



City of Lawrence

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CITY COMMISSION

MAYOR
ROBERT CHESTNUT

COMMISSIONERS
MIKE AMYX
ARON CROMWELL
LANCE JOHNSON
MICHAEL DEVER

September 22, 2009

The City Commission met with the County Commission and School Board members in a joint meeting at 4:00 p.m.

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, Cromwell, Dever, and Johnson present.

RECOGNITION/PROCLAMATION/PRESENTATION:

With Commission approval Mayor Chestnut proclaimed September 21 – 27 as “Festival of Cultures Week”; and, recognized the Lawrence Public Library.

CONSENT AGENDA

As part of the consent agenda, **it was moved by Amyx, seconded by Cromwell**, to approve the City Commission meeting minutes of August 25, 2009 and September 1, 2009. Motion carried unanimously.

As part of the consent agenda, **it was moved by Amyx, seconded by Cromwell**, to receive the Sustainability Advisory Board meeting minutes of August 12, 2009; the Mechanical Code Board of Appeals meeting minutes of July 23, 2009; and the Public Health Board meeting minutes of July 20, 2009. Motion carried unanimously.

As part of the consent agenda, **it was moved by Amyx, seconded by Cromwell**, to approve claims to 407 vendors in the amount of \$1,651,819.28. Motion carried unanimously.



As part of the consent agenda, **it was moved by Amyx, seconded by Cromwell**, to approve the Drinking Establishment Licenses for Teller's, 746 Massachusetts; and the Retail Liquor License for Haskell Liquor Store, 1910 Haskell Avenue. Motion carried unanimously.

As part of the consent agenda, **it was moved by Amyx, seconded by Cromwell**, to set a bid date of October 6, 2009 for the Comprehensive Rehabilitation Program at 936 Pennsylvania and 317 Lawrence Avenue. Motion carried unanimously. Motion carried unanimously. (1)

As part of the consent agenda, **it was moved by Amyx, seconded by Cromwell**, to set a bid date of October 13, 2009 for the 2009 Weatherization Program. Motion carried unanimously. (2)

The City Commission reviewed the bids for laundry/dry cleaning of police uniforms and clothing for the Police Department. The bids were:

BIDDER	BID AMOUNT
Hygienic Cleaners	\$28,800.00
Scotch Fabric Care Services	\$46,720.00
Eco-Logic Dry Cleaners	\$53,602.00

As part of the consent agenda, **it was moved by Amyx, seconded by Cromwell**, to award bid for the laundry/dry cleaning of police uniforms and clothing to Hygienic Cleaners for a total of \$17,800 (the estimated cost to serve officers located at the ITC), and to Scotch Fabric Care Services for a total of \$19,170 (the estimated cost to serve officers located at the LEC). Motion carried unanimously. (3)

As part of the consent agenda, **it was moved by Amyx, seconded by Cromwell**, to approve change order No. 1 to the construction contract with I-Con Underground, LLC for 2008 CIPP Project – Phase II, Project UT0811, increasing the contract amount by \$48,755 for the

sanitary sewer rehabilitation associated with the Oread Inn Project. Motion carried unanimously. (4)

As part of the consent agenda, **it was moved by Amyx, seconded by Cromwell**, to authorize additions to the concrete trail at DeVictor Park using Hicks Classic Concrete for \$19,724. Motion carried unanimously. (5)

As part of the consent agenda, **it was moved by Amyx, seconded by Cromwell**, to authorize the City Manager to sign an agreement with Innoprise Software to assume the support for our current H.T.E. ERP software system for \$22,295 for the remainder of 2009 and then \$89,180 annually beginning in 2010. Motion carried unanimously. (6)

As part of the consent agenda, **it was moved by Amyx, seconded by Cromwell**, to adopt on first reading, Ordinance No. 8460, amending the 2006 International Residential Code and 2006 International Plumbing Code to allow the use of CPVC piping in potable water supply systems. Motion carried unanimously. (7)

