



City of Lawrence

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CITY COMMISSION

MAYOR
MIKE AMYX

COMMISSIONERS
JEREMY FARMER
DR. TERRY RIORDAN
ROBERT J. SCHUMM
MICHAEL DEVER

November 25, 2014

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 Dever, Farmer, Riordan and Schumm present.

A. RECOGNITION/PROCLAMATION/PRESENTATION:

1. Proclaim Saturday, November 29, 2014 as Small Business Saturday.

B. CONSENT AGENDA

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

1. Received minutes from various boards and commissions:

Planning Commission meeting of 10/20/14
Public Health Board meeting of 09/15/14

2. **PULLED FROM THE CONSENT AGENDA FOR SEPARATE VOTE.** Approved claims to 187 vendors in the amount of \$69,818,833.07.
3. Approved licenses as recommended by the City Clerk's Office.

Class B Club

Brandon Woods Club
Five Star Quality Care BW Club LLC
1501 Inverness Dr.

Expiration

November 29, 2014

Cereal Malt Beverage Renewals – Off Premise **(Pending Departmental Approvals)**

Cork and Barrel	2000 West 23 rd St.
Target	3201 Iowa St.
Walgreens #03055	3421 West 6 th St.
Walgreens #03056	400 West 23 rd St.

Sidewalk Dining & Hospitality Renewals

Genovese	941 Massachusetts St.
Jackpot Bar	943 Massachusetts St.



La Parrilla
Sandbar Subs
TCBY/Mrs. Fields
Zen Zero

724 Massachusetts St.
745 New Hampshire St.
845 Massachusetts St.
811 Massachusetts St.

4. Adopted on second and final reading, Ordinance No. 9041, amending STO 85(b) to include a prohibition against stopping, standing, or parking in marked bicycle lanes.
5. **PULLED FROM THE CONSENT AGENDA FOR SEPARATE VOTE.** Approved proceeding with request from Lawrence Arts Center to partner with the City of Lawrence for NEA OurTown Grant by authorizing the first step in submittal of the general grant description in December with the understanding that the full grant will be reviewed by the Lawrence Cultural Arts Commission and approved by the City Commission prior to final submittal in January 2015.
6. Approved extension request for Site Plan, SP-8-46-10, for McCray Lumber Company, located at 1516 W. 6th Street. Submitted by McCray Lumber Company, property owner of record.
7. Authorized the City Manager to execute a License Agreement permitting Hill Family Investments, LLC, to use a portion of the Ninth Street Right of Way for four (4) parking spaces directly in front of the building at 512 E. 9th Street.
8. Received a request for Resolution of Support for tax credits for Bethel Estates affordable senior housing project to be located at the northwest corner of 25th Terrace and O'Connell Road. Refer to Community Development Advisory Committee for tax credit resolution recommendation.
9. Approved funding for the 2014 employee longevity payments.
10. Authorized the Mayor to sign a Release of Mortgage for Robert D. and Korianne K. Daboda, 1628 East 18th Terrace.
11. Authorized the Mayor to sign a Subordination Agreement for John F. Kelley and Lynn L. Kelley, 927 Lawrence Avenue.

Amyx pulled consent agenda item no. 2 regarding claims for a separate vote.

Amyx asked City Manager David Corliss for an explanation of the claims.

Corliss stated as you know we've gone through a recent bond issuance and this is transfer of payments to the State Treasurer's Office for all of those debt obligations, that's the bulk of your claims in addition to what you traditionally purchase. That's why the large dollar amount on that item.

Moved by Schumm, seconded Riordan, to approve non-Rock Chalk Park related claims to 180 vendors in the amount of \$59,444,557.97. Aye: Amyx, Dever, Farmer, Riordan and Schumm. Nay: None. Motion carried unanimously.

Amyx stated we had a week to think about a lot of comments that were made last week that had to do with the idea of an audit. On August 12, 2014 City Commission meeting, we talked about the audit and whether it was going to be a public document. I think we were all under the impression that an audit would take place. I would love to see the City Auditor make that happen. In early spring, late winter there was an item in the City Manager Report that talked about the same thing and in autumn, it would be a public document. It is a large amount of money and it is of the utmost concern of every member of this body and staff to protect the taxpayer. I would feel good that this audit would happen.

Riordan stated last week Mike Dever talked about a couple of things. We also talked about the amount of money for the lawyer and also for the interest. The interest was answered last week, but I don't know if the public was aware of the answer for the other two.

David Corliss, City Manager, stated the payment that we have pursuant to your direction last week that is on the claims this evening, does not include the professional fees, the attorney fees, the loan origination fee and the loan interest. We've gotten some additional documentation from RCP and the Endowment Association and we're still reviewing and will probably have that on your agenda next week to finalize that. We talked about the audit issue last week. What we've stated is that if the Endowment Association decides to get an audit, we would get a copy of it. They believe that they had audited the documents. They have not had a 3rd party independent 3rd party audited. We have audited the document in the sense that we reviewed them, we've looked at the work and you've seen the work from the Public Works Department in regards to the work, but there has not been a 3rd party audit either conducted by the City or conducted by the Endowment Association. We believe they had audited the numbers, but they have not done a 3rd party audit. They had BG Consultants look at the work. They looked at the numbers and we've also looked at all the different work as well.

