



City of Lawrence

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CITY COMMISSION

MAYOR
ROBERT J. SCHUMM

COMMISSIONERS
MICHAEL DEVER
HUGH CARTER
MIKE AMYX
ARON E. CROMWELL

July 17, 2012

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

A. RECOGNITION/PROCLAMATION/PRESENTATION

1. None.

B. CONSENT AGENDA

Cromwell requested that item number 8, Special Event Permit, SE-12-00054, for the Lawrence Flea, be removed from the consent agenda for a separate vote because he had a conflict of interest.

It was moved by Amyx, seconded by Cromwell to approve the consent agenda as below, with the exception of item number 8. Motion carried unanimously.

1. Approved City Commission meeting minutes from 06/26/12.
2. Received minutes from the Homeless Issues Advisory Committee meeting of 05/08/12.
3. Approved claims to 177 vendors in the amount of \$2,472,075.05, and payroll from 07/01/12-07/14/12 in the amount of \$1,956,226.04.
4. Approved licenses as recommended by the City Clerk's Office.
Retail Liquor license for Spirit Liquor, 600 Lawrence Ave Suite 1A.
5. Bid and purchase items:



- a) Set a bid date of August 14, 2012 for Bid No. B1238; Pump Station 15 Reconstruction project UT0919CS General Wastewater Pumping Station Improvements. Bid documents to be available Wednesday July 18, 2012.
 - b) Set a bid date of August 7, 2012 for replacement of three sections of the Senior Center/Fire Medical Station 1 roof system and adopted Resolution No. 6979, amending Resolution No. 6937, increasing general obligation bonds by \$45,000.
 - c) Approved the purchase of two crew truck chassis for the Utilities Department from Olathe Ford off the Metro cooperative purchasing contract for a total of \$112,856 and two utility bodies and under body air compressors from American Equipment, off the City of Olathe bid contract for a total of \$93,894.
6. Adopted the following ordinances on second and final reading:
- a) Ordinance No. 8756, for the rezoning (Z-11-27-11) of approximately 12.40 acres and adjacent right-of-way from IG (General Industrial) to GPI (General Public and Institutional), located at 138 Alabama Street.
 - b) Ordinance No. 8757, for Comprehensive Plan Amendment (CPA-4-3-12) to Chapter 6 of Horizon 2020 to revise the existing commercial centers section, and to Chapter 14 Specific Plans, to revise the West 6th Street and Wakarusa Drive Area Plan.
 - c) Ordinance No. 8758, for the rezoning (Z-4-6-12) of approximately 2.42 acres from RMO (Multi-Dwelling Residential-Office) to CN2 (Neighborhood Shopping Center), located at 650 Congressional Drive.
 - d) Ordinance No. 8759, for Special Use Permit, (SUP-4-3-12) for an office/retail building with a drive-thru for an eating and drinking establishment use at 650 Congressional Drive.
 - e) Ordinance No. 8760, for the annexation (A-5-2-12) of approximately 12.29 acres, located at 1783 E. 1450 Road (also known as 1545 N. 3rd Street), for Lawrence Recycle Center.
 - f) Ordinance No. 8761, for the rezoning (Z-5-7-12) of approximately 12.29 acres from I-2 (Light Industrial) County Zoning District to IG (General Industrial), located at 1783 E. 1450 Road (also known as 1545 N. 3rd Street).
 - g) Ordinance No. 8762, for Special Use Permit (SUP-5-5-12) for Lawrence Recycle Center, located at 1783 E. 1450 Road (also known as 1545 N. 3rd Street). (PC Item 5C; approved 9-0 on 6/25/12)
 - h) Ordinance No. 8763, allowing the possession and consumption of alcohol on the public right-of-way during the Sandbar Birthday Party, Saturday, August 11, 2012 (1:00 p.m.) through Sunday, August 12, 2012 (1:00 a.m.).
7. Adopted Resolution No. 6978, authorizing the issuance of general obligation bonds for main trafficway improvements on Iowa Street in an amount of \$400,000.

