



City of Lawrence

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CITY COMMISSION

MAYOR
MICHAEL H. DEVER

COMMISSIONERS
SUE HACK
ROBERT CHESTNUT
DENNIS "BOOG" HIGHBERGER
MIKE AMYX

October 7, 2008

The Board of Commissioners of the City of Lawrence met in regular session at 5:30 p.m., in the City Commission Chambers in City Hall with Mayor Dever presiding and members Amyx, Chestnut, Hack, and Highberger present.

RECOGNITION/PROCLAMATION/PRESENTATION:

With Commission approval Mayor Dever proclaimed the month of October to be "Meet the Blind Month", "Domestic Violence Awareness Month", and Community Planning Month"; and proclaimed October 15, 2008 as "White Cane Safety Day."

CONSENT AGENDA

As part of the consent agenda, **it was moved by Chestnut, seconded by Amyx**, to approve the City Commission meeting minutes of September 9, 2008 and September 16, 2008. Motion carried unanimously.

As part of the consent agenda, **it was moved by Chestnut, seconded by Amyx**, to receive the Citizen Advisory Board meeting minutes of April 21, 2008; the Board of Plumbers and Pipe Fitters meeting minutes of May 21, 2008; and the Planning Commission meeting minutes of August 25-27, 2008. Motion carried unanimously.

As part of the consent agenda, **it was moved by Chestnut, seconded by Amyx**, to approve claims to 661 vendors in the amount of \$13,970,231.14 and payroll from September 14, 2008 to September 27, 2008, in the amount of \$1,732,900.70. Motion carried unanimously.

As part of the consent agenda, **it was moved by Chestnut, seconded by Amyx**, to approve the Drinking Establishment Licenses for Tortas Jalisco, 534 Frontier Road; Conroy's Pub, 3115 West 6th, Ste: D; Alvamar Country Club, 1809 Crossgate Drive; the Class A Club



License for Fraternal Order of Eagles, 1803 West 6th; and the Retail Liquor Licenses for The Wine Cellar, 2100 A West 25th; 23rd Street Liquor, 945 East 23rd; Jensen Retail Liquor, 1910 Haskell Ave. D-11; Riverridge Liquor, 454 North Iowa; Alvins Wine and Sprints, 4000 West 6th Ste: K; and Hillcrest Discount Liquor, 905 Iowa. Motion carried unanimously.

As part of the consent agenda, **it was moved by Chestnut, seconded by Amyx**, to concur with the recommendation of the Mayor and appoint Carol von Tersch to the Board of Zoning Appeals/Sign Code Board of Appeals, to a term which will expire September 30, 2011; and appoint Ernesto Hodison to the Human Relations Commission, to a term which will expire September 30, 2011. Motion carried unanimously.

As part of the consent agenda, **it was moved by Chestnut, seconded by Amyx**, to set bid date of October 21, 2008 for Bid No. B08084, Project UT0812DSD, the purchase of 25,000 linear feet of 8" diameter PVC pipe for department performed water main replacement. Motion carried unanimously. (1)

As part of the consent agenda, **it was moved by Chestnut, seconded by Amyx**, to approve Change Order No. 1 to R.D. Johnson Excavating Co. in the amount of \$18,182.41 for major construction items to relocate and construct waterline on Stoneridge Drive, Overland Drive to 6th Street, Street, Storm, Sewer and Waterline Improvements. Motion carried unanimously. (2)

As part of the consent agenda, **it was moved by Chestnut, seconded by Amyx**, to adopt on first reading Ordinance No. 8335, adopting the Citizen Participation Plan, repealing Chapter 1, Articles 11, 12, and 17 and establishing the Community Development Advisory Committee. Motion carried unanimously. (3)

Ordinance No. 8315, amending Chapter 19, Article 6, Section 19-604 of the City Code concerning general discharge prohibitions under the City's pretreatment regulations was read a second time. As part of the consent agenda, **it was moved by Chestnut, seconded by**

Amyx, to adopt the ordinance. Aye: Hack, Dever, Amyx, Highberger, and Chestnut. Nay: None. Motion carried unanimously. (4)