Riordan stated as I remember from last week they felt comfortable with their internal audit.

Corliss stated that's correct.

Schumm stated we also brought up the fact that the staff has audited all the data that has been brought over from RCP. An audit would be verifying that our staff did it correctly. It seems like that's what the audit would be involved with. I have full faith that the staff audited it correctly. It looks to me like there is substantial oversight on this.

Amyx stated are there any other comments? There were none.

Moved by Schumm, seconded by Dever, to approve Rock Chalk Park related claims to 7 vendors in the amount of \$10,374,275.10. Aye: Dever, Farmer, Riordan, and Schumm. Nay: Amyx. Motion carried.

Katherine Harris requested that item no. 5 be pulled from the consent agenda for separate discussion regarding the request from Lawrence Arts Center to partner with the City of Lawrence for NEA OurTown Grant

Corliss stated you have before you the staff memorandum and it's our understanding that it's the first step. It is a necessary, but not a sufficient step in the actual grant submission. Diane Stoddard and Christina McClelland have been working on this. This has to be submitted by early December in order to meet NEA grant deadlines.

Christina McClelland, Director of Arts and Culture, stated the OurTown Grant is a grant through the NEA that required non-profits to partner with the City in order to apply. As Dave Corliss mentioned there is preliminary one sheet which just includes a short paragraph about the project and the title that has to be submitted by December 15th which is sort of a letter of intent and then the final grant proposal is due January 15th and must be uploaded at that time. The Lawrence Cultural Arts Commission recommended partnering with the Arts Center with that being contingent on them reviewing the final grant proposal and bringing it back to the City Commission prior to it being submitted on January 15th.

Amyx stated so it's going to be back on our agenda, once or twice more?

McClelland stated once more and that would be for the full grant proposal. There are some folks here from the Arts Center who can answer questions related to what that proposal is a little bit more fully that it's for expanded programming for the Free State Festival which they received an OurTown Grant in 2013 so that grant is for support for 2 years and then to reapply, which is what they're requesting to do, you have to apply with a new phase of the project.

Amyx asked if there were questions of the Commission. There were none.

Amyx stated, the applicant is here, do you have any comments?

Susan Tate, CEO of the Lawrence Arts Center, stated in 2012 we applied to the National Endowment for the Arts for money to help us grow a festival we have had for three years. It was the Free State Film Festival. Our application in 2012 was very similar to what we believe this one will be. It is true that a municipality, to qualify for this grant, has to have a nonprofit partner. We would like to proceed with the application on behalf of the City of Lawrence and on behalf of the Arts Center to continue to grow a festival that was extremely well received this first go around in 2014 when it grew to include, not only independent films, it talked about independent film makers inside the Arts Center, but also art on the streets, music on the streets and ideas panels that free and open to the public. The festival drew thousands of people out on the streets to take part in what was happening. It supported the work of artist that was new work and we commissioned work for the Free State Festival and we were able to engage musicians, visual artists and filmmakers from around the country. These people came to Lawrence for a universally fabulous time. They were floored by what Lawrence had to offer. They mixed it up with our filmmakers here, our visual artist here, and some of our most innovative thinkers and ideas panels. The pamphlet I gave you is a pamphlet where you're using with funders this year to encourage them to take part again in supporting the Free State Festival for 2015. The grant we received in 2013, having applied in 2012, was \$150,000, we divided that money, used half of it in 2014, but then we raised a lot more money. The City gave us \$20,000 making \$95,000 and then the Lawrence Arts Center contributed through its own

resources and funds that were raised was about \$115,000 in-kind gifts. The University of Kansas, was the financial sponsor, the City of Lawrence also contributed in-kind work especially through a tremendous Public Works Department who did everything from hanging banners to helping us with project work outside, after dark and find outlet's in the middle of a Saturday night. The World Company was a major in-kind sponsor as well and then Spring Foundation and numerous other private entities contributed money to make the festival a success. What you will see in this pamphlet which had become a federal raising brochure for us, this year, we are extremely proud of our public and private partnership, we're extremely proud of the level of coordination among individual artist, businesses, the City that pulled off a Free State Festival. \$200,000 is a lot of money and that's what we're asking for. It would be spread and we should be lucky enough to get it, over 2016 and 2017 festivals and will not begin to cover the expense of the festivals. We do not need a match from the City because we'll have enough matches on our own, but we will again request money from the City as we did last year. The City money last year paid for music on the street, for example, the Johnny Winter Concert and other aspects of the Free State Festival that were absolutely opened to the public. We do have a request for that again, but that's on a separate basis and is not actually required for our match. Should you approve our moving forward we're asking for \$200,000 on behalf of the City wide festival, we will begin work on the grant. We met with Dave, Diane and I think Christina on October 28th and we laid for them some major grants that require public-private partnerships that we are willing to put our name behind. We're willing to put our grant writer behind important grants that are really great for Lawrence. This is one of those grants. We moved to get the request on the next Cultural Arts Commission agenda which would have been November 11, but it was moved to the 18th and so here you have before you, the request and an opportunity for the City that they take advantage of the connections of the Arts Center and our entrepreneurial attitude and our willingness to go wherever we can to find money to support work by artist and to support community collaboration which was represented by the Free State Festival. I will say when we