8. THIS ITEM WAS REMOVED FROM THE CONSENT AGENDA FOR A SEPARATE VOTE. Approved Special Event Permit, SE-12-00054, for the Lawrence Flea, a seasonal market and parking to be located on the southwest corner of 8th & Pennsylvania Street, on August 4, 2012. Submitted by Angela Longhurst for Lawrence Flea. Property owner of record is Tony Krsnich for Ohio Mortgage Investors, LLC.
9. Approved a Temporary Use of Public Right-of-Way Permit allowing the closure of Vermont Street from 7th Street south to the Parking Lot 13 entrance from 3:00 p.m. – 9:00 p.m. on Thursday, August 2, 2012, for the Lawrence Public Library Last Bash of Summer; adopted on first reading, Ordinance No. 8766, allowing the possession and consumption of alcohol on the public right-of-way during the event.
10. Approved a Temporary Use of Public Right-of-Way Permit for the Lawrence Busker Fest for the use of sidewalks and 10 parking stalls in front of 900 Massachusetts Street, and the closure of the 100 block of E 8th Street and the 100 block of E 10th Street on August 24-26, 2012; adopted on first reading Ordinance No. 8765, allowing the possession and consumption of alcohol on the public right-of-way on the 100 block of E 8th Street during the event.
11. Authorized the City Manager to execute a License Agreement permitting Bishop Seabury Academy, 4120 Clinton Parkway, to use certain portions of the Clinton Parkway Right of Way in accordance with the terms of that Agreement.
12. Appointed Lt. Matthew McCluer to the Homeless Issues Advisory Committee position vacated by Wes Dahlberg that expires 12/31/12.

Regarding consent agenda item number 8, Special Event Permit, SE-12-00054, for the Lawrence Flea, Cromwell said that he was recusing himself because the property owner is a client of his.

Cromwell left the City Commission Room at 3:02 p.m.

Moved by Amyx, seconded by Carter to approve Approved Special Event Permit, SE-12-00054, for the Lawrence Flea, a seasonal market and parking to be located on the southwest corner of 8th & Pennsylvania Street, on August 4, 2012. Submitted by Angela Longhurst for Lawrence Flea. Property owner of record is Tony Krsnich for Ohio Mortgage Investors, LLC. Motion carried 4-0 with Cromwell abstaining.

Cromwell returned to the City Commission Room at 3:03 p.m.

C. CITY MANAGER'S REPORT:

None.

D. REGULAR AGENDA ITEMS:

1. None.

E. PUBLIC COMMENT:

Jim Mullins, Americans for Prosperity, said he wanted to comment on the budget. Regarding the Sustainability Coordinator, he hoped to see that removed from the budget for this year. He said House Resolution 6032 passed by the Kansas Legislature this year, which would probably become a state law next year, would probably make the position illegal next year. Also, the resolution would make the American Planning Association stop using buzzwords like sustainability. ICLEI and C40 and the World Bank are pushing for a measure to regulate greenhouse gas emissions, and would change the way developers build residential housing in regards to density. C40 has recently proposed extremely small living units. This is the tip of the iceberg. Anything that has to do with sustainable development, comprehensive plan, smart growth, etc. are threats to property rights and freedom. You need to get rid of the sustainability advisory board as well. This is an international movement trying to take our rights away from us.

KT Walsh said she wanted to respond to the previous comments. Eileen Horn is one of the finest hires the community has ever made. She has saved money and has been a wonderful ambassador. We have to be on an accelerated path to preserve our planet and we look to you our city leaders to help us survive in the coming crisis.

F. FUTURE AGENDA ITEMS:

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

G. COMMISSION ITEMS:

None.

H. CALENDAR:

David Corliss, 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 Amyx, seconded by Dever, to adjourn at 3:12 p.m. Motion carried unanimously.

APPROVED:

Robert J. Schumm, Mayor

ATTEST:

Jonathan M. Douglass, City Clerk