Ordinance No. 8319, for Special Use Permit (SUP-07-04-08) for Lawrence High School, located at 1901 Louisiana Street, was read a second time. As part of the consent agenda, **it was moved by Chestnut, seconded by Amyx**, to adopt the ordinance. Aye: Hack, Dever, Amyx, Highberger, and Chestnut. Nay: None. Motion carried unanimously. (5)

Ordinance No. 8320, for Special Use Permit (SUP-07-06-08) for Centennial/Lawrence Virtual School, located at 2145 and 2201 Louisiana Street, was read a second time. As part of the consent agenda, **it was moved by Chestnut, seconded by Amyx**, to adopt the ordinance. Aye: Hack, Dever, Amyx, Highberger, and Chestnut. Nay: None. Motion carried unanimously. (6)

Ordinance No. 8321, for Special Use Permit (SUP-07-05-08) for Free State High School, located at 4700 Overland Drive, was read a second time. As part of the consent agenda, **it was moved by Chestnut, seconded by Amyx**, to adopt the ordinance. Aye: Hack, Dever, Amyx, Highberger, and Chestnut. Nay: None. Motion carried unanimously. (7)

Ordinance No. 8326, enacting Chapter 5, Article 21 of the Code of the City of Lawrence regarding Excavations and Structures in Utility Easements, was read a second time. As part of the consent agenda, **it was moved by Chestnut, seconded by Amyx**, to adopt the ordinance. Aye: Hack, Dever, Amyx, Highberger, and Chestnut. Nay: None. Motion carried unanimously. (8)

As part of the consent agenda, **it was moved by Chestnut, seconded by Amyx**, to approve CPA-2008-11, a Comprehensive Plan Amendment amending the Southeast Area Plan to change the area designated for high-density residential north of 25th Terrace to Community Commercial and change the Land Use Descriptions in applicable areas to reflect the change and authorize drafting of an ordinance for placement on a future agenda. Motion carried unanimously. (9)

As part of the consent agenda, **it was moved by Chestnut, seconded by Amyx**, to concur with the Planning Commission's recommendations to adopt the findings of fact, approve the request, and adopt on first reading Ordinance No. 8333, rezoning (Z-06-13-08) a tract of land located east of O'Connell Road between K-10 and 25th Terrace, approximately 44.259 acres from RM-24 (Multi-Dwelling Residential) and UR (Urban Reserve) to CC-200 (Community Commercial) for Fairfield Farms East Addition No. 2. Motion carried unanimously. **(10)**

As part of the consent agenda, **it was moved by Chestnut, seconded by Amyx**, to concur with the Planning Commission's recommendations to adopt the findings of fact, approve the request, and adopt on first reading ordinance No. 8334, rezoning (Z-06-14-08) a tract of land located east of O'Connell Road between K-10 and 25th Terrace, approximately 14.784 acres from UR (Urban Reserve) to IL (Limited Industrial) for Fairfield Farms East Addition No. 2. Motion carried unanimously. **(11)**

As part of the consent agenda, **it was moved by Chestnut, seconded by Amyx**, to concur with the Planning Commission's recommendations to approve the Preliminary Plat (PP-06-07-08) for Fairfield Farms East Addition No. 2 located on the southeast corner of K-10 and O'Connell Road and amend 6 commercial lots and 1 industrial lot all north of 25th Terrace; and accept the dedications of easements and rights-of-way, subject to the following conditions:

1. Provision of a revised preliminary plat to show the following name changes
 - a. Change North-south portion of Exchange Place to Fairfield Street
2. Correct zoning graphic on face of preliminary development plan that shows 6th lot included in the CC200 zoning request consistent with the legal description for Z-06-13-08;
3. Add L/E to legend and describe use of this symbol on page two of drawing.

