



City of Lawrence

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CITY COMMISSION

MAYOR
ROBERT CHESTNUT

COMMISSIONERS
MIKE AMYX
ARON CROMWELL
LANCE JOHNSON
MICHAEL DEVER

May 19, 2009

The Board of Commissioners of the City of Lawrence met in regular session at 6:35 p.m., in the City Commission Chambers in City Hall with Mayor Chestnut presiding and members Amyx, Dever, Cromwell, and Johnson present.

CONSENT AGENDA

As part of the consent agenda, **it was moved by Dever, seconded by Amyx**, to approve the City Commission meeting minutes of May 5, 2009. Motion carried unanimously.

As part of the consent agenda, **it was moved by Dever, seconded by Amyx**, to approve the Board of Electrical Appeals meeting minutes of March 4, 2009; the Board of Zoning Appeals meeting minutes of March 5, 2009; and the Lawrence Cultural Arts Commission meeting minutes of April 8, 2009. Motion carried unanimously.

As part of the consent agenda, **it was moved by Dever, seconded by Amyx**, to approve claims to 1,139 vendors in the amount of \$816,779.27. Motion carried unanimously.

As part of the consent agenda, **it was moved by Dever, seconded by Amyx**, to reappoint Stanley Sneegas, Gary Fish, Theresa Gorzica, and Bob Newton to the Aviation Advisory Board to terms which will expire May 13, 2012 and appoint Tom Kern to a term which will expire May 31, 2011; appoint Kathy Pryor to the Community Development Advisory Committee to a term which will expire September 30, 2010; reappoint Bob Suderman to Douglas County Community Corrections to a term which will expire May 31, 2011; appoint Frank Male and reappoint Larry McElwain to the ECO2 Commission to terms which will expire June 30, 2011; and reappoint Brad Finkeldei and Hugh Carter to the Lawrence-Douglas County



Metropolitan Planning Commission to additional terms which will expire May 31, 2012. Motion carried unanimously.

The City Commission reviewed bids for SCBA Cylinders for the Fire/Medical Department. The bids were:

BIDDER	BID AMOUNT
Ed M. Feld Equipment Co.	\$20,339
Fischer Safety	\$21,788
Reis Environmental	\$21,900
MES	\$21,990
Orr Safety	\$25,243

As part of the consent agenda, **it was moved by Dever, seconded by Amyx**, to award the bid to Ed M. Feld Equipment Co. in the amount of \$20,339. Motion carried unanimously. **(1)**

As part of the consent agenda, **it was moved by Dever, seconded by Amyx**, to set bid date of June 2, 2009 for City Bid No. B09032, Project No. PW0906, West 9th Street, Iowa to Tennessee Street, Rehabilitation Project (Sales Tax Infrastructure Improvement Program). Motion carried unanimously. **(2)**

As part of the consent agenda, **it was moved by Dever, seconded by Amyx**, to adopt on first reading Ordinance No. 8403, establishing no parking along the south side of Ash Street from 8th Street west 100 feet. Motion carried unanimously. **(3)**

As part of the consent agenda, **it was moved by Dever, seconded by Amyx**, to place on first reading Ordinance No. 8404, establishing a 35 mph speed limit on 4th Street between McDonald Drive and Michigan Street. Motion carried unanimously. **(4)**

Ordinance No. 8398, prohibiting parking on the south side of 10th Place between Kasold Drive and Randall Road, along the east side of Randall Road between 10th Place and 10th Terrace, and along the north side of 10th Terrace between Randall Road and Randall Road, was read a second time. As part of the consent agenda, **it was moved by Dever, seconded by**

Amyx, to adopt the ordinance. Aye: Amyx, Cromwell, Dever, Chestnut, and Johnson. Nay: None. Motion carried unanimously. (5)

Ordinance No. 8400, allowing possession and consumption of alcoholic beverages on certain city property pursuant to The Sandbar Sidewalk Dining License, was read a second time. As part of the consent agenda, **it was moved by Dever, seconded by Amyx**, to adopt the ordinance. Aye: Amyx, Cromwell, Dever, Chestnut, and Johnson. Nay: None. Motion carried unanimously. (6)