do this grant, like with all grants, we will be choosing names of artist, we will be choosing the activities that happen and this will happen in a pretty fast space. It is necessarily the case. We are always writing grants and we're always in the process of seeking funding for the Lawrence Arts Center for activities related to Arts. Some of them never reach your desk because they don't require this level of collaboration, but we're always in that. We're moving with the very under staffed crew doing the best we can to support artist and to support the community. We will be making application that is artistically robust and it's very clear that the National Endowment for the Arts only will support these programs, based on artistic excellence on artistic merit and the artist must be chosen by juries. We have this in place for our juries for the film aspect, the visual arts aspect, the music aspect, and also for the ideas panels. We will work with these juries to make selections and you'll see this should you decide to have us move forward with the process.

Amyx stated the top paragraph was basically what's going to be in the applications.

Tate stated no. That is language from a National Endowment for the Arts that says what their looking for. I believe you received in your packet, the 4 sentence description. She said this could be tweaked, but what should not be changed about the way our 4 sentences description is now a complementary festival to what's happening in the cultural district. I stood in front this group a lot over the last 3 years saying if you indicate a cultural district, there will be money that follows that. I believed in part, based on you trusting us that there is in fact national funding for cultural district and for activities in the cultural district and we move forward with that, in part. We proceeded to get the first NEA Grant and then the Arts Place Grant. The OurTown Grant has a much greater possibility of success when they realized that in fact they will have a chance to compliment with programming because this is all about events, there's on infrastructure in the ArtTown Grant application, but when they realize that this has a possibility of really enriching what happens along the 9th Street Corridor and in the Cultural District if it is connected.

Amyx asked if there were any questions of Commissioners. There were none.

Tate stated I think you have another document that was handed out by my colleague. I know Christina will continue to work on it and the Cultural Arts Commission would work on it in ways that we want to make sure we're engaging the public. The Free State Festival is all about the public. It's about people being outside, coming to things that are free and enjoying it. We currently had for a while, a survey out in the public asking people what they thought about the Free State Festival last time and level of engagement with it, a week or two.

Amyx called for public comment.

Katherine Harris stated just last week I stood here and stated my fear and opinion that the Art Place Grant Proposal represented at pre-determined plan. Now before you and OurTown Grant stating that in staff memo, "In 2016 and 2017, the Lawrence Arts Center will transition the Free State Festival from a largely regional festival to a national one that will make full use of the new infrastructure built along the 9th Street Corridor." This causes me to question once again, if the 9th Street design is predetermined. How can we know what infrastructure is going to be along 9th Street if we haven't had a design team hired and yet here we are already building on infrastructure that's not there. Last week, the member of East Lawrence and its elected representative board stood here and talked about the imperfect engagement between the Arts Center and East Lawrence. We were given assurance that this would be improved and in just one week later we're here with a proposal for a grant to take place in the heart of our neighborhood and no one had discussions with ELNA and no East Lawrence representatives that I'm aware of. Even though the grant is written for a national event to happen in the center of East Lawrence, there's been no engagement with East Lawrence. Why not have the Free State Festival using existing public space already in the cultural district that would be downtown. The needed parking, restrooms and other amenities already exist there for a national event. Unless you expect people in East Lawrence to provide

parking spaces in their yards to accommodate the National influx of people into the center of a working class neighborhood. I'm not sure what the process is moving forward but I find it personally insulting that once again, East Lawrence has not been engaged in something that's expected to be put in the middle of our working class neighborhood.

Nicholas Ward stated the notice of the application came last week at the wake of last week's meeting which it was acknowledged that the engagement process for the Arts Place Grant was severely flawed and that full project partnership must be granted to the East Lawrence Neighborhood going forward. Lawrence Arts Center request for city partnership on this new ArtTown Grant Application stats that in 2016 and 2017 the Lawrence Arts Center will transition the Free State Festival from a largely regional festival to a national one that will make full use of the new infrastructure built along 9th Street Corridor, as a result of the Arts Place funding the 9th Street Corridor Project. There are a few things here I'd like to address. Reading through the information that was made available on the City's website, it seems very clear that for this particular grant to be successfully fulfilled there's a stated prerequisite of new infrastructure upon 9th Street. So no plans have yet been informed for the 9th Street corridor, I believe the applicants may be counting their chickens before they've hatched. I feel that it would be unwise to partner on a grant whose entire directive is founded on a speculative outcome. I'd like to read a short statement taken from a speech written by the CEO of the Kresge Foundation. This speech was delivered at the League of Historic American Theater's conference on July 18, 2013. The title of the article is Creative Placemaking. Rethinking the role of Arts and Culture and strengthening communities, Creative Placemaking to be fully successful is created with and by a community not to or in spite of it. Community engagement through the arts is important both because it provides voice for residence in shaping the future of their community and because it contributed to social cohesion. In reading the background clause for tonight's memorandum, I have to ask once again, if the actions loosely outlined there and are being invited and requested by the residence of the East Lawrence Neighborhood or if

this request is a potential trespass being made on their own authorized behalf. I think it is important to remember in this discussion tonight, and going forward with the unfolding of this project that the Arts Center is now proposing programming for their own space, there programming space is of others and at very least that required consent.

