



Shakopee City Council

Minutes

December 18, 2018

7:00 PM

City Hall 485 Gorman St.

Mayor Bill Mars presiding

1. Roll Call

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

Staff Present: City Administrator Bill Reynolds, Assistant City Administrator Nate Burkett, City Attorney Jim Thomson, Public Works/Engineering Director Steve Lillehaug, Finance Director Darin Nelson, Planning/Development Director Michael Kerski, Parks/Recreation Director Jay Tobin, Police Chief Jeff Tate, Assistant Fire Chief Ryan Yttreness, Communications Coordinator Kristin Doran, Communications Specialist Jon Lyksett, City Clerk Lori Hensen

2. Pledge of Allegiance

3. Special Presentation

3.A. Show Off Shakopee Award Winners

3.B. Acceptance of Donations for Rev. Pond Statue

Councilmember Jay Whiting made a motion to accept the donations in the following amounts: Marschall Charitable Trust \$1,000; Shakopee Public Utilities Commission \$4,000; Doran Canterbury I, LLC \$25,000; Canterbury Park Minnesota Charitable Fund \$25,000 along with other donations totaling \$56,466, seconded by Councilmember Matt Lehman and the motion passed.
5-0

4. Approval of Agenda

Reynolds removed item 5.A.6. from the consent agenda.

Councilmember Jay Whiting made a motion to approve the modified agenda, seconded by Councilmember Kathi Mocol and the motion passed.
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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.)

Luce removed item 5.B.4. from consent.

Lehman removed item 5.A.8. from consent.

Councilmember Matt Lehman made a motion to approve the modified consent agenda, seconded by Councilmember Mike Luce and the motion passed.

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A. Administration

*5. A.1. *City Council Minutes

Approve the minutes of December 4, 2018. (Motion was carried under consent agenda.)

*5. A.2. *2018 Miscellaneous Donations

Adopt Resolution No. R2018-139, A resolution accepting the gifts and donations received from outside organizations as presented. (Motion was carried under consent agenda.)

*5. A.3. *Special Assessment Deferral

Adopt Resolution No. R2018-147, deferring special assessment payments for a specific property located within the 2018 Street Reconstruction Project CIF18-003. (Motion was carried under consent agenda.)

*5. A.4. *Designating Polling Places

Approve resolution R2018-144 establishing polling places for the next calendar year as required by law. (Motion was carried under consent agenda.)

*5. A.5. *2019 Tobacco License Renewals

Approve the tobacco licenses for 2019. (Motion was carried under consent agenda.)

*5. A.6. *2019 Pawn Shop Business License Renewals

Councilmember Kathi Mocol made a motion to approve the pawn shop business license for Excel Pawn Inc. dba Excel Pawn & Jewelry, seconded by Councilmember Mike Luce and the motion passed.

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Councilmember Matt Lehman made a motion to approve PawnXchange LLC pawn shop business license on the condition that December invoice is paid by January 3, 2019 and that a prepayment of \$12,000 be received by January 31, 2019. Failure to do so will cause the license to be suspended or revoked., seconded by Councilmember Jay Whiting and the motion passed.

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*5. A.7. *2019 Taxicab Business License Renewals

Approve the applications for taxicab business licenses for 2019. (Motion was carried under consent agenda.)

*5. A.8. *2019 EDA Special Benefit Levy

Councilmember Jay Whiting made a motion to adopt Resolution No. R2018-140, approving the EDA special benefit levy of \$350,000 pursuant to Minnesota Statute 469.033, subdivision 6., seconded by Councilmember Kathi Mocol and the motion passed. 3 - 2
Nays: Lehman, Luce

*5. A.9. *Approval of the 2018 Property Tax Levy Collectible in 2019, the 2019 Budget, and the 2019 Debt Service Cancellations Specific to Certain Debt Issuances

Adopt Resolution Nos. R2018-141, 142 and 143, approving the 2018 property tax levy collectible in 2019, the 2019 budget, and the 2019 debt service cancellations specific to certain debt issuances. (Motion was carried under consent agenda.)

*5. A.10.*Establishing the Council meetings for January

Adopt Resolution R2018-145, a resolution changing the January meetings from January 2, and 15, 2019 to January 8 and 22, 2019. (Motion was carried under consent agenda.)