Ordinance No. 8401, authorizing the temporary sale, possession and consumption of alcoholic beverages on specified city property for the Tour of Lawrence event on Saturday, July 4, 2009, was read a second time. As part of the consent agenda, **it was moved by Dever, seconded by Amyx**, to adopt the ordinance. Aye: Amyx, Cromwell, Dever, Chestnut, and Johnson. Nay: None. Motion carried unanimously. (7)

As part of the consent agenda, **it was moved by Dever, seconded by Amyx**, to receive letter from Oread Neighborhood Association requesting a moratorium on boarding houses. Motion carried unanimously. (8)

As part of the consent agenda, **it was moved by Dever, seconded by Amyx**, to authorize the Mayor to sign a Release of Mortgage for Kathryn Orth, 715 Crestline Drive. Motion carried unanimously. (9)

As part of the consent agenda, **it was moved by Dever, seconded by Amyx**, to authorize staff to advertise a Request for Proposals for Design and Construction Phase Engineering Services for the sanitary sewer main replacement for the 1100 block of Delaware Street and the 1500 block of New Hampshire Street. Motion carried unanimously. (10)

As part of the consent agenda, **it was moved by Dever, seconded by Amyx**, to receive petition to replace the light that was removed from the 2000 block of Kasold Drive. Motion carried unanimously. (11)

CITY MANAGER'S REPORT:

During the City Manager's Report, David Corliss said regular updates on the progress of 617 West 4th Street was provided to the Commission as well as the April building permit report; Parks and Recreation conducted a survey and public forum related to budget, programming and services; Public Works staff provided an update regarding Public Works projects and stated that Matt Bond, Storm Water Engineer, completed the levee certification in-house which saved the City \$200,000 - \$300,000; Rural Water District No. 1 raised their water meter acquisition fee; and the City, through Casey Liebst, Budget Manager's and others' hard work, received the GFOA Distinguished Budget Award.

Vice Mayor Amyx said two years ago, staff had concerns of the costs for certification to the levee. He said if repairs were needed, those costs would be extreme. He said the levee report downplayed the importance of the dollar amount saved in the end. (12)

REGULAR AGENDA ITEMS:

Consider authorizing staff to submit a proposal to the Federal Transit Administration for funding under the Transit Investments for Greenhouse Gas and Energy Reduction (TIGGER) program.

Casey Toomay, Budget Manager/Interim Transit Administrator, presented the staff report. She said staff was asking for authorization from the City Commission to apply for the TIGGER program. It was a program to reduce greenhouse gas and energy reduction. The City was applying in conjunction with the University of Kansas. The grant required a 2 million dollar minimum and the City's needs that had not been met through the stimulus package did not rise to that level of funding.

The City would be requesting funding to replace five medium duty vehicles and would be similar to what the Para-transit system used with the exception that the vehicles would be hybrid vehicles. If the City received those grant funds, the University of Kansas would use the money to purchase 7 heavy duty vehicles and would be able to use bio diesel fuel. The grant did not

require a local match and was due this Friday. She said like the rest of the stimulus funds, the money had to be spent by the first of the year.

Mayor Chestnut said he wanted to publicly acknowledge Toomay for her hard work as Interim Transit Administrator. He asked about the total amount procured for federal funds on new buses.

Toomay said \$2.9 million dollars.

Commissioner Dever asked what the likely success was for receiving the funding.

Toomay said a point was made in the application materials that they were interested in spreading the wealth around the country. The two million dollar minimum indicated they were expecting large projects. It was only a hundred million dollar program and the City had a 1 in 50 shot. A lot of the larger systems would probably apply and it was her understanding in the past, those types of allocations they tended to want to get the most bang for their buck and might go to a larger system, but partnering with KU gave the City a more interesting element that might be attractive from a grant standpoint.

Vice Mayor Amyx asked if that money was divided up based on city population.

Toomay said no, it was open to anyone.