Gotfred Beardshear stated I'm an artist and a 25 year resident of East Lawrence. My commitment to the neighborhood is personal, it's my home. I have kind of an equal commitment to my neighbors, but especially to my neighbors who when you speak to them, no little or nothing about the proposed culturally based development on 9th Street. Many of these folks have been in the neighborhood for generations so until all the people of East Lawrence are equally apprised of the long-term goals of agenda of these projects, really no further grant should be supported by the City. The City needs to think about spending its 3.4 million dollars for the greatest good of the entire Lawrence community. How can it be made clear who stands to benefit from this activity? This process should have started with all of these questions and with community engagement. I don't think there's been a genuine effort in that direction.

Patrick Kelly, a member of the Lawrence Cultural Arts Commission, stated we are sensitive to the ideas of public engagement for the grant that's why our recommendation to you was preliminary asking for some more time to look at it. We did encourage at our meeting for the Lawrence Arts Center to take some time to setup a public engagement process to work with City staff to utilize their resources in engaging with the community. I'm really please here, the letter I got today that sort of does outline that engagement process that would be led by Christina McClelland and also some members of the Lawrence Arts Center staff to bring out public together to talk about the grant and guide our Commission to give you more advice and make a recommendation that we feel comfortable with, having said preliminarily, they need to make that one page four sentence statement and felt like we needed to get it on your agenda as soon as possible.

Michael Almon stated I live in Brookcreek Neighborhood. I think it's clear in considering this cycle and deadlines of grants why this is probably coming forth now as far as practicalities go. I think however it's premature in that it specifies certain things taking place at certain locations that have not yet been publically discussed, engaged with the community in which it's going to take place. So I don't think it's really, in my estimation, whether this grant is a good idea. I think the Arts Center has explained how beneficial it can be. It's more not what it's doing, but how it's doing it. I remember when el dorado presented the 13th of November and somebody asked Josh of el dorado, how he was going to spend the 3 million or so dollars. He said he's not in charge of spending those 3 million dollars, that's the City's money, but there is \$500,000 from the Arts Place Grant that he's working with and he said, that money is going, as I recall, to be used to leverage a lot more money to further this whole process and project. I think that's correct. I see this grant application specified as on 9th Street in the heart of East Lawrence, before any infrastructure has ever been designed or even have a design team to do. This kind of a grant is going to change the scale and the character of the Arts Place Project on 9th Street before any things ever been decided because this is putting a national festival right there with very presumptuous that we're going to have full agreement, much less infrastructure there. I think the timing is wrong in that regard. Yes, we want to continue the Free State Festival, but no, not on East 9th Street in 2016.

Mike Logan, Downtown Lawrence, Inc. Board Member, member of the Advisory Board for Lawrence Convention and Visitors Bureau, and assist with the Free State Festival, stated I served on the Cultural District Task Force and delivered a report to you in January. During my time on the task force we did take quite a bit of time researching other communities and what they do in their cultural districts and what activities happen in those areas. I'm really shocked to find how far behind Lawrence Kansas was when it came to civic events in public places. I found a lot of communities whose Chambers of Commerce and/or Convention and Visitors Bureau, really developed events and grew them organically in the community. I think we're very lucky to

have the Arts Center spearhead the Free State Festival. Myself, I own a music venue, the Granada Theater Downtown and I've been long wanting, something like this to percolate in Lawrence Kansas. I think it has the ability to grow, not just up and down 9th Street Corridor, but in downtown and I think it should be noted that the Free State Festival expanded around the community. There are events held at the Oread Hotel, events on campus and could spread even further. I think if we have the opportunity to move forward today, we should jump on this because it's a highly competitive area and Lawrence really needs that to grow.

Schumm asked Mike, serving on the committee with you on the Cultural Arts Task Force, isn't one of the outcomes of that study to encourage more outdoor concerts and venues for performing arts in addition to static art pieces.

Logan said, absolutely, its public engagement and getting people out on the streets and interacting. It's funny, when you talk about infrastructure that could be as simple as 8x8 pad of concrete that a one man band plays on. I think, especially with the timing of this grant, we're talking about 2016-2017 events. Those won't even be planned until the fall of 2015. I think we'll have a very clear picture once we move forward with el dorado, what 9th Street Corridor would look like. I think the timing isn't necessarily as off as may be portrayed. To answer your question, absolutely, we need more people spread around and with the emergence of the Warehouse Arts District, the gallery space is there and another event space on the way, the connectivity between those two places and getting people moving in a safe way with lit sidewalks and ADA assessable areas. We're ready to go.

