



Shakopee City Council Minutes

May 2, 2017

7:00 PM

City Hall 129 Holmes St.

Mayor Bill Mars presiding

1. Roll Call

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

Staff Present: Administrator Bill Reynolds, City Attorney Jim Thomson, Public Works Director Bruce Loney, Finance Director Darin Nelson, Planning and Development Director Michael Kerski, Human Resources Director Jennifer Gabbard, Senior Planner Mark Noble, City Clerk Lori Hensen

2. Pledge of Allegiance

3. Approval of Agenda

Bill Reynolds asked for item 4.B.1. to be removed from the agenda. This item will be brought back to council on May 16, 2017.

Councilmember Jay Whiting made a Motion to approve amended agenda, seconded by Councilmember Kathi Mocol 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 Matt Lehman removed item 4.B.1. for further discussion.

Councilmember Mike Luce removed items 4.B.4., 4.C.1., and 4.C.4. for further discussion.

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

5 - 0

A. Planning and Development

B. Public Works and Engineering

B.1. *Award a Contract for Project 2017-3 Whispering Oaks Sewer Extension

Mr. Reynolds removed this item from the agenda. It will be brought back to council on May 16, 2017.

B.2. *Award a Contract for the Valley Park 11th Addn. Drainage Channel Improvement Project 2017-7

Motion to approve Quote and Award a Contract to Krueger Excavating, Inc. for the Valley Park 11th Addition Drainage Channel Improvements and approve a 15% contingency amount in this project for use by the City Engineer in authorizing change orders or quantity adjustments on this project.

Motion carried under Consent Agenda.

B.3. *Approve a Valleyfair Expansion Wetland Replacement Plan

Move to approve Resolution No. 7877, a resolution approving a Wetland Replacement Plan for the Valleyfair Expansion project.

Motion carried under Consent Agenda.

B.4. *Citizen-Assisted Monitoring Program (CAMP)

Mr. Loney answered questions from councilmembers.

Councilmember Jay Whiting made a motion to authorize the appropriate City officials to enter into an agreement to participate in the Metropolitan Council 2017 Citizen-Assisted Monitoring Program (CAMP), seconded by Councilmember Matt Lehman and the motion Passed.

5 - 0

B.5. *Master Partnership Contract with MnDOT

Motion to approve Resolution 7881, A Resolution authorizing City officials to sign a Master Partnership Contract with the State of Minnesota (MnDOT) for professional and technical services.

Motion carried under Consent Agenda.

C. General Administration

C.1. *City Bill List

Mr Nelson answered questions from council.

Councilmember Jay Whiting made a Motion to approve the bills and electronic funds transfers in the amount \$1,181,794.28, payroll transfers in the amount of \$474,486.39 for a total of \$1,656,280.67, seconded by Councilmember Kathi Mocol and the motion Passed.

5 - 0

C.2. *City Council Minutes

Motion to approve the city council minutes from April 18, 2017.

Motion carried under Consent Agenda.

C.3. *Closing of the 2004B, 2006A and 2007A Debt Service Funds

Motion to approve resolution 7870 closing the 2004B Refunding Bonds (3035) and 2006A Improvement Bonds (3038) Debt Service Funds into the 2008A Improvement Bonds Debt Service fund and closing the 2007A Improvement Bonds (3039) Debt Service Fund into the Capital Improvements fund.

Motion carried under Consent Agenda.

C.4. *Revised Purchasing Policy

Mr. Nelson answered questions from councilmembers.

Councilmember Jay Whiting made a motion to approve resolution number 7875 approving the revised purchasing policy along with ordinance number 961 amending the city code 32.15(D)(7) to align purchasing thresholds, seconded by Councilmember Matt Lehman and the motion Passed.

5 - 0

C.5. *Delegation of Authority to Review Claims Prior to Payment

Mr. Nelson answered questions from councilmembers.

Councilmember Kathi Mocol made a motion to approve resolution number 7876 delegating the Council's authority to pay all claims, seconded by Councilmember Jay Whiting and the motion Passed.

5 - 0

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.

There were no citizens who wished to present.

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

Please see items:

4.B.4.

4.C.1.

4.C.4.

4.C.5.