As part of the consent agenda, **it was moved by Amyx, seconded by Cromwell**, to adopt on first reading, Ordinance No. 8461, adopting the 2008 National Electrical Code to become effective January 1, 2010. Motion carried unanimously. (8)

Ordinance No. 8456, a Special Use Permit (SUP-4-3-09), repealing the Adaptive Reuse of a Historic Property element of the application, for property located at 603 Tennessee Street for a Bed & Breakfast, was read a second time and was subject to the following conditions:

1. Execution of a Site Plan Performance Agreement;
2. Publication of an ordinance per Section 20-1306(j);
3. Final Inspection and approval by the Fire Department before occupancy as a Bed and Breakfast;
4. Applicant shall provide a revised site plan to show the following changes:
 - a. existing fencing
 - b. site summary table
 - c. existing building elevations
 - d. correct the following text on the face of the site plan:
 1. remove "with On-Site Manager" from Occupancy – Proposed
 2. remove Employees – (1)
 3. add DR-7-88-09 under Historic Resources Commission

4. remove "Caretaker's Suite" under Floor Areas and Uses. Identify as "Owners Suite"
5. Applicant shall provide a revised site plan to include the following notes:
 - a. "SUP" is granted approval for 5 years. A new SUP shall be required before July 2014 to continue the Bed and Breakfast use."
 - b. "SUP is granted for up to three guest rooms. Use of additional guest rooms shall require a new public hearing."
6. Any signage associated with the bed and breakfast must be reviewed and approved by the Historic Resources Administrator prior to installation.

As part of the consent agenda, **it was moved by Amyx, seconded by Cromwell**, to adopt the ordinance. Aye: Amyx, Cromwell, Dever, Chestnut, and Johnson. Nay: None. Motion carried unanimously. (9)

As part of the consent agenda, **it was moved by Amyx, seconded by Cromwell**, to concur with the Planning Commission's recommendation to approve a text amendment (TA-4-4-09) and adopt on first reading, Ordinance No. 8453, to various sections of the City of Lawrence Land Development Code to address implementation issues regarding Parking Standards. Motion carried unanimously. (10)

As part of the consent agenda, **it was moved by Amyx, seconded by Cromwell**, to concur with the Planning Commission's recommendation to approve a text amendment (TA-6-15-09) and adopt on first reading, Ordinance No. 8455, to Article 10 of the City of Lawrence Land Development Code to amend standards for landscape plan. Motion carried unanimously. (11)

As part of the consent agenda, **it was moved by Amyx, seconded by Cromwell**, to approve a Special Event Permit (SE-9-32-09), for a Haunted House at 1803 West 6th Street from October 27th through the 31st. Motion carried unanimously. (12)

As part of the consent agenda, **it was moved by Amyx, seconded by Cromwell**, to authorize the City Manager and Director of Finance to execute the necessary agreement with US Bank to provide City banking services. Motion carried unanimously. (13)

As part of the consent agenda, **it was moved by Amyx, seconded by Cromwell**, to approve as signs of community interest, a request from the Leukemia & Lymphoma Society to

place yard signs advertising the Light the Night Walk throughout the City in various places on 6th Street and around Watson Park. Motion carried unanimously. (14)

As part of the consent agenda, **it was moved by Amyx, seconded by Cromwell**, to authorize the Mayor to sign grant documents and assurances as may be required for participation in the Homelessness Prevention and Rapid Re-housing Program (HPRP) Program by the City. Motion carried unanimously. (15)

As part of the consent agenda, **it was moved by Amyx, seconded by Cromwell**, to authorize the City Manager to execute the First Addendum to Agreement with Hetrick Air Services, Inc. regarding rental rate and removal of lease option at the Municipal Airport. Motion carried unanimously. (16)

CITY MANAGER'S REPORT:

David Corliss, City Manager, presented the report. He said the Development Services Division issued 204 permits with total construction value of \$5,052,532 in August 2009, compared to 207 permits of \$13,368,498 in August of 2008; a public meeting was scheduled for Iowa Street area watermain replacement; Bowersock Dam maintenance project received permits/approvals from the US Army Corps of Engineers and Federal Energy Regulatory Commission; transit maintenance facility's RFP (Request for Proposal) was issued by the University of Kansas; the City submitted TIGER (Transportation Investment Generating Economic Recovery) grant application for 31st Street extension project; the Complete Count Committee was preparing for the 2010 Census; the new coordinated transit website has encouraging numbers for August; Online Utility Billing requests had seen a jump in usage; Parks & Recreation Department hosted a historical graveyard tour at Oak Hill Cemetery; and, the City's Waste Reduction and Recycling Division hosted the 9th Annual Lawrence Energy Conservation Fair. (17)

REGULAR AGENDA

Receive briefing on the status of waterline and sanitary sewer service projects for the Lawrence Municipal Airport. Consider setting a bid date of October 13, 2009 for Project No. UT0923DS (City Bid No. B09064), 2009 Lawrence Municipal Airport Waterline Improvements.

Chuck Soules, Public Works Director, presented the staff report. He said the water main extension included extending a 12 inch main north on 7th Street (E 1500 Road) to Hwy 24/40, then east on 24/40 to Airport Road, and extending an 8 inch main north to Bryant Way

He said staff was challenged in trying to estimate future flows based on current flows. He said staff hoped to see the graph study from Burns & McDonald brought back to the City Commission by the end of October.

Staff requested that the City Commission set a bid date of October 13th for the 2009 Lawrence Airport Waterline Improvement project.

Mayor Chestnut said the City had right-of-way for the waterline proposal.

Soules said yes, there was no property acquisition. Staff had procured County permits when moving out of City limits, as well as a KDOT permit.

Vice Mayor Amyx said concerning the business at the airport, he asked if water could be hooked up and sewer could be pumped at that location.

Soules said he was waiting for community discussion, but he was not sure the project would be completed in time. He said Douglas County gave permission for the City to use the existing septic tank, as a short-term solution, for that business.

Commissioner Dever said with the additional burden of water on the sewer, he asked if staff calculated how often the tank needed to be pumped.

Soules said that calculation would be part of a study.

Mayor Chestnut called for public comment.

Ted Boyle, North Lawrence Improvement Association, said he attended the meeting at the airport regarding the waterline. The Association did not have too many major concerns, but it was proposed that construction start at the airport and work toward the City limits which would

cut down construction traffic on North 7th Street. He said the Association endorsed the development at the airport because the footprint of the airport was already marked.

He said as the airport grew, there was concern about additional storm water in North Lawrence. He said North 7th Street would continue to be a high traffic area even after the detour was completed.

Vice Mayor Amyx said one of the problems with a development was finding the correct site. He said the development of the airport and the amount of public funding made the area a natural extension for development. He said the need for investing in a sanitary sewer system, in the future, was extremely important. He said the site was a publicly owned facility and development was needed for a future industrial site.

He said he appreciated the North Lawrence Improvement Association's concerns and wanted to make sure traffic was not tied up through the construction phase.

Mayor Chestnut said he agreed with the Vice Mayor's comments. He said there were opportunities for existing tenants at the airport where services were needed a long time ago.

He said he hoped Staff could work with North Lawrence in addressing potential traffic issues.

Moved by Dever, seconded by Amyx, to receive the briefing on the status of waterline and sanitary sewer projects for the Lawrence Municipal Airport and set a bid date of October 13, 2009 for the 2009 Lawrence Municipal Airport Waterline Improvements. Motion carried unanimously. **(18)**

PUBLIC COMMENT:

Jo Anderson, Lawrence, said, "There is a health care debate raging in this country. We are here tonight because we, citizens of Lawrence, are very interested in seeing real reform that will make all of our lives easier. In the Journal World on Sept. 8 was the headline, "City to weigh changes to worker's health plan." The next day, you agreed to switch from Blue Cross to Cigna because Blue Cross kept raising the rates 15% per year. At the same time, USD 497 switched

from Cigna to Coventry because of unaffordable rate increases. Had they kept the same plan that their employees were happy with, it would have cost them an additional half million a year.