Dave Loewenstein stated I just want to go back to what some of the other speakers were addressing. I think one of the things that I'm experiencing personally is the lack of confidence in this project because we keep hearing over and over about proposals where the East Lawrence neighborhood hasn't been consulted or even informed. So my suggestion is that as we go forward, starting tonight hopefully, as new plans and proposals are percolating in the Lawrence Arts Center or with other art institutions in town, when those proposals are planned to have a

deep impact in the East Lawrence Neighborhood, that those folks should consult with and inform the East Lawrence Neighborhood Association, before they come to you folks. I think that would help rebuild some confidence that frankly is lacking right now.

Dever asked, Dave, did you guys have a meeting regarding 9th Street on November 17th or 18th at Abe and Jakes Landing?

Loewenstein stated there was. The East Lawrence Neighborhood Board decided to have what they called "Imagine East 9th Street." It was at Abe and Jakes. It was a 4 hour visioning process for neighbors to have a safe space to talk openly about some of their concerns and then to imagine that street, sort of outside of the frame of what's been proposed already. So it's sort of thinking about it in a broad way.

Dever stated did you invite any of us to the meeting?

Loewenstein stated that meeting was open to the public. It was specifically proposed to the neighborhood, but it was opened to the public.

Dever stated how did you make it known to the public?

Loewenstein stated the East Lawrence Neighborhood Association put it out on their list serve for the neighborhood and there were flyers that were circulated.

Schumm stated was City Staff or any Commissioners made aware.

Loewenstein stated the East Lawrence Neighborhood Association put it out on their list serve, but I think I should emphasize that the event, as far as the board was concerned, was created as a safe space to have a difficult conversation at times about some of these concerns so it was opened to the public, but it was oriented towards neighbors in the neighborhood.

Tom Carmody, President of the Lawrence Arts Center, stated the Free State Festival was by all accounts a huge success last year. These types of festivals around the country provide significant, economic benefits to local communities that hold opportunities for local artist and performers as well as national talent provided. As a business owner downtown, we saw increased revenues during the festival. These types of festivals can provide an economic

development for the City, provide additional tax revenues and I urge you to partner with us in submitting this grant.

Amber Hansen stated I'm an artist who lives in Lawrence and I support art, but I do have some concerns about the grant and how it's being approached. I believe that before partnering with this grant you should remember that the proposal for the corridor runs right through a neighborhood where people live and I'm just wondering if anybody has asked the people that live in the neighborhood if they would like to see the place where they live to become a platform for attracting business, tourist and potential residents and this is taken from the statement the Art Center proposed for the partnership. I'm wondering if you would invite these new expectations on the places where you live just because somebody was willing to write a grant for them. In both the Art Town and Art Place grant, what are the measurements for success when we are looking at these grants and who is creating those measurements? Is it increased foot traffic? Is it to raise property value? Is it to see happy neighbors? Who are these grants really serving to benefit, are some of the questions that I'm asking myself. I'd like to ask you to postpone partnering with this grant so that there's more time for people to be engaged in the actual grant application process and right from the beginning of the project.

Ardys Ramberg stated I remember the festival that happened in Burcham Park. Could there be an interim space for this to happen until these other things are figured out. I remember the festival that happened there was large and delightful and with that, I'll say thank you.

Tate stated if the City decides to apply for this grant having the Arts Center as partner which was the only way the City can apply for the grant with a non-profit partner. We will provide a list of artist we have to work with in January of 2015. The festival comes around in 2016 and like happens with most grants, we will hope to get the very best of those artist, but we will still be working out the programming in the year and months leading up to the festival. The Free State Festival of 2014 was exactly this model. It took place downtown on New Hampshire Street and on the 9th Street Corridor. We talked to property owners about projecting, we talked to neighbors

about sound, we were heavily engaged with the neighborhood and under the guidance of the City and we knew exactly what processes to follow to make sure everyone was engaged. We're involved in underwriting with NEA money, some projects such as one Dave and Nick did on the 9th Street Corridor and we are pleased to continue to offer that opportunity should we do the Free State Festival again in 2015 and the years beyond. The Cultural District Task Force met for a year, under the leadership of Bob Schumm. The first meeting was in April of 2013. At that meeting we began to talk about the Art Place Grant. We failed at getting an Art Place Grant in the spring of 2013. It was a constant topic of conversation as you can see in the minutes from the Cultural District Task Force, during 2013. That task force, again under Bob's direction voted unanimously to support the goals of the task force which were the Director of Arts and Culture, a cultural plan and the 9th Street Corridor Project. The members of the Cultural District Task Force were Bob Schumm, Cindy Maude, Mandy Enfield, Grace Peterson, Brenda Nunez, East Lawrence Neighborhood Representative Jacki Becker and KT Walsh and Mike Logan. I do not know what conversations happened between those people and the bodies they were representing over the course of the year, but I do know that a careful look at the minutes will indicate that Art Place, NEA, and Public Festivals were not only stated goals of that committee, who voted unanimously to support that document, but were in front of the City Commission for that year before the Commissioners voted to unanimously support that document. The document list stakeholders, numbers of the committee, lists it minutes, a letter going back to 2012 signed by the East Lawrence Neighborhood Association and other members of the community asking for public art, increased pedestrian traffic and great ways for people to engage themselves throughout the cultural district public gathering places. It is believed and was believed by that body that robust foot traffic and biking traffic which is one of the main ways were measuring the success of the festival and the arts place grant, will help boost enrollment in the neighborhood schools and make the neighborhood even safer and more friendly, causing neighbors to know one another, even more than they do so now. The cultural district task force,

unless that document is to be thrown out, needs to be a go to document for decisions and for indicators about who has been engaged, at what steps of the process. I'm really happy to answer any questions about the NEA grant too, but certainly this NEA grant supports the stated goals, that work out to 100% of that committee.

