



City of Lawrence

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CITY COMMISSION

MAYOR
MIKE AMYX

COMMISSIONERS
ARON E. CROMWELL
LANCE M. JOHNSON
MICHAEL DEVER
ROBERT CHESTNUT

March 15, 2011

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 Amyx presiding and members Chestnut, Cromwell, Dever, and Johnson present.

A. RECOGNITION/PROCLAMATION/PRESENTATION:

1. Proclaimed Thursday, March 17, 2011 as the 24th Annual St. Patrick's Day Parade.
- Mayor Amyx also recognized victims and survivors of the earthquake and tsunami in Japan, and urged Lawrence residents to do what they can to help those affected by the disaster, and expressed his concern for residents of Lawrence's sister city, Hiratsuka, Japan.

B. CONSENT AGENDA

It was moved by Cromwell, seconded by Chestnut, to approve the consent agenda. Motion carried unanimously.

1. Approved City Commission meeting minutes from 03/01/11 and 03/08/11.
2. Received minutes from various boards and commissions:

Electrical Code Board of Appeals meeting of 01/05/11
Community Commission on Homelessness meeting of 02/08/11
3. Approved claims to 273 vendors in the amount of \$2,336,049.74 and payroll from February 27, 2011 to March 12, 2011, in the amount of \$1,865,495.40.
4. Approved licenses as recommended by the City Clerk's Office.

Drinking establishment licenses to Quinton's Bar & Deli, 615 Massachusetts; Johnny's Tavern West, 721 Wakarusa Ste: 100; and the Class A Club License for 2260 East 23rd Street.
5. Approved appointments as recommended by the Mayor



Jayhawk Area Agency on Aging:

Appointed Betty Lynch (749.5564) to a position on the Advisory Council that expires 09/30/13.

Solid Waste Task Force:

Appointed the following individuals to serve on the Solid Waste Task Force:

- Aron Cromwell, Vice-Mayor (749.6020)
- William Beeson, Loader for Sanitation Division (832.3022)
- Suzi Cammon (843.7566)
- Joe Harkins
- Daniel Poull, Sustainability Advisory Board (749.5578)
- Sam Porritt (550.8129)
- Ralph Reed (691.7181)
- Charlie Sedlock (749.5799)
- Jeff Severin, KU Sustainability Office (865.5398)
- Christine Tomlin (843.1624)
- Dan Wethington (841.6942)

6. Bid and purchase items:

- a) Set bid date of April 5, 2011 for City Bid No. B1116, Project No. PW1108, Traffic Building, 445 Mississippi, roof replacement.
- b) Awarded bid for two full size pickups for the Public Works Department to Olathe Ford for \$22,676 each, total \$45,352.
- c) Applied local purchasing preference policy and awarded bid for one (1) ½ ton pickup for the Finance Department to Laird Noller Automotive for \$19,977.
- d) Awarded bid for Project No. PW1104, 2011 Overlay Program, Phase 1, to Little Joe's Asphalt, Inc. in the amount of \$474,189.94.

7. Adopted on first reading, Ordinance No. 8622, amending eligibility criteria for serving as a member of the Electrical Code Board of Appeals.

8. Approved Rezoning, Z-12-16-10, of approximately .27 acres from RM24 (Multi-Dwelling Residential) to CN1 (Inner Neighborhood Commercial), located at 313 E. 8th Street. Submitted by John Flanders for R&B Holdings LC, property owner of record. Adopted on first reading, Ordinance No. 8617, for the Rezoning (Z-12-16-10) of approximately .27 acres from RM24 (Multi-Dwelling Residential) to CN1 (Inner Neighborhood Commercial), located at 313 E. 8th Street (PC Item 3; approved 7-0 on 2/23/11)

9. Approved Rezoning, Z-12-19-10, of approximately 3.47 acres from PCD (Planned Commercial Development-Monterey Center) to CN2 (Neighborhood Commercial