Mayor Chestnut called for public comment.

After receiving no public comment, **it was moved by Johnson, seconded by Cromwell**, to authorize staff to submit a proposal to the Federal Transit Administration for funding under the Transit Investments for Greenhouse Gas and Energy Reduction (TIGGER) program. Motion carried unanimously. (13)

Receive from City Auditor a performance audit on street lighting.

Michael Eglinski, City Auditor, presented the staff report. He said the logic for selecting this topic came from a 2007 survey, the Citizen Satisfaction Report. Two services were below the average which was conditions of City streets and adequacy of street lighting.

He said the street lights in Lawrence were, for the most part, owned by the utility company Westar. Westar installed, owned, operated, and maintained about 3,500 lights in the City of Lawrence. The City owned a few lights downtown, in roundabouts and a few other developments. There was no contract but a tariff governed the relationship and services. The tariff was approved by the Corporation Commission, which was a state agency whose members were appointed by the government. Their role was to regulate rates, services, and safety for public utilities. The street lighting tariff governed the relationship for local governments that had street lights across the northern section of Westar's territory.

He said a graph in his report indicated the number and costs of street lights which showed a bit of growth over the years. In 2003, a consultant working for Westar conducted an inventory and found approximately 260 lights in which Westar was providing service, but the City was not being billed. The average cost line was fairly flat because the 150 watt lights were being replaced with 100 watt lights, which reduced costs. The City could not control the cost and there was not much flexibility. The lights were billed by a base rate, per pole, along with surcharges which included the franchise fee. The total surcharges in 2008 were approximately 23% of the total charges of the bill. Most of the surcharge was the fuel adjustment that was approved by the KCC to allow the utilities to recover the fuel costs. The lights were not metered and the amount of energy used was estimated. He said he compared kilowatt hours billed to the City with other utilities and the billing was a bit high. Also, he looked at how the kilowatt hours were allocated over the year, and were allocated evenly. The fuel rates were lower in the winter and higher in the summer.

He said private area lights were also addressed which were lights that were not on the streets. When looking at the kilowatts for those lights, those kilowatts were different and thought there was some inaccuracy.

He said billing methods were not defined in the tariff. He recommended staff address billing practices, performance management and the possibility of the City purchasing a street lighting system.

He said the next issue he looked at was the level of service. In January, he performed random samples of street segments, counting the number of lights and which ones were on, off or cycling on and off and at that time, 7% were off or cycling off. The City paid for lights even when they were not working, and at the 2008 rates it would add up to about \$35,000. It was not violating the tariff, but gave a sense of the materiality of the portion of lights.

Westar seemed to be very responsive to repairs of lights when identifying outages and 80% of the responses were within 3 days of when Westar was notified. He said he followed up on the lights he had reported and those lights were repaired. He said he concluded that the utility company did not know what lights were out and where the outages were. He said the tariff did not give much guidance on how to identify lights that were out or how fast to repair those lights. He said staff should work with that utility to help clarify some of those questions.

He said an option was for the City to own the lights and buy the energy from the utility company. Cities that had bought their own lights reported savings of around 30 – 50% lower by purchasing systems from the utility companies and buying a non metered energy rate from utility companies. He said that tariff was not in this region yet. KCPL had a tariff while Westar did not. The cities were then responsible for maintaining the system, through a competitive process or by looking at all the options by sometimes maintaining the system in-house or sometimes contracting out. Lenexa was a local example in purchasing 2,400 lights from KCPL and expected to have immediate savings, even financing the purchase, and was using most of the savings to put back into replacing the system over time. He said he performed an analysis to see if there was potential to purchase a system by taking out what portion of the City's bill was for the energy costs versus the portion for installing, owning, operating and maintaining. Based

on his analysis more than half of the costs were for things other than energy which suggested the potential was there to purchase the system.