Motion carried unanimously. **(12)**

As part of the consent agenda, **it was moved by Chestnut, seconded by Amyx**, to receive request for annexation (A-09-04-08) of approximately 20.026 acres for Ad Astra Property, located at 1137 North 1700 Road. Motion carried unanimously. **(13)**

As part of the consent agenda, **it was moved by Chestnut, seconded by Amyx**, to approve recommendations of Community Commission on Homelessness for 2009 funding to agencies providing services to homelessness. Motion carried unanimously. (14)

As part of the consent agenda, **it was moved by Chestnut, seconded by Amyx**, to approve request from Lawrence Memorial Hospital Endowment Association to place pink ribbons on lamp posts on Massachusetts Street, between 6th and 11th Streets, and Clinton Parkway between Iowa and Kasold from October 12 through October 30 in an effort to increase the public's awareness and support for breast cancer education and detection. Motion carried unanimously. (15)

As part of the consent agenda, **it was moved by Chestnut, seconded by Amyx**, to authorize the Mayor to sign a Release of Mortgage for Charles and Julie Tucker, 1618 Vermont and Patricia Edgerton, 2022 miller Drive; and a Subordination Agreement for Robyn Brecheisen, 1504 East 21st Terrace. Motion carried unanimously. (16)

As part of the consent agenda, **it was moved by Chestnut, seconded by Amyx**, to authorize the City Manager to sign a Memorandum of Understanding for the Safe Winter Walkway Program. Motion carried unanimously. (17)

As part of the consent agenda, **it was moved by Chestnut, seconded by Amyx**, to receive request to change the name of North Park Street to Ralph Houk Street and refer to staff and the Parks and Recreation Advisory Board for a recommendation. Motion carried unanimously. (18)

As part of the consent agenda, **it was moved by Chestnut, seconded by Amyx**, to receive 2008 second quarter report from Downtown Lawrence Inc. Motion carried unanimously. (19)

CITY MANAGER'S REPORT:

During the City Manager's Report, David Corliss said staff had an update regarding the Farmland Nitrogen property that was on the eastern city boundaries. City staff met with KDHE officials along with the Mayor where the progress on the finalization of remediation plans was

discussed. KDHE was sent a letter that summarized the status of issues in terms of timeline and progress. Staff would receive a Consent Order in draft form that laid out potential responsibilities for any property owner that would succeed the current bankruptcy trust on that property. KDHE was onsite during additional testing and found some additional landfill locations and was confirming remediation plans for the property. Staff would continue working with KDHE to keep KDHE progressing on the environmental remediation plans on that property. The hope was to finalize the plans so it was clear what the successor property owners would be responsible for as far as environmental remediation. Once those plans were finalized, staff understood the bankruptcy trust could proceed with auctioning the property. Staff would be talking with the City Commission about the City's participation, if any, at that time.

During the City Manager's Report, Chuck Soules, Public Works Director, introduced Mark Thiel, new Assistant Public Works Director. He said Thiel would be in charge of facilities, infrastructure, pavement, and would be working with staff to continue the pavement management programs and process. He said Thiel was the Director of Transportation Operations in Topeka. (20)

REGULAR AGENDA ITEMS:

Consider approval of agreement with Rural Water District #5 for the treatment and transmission of water and the sale of water.

David Corliss, City Manager, introduced the agenda item. He said the City had a number of contracts with rural water districts and the City of Baldwin City for the treatment of water and that those entities had legal rights to Clinton Reservoir. The rural water district contracts date, in many cases, from the 1970's when Clinton Lake was being completed and the desire was to provide a palpable water supply to rural water districts and also Baldwin City. A new agreement had been executed with Rural Water District No. 5 that provided for additional quantities and changed some of the limitations on meters that were part of the original agreements with most of the rural water districts.

Since that time, Rural Water District No. 5 asked for additional quantities of water and also asked that the City remove the limitation on meters. The limitation on meters had a very strong purpose for a number of years as far as both utility and growth management. He said he would venture to say that when the history of Lawrence and Douglas County was written, the limitation on rural water district meters would have been seen as a very valuable tool as part of the community's history.

Since the most recent discussions with rural water districts, the County had adopted new subdivision regulations for the unincorporated part of the County. Those regulations had been implemented, so there was a strong argument to be made that there was no need to have limitations on meters regarding the City's contracts with rural water districts. The new contract that was before the City Commission for consideration with Rural Water District No. 5 did not contain limitations on the number of meters, it only contained quantity limitations and those were based upon the needs of the rural water district and the physical ability to get the water to the connection point with Rural Water District No. 5.

