



# City of Lawrence

## CITY MANAGER'S OFFICE

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CITY MANAGER

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### CITY COMMISSION

**MAYOR**  
STUART BOLEY

**COMMISSIONERS**  
LISA LARSEN  
JENNIFER ANANDA, JD, MSW  
MATTHEW J. HERBERT  
LESLIE SODEN

April 3, 2018

The Board of Commissioners of the City of Lawrence met in regular session at 5:45 p.m., in the City Commission Chambers in City Hall with Mayor Boley presiding and Vice Mayor Larsen, Commissioner Ananda, Commissioner Herbert and Commissioner Soden present.

#### **A. RECOGNITION/PROCLAMATION/PRESENTATION:**

1. Proclaim the week of March 31 – April 7, 2018 as the 31st Anniversary of the Pelathe District Boy Scouts, Scouting for Food.
2. Proclaim the week of April 2-8, 2018 as Public Health Week.
3. Proclaim the month of April 2018 as Child Abuse Prevention Month.
4. Proclaim the month of April 2018 as Sexual Assault Awareness Month.
5. Proclaim the month of April 2018 as Mathematics Awareness Month.
6. Proclaim the month of April 2018 as Fair Housing Month.
7. Proclaim Tuesday, April 3, 2018 as National Service Recognition Day.
8. Proclaim the month of April 2018 as Parkinson's Disease Awareness Month.

#### **B. CONSENT AGENDA:**

**Commissioner Herbert requested removal of item 8(a) for a separate vote.**

**A member of the public requested removal of items 8(d) and 9 for a separate vote.**

**Moved by Vice Mayor Larsen, seconded by Commissioner Herbert,** to approve the consent agenda as below except for items 8(a), 8(d) and 9. Motion carried unanimously.

1. Approve City Commission meeting minutes from 03/20/18.
2. Receive minutes from various boards and commissions:

Affordable Housing Advisory Board meeting of 02/12/18  
Aviation Advisory Board meeting of 12/14/17  
Historic Resources Commission meeting of 02/15/18  
Horizon 2020 Steering Committee meeting of 11/27/17  
Lawrence-Douglas County Housing Authority meeting of 01/22/18



Mental Health Board meeting of 02/27/18  
 Public Health Board meeting of 01/16/18  
 Senior Resource Center for Douglas County meeting of 02/27/18  
 Transportation Commission meeting of 02/05/18

3. Approve claims in the amount of \$5,652,435.07 to 350 vendors.
4. Approve licenses as recommended by the City Clerk's Office.

<b>Drinking Establishment</b>	<b>Expires</b>
Pie Five Pizza Co KC Pie LLC 2500 Iowa St	03/23/18
Nagoya Japanese Cuisine Y G Nagoya Inc 711 W 23 <sup>rd</sup> St, Ste 24	04/12/18
<b>Drinking Establishment/Caterer</b>	<b>Expires</b>
Double Tree by Hilton Hulsing Hotels Kansas Inc 200 McDonald Dr	03/20/18
<b>Street Vendor License – pending department approvals</b>	<b>Location</b>
Coney Island Hot Dogs	NE Corner of 8 <sup>th</sup> and Massachusetts

5. Approve appointments as recommended by the Mayor.

MPO Policy Board: Appoint Commissioner Jennifer Ananda to serve as a City Commission Representative. Commissioner Ananda will replace Vice-Mayor Larsen. Commissioner Matthew Herbert continues to serve as the other City Commission Representative.

Extend the terms of members of various construction code advisory boards through June 30, 2019.

Building Code Board of Appeals: Extend the term of Michael Brunin to 06/30/19.

Electrical Code Board of Appeals: Extend the terms of Michael Wessel, Verlon Myers, and Eric Heathcoat to 06/30/19.

Fire Code Board of Appeals: Extend the terms of Jay Zimmerschied and Tracy Green to 06/30/19.

Mechanical Code Board of Appeals: Extend the terms of Laura Blanchard, P.E., L.C., Chris Champagne, and Sara Jane Scott, to 06/30/19.