In talking to other cities, he heard some similar lessons they learned. The keys were working together with other municipalities and represent the interests to the regulator because it was a regulated industry and those tariffs governed everything. He thought it was feasible and needed to get into the nuts and bolts and work with the utility company. He said the City Manager agreed with the recommendation. He said one issue was the standards and if they needed more or less lights. The City Manager's Office had been collecting information on those issues.

Commissioner Cromwell said the report was very interesting and timely because the City was faced with limits to the budget and any time a business was in a financial crisis, that business looked to cutting monthly expenses. The City could look at monthly expenses and work with KCC, but if it was already accomplished, the City could look at having monthly savings which could be applied to energy efficient lights. He asked what the payback time period was for purchasing lights.

Eglinski said Lenexa in the first year was spending less on the 2400 lights including the inventory they had bought. He said once Lenexa paid-off that purchase, it would be more like cutting the costs in half.

Commissioner Johnson asked if the 30% – 50% savings was the operating and maintenance.

Eglinski said it was of the total cost. It was a huge range and depended upon if the lights were purchased, price, and how the system was maintained. He said there were probably cities that looked into purchasing their own system, but decided it could not be done.

Commissioner Dever said how the non metered rates were arrived at.

Eglinski said the non metered rates were not in the tariff for street lights and were defined in the tariff for the private area lights. The tariff did not explain how they came up with those numbers. He said for the street lights, it was a rate sheet.

Commissioner Dever asked if the cost was calculated for per fixture per year.

Eglinski said it averaged to around \$12.00 per pole.

Commissioner Dever said regarding the cost of maintenance, upgrades and damage, he asked if that was addressed because if a pole was hit by a car, Westar would repair the pole which involved a lot of money in replacing that pole. He asked if other cities determined they were saving money even with those types of additional costs.

Eglinski said yes, but it varied on how cities reacted when a pole was knocked down and if it was a transmission pole, there were issues on where responsibilities began and ended.

Commissioner Dever said if the City was to upgrade and change the bulbs with energy efficient bulbs, he asked if the City could realize additional savings as well from an energy consumption use.

Eglinski said he understood there were LED's that used significantly less energy to produce similar amount of light, but there was no tariff right now. He said he would think it would be treated as non-standard and there was a specific way to calculate a rate for a non-standard.

Commissioner Dever said part of discussion came up a year ago when discussing new options and people were addressing the City asking how they were replacing bulbs and that there were more energy efficient bulbs available, but found out there was no incentive to use less energy necessarily based on the current contract. He said there were energy efficient bulbs, but whether or not it worked, he did not know. There were people manufacturing and selling those types of bulbs, but the question was if the City would be able to reduce the amount of energy used and gain value to pay out the system.

Eglinski said Lenexa was doing some experiments with the lights. Other cities indicated that it gave the City potentially more policy control. It was not to say that cities that worked through utilities could not do some of this experimentation, but some cities were.

Vice Mayor Amyx said several years ago when the Commission talked about the position of City Auditor, one extremely important thing, in that position, was giving the City advice if they were getting what they paid for. He said the recommendations in the report were good and the City Commission could direct staff to meet with Westar to come up with a plan, but they needed help from the KCC to make the rate changes and determinations on some of those issues.

Eglinski said that was correct and they probably could not work out the contract themselves because it was a regulated industry.

Vice Mayor Amyx said because of the way the tariff was set between KCC and utility, he asked if the City had any input in that process.

David Corliss, City Manager, said staff would find out what help the City could receive and staff would work with the KCC staff to understand the process. The last time the City participated, they were part of a consortium of Kansas communities that were involved in a utility item. Street lights were a small portion of the rate base issues before the corporation commission. It would be a small item for the KCC to look at.

Vice Mayor Amyx said if the City should try to address the problem locally with Westar and in the event that problem was not addressed, then go as a group of municipalities in trying to correct the problem.

Eglinski said in discussing this item with other states, one point was that regulators might not agree, but had to hear that item. He said if there were groups of municipalities that worked together, it carried a stronger voice. In Colorado there were 18 municipalities that joined together and hired a utility regulating lawyer and split that cost between 18 municipalities and

were able to hire a higher level of expertise. He said municipalities also found they could share experiences and learn from each other.