Center), located at 4000 W. 6th Street. Submitted by Allen Belot, for Monterey Partners, LLC, property owner of record. Adopted on first reading, Ordinance No. 8618, for the Rezoning (Z-12-19-10) of approximately 3.47 acres from PCD (Planned Commercial Development-Monterey Center) to CN2 (Neighborhood Commercial Center), located at 4000 W. 6th Street (PC Item 4A; approved 7-0 on 2/23/11)

10. Approved Special Use Permit, SUP-12-9-10, for a drive through window in a retail center located at 4000 W. 6th Street. Submitted by Allen Belot, for Monterey Partners, LLC, property owner of record. Adopted on first reading, Ordinance No. 8619, for Special Use Permit (SP-12-9-10) for a drive through window in a retail center located at 4000 W. 6th Street. (PC Item 4B; approved on 2/23/11)
11. Approved Special Event, SE-2-5-11 for Final Four merchandise tent sale at 2300 Louisiana Street from March 27th through April 10th, 2011. Submitted by Gene Wayenberg, Sun Creation, with permission of 2300 Louisiana Co, LLC, property owner of record.
12. Approved a License Agreement to install a small retaining wall within the right-of-way behind the curb located at 333 Johnson Avenue as requested by Diane Trybom.
13. Authorized the Mayor to sign a letter of support for efforts to have Lawrence designated as a Runner Friendly Community.
14. Approved as signs of community interest, a request from Friends of the Lawrence Public Library to place signs in various rights-of-way between 6th and 9th Streets and between Massachusetts and Tennessee Streets on Friday, April 8 –Tuesday, April 12, 2011.

C. CITY MANAGER'S REPORT:

David Corliss, City Manager, presented the City Manager's Report.

D. REGULAR AGENDA ITEMS:

1. Consider the following items related to the Lawrence Community Shelter, located at 944 Kentucky Street.
 - a) Receive second quarterly report regarding the status of fundraising and construction progress for the Lawrence Community Shelter's new permanent facility
 - b) Consider the renewal of a Special Use Permit, SUP-12-10-10, and request to increase the maximum occupancy year round from 57 persons to 82 persons for Lawrence Community Shelter, located at 944 Kentucky Street/214 W. 10th Street. Submitted by Lawrence Community Shelter, tenant, for James Dunn, property owner of record. Consider adopting on first reading, Ordinance No. 8616, for the renewal of a Special Use Permit (SUP-12-10-10) and to increase the maximum occupancy year round from 57 persons to 82 persons for Lawrence Community Shelter, located at 944 Kentucky Street/214 W. 10th Street (PC Item 2; approved 6-1 on 2/23/11)

Sandra Day, Planner, presented the staff report regarding the quarterly report.

Mayor Amyx called for public comment.

Janette Parker spoke in support of the proposal to increase occupancy and extend the SUP for the shelter.

Moved by Dever, seconded by Cromwell, to receive the second quarterly report regarding the status of fundraising and construction progress for the Lawrence Community Shelter's new permanent facility. Motion carried unanimously.

Sandra Day, Planner, presented the staff report regarding the renewal of SUP-12-10-10 and the request to increase the maximum occupancy year round from 57 to 82.

Loring Henderson, Lawrence Community Shelter, said there were two parts to this permit application, the first part was the renewal for one year of the SUP. The application was received prior to the judicial ruling regarding the new site and they had hoped to be much closer to relocation before that ruling. Some people had hoped of being in a new location in one year. He assured the donors to the capital campaign that donations would be used for a new location and he was grateful for the support.

The second part of the application was the request for a higher occupancy throughout the year instead of only in the cold weather months. He had found that working with the different occupancy levels was harsh on the neighborhood, staff, and guests of the shelter. Numbers had gone up over the year because of increased need, especially after the Salvation Army closed and for this reason, it was necessary to ask for more sleeping occupancy.