Riordan asked how far the festival, this year, intruded into 9th Street?

Tate stated to Delaware Street.

Riordan stated as it went through there was it more of an extension and were there any problems with it.

Tate stated yes. There was a projection inside Turnhalle so as you walk down 9th Street you'd see the windows had been transformed. Dave Loewenstein and Nick did a projection outside Dave's studio. There was music inside St. Luke's AME Church. There were projections down at Pennsylvania and in the warehouse area. There was live music outside and inside. What you're seeing in the sentences that Amber, Nick, and Dave were drawing your attention to, is true. We're using terms like National and it sounds like we're bringing the nation here in peoples yards, but what this really means is that we will do a national/international search for artist and that sort of caliber. We cannot do anything really to City infrastructure, sound, or light without going through whole other set of processes, but in fact yes, the 9th Street Corridor was heavily used this year.

Riordan stated would the 9th street corridor be used significantly differently based on this grant?

Tate stated, I don't think so. It's true that the 9th street corridor won't be built in 2016, whatever it looks like will not be built, but it's also true that in the Art Place Grant, the parts of it that's been made available to the public since June and the presentations we made to many people in this room, in February, we've been saying we want to create a space on the 9th Street Corridor that is not so much tremendous physical change as it is more spaces for people to linger and possibly create works of art that are transient in nature. We may be able to imagine

some ways to pull that off this year. The Free State Festival, it's all transient so the projected art you can't see it until after dark and it's gone by 3:00 in the morning.

Riordan stated if the 9th street corridor is delayed because of City concerns making sure that the public understands what's going to happen there and by public recommendations, is that critical to the grant of it doesn't get done prior to 2018.

Tate stated art grant says 2016 and 2017. No, it is not critical to the grant.

Amyx stated it's safe to say that once the street is repaired or whatever is going to happen, the sidewalks, walking paths, bicycle lanes, or whatever it's going to be, the events that would have to go through a process through the Planning Department and it going to still have to go all through that.

Tate stated that's right. If we get the grant, that in no way intervenes with the processes that we go through with the City and property owners to get the permission that's necessary for the project.

Amyx brought the discussion back to the Commission.

Amyx stated it seems to me that when we started, and Bob thank you for the work you did on the Culture Arts District plan, it seemed to me that what was about to happen was we were going to be looking at the things that were brought forward and 9th Street was going to be one of those things. One of the things that we've talked about over and over again is the sensitivity of the design of 9th Street, what the agreement is going to be was to make sure that it is a big and important part as we understand it to the East Lawrence neighborhood and that is going to be something that complements the neighborhood, rather than takes away from it in any way because we understand that it is one of the main corridors that goes through the center of the neighborhood. I have no idea what the design of that roadway is going to look like today. Do you all have them hidden back there on 9th Street? I don't think we do. We started a public process that is going to begin with what that design is going to look like and how it is going to be incorporated into the neighborhood along with whatever art is going to be part of it also. I think

we've got to be given, not only the time, but the opportunity to go through the public process to make sure that it works and that's what I think it's all about.

Corliss stated at some point I want to make sure while we have everyone here working to get the word out on a meeting that we're going to have this coming Monday. We've gotten in touch with the East Lawrence Neighborhood Association and I think it's going to start at 7:00 on Monday at New York School. It's a public meeting and we're going to begin the discussion of what kind of questions, what kind of information we can start working with a selected consultant. We haven't made that selection yet as far as the scope and what needs to be in that. That process of design, Downtown Lawrence is going to be invited, but it's a meeting with the neighborhood to talk about that. I just want to make sure while everybody's here because we're trying to get the word out.

Schumm stated in addition to that we want to make sure we have representatives from Downtown too because their one of the major parkers too.

Amyx stated, but one of the things that are important is that we do understand the importance to have the participation of the neighborhood and all of the neighbors of the neighborhood as discussed last week. That is the important part, to make sure that everybody does understand what's going on, not only as part of the arts district, but what's going to happen up and down 9th Street and throughout the neighborhood so that everybody understands it going in. I see no reason to delay this application this evening. I think we should proceed with it because we're going to hear it again in its entirety in 3 weeks. I think we just make this happen tonight and if there's something wrong in 3 weeks, I know everybody will be here to tell us exactly what part shouldn't be done.

