

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL

REGULAR SESSION

SHAKOPEE, MINNESOTA

NOVEMBER 01, 2011

Mayor Schmitt called the meeting to order at 7:00 p.m. with Council members, Matt Lehman, Steve Clay, Pat Heitzman, and Pamela Punt present. Also present Mark McNeill, City Administrator; Kris Wilson, Assistant City Administrator; Jim Thomson, City Attorney; R. Michael Leek, Community Development Director; Bruce Loney, Public Works Director/City Engineer; Judith S. Cox, City Clerk; Julie Linnihan, Finance Director; and Sherry Dvorak, Park and Recreation Supervisor.

The Pledge of Allegiance was recited.

Mayor Schmitt asked if there were any additions or deletions to the agenda. Mr. McNeill said there were no changes to the agenda.

Clay/Heitzman moved to approve the agenda. Motion carried 5-0.

In the Mayor's Report Mayor Schmitt said he visited a potential industrial tenant. He said it's a strong possibility that the company may settle in Shakopee with new facilities. The Transportation and Economic Development meeting was held on 10-28-11. Discussed was working on an economic development strategy and the flood mitigation process with MN Department of Transportation. On 10/31/11 the Mayor attended a meeting at the MN Department of Transportation with Mn/DOT representatives and other Scott County representatives. The primary discussion was the Highway 101 bridge corridor. Discussed was design phase, closing the road for 12 months for construction and funding issues.

Mayor Schmitt asked if there were any additions or deletions to the Consent Agenda. Cncl. Heitzman asked to add to the consent agenda 12.A., Naming of Greenfield East/Park Meadows Park and 13.F.1., Authorize Purchase of Two Storage Area Networks (SANs). Cncl. Lehman asked to defer to a later meeting 12.B., Park Planning Process Policy, Resolution No. 7134, and add 13.A.2., Future of Environmental Advisory Committee to the consent agenda.

Lehman/Heitzman moved to approve the Consent Agenda as amended. Mr. McNeill read the Consent Agenda. Motion carried 5-0.

Lehman/Heitzman moved to authorize stop signs on Gotland Avenue and Danube Avenue; and on Jutland Avenue and Nordic Street, as per the drawing labeled Proposed Stop Sign Map. (Motion carried under the Consent Agenda) (CC Document No. 501)

Lehman/Heitzman moved to authorize the no parking signs on the south side of Levee Drive and the removal of the 2-hour parking signs on the north side of Levee Drive from Atwood Street to Fuller Street. Also, move to approve painting yellow curb at the ramp to the gazebo to indicate no parking in front of the ramp. (Motion carried under the Consent Agenda)

Lehman/Heitzman moved to authorize the appropriate City officials to execute the Scott County Standard Road Maintenance Agreement for CSAH 15 and C.R. 77. (Motion carried under the Consent Agenda)

Lehman/Heitzman moved to authorize the Change Orders 1 through 3 for Greenfield East/Park Meadows Park for \$12,223.05 in favor of Chard Tiling & Excavating, Inc. (Motion carried under the Consent Agenda)

Lehman/Heitzman moved to accept, with regrets, the resignation of Rachael Romansky from the Environmental Advisory Committee, to thank her for the contributions she has made for the residents of Shakopee and to authorize staff to advertise to fill the vacant position during the annual City wide advertisements for expiring terms on boards and commissions. (Motion carried under the Consent Agenda)

Lehman/Heitzman offered Resolution No. 7133, a Resolution Setting the Public Hearing Date to Consider the Vacation of Right-Of-Way of a Portion of Clay Street North of County Road 69, and moved its adoption. (Motion carried under the Consent Agenda)

Lehman/Heitzman moved to approve the bills in the amount of \$209,867.86 and electronic transfers in the amount of \$474,614.99 for a total of \$684,482.85. (Motion carried under the Consent Agenda)

Lehman/Heitzman moved to approve the minutes of October 18, 2011 (Motion carried under the Consent Agenda)

Lehman/Heitzman moved to approve the engagement of Kern DeWenter and Viere, as auditors for the fiscal year 2011 audit, the proposed amount of \$39,200, with additional funds as budgeted for a Single Audit process, if needed, as mandated by use and receipt for federal funds. (Motion carried under the Consent Agenda)

Lehman/Heitzman moved to approve the transfer of \$125,000 from the Employee Benefits Internal Service fund and \$25,453 from the General Fund to the Information Technology Internal Service Fund in 2011. (Motion carried under the Consent Agenda)

Lehman/Heitzman moved to authorize the hiring of St. Croix Solutions for set-up, programming and mapping of the new SANs at a cost not to exceed \$19,000. (Motion carried under the Consent Agenda)

Lehman/Heitzman moved to approve the recommendation of the Park and Recreation Advisory Board to name Greenfield East/Park Meadows Park, Green Meadows Park. (Motion carried under the Consent Agenda)

Lehman/Heitzman moved to defer the Park Planning Process Policy, Resolution No. 7134, until a future meeting when the Park, Recreation & Natural Resources Director can be present. (Motion carried under the Consent Agenda)

Lehman/Heitzman moved to authorize Environmental Advisory Committee to meet, as needed, when environmental policy issues arise. (Motion carried under the Consent Agenda)

Lehman/Heitzman moved to authorize the purchase of two EMC Storage Area Networks from Shipping House International (SHI) at a cost not to exceed \$134,215.00. (Motion carried under the Consent Agenda)

Mayor Schmitt asked if there was anyone in the audience who wished to speak on a topic that was not on the agenda. No one responded.

