



City of Lawrence

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CITY COMMISSION

MAYOR
ARON E. CROMWELL

COMMISSIONERS
ROBERT J. SCHUMM
MICHAEL DEVER
HUGH CARTER
MIKE AMYX

July 26, 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 Cromwell presiding and members Amyx, Carter, Dever and Schumm present.

A. RECOGNITION/PROCLAMATION/PRESENTATION

1. Proclaimed July 26, 2011 to be the City of Lawrence, Kansas Celebration of the 21st Anniversary of the Americans with Disabilities Act.

B. CONSENT AGENDA

It was moved by Schumm, seconded by Amyx to approve the consent agenda as below. Motion carried unanimously.

1. Received minutes from various boards and commissions:
Community Commission on Homelessness meeting of 06/14/11
Sustainability Advisory Board meeting on 05/11/11
2. Approved claims to 244 vendors in the amount of \$2,505,702.96.
3. Approved licenses as recommended by the City Clerk's Office.
Drinking Establishment license for The Sandbar, 17 East 8th
4. Approved appointments as recommended by the Mayor.
Convention and Visitors Bureau Advisory Board: Appointed Tim Shea to a term that expires 07/01/15, Cathy Hamilton to the position designated for the Downtown



Lawrence, Inc., director and expires 07/01/12, and Katy Ibsen to a vacant position that expires 07/01/14.

Lawrence Alliance: Appointed Aimee Bradshaw to a position that expires 11/30/12.

5. Bid and purchase items:

- a) Approved the sale of surplus equipment on Gov Deals.
- b) Approved the renewal of the City's annual agreement for Microsoft software maintenance for the period of July 1, 2011 – June 30, 2012 to Software House International for \$69,049.
- c) Approved the purchase of a mower from Professional Turf Products for \$18,795.03 from the National IPA cooperative purchasing contract agreement.

6. Adopted on first reading, Ordinance No. 8649, adopting the 2011 Standard Traffic Ordinance, Edition 2011.

7. Adopted on second and final reading, Ordinance No. 8646, allowing the possession and consumption of alcohol on the 100 block of E. 8th Street from 1:00 p.m. on Saturday, August 13, 2011, to 1:00 a.m. on Sunday, August 14, 2011 for the Sandbar Birthday Party.

8. Adopted joint City Resolution No. 6928/County Resolution No. ____, establishing the Retiree Attraction Task Force.

9. Authorized the City Manager to execute an addendum to the July 7, 2010 Professional Services Agreement between PB Americas, Inc., and the City of Lawrence to assist the Lawrence-Douglas County Metropolitan Planning Organization in its future transportation planning, increasing the budget under that agreement from \$20,000 to \$47,000 and extending the agreement one year through December 31, 2012. The additional funding comes from a Consolidated Planning Grant and there are no additional city funds in this increase.

10. Approved a Temporary Use of Public Right-of-Way Permit for the Kansas State Fiddling and Picking Championship for the closure of Massachusetts Street between North Park Street and South Park Street on Sunday, August 28, 2011, from 8:00 a.m. – 8:00 p.m.
11. Received racial profiling report for the period of January 1, 2011 – June 30, 2011.
12. Authorized the Mayor to sign a Subordination Agreement for Lori Phillips, 2104 Tennessee.

C. CITY MANAGER’S REPORT: None

D. REGULAR AGENDA ITEMS:

1. **Consider approving site plan, SP-12-62-10, for the redevelopment of the Dillon’s site at 1740 Massachusetts Street and consider authorizing the Mayor to execute License Agreements permitting Dillon Companies, Inc., to use certain portions of the Massachusetts Street and New Hampshire Street Rights-of-Way.**

Mary Miller, planner, presented the staff report.

Commissioner Shumm asked about the metal screening on the masonry wall to the south.

Miller said the metal screening was for the sanitary sewer utility easement at that location and if necessary to make repairs to the sewer line, the brick wall had to be pulled.

Shumm said if the purpose of the screening was for trash dumpster and outside storage.

Miller said the screening was to hide the pallets and bread racks used for delivery and it was required to store within that enclosure.

Shumm asked if the metal fence would be observable from Massachusetts Street.

Miller said the metal fence would be visible.

Mayor Cromwell called for public comment.

Brad Schmidt, Pickering Architect and Engineers, said windows were replaced on the Massachusetts Street, fancy brick work, metal terrace with planting beds, and metal sun shades were added to the Massachusetts side.

Gwen Klingenberg, President of Lawrence Associations of Neighborhoods, said the Barker Neighborhood concerns regarding signage and the grass area were being addressed with conditions and if there were any truck damage to the adjacent residential homes, Dillons would be responsible for correcting any damages.

Cromwell had a question about the traffic calming condition.

Miller said Dillons agreed to donate \$40,000 for traffic calming and would provide that donation before the building permits were issued and held for 12 months. If traffic calming had not been installed at that time, the money would be returned to Dillons.

Cromwell asked when the bollards could be removed.

Scott McCullough said the drive should only be used for emergency personnel when necessary and for semi truck deliveries in the very rare occasion if the surrounding city streets system prevented semi trucks from reaching the New Hampshire Street loading docks. Bollards and two to three removable direction signs pointing to the exit would be installed that permits emergency personnel and the occasional semi truck, but otherwise prevented patron vehicular access at that location.

Cromwell thanked Dillons for putting the neighborhood at ease about this project.

Moved by Amyx, seconded by Carter, to approve the site plan (SP-12-62-10) and License Agreements for use of Rights-of-Way on Massachusetts and New Hampshire Streets. Motion carried unanimously.

E. PUBLIC COMMENT:

Donald Southard discussed the library, new locations for homeless shelters, charity meters, and SRS.

Mike Bari discussed a “catch and release program” to assist animal control efforts.

Mayor Cromwell encouraged Bari to bring that program forward to the Humane Society.

K.T. Walsh said she wanted to thank the City for putting in a flower bed that discouraged vehicles from turning in on a one-way street in her area.

F. FUTURE AGENDA ITEMS:

Cynthia Wagner, Assistant City Manager, outlined potential future agenda items.

G: COMMISSION ITEMS:

None.

H: CALENDAR:

Cynthia Wagner, Assistant City Manager, reviewed calendar items

I: CURRENT VACANCIES – BOARDS/COMMISSIONS:

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

Moved by Shumm, seconded by Amyx, to adjourn at 7:26 p.m. Motion carried unanimously.

APPROVED:

Aron E. Cromwell, Mayor

ATTEST:

Jonathan M. Douglass, City Clerk