Riordan said, I think it's important that we do this tonight because otherwise there won't be anything to look at in 3 weeks and I think we will have missed out. I think it's better to get the public input on this as we've done tonight, it always helps. I do think we have to be careful with words that we use. We could have as City Commissioners said that we were excluded from the

meeting that occurred, but that would not be correct. I think it was an oversight. I think the people that did it; did it in good faith and I don't think they have anything against the City Commission or other people from the western part of the City participating since it's the whole City. I'd also be very careful using words like "trespassing" because this is not something you can do on City owned property like the street. We certainly don't have that intent and I'd rather use words that don't have such emotional attachments to them because I don't think there's anybody on this Commission that is interested in creating a situation where we hurt the City. We've made great efforts to try to listen and made great efforts to try to understand. If we work together we'll be much better off and if we stay away from emotional words, I think we'll be much better off. I think we should go on with this because I think it would be to the benefit of the City and I think that we'll have the opportunity to bring it back around again to discuss the specifics of it and some of the questions that have been raised, I think are very good questions by East Lawrence people. I would be in favor.

Amyx stated Dave, you, Katherine and others will help us get out the word about Monday evenings meeting.

Farmer stated I wasn't here last week but I heard all about the meeting. I think it's important that we engage the neighborhood. I think that compromise is a two way street and I feel like both groups could benefit from getting together and when I say both groups, I mean the City Art Center partnership, Downtown Lawrence, Convention and Visitors Bureau group and then the neighborhood group. I think everybody needs to be a little bit more proactive in meeting. What's amazing to me is, and I haven't been on the Commission like a couple of you guys have for a long time, it seems to me that this has never been something that we've argued about before. If we can't get along about art, God help us. I hope we can make some progress together and bring everybody to the table and air our concerns. What appears as though is happening on the surface, from what I heard a lot of folks say at the meeting last week, is really not happening. I think that everybody has the best intentions and a lot of specific things that

they feel like are important and I would too if I lived in that neighborhood. I would want to have a say in what happens. I think everybody should just remain calm and rational and let's have a conversation about this and everybody's going to have to compromise, everybody's going to have to give. If we can do that, I hope that everybody at that point, they could be proud at the finish product. I wasn't here last week so I just felt like I needed to say that tonight.

Amyx asked if there were any other comments. There were none.

Moved by Schumm, seconded by Riordan, to approve proceeding with request from Lawrence Arts Center to partner with the City of Lawrence for NEA OurTown Grant by authorizing the first step in submittal of the general grant description in December with the understanding that the full grant will be reviewed by the Lawrence Cultural Arts Commission and approved by the City Commission prior to final submittal in January 2015. Aye: Amyx, Dever, Farmer, Riordan and Schumm. Nay: None. Motion carried unanimously.

C. CITY MANAGER'S REPORT:

David Corliss, City Manager, presented the report regarding Lawrence recycles 22.7 tons of electronic equipment at fall event; and, Water and Wastewater Treatment Plant Public Tours.

D. REGULAR AGENDA ITEMS: None

E. PUBLIC COMMENT:

Aaron Clopton stated I wanted to remind you that every day that goes by we still have a pressing need for a Police Facility here in town. As you remember, we're 62% undersized. We spent almost \$300,000 a year in redundancy costs because of our current setup with the police force. The reason why we haven't seen some of our ineffectiveness or inefficiency results occur because we have super men and women who hide their capes underneath their badges and holsters and are able to conduct the business keeping safety at the top of our community like they do. Because of the fact that over 16 years, we've seen a 93% increase in demand occur

because of our police force, that won't always be the case. So I really want to encourage you to at this time, please be bold, please lead from the front. This is not a time for soft pastel leadership, but really bold vibrant colors which you're capable of doing, but I want to encourage you that now is not the time to shy away from that demand. Please meet that demand for us. Have a Happy Thanksgiving.

F. FUTURE AGENDA ITEMS:

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

G: COMMISSION ITEMS:

Schumm stated I have two commission items. Yesterday there was a tragic accident at 6th and Rockledge. Previous to that, I had a couple of calls from different people who use that intersection and Public Works did put up some pedestrian signs to try and make drivers more aware of the traffic and cross traffic. What I would like to know is if we can ask the Traffic Engineer to take another look at that intersection to see if there's anything that he can recommend that might make it safer, slow traffic down or make people more aware. I don't know if the completion of the other intersection at 6th and Iowa if that adds any conflict to that 6th and Rockledge, but just if we could have a review by the Traffic Engineer on that particular intersection to make sure we're doing everything as safely as possible.

Farmer stated and other intersections too, not just that one. I think we need to get out ahead. That's a busy intersection and I travel that frequently. What other intersection are there in the community that have the potential, not just that one, but maybe down at the 23rd Street Corridor on Wakarusa.

Corliss stated we'll give you a report and that is essentially what David Woosley, Traffic Engineer, and other people in that division look at, are there improvements that we could make and I have confidence. They probably make a lot of them that I don't even know about, but we can give you a report. We'll pay particular attention to that and were up to about 90 or so signalized intersections around the community and were a very busy community. We need to

be wise about what we can do as a City to move forward on safety and honestly look for partners with the public that's out there walking and driving as well, to be conscience about that as well.

Schumm stated the second item is that I have had a request from a couple of people today to delay the cell phone tower site. Was it going to be on next week?