Vice Mayor Amyx said in the majority of the cases, Westar had been very easy to work with as far as improvements made in a safe and timely manner. Saving money was the topic and with Eglinski's audit report, he questioned if the City was getting what it paid for. He asked if the City should work on those issues locally before going to the KCC.

Eglinski said he thought staff should work on the issue locally and with the KCC because there was a consolidation going on at KCC right now.

Mayor Chestnut said there were some variables on the 11 hours a night and the kilowatt hour comparison on wattages, because those variables were not in the tariff. He said it was established those variables needed to be defined, but were defined, at some point in time, by Westar. There was also no allowance for any outage. He said if the City could operate inside the tariff by negotiating locally and if those changes were made, it did not need to go through the KCC because the tariff did not comment on that while the City was also intervening at the same time. He asked if the City could pursue a three pronged approach which was to approach Westar directly on the billing issues that were not commented on in the tariff; pursue intervention with the KCC on the tariff; and, also pursue purchasing a system which there was no tariff in purchasing so the City needed to blaze the trail on that issue.

Eglinski said he thought the City could, but he was not a lawyer. He said the recommendation was to discuss those issues with Westar.

Corliss said those were the avenues the City should pursue. The City had a good operational relationship with Westar. He said he would suspect if the KCC made changes on the things that Eglinski had identified, then they would need to codify those changes system wide. He said the KCC could not give Lawrence a special deal on an outage credit and kilowatt hours if the KCC could not offer that deal to other customers. He said whether that idea had to be codified in the tariff or operational, he did not know and needed to engage in those

discussions. He said while he was supportive of the recommendations in Eglinski's audit, the City might want to explore acquisition to maximize further savings.

Commissioner Cromwell asked what Westar's position was on the City owning the lights and asked if that idea would be fought by Westar.

Eglinski said he could not answer for Westar, but Westar was a business and interested in doing business with customers.

Commissioner Cromwell asked if the City had asked Westar their opinion on this idea yet.

Eglinski said he talked with a Westar staff member and said they were not adverse.

Vice Mayor Amyx said by owning the system, he asked if staff took into consideration the ice and wind storms in Kansas because Westar was out often addressing the problems during those times.

Eglinski said there were also tree trimming issues.

Vice Mayor Amyx said the cost of running that operation might eat up the savings quickly.

Eglinski said Lenexa also had more underground lines so Lawrence had to look at their own situation carefully and know a lot about the system they were buying.

Mayor Chestnut called for public comment.

Chad Luce, Westar Energy, said he would not dispute the methodology regarding the 7% of lights out at any on time that Eglinski found but it felt a little high and if that number was true there would be approximately 250 lights that were out in the City. In the last four months, Westar had only 36 calls for lights being out and Westar found 25 of those lights. He said Westar was either doing an incredibly poor job of finding those lights or they needed to work with the City, the public, and the newspaper to publicize that people needed to call those lights in to Westar. He said that number was high and indicated there was a problem in the way they were identifying lights.

The savings with Midwest Energy, it was true that Midwest on many of those wattages was using a different kilowatt hour (KWH) rating and charged a higher lease payment. The answer on the KWH issue both on the power and street lights was to actually measure those lights with a meter and test to bring it up to date with the current balance system. The balance used energy as well and that balance needs to fire that light and there were a lot of different factors that went into that light in determining that appropriate value. The tariff did state about 4,000 hours a year, which equated to 11 hours a night. He said he understood that in the summer the lights were not on as long and in 2008 was an unusually high fuel factor year because they had 11 unplanned outages in the summer and fuel did spike. It was quarterly now on the fuel factors and not monthly. He believed it was about 4,300 hours a year of darkness and lights generally come on a half hour before sunset and stay on a half hour after sunrise and it could be 4,600 hours those light were on. He said without metering every one of those lights, it would always be an estimation of how much energy those lights used and how long the lights were on.

