Planning and Development

10. B.1. Comprehensive Plan Amendment: High Density Residential guiding for Sarazin Flats

Councilmember Kathi Mocol made a motion to Approve Resolution No. R2018-096, a resolution approving an amendment to the 2030 Comprehensive Plan to reguide property at Sarazin Flats First Addition from Medium Density Residential to High Density Residential land use, seconded by Councilmember Jay Whiting and the motion passed.

3 - 2

Nays: Lehman, Luce

10. B.2. PUD, Preliminary & Final Plat for Windermere Way 2nd Addition - BHS

Councilmember Kathi Mocol made a motion to Approve Resolution No. R2018-094, a resolution approving a Preliminary and Final Plat of Windermere Way 2nd Addition, and approve Ordinance No. O2018-014, an ordinance approving the Planned Unit Development for Benedictine Health Living Community of Shakopee, seconded by Councilmember Jay Whiting and the motion passed.

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10. B.3. Windermere Environmental Assessment Worksheet (EAW) Update

Councilmember Matt Lehman made a motion to approve Resolution No. R2018-097, a resolution issuing a negative declaration of the need for an Environmental Impact

Statement (EIS) for the Windermere development, seconded by Councilmember Mike Luce and the motion passed.

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10. B.4. Comprehensive Plan Amendment for former city hall site from Institutional to Mixed Use

Councilmember Jay Whiting made a motion to adopt Resolution No. R2018-102 approving a Comprehensive Plan Amendment to reguide property at 129 Holmes Street, Shakopee, to Mixed Use land use, seconded by Councilmember Kathi Mocol and the motion Failed.

3 - 2

Nays: Lehman, Luce

City Attorney Jim Thomson stated that since this item required a super majority the council members that voted against it needed to state their reasons for opposing the item for the record.

Councilmember Luce stated his reason for voting against was the density and the amount of the TIF.

Councilmember Lehman stated that looking at the surrounding users which were commercial with a few apartments above and what the mixed use could potentially allow, he wants more clarity on what mixed use actually means and defining what mixed use is in general. He wants to make sure that it fits, matches and enhances the area and is not a detriment to the surrounding uses.

10. B.5. Award of Contract to SRF for AUAR for West Shakopee and Jackson Township

Councilmember Jay Whiting made a motion to approve contract with SRF Consulting Group Inc, seconded by Councilmember Mike Luce and the motion passed.

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10. B.6. Resolution Calling for Public Hearing for Bond Issuance for BHS

Councilmember Kathi Mocol made a motion to adopt Resolution No. R2018-099 calling for a public hearing regarding the issuance of revenue bonds under Minnesota State Statutes Chapter 462C, as amended, and providing Preliminary Approval to the Issuance to finance multifamily housing developments (including nursing and assisted living facilities) for Benedictine Living Community of Shakopee LLC, seconded by

Councilmember Mike Luce and the motion passed.

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11. Reports

11.A.City Bill List

11.B.Liaison and Administration

12. Other Business

13. Adjournment to September 4, 2018 at 7:00 p.m

Councilmember Kathi Mocol made a motion to adjourn to September 4, 2018 at 7:00 p.m., seconded by Councilmember Jay Whiting and the motion passed.

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