Corliss stated it was, but we'll wait and tentatively we've got it on the 9th.

Farmer stated Scott, could you give an update to the Cedarwood Apartments. Just so you all know what happened. I got a call from somebody and I got a hold of the owners of the LLC, who nobody really had been able to contact and I basically lit a fire underneath them. I said I'm going to be bringing this up and putting as much pressure as I can on you to rectify this and get it fixed. If you don't start marching to the beat of the drum of getting this fixed for the vulnerable folks in our community. I think he'd seem to respond to that at least from what the feedback that I got back from Kurt. Is it moving along? When is it going to be done? What can we do to protect these folks from this kind of stuff happening again?

McCullough stated the complaint we received back actually September 24th is how long we've been working with the ownership group there at Cedarwood. It started as a plumbing complaint as I understand it and it turned into a bedbug investigation and we had to take some time to compel the owner and even the tenant to comply with our policies on the infestation of bedbugs. This very recent action though has produced some positive results. We've had an exterminator in the building this week, beginning this week yesterday in fact. They did a couple of units and plan on doing a couple of more units today for a total of 8 units that are infested. Essentially one of the buildings have 16 units divided with a firewall so 8 on either side of the building and we believe that the infestation is on one side of that structure and so we're taking the necessary steps under our administrative policies to get it cleaned up.

Farmer stated can Treni or somebody on their staff go door-to-door and leave the fliers saying if you have a complaint, call us. I know that some of those folks are afraid to contact and

this is why we did rental registration. Some of those folks are afraid to tell their landlord for fear of retribution or other things. If they call us, we can help them. I want to be proactive in helping those folks understand that we're an outlet and we can help them if they reach out to us.

McCullough stated we can devise a process for getting word out.

Corliss stated some type of door hangers or something like that.

Farmer stated I've heard that more than 8 have bed bugs. I know it's tuff for us to get into other units unless there is a complaint so something to practically reach out to them to say like "hey, we're here to help." I don't think we should spend a month or two months, but like let's get it done this week or next week so these folks don't have to spend Christmas in crappy living conditions.

H: CALENDAR:

David Corliss, City Manager, reviewed calendar items

Corliss stated I want to make sure we have that December 1st meeting at New York School. I think we've listed that on the calendar and sent that out just today, the listening session on the 9th Street scope with the neighborhood and downtown.

Schumm stated whose going to moderate that meeting.

Corliss stated staff is going to lead it and we're going to have the ELNA president there to be a strong participant in regards to the neighborhood association's needs, but what we're going to do is talk to them a little bit at a time about some ground rules about speaking and length of speaking and those kinds of things. One of the things we've got to do is kind of manage expectations about what we're doing there. We're talking about the scope of a potential contract, the deliverables from the contractor and consultant and what they're going to give us in the process. We'll probably try to manage some of the discussion about those digressions that can be avoided and we'll encourage that and digressions that can't be, we'll try to turn them off a little bit because it's important to focus on what we're trying to talk about.

Schumm stated I recommend that the meeting not go more than an hour and a half because if people stop to leave and then they don't get full meeting. I've been to some of those where they go on and on. If we could have a tightly managed timeframe, we'll try to get all the information we can, but if we could move it along there would be more value.

Diane Stoddard, Assistant City Manager said, we had a meeting this morning with Aaron Paden and folks from the Art Center. Mike Logan from Downtown was there and we were all talking about the meeting. We would like to frame things in the beginning so we know what the focus is and our desire for the outcome is to bring you all the list of ideas and comments that are received at the meeting so that you all can hear that as well as the synopsis of the meeting. We'll be sure to take attendee information.

Riordan stated the other aspect that people have talked about is the promulgation of this. How are we letting people know?

Stoddard stated we did actually send out a new release. I think it was late yesterday through our regular City channels and then we also have several mail distribution lists set up and we have one that's related to the Cultural Arts Commission which a lot of folks are on. We also have a specific email distribution list for the 9th Street project and so both of those email list were also used. Additionally, we have been in contact with Aaron about helping us get that information out to the neighborhood so it can get out through their channels. They have a list server that a lot of people participate in and also we asked Mike Logan for his assistance in getting it out to DLI, but he also mentioned getting it out to all the merchants in the Downtown area.

Riordan stated I would just want you to consider two other things. First is that a number of seniors live in that area and the Senior Center might be a good place to go and the second would be just to give information to students at both Kennedy and New York Schools because a lot of those parents are quite interested and quite involved with what's going on. The more effort

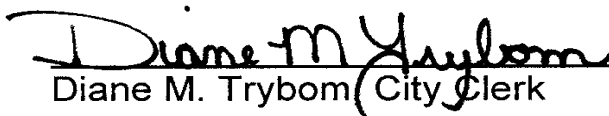
we make, I hope people understand the more input we would like from them and we want to receive that input.

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 Riordan, to adjourn at 7:53 p.m. Motion carried unanimously.

MINUTES APPROVED BY THE CITY COMMISSION ON DECEMBER 16, 2014.


Diane M. Trybom (City Clerk)