Plumbing Code Board of Appeals: Extend the term of Brian Landon and Daniel Poull to 06/30/19

6. Bid and purchase items.

- a) Award Bid for Lawrence Arts Center Roof Repair (CIP# PW18B6), to JB Turner & Sons, in the amount of \$106,242, and authorize the City Manager to enter into an agreement.
7. Adopt on first reading, the following ordinance(s):
- a) Ordinance No. 9455, allowing the sale, possession, and consumption of alcohol on the public right-of-way on the 300 block of West 7th Street, on Saturday, April 28, 2018 from 3:00 p.m. – 7:00 p.m. in Watson Park for the Rockin' Red Music Fest event.
  - b) Ordinance No. 9441, authorizing the issuance of up to \$90,000,000 in hospital revenue bonds for Lawrence Memorial Hospital to provide funds to finance its new west facility and other improvements, and refund and redeem other outstanding bonds. (PIRC recommended approval 6-0 on 02/13/18).
8. Adopt on second and final reading, the following ordinance(s):
- a) **REMOVED FOR SEPARATE VOTE:** Ordinance No. 9442, rezoning (Z-17-00471) approximately 2.5 acres from UR (Urban Reserve) District to RM12-PD (Multi-Dwelling Residential-Planned Development Overlay) District, located at 5275 W. 6th Street. (PC Item 3A; approved 9-0 on 2/21/18)
  - b) Ordinance No. 9443, rezoning (Z-17-00688) approximately 1.33 acres located at 3900 W. 6th Street from CN2 (Neighborhood Commercial Center) District & PCD (Planned Commercial Development-Monterey Center) District to CN2 (Neighborhood Commercial Center) District. (PC Item 4A; approved 9-0 on 2/21/18)
  - c) Ordinance No. 9444, for Special Use Permit (SUP-17-00690) for Tommy's Car Wash, on approximately 1.33 acres located at 3900 W 6th Street. (PC Item 4B; approved 9-0 on 2/21/18)
  - d) **REMOVED FOR SEPARATE VOTE:** Ordinance No. 9445, rezoning (Z-17-00694) approximately 1.768 acres from RS10 (Single-Dwelling Residential) District to CS (Commercial Strip) District, located at 1105 E. 23rd Street. (PC Item 2A; approved 9-0 on 2/21/18)
  - e) Ordinance No. 9446, rezoning (Z-17-00689) approximately 1.685 acres from IBP (Industrial/Business Park) District to IL (Limited Industrial) District, located at 1300 Research Park Drive. (PC Item 1; approved 7-2 on 2/21/18)
9. **REMOVED FOR SEPARATE VOTE:** Adopt the following resolution(s):
- a) Resolution No. 7224, pertaining to the membership and term limits for the Transient Guest Tax Grant Program Advisory Board.
10. Approve a Special Event Permit, SE-18-00132, for the Kansas Relays Pole Vault Competition on April 18, 2018 from 10:00 a.m.-11:00 p.m., located at 4931 W. 6th Street. Submitted by Salty Iguana for Cherry Hill Properties, LLC, property owner of record

11. Traffic System Requests:
  - a) Prohibit parking on the east side of Ousdahl Road, 75' in each direction, from 19th Terrace, 20th Street, and 20th Terrace, and adopt on first reading, Ordinance No. 9449, prohibiting the parking (TC item #7; recommend approval 9-0 on 3/5/18).
  - b) Deny a request for a stop sign on 8th Street at Delaware Street (TC item #8; recommend denial 9-0 on 3/5/18).
12. Authorize the Mayor to execute a Performance Agreement between the City of Lawrence and Plastikon Healthcare, LLC, related to the Phase I and II expansions of the Company's facility in East Hills Business Park.
13. Authorize the Fire Chief to execute a Memorandum of Understanding between the Kansas State Fire Marshal's Office and the Lawrence-Douglas County Fire Medical Department to grant agency participation in the Kansas Search and Rescue Response System.
14. Authorize the City Manager to execute a Memorandum of Understanding between the Bert Nash Community Mental Health Center and the Lawrence Police Department, in reference to the Mental Health Team.
15. Approve travel expense statement for Commissioner Jennifer Ananda to attend the League of Kansas Municipalities Governing Body Institute & Mayors Conference, April 20-21, 2018 in Topeka, KS.
16. Approve travel expense statements for Commissioner Jennifer Ananda and Leslie Soden from the National League of Cities Congressional Cities Conference, March 11 – 14, 2018.
17. Receive the Social Services Funding Advisory Board 2017 Annual Report.
18. Authorize the Mayor to sign a Release of Mortgage for James L Feurt and Sherry A. Feurt, 508 Dakota Street.

**ITEMS REMOVED FOR SEPARATE VOTE:**

8. Adopt on second and final reading, the following ordinance(s):
  - a) Ordinance No. 9442, rezoning (Z-17-00471) approximately 2.5 acres from UR (Urban Reserve) District to RM12-PD (Multi-Dwelling Residential-Planned Development Overlay) District, located at 5275 W. 6th Street. (PC Item 3A; approved 9-0 on 2/21/18)

Katherine Simmons, Planner, presented the staff report.