Significantly, this contract also forecasted a possible day in the future when the rural water district had exhausted their water contract with the Kansas Water Office for water out of Clinton Reservoir and wanted the City to provide water not so much for that capacity but water the City owned from Clinton or the Kansas River and this contract allowed the City to do that. It allowed the City to continue their philosophy on how rates were charged and other provisions in more recent rural water district contracts.

Staff had been in discussions with Rural Water District No. 5 for some time. It was his understanding the governing body of Rural Water District No. 5 had approved the contract before the City Commission and came with staff's recommendation as well. If the City Commission proceeded with the approval of this agreement, staff would communicate with the other rural water districts the City had existing contracts with, especially district with meter limitations. The only rural water districts the City did not have meter limitations was Rural Water District No. 1 and No. 13, but No. 13 was more of an emergency supply situation. Staff

indicated if those water districts wanted a new contract, the City would entertain those contracts, but would look to see if additional water quantities could be directed to a particular location because the City did not want a contract for something that could not be delivered. He said the City would offer to remove the meter limitations from those contracts and talk about additional water supplied. He said staff felt it was important to treat the rural water districts the same in the sense that a template was established, created liability provisions, cross connection control, and there was a demand contract charge to take or pay provisions. If a rural water district did not take the water, that district had to pay the City because dollars were expended to build certain assets.

Commissioner Amyx said during his time as Mayor, he said in discussions with City and County Commission and their staff, at that time, one of the main points of discussion was the limits on water meters. After many hours of discussions by both bodies, agreements were adopted and were still carried out today, but it was time the limitation was lifted. Also, at that time, there were improvements made to the treatment of the water system to provide quality water to the residents of the City of Lawrence and rural water districts. He said he appreciated staff's efforts regarding water utility and he was happy to support this agreement. He asked about the change in language that was requested by the rural water district on minimal usage and asked if that language was changed.

Corliss said he understood the agreement before the City Commission was acceptable to Rural Water District No. 5 and that change was made.

Mayor Dever called for public comment.

After receiving no public comment, Commissioner Highberger said he agreed with City Manager the water meter limitation played a significant role in affecting development of Douglas County in a positive way. He also understood the goal of the new subdivision regulations that was adopted a couple of years ago was to allow the City to use more appropriate tools for controlling growth in the County and the current tool of meter limitation. He said he had trepidation about it, but he was willing to move forward. He said he would like to see some

monitoring and have staff provide an update to the Commission a year from now to see if there was any change in rural development as a result.

Mayor Dever said if staff could duplicate this agreement information and save staff time in labor and effort, he thought it was great if all those agreements were consistent.

Moved by Amyx, seconded by Hack, to authorize the Mayor to sign an agreement with Rural Water District No. 5 for the treatment and transmission of water and the sale of water. Motion carried unanimously. (21)

Receive staff report and proposed purchase agreement for possible sale of excess City property north of the Kansas River and west of North Second Street to North Mass Redevelopment, LLC.

Toni Wheeler, Director of Legal Services, presented the staff report. She said from the City Manager's Report from earlier this year, North Mass Redevelopment, LLC desired to purchase some excess property owned by the City in North Lawrence, adjacent to the Kansas River levy. The City acquired this land for the flood protection project for the Kansas River, authorized by Congress in 1954. The City and Douglas County Kaw Drainage District agreed, at that time, to provide the land they owned and the City further agreed to provide and acquire additional property for that levy project. The Corps of Engineers designed and constructed the levy and was completed in the 1970's. The City was designated the sponsor agent of the levy and as such, was responsible for the maintenance and operation of the levy today in which the Public Works Department managed for the City.

Wheeler said North Mass Redevelopment, LLC, desired to purchase the land for a mixed use redevelopment project. This development group had an ownership interest in several parcels of land adjacent to the City's property in the area. The three principles in this development group were involved in a number of development projects in Lawrence and in the region and were set forth in the staff memo provided to the City Commission. Therefore, in staff's opinion, the sale of this property to this particular development group seemed appropriate

in accordance to the terms of the purchase agreement. The staff memo summarized the main provisions of the purchase agreement.

Staff recommended the City Commission receive the information, but defer action until October 21st, which would give the public an opportunity to review and comment.

