



# City of Lawrence

## CITY MANAGER'S OFFICE

THOMAS M. MARKUS  
CITY MANAGER

City Offices  
PO Box 708 66044-0708  
www.lawrenceks.org

6 East 6<sup>th</sup> St  
785-832-3000  
FAX 785-832-3405

### CITY COMMISSION

**MAYOR**  
MIKE AMYX

**COMMISSIONERS**  
LESLIE SODEN  
STUART BOLEY  
MATTHEW J. HERBERT  
LISA LARSEN

May 3, 2016

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 Amyx presiding and Commissioner Boley, Commissioner Herbert, Commissioner Larsen and Vice Mayor Soden present.

**A. STUDY SESSION (3:00 – 5:00 p.m.):**

1. 2017 Budget – Agenda & Attachments - Updated 05/02/16

**B. RECOGNITION/PROCLAMATION/PRESENTATION:**

1. Recognition of the City of Lawrence being awarded the BlueCHIP Award from Blue Cross and Blue Shield of Kansas and the Kansas Recreation and Park Association.
2. Proclaim May 1 – 7, 2016 as National Travel and Tourism Week.
3. Proclaim Saturday, May 7, 2016 as the Sertoma Bar-B-Q Cook-Off Day.
4. Proclaim the month of May, 2016 as Community Action Month.

**C. CONSENT AGENDA:**

**Mayor Amyx removed consent agenda item 7 for a separate vote.**

**It was moved by Commissioner Larsen, seconded by Commissioner Herbert to approve the consent agenda as below. Motion carried unanimously.**

1. Approve City Commission meeting minutes from 04/26/16.
2. Receive minutes from various boards and commissions:  
  
Community Development Advisory Committee meeting of 03/10/16  
Joint Economic Development Council meetings of 01/20/16 and 04/11/16
3. Approve claims to 147 vendors in the amount of \$1,081,351.52 and payroll related claims in the amount of \$415,717.64, for a total claim amount of \$1,497,069.16.
4. Approve a license as recommended by the City Clerk's Office.

**Drinking Establishment**

Genovese

**Expiration**

May 2, 2016



Genovese Inc.  
941 Massachusetts St.

5. Approve appointment as recommended by the Mayor.

**Citizen Advisory Board for Fair and Impartial Policing:**

Appoint Misty Nuckolls (913.636.1375) to a term that expires 03/01/19.

6. Bid and purchase items:
  - a) Award Bid No. B1604, Project No. UT1502, Sunnyside Avenue Waterline Replacement Project, to Banks Construction, in the amount of \$284,000 and authorize the City Manager to execute the construction contract.
  - b) Authorize the City Manager to execute Supplemental Agreement No.5, in the amount of \$44,338, to the Engineering Services Agreement with Black & Veatch for additional Engineering Design Services for Project No. UT1603 - Pump Station PS5 Electrical and Mechanical Improvements and to execute Supplemental Agreement No.6, in the amount of \$49,833, to the Engineering Services Agreement with Black & Veatch for Engineering Services related to Project No. UT1606 - Clinton Zebra Mussel Impacts and Control at the Clinton Raw Water Pump Station and Transmission Main.
  - c) Approve the purchase of laboratory instruments and equipment for the Department of Utilities, from Fisher Scientific, in the amount of \$42,847.48, utilizing the State of Kansas contract.
  - d) Authorize payment to ICL Performance Products, LC, in the amount of \$33,585 for waterline easement acquisition for the Kaw Transmission Main project.
7. **REMOVED FOR SEPARATE VOTE:** Adopt on second and final reading, Ordinance No. 9206, for a Text Amendment (TA-15-00346) to the *City of Lawrence Land Development Code*, to add *Urban Agriculture* as a permitted use and establish standards.
8. Approve a Special Event Permit, SE-16-00119, for Henry T's 25<sup>th</sup> Anniversary Party, located at 3520 W 6<sup>th</sup> Street. Submitted by Henry T's Bar & Grill, for James N. Baggett and Marguerite H. Ermeling, property owners of record.
9. Authorize City Manager to adjust staffing levels in Finance Department resulting in decrease in salary expenditures.
10. Authorize the City Manager to execute a License Agreement, permitting the owner of 945 Missouri Street, Geneva L. Swartzel, Trustee, to use a portion of the City's Right of Way on West 10th Street for parking in accordance with the terms and conditions of that Agreement.
11. Authorize the Parks and Recreation Department to submit a Sunflower Foundation Grant Application for construction of a concrete bike path in Rock Chalk Park.

**Consent Agenda Items Removed for Separate Vote:**

7. Adopt on second and final reading, Ordinance No. 9206, for a Text Amendment (TA-15-00346) to the *City of Lawrence Land Development Code*, to add *Urban Agriculture* as a permitted use and establish standards.