At the lower occupancy a lottery was required. Families and people with jobs had first claim to a spot. In the third category, people who did jobs at the shelter earned a place to sleep and after those three categories, that left only a few spots for the lottery. Those people turned away were forced into the surrounding neighborhoods. It was easier for staff to watch the people inside than to have those people divided. He said not having space also broke continuity of case management and made it more difficult to maintain relationships and keep the

work going with some of the people, especially those with mental illness. It was better for the guests, staff, and the neighborhood to have the higher occupancy throughout the year.

Commissioner Dever asked whether the shelter had been reaching maximum capacity during the winter.

Henderson said there was overflow into the churches during the cold weather.

Mayor Amyx asked how many people were at the shelter and in the churches.

Henderson said the highest number had been 110 individuals total.

Vice Mayor Cromwell asked with the addition of the churches whether the guests turned away were going into the neighborhood or into the churches.

Henderson said in the summer months, people were turned away into the neighborhoods but in the winter those people went into the churches.

Commissioner Chestnut asked how many people the Salvation Army permitted, due to being grandfathered.

Henderson said he did not know but there had been up to 20 people at the Salvation Army.

Commissioner Dever asked whether the other churches had conditions, such as soberness, to house people.

Henderson said no, but that the shelter sent their better behaved people to the churches.

Mayor Amyx called for public comment and asked comments to be limited to about 5 minutes.

Andrew Philips said he had been a volunteer at the shelter for 5 years, and worked for a foster care provider. He wanted to talk about who the people were that he met at LCS. Some were families, minors, veterans, the working poor, and people in transitional periods in their lives. No one wanted to live in the shelter but rather in a better housing situation. Many of those people worked and got up early to ride the bus or walk to work. Additionally, those people were trying to escape the condition of homelessness. Some were not mentally capable of taking care

of themselves. Each individual mattered and LCS was fighting to help them escape homelessness. LCS embodied the characteristics of compassion and care that the community of Lawrence valued. He said the Commission had the opportunity to seize upon the values of the community.

Brad Cook spoke in favor of the SUP and expanded capacity. LCS supported the most vulnerable members of our community. Staff has been able to handle the higher capacity well and the occupancy should continue at the higher level.

Mark Dubara said he was a homeless person who stayed at the shelter. He had been in the community for four years and had overcome many obstacles. He said his high school had denied that he graduated and had said he had diseases, which were both untrue. At one time his wallet was stolen and it took a long time to get IDs again so he could apply for a job. He said some people received numerous illegal camping tickets and owed a lot of money which was another obstacle. He said the increased occupancy would be good.

Janette Parker said she requested the approval of the SUP and the increased occupancy. She urged the commission to consider international human rights law and constitutional protections for individuals. She said human rights were universal but their experience was local. The U.S. stated that the country was committed to human rights. She read portions of the Universal Declaration on Human Rights. The declaration proclaimed that everyone had a right to an adequate standard of living. Our local governments in Lawrence had not achieved those rights for homeless individuals. Lawrence was nationally known for criminalizing homelessness. As a human rights advocate she supported the shelter's requests.

Hilda Enoch said had been here before Lawrence had a shelter and no human relations ordinance, and it felt like Lawrence was fighting the same battles today as before. Homeless people were not included in the human relations ordinance, but should be because the homeless were discriminated against as a category of people. The ordinance should stand for human rights and people should have the right to dignity, respect, and to live somewhere. The

commission should go to bat for a good shelter with adequate space. She felt Lawrence had hardened and people had forgotten Lawrence had diversity and people needed help.

Peter Zacharias said he agreed with a number of Enoch's statements. The Commission should take a leadership position on getting an appropriate shelter. Homeless people should not be concentrated in downtown Lawrence. It was time for the City Commission to assume a leadership role and help the shelter find a site.

Don Huggins said the shelter needed the SUP extended so the shelter could find a better location for the shelter and the community. Increasing the occupancy was a matter of practicality. Either guests were monitored or they were not, because neither the individual nor the need went away.

