



City of Lawrence

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CITY COMMISSION

MAYOR
ARON E. CROMWELL

COMMISSIONERS
ROBERT J. SCHUMM
MICHAEL DEVER
HUGH CARTER
MIKE AMYX

May 17, 2011

The Board of Commissioners of the City of Lawrence met in study session at 3:00 p.m., in the City Commission Chambers in City Hall with Mayor Cromwell presiding and members Amyx, Carter, Dever and Schumm present.

A. STUDY SESSION:

1. City Commission Study Session regarding the 2012 Budget, Goals, and Citizen Survey.

The study session concluded at 6:00 p.m. and the City Commission met in regular session beginning at 6:35 p.m. in the City Commission Chambers in City Hall with Mayor Cromwell presiding and members Amyx, Carter, Dever and Schumm present.

B. RECOGNITION/PROCLAMATION/PRESENTATION:

1. Proclaimed Wednesday, May 18, 2011 as International Museum Day.
2. Proclaimed the month of May, 2011 as Older Americans Month.

CONSENT AGENDA

Vice Mayor Schumm requested that consent agenda item number 5e, second and final reading of Ordinance No. 8633, allowing the possession and consumption of alcohol on certain public rights-of-way for the Arts Center Street P'Arty, the Mexican Fiesta, the Tour of Lawrence, and the KC MS 150, be pulled from consent for separate vote because he had a conflict of interest.



It was moved by Schumm, seconded by Amyx, to approve the consent agenda as below with the exception of item number 5e. Motion carried unanimously.

1. Approved City Commission meeting minutes from 05/03/11.
2. Received minutes from various boards and commissions:
Board of Electrical Appeals meeting of 03/02/11
3. Approved claims to 218 vendors in the amount of \$1,029,944.66.
4. Bid and purchase items:
 - a) Rejected the bid for Comprehensive Rehabilitation at 1406 New Jersey Street because the homeowners withdrew from the program due to higher than expected base bids.
 - b) Authorized staff to proceed with driveway reconfiguration at Burger King and Party America on 23rd Street just west of Naismith, and approved city participation in the amount of \$12,500 (capped). This project is part of Project No. 32-AC1-604(S), 23rd Street, Iowa to Louisiana, Access Management Improvements.
 - c) Authorized the use of the Center for Public Safety Excellence as a sole source vendor to facilitate the strategic plan for the Lawrence Douglas County Fire Medical Department for \$13,050.
 - d) Awarded bid to resurface the roof at the East Lawrence Recreational Center to Garland/DBS Inc., for \$81,595.
5. Adopted the following ordinance(s) on second and final reading:
 - a) Ordinance No. 8621, approving a franchise agreement for telecommunications services with NextG Networks of Illinois.
 - b) Ordinance No. 8631, for a Text Amendment (TA-2-2-11) to the City of Lawrence Land Development Code, Chapter 20, Article 4, Section 20-403 to allow Active Recreation as a Special Use in the IG (General Industrial) District. (PC Item 3; approved 9-0 on 4/25/11)
 - c) Ordinance No. 8623, allowing the possession and consumption of alcohol on the 600 block of Massachusetts from 9:00 a.m. – 5:00 p.m. on Sunday, October 9, 2011.
 - d) Ordinance No. 8632, for a Special Use Permit (SUP-2-1-11) for the use of Active Recreation, located at 940 E 28th Street. (PC Item 4; approved 9-0 on 4/25/11)
 - e) THIS ITEM WAS PULLED FOR A SEPARATE VOTE. Ordinance No. 8633, allowing the possession and consumption of alcohol on certain

public rights-of-way for the Arts Center Street P'Arty, the Mexican Fiesta, the Tour of Lawrence, and the KC MS 150.

6. Approved request by Green Western LLC on behalf of EVC Naismith, L.C., the property owner of record, for a variance from 19-214B of the City Code which states that a private sanitary sewer service line shall not be located in a City public right of way for greater than 15 feet, for 1301 West 23rd Street.
7. Authorized payment of Kansas Workers Compensation Assessment to the State of Kansas in the amount of \$25,505.98.
8. Authorized the Mayor to sign a Release of Mortgage for Bethany Willetts, 2113 Kentucky.
9. Approved as signs of community interest, a request from Carol Bowen to place signs in the right-of-way at 23rd and Harper Streets, 19th and Harper, and in front of the Douglas County Fairgrounds June 24 – June 25, 2011 to direct traffic to the Lawrence Metaphysical Fair, contingent on adjacent property owner permission.

Vice mayor Schumm recused himself from the vote on item number 5e, second reading of Ordinance No. 8633, because he had a conflict of interest. He left the room at 6:47 p.m.

Moved by Amyx, seconded by Carter to adopt on second and final reading, Ordinance No. 8633, allowing the possession and consumption of alcohol on certain public rights-of-way for the Arts Center Street P'Arty, the Mexican Fiesta, the Tour of Lawrence, and the KC MS 150. Motion carried 4-0 with Vice Mayor Schumm abstaining.

Vice Mayor Schumm returned to the meeting at 6:48 p.m.

C. CITY MANAGER'S REPORT:

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

Carter asked whether we had received any reasoning behind the denial of the depot grant.

Diane Stoddard, Assistant City Manager, said we had not received any direct communication, that our information came from the press release announcing the winners. She said we have our numbers in order and ready for next opportunity that might arise. She stated that we did have a FRA grant for design services to prepare construction ready plans. This would help us be ready for any construction funding that might become available.

D. REGULAR AGENDA ITEMS:

1. Considered authorizing staff to apply for an EPA Re-Powering Feasibility Study for the former Farmland property.

David Corliss, City Manager, introduced the item.

Brian Sifton, Sustainability Advisory Board, outlined the grant opportunity and proposal.

Mayor Cromwell said this project fit in with the city's overall theme of sustainability. He said he appreciated the application.

Dever said he appreciated Brian bringing forward the opportunity.

Cromwell said renewal energy was economically feasible contrary to many people's impressions.

Mayor Cromwell called for public comment.

None was received.

Moved by Dever, seconded by Schumm, to authorize the Mayor and staff to sign appropriate documents and submit the grant application. Motion carried unanimously.

E. PUBLIC COMMENT:

None.

F. FUTURE AGENDA ITEMS:

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

G: COMMISSION ITEMS:

Commissioner Carter said creation of a senior preparedness committee should be a future discussion item. He said being ready to recruit seniors to our community was important. Many of the community's assets were unintentional in terms of attracting seniors even if they had that effect. The community could do better at being intentional in those efforts. He said we wanted to follow best practices of senior friendly communities. There was a checklist out there

of goals for making a senior friendly community which could be incorporated into a plan for Lawrence.

Corliss said it could be a good opportunity to coordinate with all the groups that serve the senior community.

H: CALENDAR:

David Corliss, City Manager, reviewed calendar items.

Vice Mayor Schumm added that the meeting with Downtown Lawrence on Thursday the 19th was open to all business and property owners and all concerned citizens.

I: CURRENT VACANCIES – BOARDS/COMMISSIONS:

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

Moved by Schumm, seconded by Amyx, to adjourn at 7:10 p.m. Motion carried unanimously.

APPROVED:

Aron E. Cromwell, Mayor

ATTEST:

Jonathan M. Douglass, City Clerk