David Corliss, City Manager, said he wanted to make it clear that staff was not committing the City to any redevelopment plan. The redevelopment plan had to go through all the land use requirements and public infrastructure would be key. He said staff was not sure where any streets would be laid out on any type of redevelopment. It was staff's opinion this proposal gave the development group some flexibility to work with the challenges of redevelopment. The value of redevelopment was discussed, but very seldom did the City receive large scale redevelopment opportunities. He said staff was working with the developer and were protecting the City interest in not committing toward any redevelopment proposal at this time, acknowledging there was a planning process. Staff was working with the developer on the sale of City assets and there was an interest with the Kaw District Drainage System as well. The City's interest was very minimal at this point and was not spending any additional public funds on the project.

He said the City and Corps of Engineers needed to discuss the safety of the levy and would not compromise the levy. Staff thought the City's interests were well protected with the proposal and had the opportunity to be an exciting redevelopment in North Lawrence. The community was putting in public infrastructure in North Lawrence. Staff hoped if the sales tax passed, more work could be done with street maintenance and the Maple Street Pump Station Project. The North 2nd and Locust Street project was deferred until the North Lawrence Turnpike Interchange were closed, but would be back at that project when it was closed.

He said his recommendation was to not spend the money before receiving that money because staff did not know how the amount of money or when the money would come, but if the City was fortunate to have the project proceed, that the City use any of the proceeds toward the North 2nd project, primarily the stormwater portion. It would not help the City out in paying for all

the costs for the stormwater portion of that project, but seemed appropriate that if putting public assets into buying that property many years ago, that money be put back into a similar location.

Mayor Dever called for public comment.

Ted Boyle, President North Lawrence Improvement Association, said the North Lawrence residents and the association agreed with the City Manager's comments on this project. He said North Mass Redevelopment group was communicating with the North Lawrence Improvement Association and North Lawrence residents for over a year regarding this project and were looking at this project to enhance North Lawrence economically, encourage development on North 2nd Street, and bring needed infrastructure to North Lawrence. He said North Mass Redevelopment LLC had developed 7th and Locust in North Lawrence and businesses were thriving. He said the company had done a wonderful job on that intersection and brought people and money to North Lawrence. He said they encouraged the sale of that property.

Dan Watkins, Attorney for the North Mass Redevelopment, said staff's memo was very complete and appreciated the hard work that went into making sure the City's interests were protected as they moved along to determine what could be done in working with the Corps of Engineers and the City and others, including the drainage district. He said they appreciated the opportunity to be before the City Commission and would be back on October 21st when the City Commission considered approving the agreement.

Gwen Klingenberg, President of the Lawrence Association of Neighborhoods, said she wanted to thank the developers for working with the neighborhood and supported the project.

Commissioner Amyx said this project was worth pursuing and there was excitement for this project that would allow new commercial and residential lofts. He said activity in a small area was the wave of the future.

Mayor Dever said this project would be complicated and there would be a number of hurdles to get over from a regulatory standpoint and planning standpoint, but he was excited to

know that one of the hurdles they would not face was hopefully the neighborhood concerns and disapproval from the community. He said the City was excited to be part of this project.

Commissioner Hack said she was thrilled that people were willing to invest in the community and provide a much needed improvement in a very important area of the community.

Commissioner Highberger said it was a really exciting project and hoped the City Commission would help this project along. He said his only concern was it would be taking out some of the low cost housing and hoped they would work with developers to make sure there were a few affordable units to replace those that were worked into the project.

Vice Mayor Chestnut said he thought this was a fantastic idea and there was a lot of opportunity in that area. The folks that were involved and the people in the community had done a lot of great work. (22)

PUBLIC COMMENT: None

FUTURE AGENDA ITEMS:

- 10/14/08
- Introduction of Eutin Student Delegation.
 - Hearing on proposed Transportation Development District for Bauer Farms Development (northeast corner of 6th and Wakarusa)
 - Consider approving a request to rezone a tract of land, Z-05-10-08, approximately .483 acres from RMG (Multi-Dwelling Residential-Greek Housing) to MU (Mixed Use), located at 1420 Crescent Road. Submitted by Jayhawk Bookstore, for William P. Muggy, property owner of record and adopt on first reading, Ordinance No. 8331, rezoning approximately .483 acres (Z-05-10-08) from RMG (Multi-Dwelling Residential-Greek Housing) to MU (Mixed Use), located at 1420 Crescent Road. (PC Item 1; approved 5-3-1 on 9/22/08)

ACTION: Approve the rezoning of approximately .483 acres (Z-05-10-08) from RMG (Multi-Dwelling Residential-Greek Housing) to MU (Mixed Use), located at 1420 Crescent Road, and adopt on first reading, Ordinance No. 8331, if appropriate.