7. Public Hearings

A. Vacation of Public Road Easement – SMSC land adjacent to Eaglewood Drive

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

5 - 0

Councilmember Matt Lehman made a motion to continue public hearing to May 16, 2017, seconded by Councilmember Mike Luce and the motion Passed.

5 - 0

B. Annexation of Property – 12321 Marystown Road

Councilmember Matt Lehman made a motion to open the public hearing., seconded by Councilmember Kathi Mocol and the motion Passed.

5 - 0

Mr. Noble gave a brief description of the annexation request and addressed the Councilmembers questions.

Councilmember Matt Lehman made a motion to close the public hearing, seconded by Councilmember Kathi Mocol and the motion Passed.

5 - 0

Councilmember Matt Lehman made a motion to approve Resolution No. 7871, a resolution approving the annexation of property formerly known as 12321 Marystown

Road (P.I.D. #'s 6-913006-1, 6-913007-0, & 6-913009-0), and move the adoption., seconded by Councilmember Mike Luce and the motion Passed.

5 - 0

C. Annexation of Property – 12440 Marystown Road

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

5 - 0

Mr. Noble gave a brief description of the annexation request and addressed the Councilmembers questions.

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

5 - 0

Councilmember Jay Whiting made a motion to approve Resolution No. 7872, a resolution approving the annexation of property formerly known as 12440 Marystown Road (P.I.D. # 6-914004-2), and move the adoption, seconded by Councilmember Mike Luce and the motion Passed.

5 - 0

D. Annexation of Property – 12800 Marystown Road

Councilmember Matt Lehman made a motion to open the public hearing, seconded by Councilmember Jay Whiting and the motion Passed.

5 - 0

Mr. Noble gave a brief description of the annexation request and addressed the Councilmembers questions.

Councilmember Kathi Mocol 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. 7873, a resolution approving the annexation of property formerly known as 12800 Marystown Road (P.I.D. # 6-030001-0), and move the adoption, seconded by Councilmember Jay Whiting and the motion Passed.

5 - 0

E. Annexation of Property – Hwy. 169 & Hwy. 69 Public Right-of-Way and City Property Southwest of Town Square Mall

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

5 - 0

Mr. Noble gave a brief description of the annexation request and addressed the Councilmembers questions.

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

5 - 0

Councilmember Matt Lehman made a motion to approve Resolution No. 7874, a resolution approving the annexation of portions of State Highway 169 & County Road 69 right-of-way, and a City owned parcel just south and west of 1212 Shakopee Town Square Mall, and move the adoption, seconded by Councilmember Mike Luce and the motion Passed.

5 - 0

8. General Business

A. Planning and Development

A.1. Final Loan Documents for Anchor Glass

Councilmember Jay Whiting made a motion to approve Res. No. 7879, A Resolution Approving the Loan of a Minnesota Investment Fund Grant to Anchor Glass Container Corporation and the Execution of the Related Documents along with the modification of the Grant Agreement dated February 23, 2017, seconded by Councilmember Kathi Mocol and the motion Passed.

5 - 0

A.2. Sale of City-owned Property on First Avenue

Councilmember Jay Whiting made a motion to authorize the appropriate City Officials to execute contracts for sale of City-owned property, seconded by Councilmember Kathi Mocol and the motion Passed.

5 - 0

B. Personnel

B.1. Resignation of City Engineer/Public Works Director

Councilmember Matt Lehman made a motion to accept with regret the resignation of City Engineer/Public Works Director, Bruce Loney, effective May 31, 2017, and approve the requested Phased Retirement Option, seconded by Councilmember Mike Luce and the motion Passed.

5 - 0

C. General Administration

C.1. Censure Resolution

Councilmember Jay Whiting made a motion to approve Resolution 7859, A resolution of the City of Shakopee censuring Councilor Michael Luce, seconded by Councilmember Kathi Mocol and the motion Passed.

4 - 0

Abstain: Luce

C.2. Monthly Financial Review

Mr. Nelson provided an monthly review of the General fund revenues and expenditures

9. Liason and Administration

10. Other Business

11. Adjournment to May 16, 2017 at 7:00 p.m.

Councilmember Jay Whiting made a motion to adjourn to May 16, 2017 at 7:00 p.m., seconded by Councilmember Kathi Mocol and the motion passed

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