He said Westar needed to go through the KCC on any agreements that had to do with street lights and the KWH charged. He said he hoped the City and Westar could find a better way of identifying if the street lights were out without having to go through the KCC. He disagreed the City should look to other utilities for their KWH estimation. He said the lights should be metered and tested for different wattages for the balance to determine what was appropriate, and then go back to the KCC with actual numbers and not some other utilities estimation.

He said Westar would be opposed to adjusting for seasonal variations, but if doing those adjustments, they needed to take a closer look at the hours of darkness. He said they would take a look at the private lighting and check the KWH levels and make any appropriate adjustments. He said a refund would go through the KCC and the tariff on file now, the KCC

was the governing body that approved that tariff. He said they should establish performance recommendations.

Mayor Chestnut asked if it was Luce's opinion that if any adjustment to billing was made it needed to go through the KCC. He said when that was initially started he asked if it went through the KCC even though it was not defined in the tariff because at some point that was put through.

Luce said the 4,000 was included in the tariff and was approximately 4,000 hours.

Mayor Chestnut asked about the kilowatt hour rates.

Luce said that had to go through the KCC for approval.

Mayor Chestnut asked if the KWH rates were not in the tariff now.

Luce said the KWH rates were not specifically listed in that tariff.

Mayor Chestnut said when those rates were established he asked how that process worked.

Luce said he did not know. The tariff assigned rate codes to each class of light whether it was a steel pole, wood pole, height of the pole, or type of fixture and kilowatt hours were associated with that rate code. He said he assumed it was part of the rate case with the KCC at one time and KCC looked at that when considering the evidence during the rate case that established those rates. He said that was an assumption, but could find out exactly the answer to that question and get back to the City Commission,

Elise Higgins, Community Affairs Director for the University of Kansas Student Senate, said she found in speaking with KU students that lighting was an issue and a very high percentage of KU students end up walking or using other forms of transportation in areas primarily lit by street lights and found that most people had approval rating consistent with the report presented by the City auditor. She asked the City Commission if they found they had some cost savings by doing something differently or potentially taking on the responsibility of buying the lighting for the City, if they would consider using some of the cost savings to increase

the number of lights in the City of Lawrence in areas that were mutually agreed upon by representatives of student senate as well as representatives from the City and Westar.

She said it would be helpful to advertise "how to report lighting outages" in the University Daily Kansan and would be happy to speak with Westar on how to advertise in their newspaper which was free.

Mayor Chestnut asked if the City paid for lights on university property.

Corliss said the City did not pay for the university's lights. He said when staff met with KU students those students requested extra lighting between the KU campus and downtown.

Hubbard Collingsworth, Lawrence, said in the phone book, it listed how to report lights out, but did not address if there was a street light out. He said if there was anything that could be done to educate the public to report street lights out along with the exact location of those lights.

Joshua Montgomery, Community Wireless Communications, said they currently maintained around 550 pieces of equipment that were connected to the street lights. He said their experience with Westar energy had been overwhelmingly positive ever since they started their project, they did not fit in any box or standard customer, but Westar was willing to work with their company and execute an attached agreement they had been operating under for the last several years. Any time they had issues with electrical power, they reported it to Westar and were prompt in getting it fixed. He said they had solutions to some of those suggestions, one being the metering and the second was the reporting of the outages. He said the water department currently represented 10% of the traffic on the network and significantly less than 2% of the revenue and they did try to help the City. He said it would be fairly inexpensive task to put a sensor on a light pole to determine how much electricity the light was using and when the light would go out. He said it would generate a report on a daily or weekly basis showing what lights were out and how much each light in the City used on an hour by hour, day by day, basis.

Commissioner Cromwell said staff had a pretty good idea of talking to Westar and the KCC.

Vice Mayor Amyx said the recommendations were clear and staff had a three prong approach in looking at the various avenues on determining the kilowatt hours. He said the City Commission should look at the ideas of cost savings and if it would help with any of the lighting system between campus and downtown. He said staff should entertain Montgomery's suggestion to see if there would be any cost savings between Westar and the rate payers. He said he suggested following the recommendations of the City Auditor and the approach the Mayor suggested.