B. Planning and Development

*5. B.1. *Set Public Hearing for Vacation of Public Utility Easement - Scott County

Approve Resolution No. R2018-138, a resolution setting the public hearing date to consider the vacation of a 25-foot-wide public utility easement associated with the previously vacated Fuller Street (between 4th and 5th Avenues). (Motion was carried under consent agenda.)

*5. B.2. *Adoption of Summary For Publication of Zoning Text Amendment Creating A Zoning Table

Approve Resolution No. R-2018-148, a resolution adopting a summary of Ordinance No. O-2018-017. (Motion was carried under consent agenda.)

*5. B.3. *Set Public Hearing for Vacation of Public Drainage & Utility Easements - Lloyds Properties, LLC

Approve Resolution No. R2018-137, a resolution setting the public hearing date to consider the vacation of those public drainage and utility easements originally dedicated within Outlot A, CHECKERED FLAG ADDITION, Scott County, Minnesota, and created by Document No. 944961. (Motion was carried under consent agenda.)

*5. B.4. *Contract for Sculpture of Rev. Pond

Councilmember Kathi Mocol made a motion to approve contract with J.K. Designs in the amount of \$115,000, seconded by Councilmember Jay Whiting and the motion passed. 4 - 1
Nays: Luce

*5. B.5. *Request for SAC Credits for Willy McCoys

Continue item to January 22, 2019 for further discussion of a policy for discussion and possible adoption of a recruitment and incentive program for restaurants. (Motion was carried under consent agenda.)

C. Public Works and Engineering

*5. C.1. *Mill Pond Repair Project

Accept work for the Mill Pond Repair Project STS-18-005 and authorize final payment of \$7,916.64. (Motion was carried under consent agenda.)

*5. C.2. *2015 Sanitary Sewer Lateral Pipe Rehabilitation

Accept work for the 2015 Sanitary Sewer Lateral Pipe Rehabilitation Project 2015-4 and authorize final payment of \$96,535.18. (Motion was carried under 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.
7. Business removed from consent will be discussed at this time
8. Recess for Economic Development Authority Meeting
9. Reconvene
10. General Business

A. Administration

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

Informational only

B. Public Works and Engineering

10. B.1. Public Works Organizational Structure

Councilmember Jay Whiting made a motion to approve the Public Works organizational structure changes, implementation plan, and addition of a Streets Maintenance Operator, seconded by Councilmember Matt Lehman and the motion passed.

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C. Planning and Development

10. C.1. Comprehensive Plan Amendment to Reguide Certain Properties in Downtown

Councilmember Jay Whiting made a motion to approve Resolution R2018-146, a resolution for a Comprehensive Plan Amendment for a text amendment to the 2030 Comprehensive Plan and reguiding certain properties within the Downtown District from Mixed Use to Downtown Mixed Use, seconded by Councilmember Kathi Mocol and the motion Failed.

2 - 3

Nays: Lehman, Luce, Mars

Councilmember Mike Luce made a motion to reconsider the matter, seconded by Councilmember Jay Whiting and the motion passed.

4 - 1

Nays: Lehman

Councilmember Mike Luce made a motion to approve Resolution R2018-146, a resolution for a Comprehensive Plan Amendment for a text amendment to the 2030 Comprehensive Plan and reguiding certain properties within the Downtown District from Mixed Use to Downtown Mixed Use, seconded by Councilmember Kathi Mocol and the motion passed.

4 - 1

Nays: Lehman

10. C.2. Interfund Loan Resolution for the Former City Hall Site

Councilmember Kathi Mocol made a motion to approve Resolution No. R2018-149 Amending and Restating Resolution No 7921 and Authorizing an Interfund Loan for Advance of Certain Costs in Connection with the proposed Tax Increment Financing District, seconded by Councilmember Jay Whiting and the motion passed.

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Nays: Lehman

11. Reports

11.A.City Bill List

11.B.Liaison and Administration

12. Other Business

13. Adjournment to January 8, 2019 at 7:00 p.m.

Councilmember Mike Luce made a motion to adjourn to January 8, 2018 at 7:00 p.m., seconded by Councilmember Matt Lehman and the motion passed.

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