- Consider the approval of Text Amendment TA-04-03-08, to Chapter 20 of Lawrence City Code (Land Development Code) to define and permit various homeless facilities. Initiated by City Commission April 29, 2008. Adopt on first reading, Ordinance No. 8300, an ordinance providing for the amendments to Chapter 20 of Lawrence City Code (Land Development Code) to define and permit various homeless facilities. (PC Item 5; approved 6-3 on 9/22/08)

ACTION: Approve Text Amendment TA-04-03-08, and adopt on first reading, Ordinance No. 8300, if appropriate.

10/28/08 · Employee Service Awards.

TBD · Receive City Auditor's report on Pavement Condition Measures.

· Consider approving Text Amendment, TA-03-01-08, to amend Article 4 of the Development Code relating to uses permitted in the GPI District. Initiated by Planning Commission on 3/24/08. Adopt Ordinance No. 8297 on first reading regarding TA-03-01-08 to amend Article 4 of the Development Code relating to uses permitted in the GPI District. (PC Item 4; approved 8-0 on 6/23/08) (PC Item 4; approved 8-0 on 6/23/08)

ACTION: Approve TA-03-01-08 and adopt [Ordinance No. 8297](#) on first reading, if appropriate.

· Consider the following items related to Lawrence SmartCode:

a) Consider approval of CPA-2007-6, a Comprehensive Plan Amendment to Horizon 2020 by creating Chapter 15 – Place Making to ensure proper comprehensive plan language is in place for the proposed Lawrence SmartCode in the City of Lawrence. (PC Item 13; approved 8-0 on 5/21/08)

ACTION: Approve CPA-2007-6, an amendment to Horizon 2020 by creating Chapter 15 - Place Making, if appropriate.

b) Consider approval of CPA-2007-7, a Comprehensive Plan Amendment to Horizon 2020, Chapter 14 Specific Plans, to add a reference to the Lawrence SmartCode Infill Plan. (PC Item 14; approved 8-0 on 5/21/08)

ACTION: Approve CPA-2007-7, an amendment to Horizon 2020, Chapter 14 Specific Plans, if appropriate.

c) Consider adopting Text Amendment TA-11-24-07 regarding the Lawrence SmartCode and, Pursuant to the provisions of K.S.A. Chapter 12, Article 7, enacting a new Chapter 21 of the Code of the City of Lawrence, Kansas, establishing comprehensive zoning regulations and other land use regulations. The "Lawrence SmartCode" is an optional development code that is parallel to the City's existing zoning and subdivision regulations and affects all property within the corporate limits of the City of Lawrence, Kansas. Copies of the "Lawrence SmartCode" are available for review at the Office of the Lawrence-Douglas County Planning Department, City Hall, 6 E. 6th Street, Lawrence, Kansas. The "Lawrence SmartCode" is also available at www.lawrenceplanning.org. Adopt Ordinance No. 8286 on first reading regarding TA-11-24-07 for the Lawrence SmartCode. (PC Item 15; approved 8-0 on 5/21/08)

ACTION: Approve TA-11-24-07 regarding the Lawrence SmartCode and adopt Ordinance No. 8286, if appropriate.

· K-10 and Farmer's Turnpike Plan.