Commissioner Johnson asked if staff would follow through with Corliss' recommendations in his memo as far as alternative lighting systems available that reduced trespass and lighting standards in other areas that were inadequate.

Corliss said unless directed otherwise, he planned on looking at those recommendations and a number of other items such as discussion with Westar and the KCC, receive information on how to process acquisition, and the location of street lights to be attentive to the KU students as well, for safety purposes.

Commissioner Dever said it was nice to receive data on those types of questions and it was an opportunity for the City to save money. He said they should look at technology to see if the City could monitor the actual use of those lights and if Montgomery could come up with a solution that would be great. He said he would be very interested in pursuing Eglinski's recommendations in considering ownership, but only after a through investigation as to the costs involved.

Mayor Chestnut said he agreed and based on some of the comments it would need to be pursued through the KCC by negotiations. He said they should quickly pursue what it was going to take and what the costs would be for ownership because of the positive results from other communities. He said he was assuming those communities had done some fairly

thorough analysis as far as costs and pursue a more aggressive path toward a real energy efficiency control which was highlighted by Eglinski, to get to that ultimate goal. He said he appreciated the comments on the issue between campus and downtown, but in fairness the City Commission needed to look at this issue as far as allocating some saving, look at the whole footprint of the City.

Commissioner Cromwell said he hoped to receive updates and there might be an opportunity to save some money.

PUBLIC COMMENT:

There was no public comment

(14)

FUTURE AGENDA ITEMS:

05/26/09 · City Commission Goal Setting Session – 3:00 – 6:00 p.m.

CONSENT:

- Authorize the City Manager to execute an Engineering Services Agreement for \$23,478 with Hoss & Brown Engineers for the Design and Construction Phase Engineering Services for Project UT0807 – Replacement of the Waste Water Plant Administrative Building Heating, Ventilation, and Air Conditioning (HVAC) system.

REGULAR:

- Discussion of candidate projects for Energy Efficiency and Conservation Block Grant program.
- Consider approving Text Amendment TA-04-03-08, to Chapter 20 of Lawrence City Code (Land Development Code) to define and permit various homeless facilities. Adopt on first reading, Ordinance No. 8300, incorporating by reference, a Text Amendment (TA-04-03-08), to Chapter 20 of Lawrence City Code (Land Development Code) to define and permit various homeless facilities. (PC Item 7; approved 7-1 on 4/22/09)

06/02/09 · Consider adopting on first reading, Joint Ordinance 8402/County Resolution No. _____ approving CPA-2004-02, a Comprehensive Plan Amendment to Horizon 2020, Chapter 7: Industrial and Employment Related Land Use as recommended by the Planning Commission at their April 22, 2009 meeting. (CC referred to PC 3/24/09, PC approved 8-0 4/22/09) *The ordinance and meeting minutes will be posted at a later date*

ACTION: Adopt on first reading, Joint Ordinance 8402/County Resolution No. _____ approving CPA-2004-02, a Comprehensive Plan Amendment to Horizon 2020, Chapter 7, if appropriate.