Henderson said he wanted to say a word about tone. He found in Lawrence, a community of people working hard from a lot of angles. He appreciated the help the city has given them. He did not think Lawrence was the second meanest city in the country for homeless.

Mayor Amyx said he took great pride in the "Oath of Office" to help protect the health and safety of Lawrence residents. There were times the shelter had received a negative vote from the City Commission. This was an issue of life safety, and whether it was appropriate to extend the SUP for one year. The city had been involved in decisions regarding the location of the shelter and had listened to hours of public comment and received many phone calls and emails. The Commission made sure there was a business plan and had been very supportive of LCS. The item the Commission was considering was whether a one year extension on the SUP should be granted and whether the occupancy should be increased. He said those were tough decisions because people's lives were involved. Last year, one of the Commission toughest decisions, was whether to increase the seasonal occupancy at the shelter. He said he still believed it was important for people to have a place to stay, but that people had concerns about getting out of the building if a fire occurred. He said an extension was needed on the SUP, but

that a new location had to happen and he still believed the chosen location was the best location for the shelter. The new facility had to be at Franklin Park Circle. The discussion was two fold, 1) should the occupancy be increased; and, 2) should the SUP be extended. He asked staff to explain what votes were needed regarding this item.

Scott McCullough, Planning and Development Service Director, said to do something contrary to the Planning Commission, 4 or 5 votes were needed. This item could be returned to the Planning Commission or adopted as recommended with a simple majority.

Commissioner Chestnut said that the increased occupancy over the winter expired after this winter because the SUP expired and only applied until the SUP expired in April.

McCullough said the approval for the seasonal occupancy was for the 2009-2010 winter, then it was extended for 2010-2011, but it would drop back down in April.

Commissioner Dever asked whether the seasonality was the issue.

Commissioner Chestnut said it had been discussed in anticipation of a new location and he wanted the commission to be clear about the seasonality in any new SUP approved.

Commissioner Dever asked what the purpose of the Planning Commission discussion was of the increased occupancy. The increased occupancy went up and down for a couple years without issue. He asked if the permanent increase was requested by the applicant or brought forward in some other way.

McCullough said the original approval did not go to the Planning Commission but it had been part of the process of a revocation review after Salvation Army closed.

Sandra Day said there were two different applications. Each time the application came forward for renewal it had been a new folder. It was recognized in 2009 that there was a compliance issue and when the next SUP application came up, the cap of 82 had recently been discussed, so that was added as an assumption for the new application. The Planning Commission did not receive an application for 82 year round until this time.

Vice Mayor Cromwell asked whether the Fire/Medical Department had evaluated the building and the occupancy.

McCullough said Fire/Medical had established an overnight sleeping occupancy of 81 including staff, which trumped the SUP even if the SUP stated 82.

Commissioner Chestnut said he appreciated everyone in attendance and their comments. He said it was unfortunate that when talking about balance of rights it became a discussion of ignoring a population. He said some others like neighbors had stopped coming to the City Commission meetings because those neighbors felt their rights were ignored. The city had obligations to uphold the law and protect the property rights of people around the shelter, which had both been challenging. He said he felt bad that the shelter issue had not reached a satisfactory outcome, but felt it was wrong to suggest that the city had not taken a role in the issue. Also, there were many agencies in the community that received funding from the city, and that there were more needs than resources and it was difficult no matter where you go. He said he had concerns because the management plan had not been discussed, the outcome model had not been discussed, and no one was present advocating for the neighborhoods' needs. To his knowledge, there had been zero discussions about input from neighborhood groups. Again, he thought the neighbors were not present because the neighbors did not feel like they had a voice. He said he was concerned that there was no end in sight for the new shelter site. The city had to operate with the assumption that the current site would be operating at whatever occupancy was approved for 18-24 months. He did not think it was appropriate to sustain occupancy of 82 people for that amount of time.