As debate has become more heated, truth and rationality have become the victims as emotions override clear thinking. This isn't about death panels, or abortion, illegal immigration or government takeover, guns or socialism. It's about the City of Lawrence, USD 497, local businesses struggling to cover their employees and regular citizens, such as me, who can't afford any insurance because of pre-existing conditions.

Right now, the health insurance industry is a virtual monopoly. When you wanted to switch companies, you probably had about five to choose from due to all the mergers and takeovers in the past few years. When I asked David Corliss what you will do when Cigna raises their rates next year, he said you would just find another company. Where? The insurance monopoly doesn't really care where you go; they have a stranglehold on all of us. It's a virtual cat and mouse game, and we're the mice.

Ironically, as premiums rise, so do deductibles and co-payments as health coverage declines. How does this work? I used to sell health insurance. I spent 98% of my time asking the underwriting questions in order to prevent those who most needed health care to be denied coverage.

Health insurance companies aren't evil. They, like other businesses, are in it for the profits. They can only make profits by collecting premiums and denying coverage. I'm a capitalist. I own two businesses. I love making profits. The problem is: when health insurance is a for profit industry, health care is seen as a liability, something to be minimized and/or denied. With virtually no competition, profits rise and patients or would-be patients suffer and needlessly die. According to Wendell Potter, ex-VP for corporate communications for Cigna, in the early 90s, insurance companies spent about 95% of premium dollars to pay claims. In 2008, the average was about 80%. This trend is driven in part by Wall Street investors who want to see this number continue to shrink. If they see that a company isn't meeting their expectations with

the medical loss ratio, they bail. Stock prices have been known to fall 20% in a single day because of less than 1% increase in medical loss ratio.

Let me give you an example, also from Wendell Potter: Aetna hired Rom Williams to improve their medical loss ratio. The first thing he did was to revamp their IT system so that the company could more easily determine which accounts were not profitable. With this information, they canceled policies on over 8,000,000 people in just a few years. In human terms, if your small business has too many legitimate health related claims or if your loyal employees stay around so long that they get older, your premiums will be raised to astronomical numbers so that they can become unaffordable or you are just denied coverage at renewal.

She also presented insurance company profits for 2007 and insurance companies CEO compensation for 2006 and 2007. In 2007, Cigna made 1.115 billion dollars in profits. Their CEO made almost 26 million dollars in salary. ETNA was a little bit better. Their profits were 1.831 billion with Ron Williams making about 23 million. WellPoint owns a lot of Blue Cross but she said she is not sure they own the Kansas branch. Their profits were 3.3345 billion with their CEO making 9 million.

Nationwide, a family's annual premium is up 98% since 2001 to an average of \$13,000. This doesn't include co-pays and deductibles which have also increased. 62% of all bankruptcies are because of healthcare expenses. Ironically and tragically, one of the arguments against a public option is that people wouldn't be able to keep the coverage they have. Neither can the City or USD 47 now.

With our local property and sales tax dollars going to Blue Cross of Cigna or whomever, we're subsidizing this profiteering with ever increasing annual premiums. As Mayor Chestnut said, "We can't keep doing that year after year."

We know what happened to the housing bubble when greed overtook common sense: The bubble burst. If nothing is done to bring competition into this industry to control prices, it is

estimated that within a few years no one will be able to afford health insurance and the companies will be lining up for government bailouts.

But here's the really grim news and the reason you must contact our Senators and Representatives on our behalf.

People in Lawrence, KS are dying for lack of coverage.

The American Journal of Public Health, Dec. 2009, details a Harvard University study that found that in the United States, 45,000 people die annually and needlessly for lack of adequate coverage.

In Kansas, this number is 278.