- Approve revisions to Text Amendment TA-12-27-07 for revisions to multiple sections of the City Development Code to maintain consistency with proposed language recommended for approval in TA-12-27-07 (Sections 20-1101 & 20-1701, Environmentally Sensitive Areas) by Planning Commission at their July 2008 meeting. Adopt Ordinance No. 8304 on first reading regarding TA-12-27-07 for revisions to multiple sections of the City Development Code. (PC item 9; approved 7-0 on 9/24/08)
- Consider authorization of City contribution toward site work for the 87 acre tract adjacent to the East Hills Business Park.
- **Consent Agenda Item.** Approve Text Amendment TA-06-12-08, to Section 20-810 of the Subdivision Regulations to clarify the natural resources and environmentally sensitive areas that are to be protected or preserved. Initiated by County Commission June 23, 2008. Adopt Ordinance No. 8317 on first reading for TA-06-12-08, to Section 20-810 of the Subdivision Regulations. (PC Item 3; approved 7-0 on 8/25/08)
- Accept dedication of easements and rights of way for PP-07-09-08, a Preliminary Plat for Countryside, a one lot non-residential subdivision containing 1.86 acres, located at 1216 Biltmore Drive. Submitted by Landplan Engineering PA, for Free State Development LC, property owner of record. (PC Item 6A; approved 7-0 on 9/24/08)
- Approve Special Use Permit SUP-07-07-08, for Countryside, a proposed Extended Care Facility to serve as an Alzheimer's treatment facility, located at 1216 Biltmore Dr. Submitted by Landplan Engineering PA, for Free State Development LC, property owner of record. (PC Item 6B; approved 7-0 on 9/24/08)
- Consider city laws regarding the keeping of live fowl and domesticated hedgehogs in the city limits.
- Consider changes to the city environmental code pertaining to trash abatement. This is a follow up item to the 11/07/07 study session with the Oread Neighborhood Association.
- Consider changes to the sidewalk snow and ice removal ordinance and enforcement program.

COMMISSION ITEMS:

Moved by Amyx, seconded by Chestnut, to adjourn at 6:20 p.m. Motion carried unanimously.

APPROVED:

Michael H. Dever, Mayor

ATTEST:

Frank S. Reeb, City Clerk

CITY COMMISSION MEETING OF OCTOBER 7, 2008

1. Bid Date – Oct. 21, 2008 for purchase of PVC pipe.
2. Change Order #1 – RD Johnson Excavating, \$18,182.41 for waterline project.
3. Ordinance No. 8335 – 1st Read, adopt Citizen Participation Plan.
4. Ordinance No. 8315 – 2nd & Final Read, 19-604, general discharge prohibitions under City's pretreatment regs.
5. Ordinance No. 8319 – 2nd & Final Read, SUP-07-04-08, Lawrence HS, 1901 Louisiana.
6. Ordinance No. 8320 – 2nd & Final Read, SUP-07-06-08, Centennial/Lawrence Virtual School, 2145 Louisiana.
7. Ordinance No. 8321 – 2nd & Final Read, SUP-07-05-08, Free State HS, 4700 Overland Dr.
8. Ordinance No. 8326 – 2nd & Final Read, Excavations & Structures in Utility Easements.
9. Comprehensive Plan Amendment (CPA-2008-11) – SE Area Plan
10. Ordinance No. 8333 – 1st Read, rezone (Z-06-13-08) 44.259 acres, RM-24 & UR to CC-200, E of O'Connell between K-10 & 25th Terr.
11. Ordinance No. 8334 – 1st Read, rezone (Z-06-14-08) 14.784 acres from UR to IL, E of O'Connell between K-10 & 25th Terr.
12. Preliminary Plat (PP-06-07-08) – Fairfield Farms East Add No 2, SE corner of K-10 & O'Connell.
13. Annex (A-09-04-08) 20.026 acres at 1137 N. 1700 Rd.
14. Community Commission on Homelessness for 2009 funding.
15. Lawrence Memorial Hospital Endowment Assn – Breast cancer awareness.
16. Release of Mortgage – Charles & Julie Tucker, 1618 Vermont, & Patricia Edgerton 2022 Miller Dr; & Subordination Agreement – Robyn Brecheisen, 1504 E. 21st Terr.
17. Memorandum of Understanding – Safe Winter Walkway Program.
18. Street Name Change - North Park to Ralph Houk St.
19. 2008 2nd Quarter Report from Downtown Lawrence, Inc.
20. City Manager's Report
21. Agreement – Rural Water District No. 5, treatment/transmission/sale of water.
22. Purchase Agreement discussion – City property, N of KS River & W of N 2nd, to N Mass.