Commissioner Dever said he agreed with Commissioner Chestnut's concerns that the issue had dragged on for too long. He was concerned about the rights of the neighbors. From a glass half empty standpoint, it could be implied that people did not have a voice, but he thought the shelter had put forth a good effort recently to find a new site. He said the City Commission

had not heard much about the 82 occupancy since it was approved because it had been successful. He had been in favor of it for safety and health concerns.

He questioned whether moving people into other locations would help achieve the outcomes people wanted. He said the location was completely inadequate but unfortunately that was what the Commission started with and it had to continue. He said community members, the City Commission, and others had stepped forward to support vulnerable people.

He said he worried that people in the shelter also did not have a voice, and the community needed to listen to both the neighbors and the guests. He said the City Commission might need to take the ball and run with a leadership role. He said if the Commission could focus on taking that role he was comfortable approving the extension and hesitant, but supportive, of raising the occupancy limit.

Mayor Amyx asked whether Commissioner Dever wanted to discuss the new locations before tonight's decisions were made.

Commissioner Dever said unless the City Commission talked publicly about the location issue, the Commission did not give the public all the information.

Vice Mayor Cromwell said he reiterated some of Commissioner Chestnut's comments, and that the decisions were not simple as to whether those decisions were good or bad. There were rights of lots of different people involved and it was complicated. The City Commission was working on the leadership issue. There were ongoing meetings about the location and the city was working to facilitate resolution of those issues. He said there were no other worse locations than the current location because it was too small, did not provide a buffer from the neighborhood or from downtown, and had no space to accomplish the goals of LCS. He said a permanent location had to be found. He said he hoped the SUP would go forward for another year but something permanent had to be on the horizon. The community needed a shelter.

Regarding the increased capacity, he said he had concerns about the safety and health of citizens inside and outside the shelter. If the Fire/Medical Department said 81 people could

be safely housed at that facility then he could support that. He said the City Commission was hard at work identifying a new site but there was no alternative for this year. He said he supported the extension of the SUP and the increased capacity.

Commissioner Johnson thanked the commissioners' for the comments regarding the commission's work over the past few years. He said the commission cared deeply and had worked hard on the issue. He said he had previously been skeptical of the shelter but now he was a believer in their efforts. He would have liked to hear more about the management plan tonight. He said he was reluctant to increase the number of people in the shelter at that location, but he also thought not taking care of people was not an option. The issue was much more complicated than anyone realized and it took time. He said he did not want to give up on seeing the issue fixed. He said everyone was working hard to get the new location. He said he did not want to increase the number of people at the shelter but with the Fire/Medical Department's assessment, he preferred that people were inside and accountable rather than being outside without accountability.

Mayor Amyx said the two tier system seemed better to him at this location because of safety concerns after visiting the facility and visiting with people. He said he would rather put more energy elsewhere but whatever the commission wanted to do he would support but his opinion was that the two tier system was best. The item before the commission was tough. He asked whether the 82 to 81 was a significant change.

McCullough said that it was not significant.

Mayor Amyx asked whether the flat increase to 81 versus the two tiered system should be referred to the Planning Commission for consideration.

Commissioner Dever said that would be an excellent suggestion if there were more time and the current City Commission would not be forcing another commissioner to make the decision.

Mayor Amyx said that in the future, the commission should try not to run out of time on this issue.

Moved by Cromwell, seconded by Dever, to concur with the Planning Commission's recommendation to approve the renewal of SUP-12-10-10 and the request to increase the maximum occupancy year round from 57 to 81 and adopt on first reading, Ordinance No. 8616.

Aye: Chestnut, Cromwell and Dever. Nay: Amyx and Chestnut. Motion carried 3-2.

2. Consider the following items regarding Neighborhood Revitalization areas within Lawrence:

- a) **Consider referring the draft Neighborhood Revitalization Act policy to the Public Incentive Review Committee for review and comment.**
- b) **Consider the following actions concerning the Treanor Architects proposal to establish a Neighborhood Revitalization area at 1040 Vermont:**
 - i) **Refer the Treanor request to the Public Incentive Review Committee for a recommendation; and**
 - ii) **Set a date of March 29, 2011 at 4:00 pm for consideration by the Public Incentive Review Committee.**
- c) **Consider setting Tuesday, April 5, 2011 as the date of a public hearing to consider the 1040 Vermont Neighborhood Revitalization area request.**

Diane Stoddard, Assistant City Manager, presented the staff report.