The media keep telling us that the uninsured can go to the ER for treatment. This is true if you have a broken leg, for example. But if you've been diagnosed with breast cancer and have to come up with \$30,000 before you get treatment, you can't go to the ER and get a mastectomy. You just die.

I personally know two people in Lawrence who suffered this fate. One lived about a stone's throw east of City Hall. When diagnosed with cancer, his doctor told him that if he could just hold out until he turned 65; Medicare would cover the medicine that could save his life. He died 2 weeks before turning 65. My other friend, when diagnosed with cancer and no possibility of obtaining treatment, went home and shot himself. His death may have been counted as suicide, but it was because of lack of coverage for his care.

This is more than just "politics." This is life and death. We want you to send letters to our Senators and Representatives on City letterhead telling them how we are suffering here and to demand that they take responsibility and give us real health care reform with a real public option to provide competition and drive down prices to reasonable levels. Every other developed nation manages to care for its citizens' health care needs. We can do that, too."

Joe Douglas, Bert Nash, said he dealt with people everyday who had lost their insurance when losing their jobs, did not earn enough money through their years of service to afford

insurance or did not qualify for any other plan. There were also people with middle class incomes with good insurance, but avoided doctor visits, treatments and laboratory studies because the co-pays could not be afforded.

Insurance companies were just out to make money and everything an insurance company did should lead to greater profits, but insurance companies were part of the problem and their excessive overhead certainly added to the cost of medical care. Individual companies were competing with the rest of those companies and were not interested in exploring new ways to make good healthcare less expensive. A public option was needed to provide a real choice for the consumer and a real possibility for achieving more efficient and less expensive healthcare. He the system could not be accepted and the idea that millions of our fellow citizens were going to do without healthcare or have miserable inadequate health care. He said a statement from the City Commission would have a significant impact so he wanted to join in asking the Commission to help the citizens lobby the Congressional Delegation for real choice in health care by providing a public option for health insurance.

Vashi Winterburg, Health Care for All, said she wanted to promote House Resolution HR676, which would be considered in the House of Representatives this month. HR676 was a single-payer health care system, which was endorsed two years by the National Mayor's Association, the Presbyterians, the Unitarians, the UCC and the Episcopal Church. It was also endorsed by the National AFL-CIO convention.

She said she was pushing for a single-payer system because the Congressional Budget Office said it would save \$350 billion a year. In 1993, the Congressional Budget Office said that we would be saving \$193 billion a year.

Right now, the health care non-system, wasted \$800 billion a year that never went for any kind of healthcare, not a single aspirin. The current plan stated nothing about controlling the cost of drugs which was \$300 billion dollars a year. Right now, one-third of health care costs went to administrative cost.

She said HR676 essentially stated putting everyone in Medicare and there would be enough money left over, no co-pays, deductibles, pre-existing conditions, and no medical bankruptcy and doctors could only get sued for pain and suffering.

She said they would receive primary care, outpatient care, inpatient care, emergency care, prescriptions, medical equipment, long term care, mental health, dental, vision, chiropractic, substance abuse and rehabilitation. So much could be done because there was \$800 billion that never went toward health care.

She asked the City Commission to give this issue serious consideration.

David Caring, Lawrence Memorial Hospital, Health Care Access, said his comments did not reflect the opinions of either Lawrence Memorial Hospital or Health Care Access clinic. However, he said he would provide statistics that pertained to both institutions and how they provided healthcare to the uninsured population in the City of Lawrence and Douglas County. He said he was also a member of Kansas Health Care for All, which was a Lawrence based organization and it advocated for universal access to affordable care for all Kansans.

He said they had strongly supported proposals for single-payer. If enacted, it would eventually eliminate the waste, the greed, denial of care, inefficiencies, exclusion based on pre-existing conditions and lack of choice of provider and hospital that characterized the private insurance industry. He said polls had revealed the majority of American citizens, including doctors, favor healthcare guaranteed by the government, but politicians remain convinced that the concept of Medicare for all, was too radical of change and this Country was not ready to embark upon this system. .