**Moved by Commissioner Soden, seconded by Commissioner Larsen**, to adopt on second and final reading, Ordinance No. 9206, for a Text Amendment (TA-15-00346) to the *City of Lawrence Land Development Code*, to add *Urban Agriculture* as a permitted use and establish standards. Motion passed 4-1; Ayes: Vice-mayor Soden, Commissioners Herbert, Boley and Larsen; Nay: Mayor Amyx.

**D. PUBLIC COMMENT:**

None.

**E. REGULAR AGENDA ITEMS:**

**1. Receive the Pedestrian Bicycle Issues Task Force Report.**

David P. Cronin, P.E., City Engineer presented the staff report.

Marilyn Hull and Charlie Bryan presented the Pedestrian Bicycle Issues Task Force Report.

**Moved by Commissioner Larsen, seconded by Commissioner Herbert**, to refer the Pedestrian Bicycle Issues Task Force Report to City staff and direct the City Manager to return to the Commission with recommendations during the 2017 budget development process. Motion carried unanimously.

**2. Reopen a public hearing regarding 1231 Pennsylvania St. to review the owner's progress in abating both the unsafe or dangerous structure conditions and the exterior premise conditions. Consider adopting Resolution No. 7160, setting a new public hearing date of June 21, 2016 to consider ordering repair or removal of the unsafe or dangerous structures and consider adopting Resolution No. 7161, ordering the owner to abate accumulated debris, scrap and salvage materials from the property by July 22, 2016, and directing the Enforcing Officer to abate the exterior premise conditions if the owner fails to abate, with incurred costs and expenses assessed against the property.**

Kurt Schroeder, Assistant Director, Planning & Development Services, presented the staff report.

**Moved by Commissioner Herbert, seconded by Commissioner Boley**, to reopen the public hearing. Motion carried unanimously

**Moved by Commissioner Boley, seconded by Commissioner Herbert**, to close the public hearing. Motion carried unanimously.

**Moved by Commissioner Boley, seconded by Commissioner Larsen,** to adopt Resolution No. 7160, setting a new public hearing date of June 21, 2016 to consider ordering repair or removal of the structure and adopt Resolution No. 7161, ordering the owner to abate the exterior premise by July 22, 2016. Motion carried unanimously.

**3. Conduct a public hearing and consider recommendations from the Historic Resources Commission to designate the following properties as Landmarks on the Lawrence Register of Historic Places:**

- a) L-15-00631: 643 Indiana Street, Wilder-Clark House
- b) L-15-00632: 2301 Massachusetts Street, Carl A. Preyer House
- c) L-16-00053: 402 N 2<sup>nd</sup> Street, Union Pacific Depot
- d) L-16-00054: 839 Vermont Street, Carnegie Building
- e) L-16-00055: 745 Vermont Street, Fire Station No. 1
- f) L-16-00121 1605 Oak Hill Avenue, Oak Hill Cemetery
- g) L-16-00122 901 W 5<sup>th</sup> Street, Clinton Park

Lynne Braddock Zollner, Historic Resources Administrator, presented the staff report

**Moved by Commissioner Herbert, seconded by Commissioner Larsen,** to open the public hearing. Motion carried unanimously.

**Moved by Commissioner Boley, seconded by Commissioner Herbert,** to close the public hearing. Motion carried unanimously.

**Moved by Vice Mayor Soden, seconded by Commissioner Larsen,** to adopt on first reading, Ordinance No. 9226, Ordinance No. 9227, Ordinance No. 9228, Ordinance No. 9229, Ordinance No. 9230, Ordinance No. 9231, Ordinance No. 9232 for landmark designations of 643 Indiana Street, 2301 Massachusetts Street, 402 N 2<sup>nd</sup> Street, 839 Vermont Street, 745 Vermont Street, 1605 Oak Hill Avenue, and 901 W 5<sup>th</sup> Street to the Lawrence Register of Historic Places. Motion carried unanimously.

**4. Consider scheduling May 10, 2016 as the date to consider the first reading of ordinances adopting code changes regarding city elections and mayoral terms.**

Toni Wheeler, City Attorney, presented the staff report.

The Commission directed staff to set May 10, 2016 as the date for first reading of the recommended ordinances adopting code changes regarding city elections and mayoral terms.

**F. FUTURE AGENDA ITEMS:**

Mayor Amyx outlined potential future agenda items.

**G: COMMISSION ITEMS:**

Commissioner discussion of items not scheduled on the agenda.

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

Tom Markus, City Manager, presented the report.

**I: CALENDAR:**

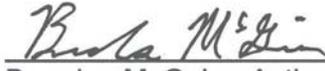
Review of calendar items.

**J: CURRENT VACANCIES – BOARDS/COMMISSIONS:**

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

**Moved by Commissioner Herbert, seconded by Commissioner Larsen,** to adjourn at 9:41 p.m. Motion carried unanimously.

**MINUTES APPROVED BY THE CITY COMMISSION ON MAY 10, 2016.**

  
\_\_\_\_\_  
Brandon McGuire, Acting City Clerk