Mayor Amyx asked whether the county appraiser's current valuation on the property would be the base value.

Stoddard said yes but some of the numbers in the memo needed to be updated.

Commissioner Chestnut asked whether the change was likely to be material.

Stoddard said it likely was not. She said taxes would be rebated after they were paid.

Mayor Amyx asked whether the base would increase over the years.

Stoddard said after the improvements were made, the County Appraiser would reevaluate the property and determine what that increment would be. Based on the schedule that was passed as part of the redevelopment plan, which staff would recommend consideration by the City Commission in

April, those taxes would be rebated back to the property owner, after the property owner paid the taxes, according to the schedule in the plan.

Mayor Amyx said as the value increased, the base would stay the same, and asked as the increment increased, would there be an increase in valuation.

Stoddard said the base had to do with the amount of taxes that were collected on that assessed valuation.

David Corliss, City Manager, said if those values continued to increase, the City would receive a little more. He said for instance, 95% of \$5.00 was more than 95% of \$4.00.

Vice Mayor Cromwell asked if 95% of the incremental value of improvements was at the time of construction. He said if spending 2.1 million dollars on construction, he asked if the 2.1 million dollars became fixed.

Stoddard said the property was reassessed every year.

Vice Mayor Cromwell said he could not understand how it was an incremental value of improvement.

Mayor Amyx said the County Appraiser had the responsibility to value that property every January 1st.

Stoddard said correct, but the base year taxes amounts stay the same and then there was the incremental value the appraiser looked at every year. The amount of taxes was rebated back on that increment. She said the City Manager's point was that in those years where the value continued to increase on the property and the increment was growing, as getting into other years where the rate was only returning 85% to the property owner, the City was sharing in a large amount if that value went up.

Vice Mayor Cromwell said that document did not state that and stated the opposite.

Commissioner Chestnut said essentially, for instance, there was \$2500 of taxes collected on that property right now, and that amount was locked. As the properties improved and went up to \$20,000, on the first year there was an appraisal, then there was \$17,500 of incremental taxes and 95% of that amount was rebated back and 5% went to the County for administration fee.

Stoddard said correct.

Commissioner Chestnut said the City would start sharing in that amount later.

Stoddard said correct.

Commissioner Chestnut said whatever that assessed valuation that generated that \$20,000 went to \$20,500 or \$21,000 and the City would still be at \$2,500.

Stoddard said correct.

Commissioner Chestnut asked what happened if the mill levy changed.

Stoddard said if the mill levy changed, the statute indicated that it was based on the taxes and therefore the dollar amount of that base year.

Commissioner Chestnut said if the mill levy increased for some reason, the City was still at \$2,500.

Stoddard said correct.

Commissioner Chestnut said the appraiser would take snapshot before those improvements started and whatever taxes that were collected, everything accretive to that over that first 4 years, would basically get rebated back 95% to the property owner, 5% to the County and the City started to share in that amount in the year 2016.

Stoddard said correct.

Commissioner Dever said the document was not stating it because it stated incremental value of improvements, but he thought it was unclear because of the words used. He said they did not want to say the entire improvement because the City was earmarking that initial evaluation. He said it should say incremental assessed value of improvements.

Commissioner Chestnut suggested all taxes above whatever number was set.

Stoddard said it was a good point to re-title that chart to state "Incremental Ad Valorem Taxes."

Commissioner Chestnut agreed, and said "over and above the base year."

Stoddard said correct.

Commissioner Chestnut said the City would start to collect taxes over and above the baseline in year 2016.

Stoddard said correct.