President Obama had spoken favorably about single-payer, acknowledging its advantages and its benefits. However, he had proposed a healthcare reform that included and retained the traditional employee sponsored insurance model. This of course provided subsidies to people that could not afford insurance but those subsidies would go to purchase private health insurance that included the exorbitant overhead and waste precious tax dollars, with

some of the money lining the pockets of executives and investors in the for-profit insurance companies.

Furthermore, President Obama also proposed a public plan option. It would allow citizens to choose to purchase insurance directly from the federal government, with the features and benefits similar to Medicare which included extremely low administrative costs. This public plan option, in effect, would be a Medicare plan that was previously available only to the elderly and the disabled.

A public plan option would facilitate competition by providing the uninsured Americans with insurance that would be similar to Medicare and would be more affordable, not because of subsidies, but because of the inherent efficiencies of the single-payer model. It would not waste premium dollars on marketing to attract people, underwriting to repel people, bureaucratic oversight to deny care to people and unethical maneuvers to not enroll people. Again, those were characteristics of the private health insurance industry. Their lobby, America's Health Insurance Plans, was opposed to the public plan option because of the inherent inefficiencies of the Medicare model because it was an emission of their own inefficiencies and excessive overhead.

The current legislation in Congress was confusing. There were three bills drafted by the House of Representatives, all of which included a public plan option. The Senate Bill drafted by the Senate Finance Committee did not include this public plan option, in a feudal attempt to achieve a bipartisan support. In addition, our Senators were in a political environment that valued the opinions of deep pocketed lobbyists and ignored the advice of the physicians, nurses and other health care providers that were actually delivering the care.

The Robert Wood Johnson Foundation recently surveyed doctors from around the country and found that 63% wanted a public plan option along side the private insurance companies. While many polls had shown that 2/3 of Americans want a single-payer plan, the public plan option was supported by about 80% of the citizens. This public plan option would by

no means solve the problem of the uninsured, but it would surely have an impact on the number of uninsured and underinsured Lawrence citizens.

This problem created a tremendous financial burden for the State and Local governments, as well as the Community Hospital. Last year, the City of Lawrence contributed \$26,000 to Health Care Access clinic, Douglas County gave another \$23,000 and in addition, \$180,000 from the State of Kansas. They also gave \$96,000 to facilitate the move to the new site. Furthermore, Lawrence Memorial Hospital contributed in the range of two million dollars of in-kind care for treatment of the uninsured through Health Care Access.

He said he was present to ask the City Commission for their endorsement of the public plan option in the current health care reform legislation. Also, to appeal to our Congressional Delegation, that represented Lawrence and Douglas County.

A person said, in the event the Federal Government decided to not go with the public option, would it be possible for the City of Lawrence to institute some form of its own public option and knew it would entail higher taxes. However, he could guarantee that what everyone was currently paying for private insurance was more than they would be paying if there was a not-for-profit system of paying for medical care. He said he did not expect a comprehensive answer soon, but it was something that he would like to ask the City to consider the feasibility. However, he knew it was a radical step.

Andy Sherman, Lawrence, said he moved to Lawrence in 1979. It was very easy to get passionate about the political side of healthcare. It was very easy to talk about the polarization of what happened with Republican's and Democrat's thoughts on the matter. He said he wanted to ask the City leaders to think about supporting a grass roots effort going uphill as oppose to lobbyists that were funding and politicizing this issue.

He said his family decided to pay the best insurance policy they could find when they got married in 1988. They bought Blue Cross Blue Shield and they never had to use that insurance because they were blessed with great health.

His son was diagnosed with severe autism. They were told his son would never talk, go to school or have a meaningful conversation, but received a ray of good news about a medical therapy developed in 1964 that would mainstream 50% of the kids that went through severe autism called applied behavioral analysis. A Doctor from UCLA had made this therapy mainstream enough that it was available if a person could afford it, but BCBS did not cover the therapy. He said one in every 150 kids had autism in the United States and the therapy could mainstream over 50%. He said he had to make a choice to continue to pay the insurance premiums or work to mainstream their son. So they quit making the insurance payments and worked towards mainstreaming their son. The good news was after 10 years of applied behavioral analysis, he mainstreamed in school and won the Ray Crock Award last year at South Junior High for being the most outstanding male student in 9th grade. His son had developed a work ethic and knew how to learn.