**Moved by Vice Mayor Larsen, seconded by Commissioner Ananda,** to adopt on second and final reading Ordinance No. 9442, rezoning (Z-17-00471) approximately 2.5 acres from UR (Urban Reserve) District to RM12-PD (Multi-Dwelling Residential-Planned Development Overlay) District, located at 5275 W. 6th Street. Motion carried unanimously.

- d) Ordinance No. 9445, rezoning (Z-17-00694) approximately 1.768 acres from RS10 (Single-Dwelling Residential) District to CS (Commercial Strip) District, located at 1105 E. 23rd Street. (PC Item 2A; approved 9-0 on 2/21/18)

**Moved by Commissioner Herbert, seconded by Vice Mayor Larsen,** to adopt on second and final reading Ordinance No. 9445, rezoning (Z-17-00694) approximately 1.768 acres from RS10 (Single-Dwelling Residential) District to CS (Commercial Strip) District, located at 1105 E. 23rd Street. Motion carried unanimously.

9. Adopt the following resolution(s):

- a) Resolution No. 7224, pertaining to the membership and term limits for the Transient Guest Tax Grant Program Advisory Board.

Porter Arneill, Director of Communications and Creative Resources, presented the staff report.

**Moved by Commissioner Herbert, seconded by Commissioner Ananda,** to defer adoption of Resolution No. 7224, pertaining to the membership and term limits for the Transient Guest Tax Grant Program Advisory Board. Motion carried unanimously.

**C. PUBLIC COMMENT:**

The Commission heard public comment on items and issues not scheduled on the agenda.

**D. REGULAR AGENDA ITEMS:**

- 1. **Consider authorizing the City Manager to execute the consulting contract with GHD, Inc., in the amount of \$226,182.00, for the Farmland Remediation Project.**

Dave Wagner, Utilities Director, and Sarah Graves, Utilities Project Engineer, presented the staff report.

**Moved by Commissioner Ananda, seconded by Vice Mayor Larsen,** to authorize the City Manager to execute the consulting contract with GHD, Inc., in the amount of \$226,182 for the Farmland Remediation Project, excluding the stakeholder engagement provisions; and, direct staff to bring back revised stakeholder engagement provisions for approval by the City Commission. Motion carried unanimously.

- 2. **Consider motion to recess into executive session.**

**Moved by Commissioner Herbert, seconded by Commissioner Soden,** to recess into executive session for approximately 20 minutes to discuss upcoming employer-employee negotiations pursuant to the employer-employee negotiations exception set forth in K.S.A. 75-4319(b)(3). The justification for the executive session is to keep employer-employee negotiation matters confidential at this time. At the end of the executive session, the City Commission will resume its regular meeting in the City Commission Room. Motion carried unanimously.

**Moved by Commissioner Herbert, seconded by Commissioner Ananda,** to recess into executive session for approximately 15 minutes to discuss upcoming employer-employee

negotiations pursuant to the employer-employee negotiations exception set forth in K.S.A. 75-4319(b)(3). The justification for the executive session is to keep employer-employee negotiation matters confidential at this time. At the end of the executive session, the City Commission will resume its regular meeting in the City Commission Room. Motion carried unanimously.

The regular meeting reconvened at 8:11 p.m. The City Commission had nothing to report.

**E. COMMISSION ITEMS:**

**Moved by Vice Mayor Larsen, seconded by Mayor Boley**, to place on a future agenda a work session to discuss increasing the age for the purchase of tobacco products in Lawrence from 18 to 21. Motion carried unanimously.

**F. CITY MANAGER'S REPORT:**

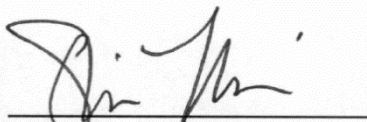
Tom Markus, City Manager, presented information on the following items: Bike Share Program to be Launched at the University of Kansas, Strategic Plan Webpage Updated, Upcoming events and services hosted by the Solid Waste Division, Planning & Development Services Monthly Project Report, Request by Local High School Students to Raise the Age to 21 to Purchase Tobacco Products, Downtown Solid Waste Rate Structure, GFOA Distinguished Budget Presentation Award Received for 2018, Future Agenda Items and Future Work Session Items.

**G. CALENDAR:**

The Commission reviewed calendar items.

**Moved by Commissioner Ananda, seconded by Commissioner Herbert**, to adjourn at 8:32 p.m. Motion carried unanimously.

**MINUTES APPROVED BY THE CITY COMMISSION ON APRIL 10, 2018.**



Sherril Riedemann, City Clerk