Mayor Schmitt asked for Council liaison reports. Cncl. Punt attended the Scott Communities Transit Review board meeting. The focus of the meeting was a presentation by the Metropolitan Council on regional transit way guidelines. Cncl. Heitzman, Clay and Lehman had no reports.

Bruce Loney, Public Works Director/City Engineer presented Council with the Donation of Land to the Minnesota Department of Natural Resources (MN/DNR). Also present was Tamera Simonage with the MN/DNR.

Mr. Loney said City staff has been working with staff from the DNR and Scott County to determine options to replace the pedestrian bridge in Memorial Park. During the conversations regarding the bridge a local land owner near Memorial Park has approached the DNR to accept the donation of his land. The land is approximately three acres and is located between Valley Haven Mobile Home Park and the Travel Lodge Hotel.

The DNR is considering accepting the donation and feel that they can use a portion of the property to possibly reroute the MN Valley State Trail from the campground through the land, and along Hwy. 101 to Memorial Park. This would eliminate the need to replace the bridge in Memorial Park.

Prior to accepting the land the DNR would like to obtain feedback from the City Council about the donation of land and the rerouting of the state trail along Hwy 101. Mr. Loney also reminded Council that the trail is also used as a snowmobile trail during the winter.

Ms. Simonage with the DNR addressed Council and stated that the DNR's biggest concern is to get the existing trail out of the flood plain. She also said the DNR thinks the property could also be used as a trailhead. Ms. Simonage also said the bridge on the state trail will need to be replaced in the near future and moving the trail out of the flood plain would eliminate the cost of rebuilding a bridge.

Mr. McNeill asked Council to consider the three acres that is being donated. He said over the years the land has been considered for commercial development. Mr. McNeill is asking Council if there is a potential economic development opportunity since Highway 101 was recently reconstructed. Mr. McNeill also said he spoke to the owner. The owner is open to further discussion with the City with the possibility of the land donation to the City. Discussion followed.

Council agreed to have staff work with the property owner regarding donating the land to the City and then the City could work with the DNR regarding the trail relocation.

Mr. Loney presented Council with the Recommendations by the Traffic Safety Review Committee (TSRC) regarding Downtown Parking.

Mr. Loney said the Traffic Safety Review Committee has reviewed the downtown street signage on parking requirements and is recommending the following signage changes for Council to consider based on the City's ordinance and the current parking requirements of 30-minutes, 2-hour and 8-hour limits.

1. Remove 30-minute parking signs on Holmes Street but retain 30-minute parking on Sommerville Street by the post office.

2. Provide 2-hour parking signs on Fuller Street, Holmes Street, Lewis Street and Sommerville Street, from 1<sup>st</sup> Avenue to 2<sup>nd</sup> Avenue. Also, 1<sup>st</sup> Avenue from Holmes Street to Sommerville Street; Fuller Street by Stans Museum and the Scott County Jail; and on Holmes Street from 3<sup>rd</sup> Avenue to 4<sup>th</sup> Avenue due to adjacent residents. The 2-hour parking signs to be from 8:00 a.m. to 6:00 p.m., except Sunday and Holidays.
3. 8-hour parking signs to be moved as they are difficult to enforce and parking limits in the current ordinance would suffice.
4. Signs restricting parking from 2:00 a.m. to 6:00 a.m. every day of the year to be added on 2<sup>nd</sup> Avenue, 1<sup>st</sup> Avenue and Levee Drive, between Sommerville Street and Fuller Street; and on Lewis Street, Holmes Street and Fuller Street, between 2<sup>nd</sup> Avenue and Levee Drive as per ordinance. Other areas outside these streets, the 2:00 a.m. to 6:00 a.m. signs to be removed. Discussion followed.

Lehman/Punt moved to approve the Traffic Safety Review Committee's recommendations, as presented by staff, regarding downtown street signage on parking requirements. Discussion followed.

Cncl. Clay had concerns regarding the signage between 1<sup>st</sup> and 2<sup>nd</sup> Avenues that state there is no overnight parking. He realizes the purpose of the signage is for snow removal but would like to see it changed to odd, even parking.

Mr. Loney said the purpose of no overnight parking in the downtown area is for snow removal for the businesses in the district. After longer discussion regarding the subject, Cncl. Lehman called the question. Motion carried 4-1 with Councilor Clay in the negative.

Mayor Schmitt asked for a vote on the main motion. Motion carried 4-1 with Mayor Schmitt opposed.

Mayor Schmitt asked there were any other Council concerns or business. Cncl. Clay asked if the police department had a backup generator. He thought he read in one of the Consent agenda items that the building was not equipped with a backup generator. Mr. McNeill confirmed that the building is equipped with a backup generator.

Lehman/Heitzman moved to adjourn to Tuesday, November 15, 2011 at 7:00 p.m. Motion carried 5-0.

The Council meeting ended at 8:27 p.m.

Judith S. Cox  
City Clerk

Kim Weckman  
Recording Secretary