The financial hardship was something he was glad to take on because of the outcome, but they had to weather some storms and pay some bills late. He eventually had to file bankruptcy even though his professional job paid pretty well, every penny was going toward his son's therapy. After the therapy was paid off, they decided to get insurance again and they went to the best insurance company they could find, BCBS. They were proud to have that safety net again.

He said after paying for insurance another several years, his daughter had a common medical ailment that was very serious and they were so happy to have health insurance. He said much to their surprise BCBS said his daughter's ailment was not covered. It resulted in a year of hospitalization that he could not pay for. He said thanks to great organization in Lawrence, like Bert Nash and waivers available to families that needed help and were able to wait through the bureaucratic quagmire, to get that help. Most people that needed help give up because of the pain or the difficulty in the bureaucracy.

After a year of hospitalization, his daughter was back in the Lawrence school system and graduated. The second time they did not need to take a bankruptcy because of the help out there.

Last April, he said he was diagnosed with Stage 4 cancer. The bad news was that there was no cure, but the good news was that he had insurance. He got health insurance again about six months before he was diagnosed. He was covered, this time, but the bureaucracy of the insurance companies making every procedure that he received, the insurance company was slow to pay and the medical providers come after him. The insurance company could start collections against you just because it was easier. He said he was fighting for his life with chemotherapy for the second time and had a few more rounds chemotherapy and was holding hope for the greatest good for his health outcome.

He said for the for-profit system with health care, insurance companies had a responsibility to their share holders and when their share holders required a profit so they chose that over the people. The bonuses alone for the CEO's of those insurance companies would pay for the two businesses that went out of businesses last week. It was not a political message, but it was a people message and leaders needed to fight the lobbyists by making sure that Lawrence could say something to politicians in Kansas. The City of Lawrence could come to any of the politicians and say they wanted to take the lead in making sure this was a people issue, not a political issue. He said where should Lawrence be ranked in the world when it came to healthcare? It was going to take leaders to fight upstream. He wanted the City Commission to unify in their voice and help fight the upstream battle.

Mayor Chestnut said he appreciated everyone coming out to express their views. He would take those comments under advisement. If there were any actions that would be taken, it would be discussed in a public forum which was the way the process worked for the City Commission.

(19)

- 09/29/09 · City Commission Meeting canceled – fifth Tuesday

- 10/6/09 · 4:30 study session briefing from KDOT
- Commission discussion and direction on review of City Parks and Recreation needs and facilities
- Approve Text Amendments TA-6-10-09 and TA-6-11-09, to various sections of the City of Lawrence Land Development Code to permit the location of non-ground floor dwellings and work/live units in various zoning districts and for revisions to the standards for multi-dwelling structures in various zoning districts. Adopt on first reading, Ordinance No. 8454, for Text Amendments (TA-6-10-09 & TA-6-11-09), to various sections of the City of Lawrence Land Development Code to permit the location of non-ground floor dwellings and work/live units in various zoning districts and for revisions to the standards for multi-dwelling structures in various zoning districts. (PC Items 9 & 10; approved 8-0 on 8/24/09)
- Request to defer the 2nd reading of 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 March 15, 2010, whichever is sooner.

- 10/13/09 · Kasold Project discussion.

- 10/20/09 · Public hearing to discuss the condition of the dilapidated structure at 1232 Louisiana Street and to consider declaring the structure unsafe and ordering its repair or removal within a specified period of time.

- 11/05/09 · 2009 Employee Service Awards.