Commissioner Chestnut said that split would be 7.5% to both parties.

Stoddard said the remaining amount, for example, in the year 2016, where 85% of the increment was going back to the property owner, there would be 5% that would be going to the County and the remainder would be distributed as any other tax dollars to all the taxing jurisdictions.

Commissioner Chestnut said essentially, the County would receive 5% of the 15% remaining and also received their share of the mill levy on the rest of the 10% that was remaining.

Stoddard said correct.

Commissioner Chestnut said the County would receive 5% plus more than the City would receive on the rest of the 10%, since the County was at 35 and the City was at 26.

Stoddard explained the benefit cost analysis which had been performed by Roger Zalneraitis.

Mayor Amyx said the City was doing the work and the County had a higher benefit cost ratio because the County received a 5% fee and then a higher portion of the mill levy. It seemed like the City did the work and was receiving fewer of the benefits.

Vice Mayor Cromwell asked why the County would receive the 5%.

Corliss said the County had to do the math in the assessor's office.

Stoddard said the County had other tasks in administering the rebate also.

Stoddard explained the approval process going forward as outlined in the staff report.

Mayor Amyx said there seemed to be a fairness issue for the City.

Vice Mayor Cromwell said it was in the benefit cost calculation.

Commissioner Chestnut asked whether the 5% was of all the taxing authorities' incremental increase, not just the County's.

Stoddard said yes.

Commissioner Chestnut said the County received that amount to do the assessments, and asked if the numbers ran true.

Stoddard said she had not worked out the number yet.

Corliss said the County did have some administrative costs annually. As the City had done the administrative work for the Oread Hotel, the City learned that it was quite an undertaking. It was appropriate to have some level of administrative fee. He said he thought this was a wonderful project for downtown with professional jobs, restoration of a vacant building, and it merited a good look.

Mayor Amyx asked if a meeting was scheduled with adjacent property owners.

Corliss said yes.

Micah Kimball, Treanor Architects, said the company was really excited to come downtown and they looked forward to getting the process rolling. They were ready to move, bring their headquarters downtown. They wanted to take advantage of the life and synergy downtown.

Mayor Amyx called for public comment.

After receiving no public comment, Commissioner Chestnut said this was a beginning of many other opportunities in the area, not only downtown but Neighborhood Revitalization Acts could apply to neighborhoods also and improve the urban core. He was glad Treanor was willing to move forward on this project.

Vice Mayor Cromwell said the building was beautiful and downtown would appreciate the increased population and he looked forward to the PIRC analysis.

Commissioner Johnson said it was a great project and the City costs would be present even if the project did not go through because of sewer, streets, water, fire protection, etc.

Commissioner Dever said it was exciting and he appreciated that an area of the community would be revitalized.

Moved by Johnson, seconded by Chestnut, to refer the draft Neighborhood Revitalization Act (NRA) policy to the Public Incentive Review Committee for review and comment, to refer the Treanor request to establish a Neighborhood Revitalization area at 1040 Vermont to the Public

Incentive Review Committee for a recommendation, set a date of March 29, 2011 at 4:00 p.m. for consideration by the Public Incentive Review Committee, and set Tuesday, April 5, 2011 as the date of the a public hearing to consider the 1040 Vermont Neighborhood Revitalization area request. Motion carried unanimously.

E. PUBLIC COMMENT:

F. FUTURE AGENDA ITEMS:

David Corliss, City Manager, outlined potential future agenda items.

G: COMMISSION ITEMS:

I: CALENDAR:

David Corliss, City Manager, reviewed upcoming calendar items.

J: CURRENT VACANCIES – BOARDS/COMMISSIONS:

Existing and upcoming vacancies on City of Lawrence Boards and Commissions were listed on the agenda.

Moved by Chestnut, seconded by Johnson, to adjourn at 8:51 p.m. Motion carried unanimously.

APPROVED:

Mike Amyx, Mayor

ATTEST:

Jonathan M. Douglass, City Clerk