- Monday
06/08/09 · City Commission Study Session – 3:00 – 5:00 p.m. Topic: Budget
- 06/09/09 · Consider approving Comprehensive Plan Amendment CPA-2008-6, amending Horizon 2020, Chapter 14 Specific Plans, to add a reference to and incorporate the West of K-10 Plan and consider adopting on first reading, Joint City Ordinance No. 8391/County Resolution No. 09-16, by approving and incorporating by reference, CPA-2008-6. (PC Item 10; approved 6-0 on 03/25/09)
- ACTION:** Approve CPA-2008-6, a Comprehensive Plan Amendment to Horizon 2020, Chapter 14 Specific Plans, and adopt on first reading, Joint City Ordinance No. 8391/County Resolution No. 09-16, if appropriate.
- 06/16/09 · Receive public comment on 2010 budget issues.
- 06/30/09 · City Commission Meeting canceled due to fifth Tuesday.
- Monday
07/13/09 · City Commission Study Session – 3:00 – 5:00 p.m. Topic: City Manager’s Recommended Budget.
- 07/21/09 · Authorize publication of the 2010 Budget Summary and establish August 11, 2009 as the public hearing date.
- 08/11/09 · Conduct public hearing on the proposed 2010 City budget.
- 08/18/09 · Adopt on second reading, Ordinance No. ____, adopting and appropriating by fund the 2010 budget for the City of Lawrence.
- TBD · Adopt by resolution the Douglas County Emergency Operations Plan.
- Receive 2008 Comprehensive Annual Financial Report.
- Discussion of City Commission meeting protocols.
- Adopt on first reading, Ordinance No. 8397, amending Section 4-103.1 of the City Code related to unlawfully hosting minors consuming alcoholic liquor or cereal malt beverage.
- Receive from City Auditor a proposed annual audit work plan.
- Adopt on second and final reading, Ordinance No. 8387, for the Rezoning (Z-2-2-09) of 1725 New Hampshire Street from RM24 (Multi-Dwelling Residential) to CS (Commercial Strip), until such time as the contract purchaser commits to close on the purchase of the property, or September 15, 2009, whichever is sooner.

COMMISSION ITEMS:

Vice Mayor Amyx said the news media indicated there was a possibility of changes in the automobile industry throughout the country. He said one of the oldest car dealers, Jim Clark Motors, could be affected in loosing their franchise agreement with Chrysler. He asked staff about the possibility of the City Commission stepping in, as Jim Clark Motors appealed the decision of the franchise agreement, to help save this dealership from loosing that franchise. He said Jim Clark Motors had been a good partner to this community.

Moved by Amyx, seconded by Dever, to authorize the Mayor to sign a letter to Bankruptcy Judge Gonzalez requesting the judge to remove Jim Clark Motors from the list of dealerships that will lose franchise agreements with Chrysler Corporation. Motion carried unanimously.

Commissioner Cromwell said regarding the Art Tougeau Parade in Downtown Lawrence, he had a concern about public safety and asked that staff handle that parade differently next year.

Corliss said staff would look into those issues.

Moved by Amyx, seconded by Cromwell, to adjourn at 8:00 p.m. Motion carried unanimously.

APPROVED:

Robert Chestnut, Mayor

ATTEST:

Frank S. Reeb, City Clerk

CITY COMMISSION MEETING OF MAY 19, 2009

1. Bid – SCBA Cylinders for Fire/Medical Dept to Ed M. Feld Equip Co for \$20,339.
2. Bid date – June 2, 2009 for W. 9th St, Iowa St to Tennessee St, Rehab Project.
3. Ordinance No. 8403 – 1st Read, no parking S side of Ash St from 8th St W 100 ft.
4. Ordinance No. 8404 – 1st Read, 35 MPH speed limit 4th St, McDonald Dr & Michigan St.
5. Ordinance No. 8398 – 2nd & Final Read, No Parking S side 10th PI between Kasold Dr & Randall Rd, E side of Randall Rd between 10th PI & 10th Terr, N side 10th Terr between Randall Rd & Randall Rd.
6. Ordinance No. 8400 – 2nd & Final Read, alcoholic beverages, The Sandbar Sidewalk Dining License.
7. Ordinance No. 8401 – 2nd & Final Read, alcoholic beverages on City property for Tour of Lawrence Event.
8. Letter- Oread Neighborhood Assn, moratorium on boarding houses.
9. Release of Mortgage – Kathryn Orth, 715 Crestline Drive.
10. Request for Proposals – Design & Construction Phase Engineering Services, sanitary sewer main replacement, 1100 blk Delaware St & 1500 blk of New Hampshire St.
11. Petition – replace light at 2000 block of Kasold Dr.
12. City Manager's Report.
13. Proposal to Federal Transit Administration – funding under TIGGER program.
14. Performance Audit on street lighting.
15. Mayor to sign letter for Jim Clark Motors to removed from list of dealerships that will lose franchise agreements with Chrysler.