- TBD · Ordinance concerning the Economic Development Board structure and composition.
- City Auditor update on scope and method of performance audit related to solid waste.
- Discussion of financing methods for traffic calming devices.
- Fairfield East maximum special assessment hearing
- Recycling report with comments from SAB
- Consider a request from the Oread Neighborhood Association to enact a moratorium that would prohibit permitting Boarding Houses in the City of

Lawrence while a text amendment to the Land Development Code to revise standards pertaining to Boarding Houses is processed.

- Staff report regarding potential annexation of Westar Energy Center.
- Discussion of non-tobacco user affidavit and smoking cessation programs for city employees.
- Conduct public hearing and consider approving Site Plan SP-6-26-09, and the sidewalk dining and hospitality license, for the Granada, located 1020 Massachusetts Street. Submitted by Paul Werner Architects for Granada LLC., property owner of record.

ACTIONS: Hold a public hearing. Find that the proposed sidewalk dining and hospitality use is in the public's interest, if appropriate.

Approve Site Plan SP-6-26-09, for a sidewalk dining and hospitality area for Mike Logan, Granada LLC, d/b/a The Granada, 1020 Massachusetts Street (submitted by Paul Werner for Granada LLC, property owner of record), if appropriate.

Approve sidewalk dining and hospitality license for The Granada, 1020 Massachusetts Street, and authorize the City Manager to enter into a right-of-way agreement with the applicant, if appropriate.

Adopt on first reading, Ordinance No. 8459, allowing possession and consumption of alcoholic beverages on certain city property pursuant to The Granada Sidewalk Dining and Hospitality License, if appropriate.

COMMISSION ITEMS:

Commissioner Cromwell said the library had gotten their permit to do the work on the new business center for the library and that work would be done in the next couple of months. That was one of the many good things going on at the library right now.

Mayor Chestnut asked if that was a public/private project.

Commissioner Cromwell said yes and there was some good support there. A lot of computers were donated and it would be a great opportunity for community learning of different computer programs and a meeting place.

Moved by Dever, seconded by Cromwell, to adjourn at 7:45 p.m. Motion carried unanimously.

APPROVED:

Robert Chestnut, Mayor

ATTEST:

Jonathan M. Douglass, City Clerk

CITY COMMISSION MEETING OF SEPTEMBER 22, 2009

1. Bid Date – Comprehensive Rehab at 936 Penn & 317 Lawrence Ave – Oct 6th.
2. Bid Date – 2009 Weatherization Program – Oct 13th.
3. Bid – Cleaning Police Uniforms to Hygienic Cleaners for \$17,900 for ITC & Scotch Fabric for \$19,170.
4. Change Order No. 1 – 2008 CIPP Project Phase II (UT0811) to I-Con for \$48,755.
5. Concrete Trail Additions – DeVactor Park to Hicks Classic Concrete for \$19,724.
6. Agreement – Innoprise Software, support for HTE System.
7. Ordinance No. 8460 – 1st Read, 2006 Int'l Residential Code & Int'l Plumbing Code for CPVC piping.
8. Ordinance No. 8461 – 1st Read, 2008 Nat'l Electrical Code, Jan 1, 2010.
9. Ordinance No. 8456 – 2nd Read, SUP-4-3-09, Adaptive Reuse at 603 Tenn.
10. Ordinance No. 8453 – 1st Read, TA-4-4-09, Parking Standards.
11. Ordinance No. 8455 – 1st Read, TA-6-15-09, standards for landscape plan.
12. Special Event Permit – SP-9-32-09, Haunted House at 1803 W 6th, Oct 27 – 31st.
13. US Bank Agreement to provide City banking services.
14. Signs of Community Interest – Leukemia & Lymphoma Society, 6th Street & Watson Park.
15. Sign Grant – Homeless Prevention & Rapid Re-housing Program.
16. Agreement – 1st Addendum, Hetrick Air Svcs lease option.
17. City Manager's Report.
18. Waterline & Sanitary Sewer – Lawrence Municipal Airport, Oct 13, 2009.
19. Public Comment - Health Care