



Shakopee City Council Minutes

July 2, 2019

7:00 PM

City Hall 485 Gorman St.

Mayor Bill Mars presiding

1. Roll Call

Present: Mayor Bill Mars, Councilmembers Jody Brennan, Jay Whiting, Angelica Contreras

Absent: Councilmember Matt Lehman

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, Assistant Fire Chief Ryan Ytterness, City Clerk Lori Hensen

2. Pledge of Allegiance

3. Approval of Agenda

Councilmember Jay Whiting made a motion to approve the agenda, seconded by Councilmember Angelica Contreras 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.)

Reynolds corrected a motion on the June 18 minutes.

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

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A. Administration

*4. A.1. *City Council Minutes

Approve the amended minutes of June 18, 2019. (Motion was carried under consent agenda.)

*4. A.2. *Change City Council Meeting Date

Adopt resolution R2019-072, a resolution changing the August 6, 2019 meeting date to August 7, 2019. (Motion was carried under consent agenda.)

*4. A.3. *Chamber of Commerce annual request for Special Event Rhythm on the Rails

Authorize requested street closure, temporary liquor license, in-kind donation and support of the Rhythm on the Rails event hosted by the Shakopee Chamber of Commerce, conditioned on all applications are in order and fees paid. (Motion was carried under consent agenda.)

*4. A.4. *Transfer \$2,084,504.30 of Net Accumulated Rents for the Community Center, Ice Arena & SandVenture from the Park Asset Internal Service Fund to the Building Internal Service Fund

Approve Resolution R2019-071 transferring the net accumulated rents of \$2,084,504.30 for the Community Center, Ice Arena and SandVenture from the Park Asset Internal Service Fund to the Building Internal Service Fund. (Motion was carried under consent agenda.)

B. Parks and Recreation

*4. B.1. *Authorize Extended Park Hours and Temporary Liquor License - Relay For Life

Suspend Ordinance 91.03 and to allow hours of operation between 10 p.m. on August 9 and 1 a.m. on August 10, 2019 for the American Cancer Society's Relay For Life event. (Motion was carried under consent agenda.)

C. Public Works and Engineering

*4. C.1. *Public Works Graduate Engineer Position

Authorize changing the Public Works Engineering Technician position to a Graduate Engineering position. (Motion was carried under consent agenda.)

*4. C.2. *Surplus Equipment

Declare equipment as surplus. (Motion was carried under consent agenda.)

*4. C.3. *Whispering Oaks Sanitary Sewer Extension Project

Authorize the execution of a professional services agreement with Baker Tilly

Municipal Advisors, LLC, for the Right-of-Way (ROW) Fee Update Study. (Motion was carried under consent agenda.)

*4. C.4. *Right-of-Way Fee Update Study

Adopt Resolution R2019-065 accepting work on the Whispering Oaks Sanitary Sewer Extension Project, and issuing final payment in the amount of \$101,700.38 to Northwest Asphalt, Inc. (Motion was carried under consent agenda.)

*4. C.5. *Purchase Three Marked Patrol Vehicles

Approve the purchase of three 2020 Ford Utility Police Interceptor AWD vehicles from Tenvoorde Motor Co. and equipment and set up from Emergency Automotive Technologies, Inc., in the total amount of \$138,613.20. (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

7. Public Hearings

7.A. Wood Duck Trail Reconstruction Project

Councilmember Jody Brennan made a motion to open the public hearing, seconded by Councilmember Angelica Contreras and the motion passed.

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Councilmember Jody Brennan made a motion to close the public hearing, seconded by Councilmember Angelica Contreras and the motion passed.

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Councilmember Jay Whiting made a motion to approve Resolution R2019-069, ordering improvements and preparation of plans and specifications for the Wood Duck Trail Reconstruction Project, CIF-19-008, seconded by Councilmember Angelica Contreras and the motion passed.

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8. Recess for Economic Development Authority Meeting
9. Reconvene
10. General Business

A. Administration

10. A.1. Response to SPUC June 17th Action on City RFI

Councilmember Jody Brennan made a motion to have Mayor Mars and Councilor Lehman to respond in writing and present it at the next SPUC meeting the fact that we do not agree with the action taken concerning the letter of questions presented of June 7, 2019. Also that SPUC would complete a fee analysis and financial audit by an independent auditor approved by the city to determine if the WAC and WTC are in line, if not that council to direct SPUC to correct immediately. If fees are found to be a true cost in Shakopee, I ask that council direct staff to provide a complete analysis of the process to bring SPUC back under City Council so that we can find ways to reduce costs, seconded by Councilmember and the motion Died for lack of Second.
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Councilmember Jody Brennan made a motion to have Mayor Mars and Councilor Lehman to respond in writing and present it at the next SPUC meeting and ask them to reconsider their action taken concerning the letter of questions of June 7, 2019, seconded by Councilmember Jay Whiting and the motion passed.
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Councilmember Jody Brennan made a motion to request that SPUC would complete a fee analysis and financial audit by an independent financial adviser approved by the city, seconded by Councilmember Jay Whiting and the motion passed.
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Councilmember Jody Brennan made a motion that if the WAC and WTC are not in line that council to direct SPUC to correct immediately. If fees are found to be a true cost in Shakopee, ask that council direct staff to provide a complete analysis of the process to bring SPUC back under City Council so that we can find ways to reduce costs, seconded by Councilmember and the motion Died for lack of Second.
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Councilmember Jody Brennan made a motion to have SPUC conduct a fee analysis by an independent financial firm approved by the city and have the results presented to council when completed, seconded by Councilmember Angelica Contreras and the motion passed.

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11. Reports

11.A.City Bill List

11.B.Liaison and Administration

12. Other Business

13. Closed Session - Property Acquisition MN Statute 13D.05, subd. 3(c)

14. Adjournment to Tuesday, July 16, 2019 at 7 p.m.

Councilmember Jody Brennan made a motion to adjourn to July 16, 2019 at 7:00 p.m., seconded by Councilmember Jay Whiting and the motion passed.

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