



City of Lawrence

CITY MANAGER'S OFFICE

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CITY COMMISSION

MAYOR
MIKE AMYX

COMMISSIONERS
LESLIE SODEN
STUART BOLEY
MATTHEW J. HERBERT
LISA LARSEN

June 7, 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 complete video recording of this meeting is available on the City's website at www.lawrenceks.org/agendas.

A. RECOGNITION/PROCLAMATION/PRESENTATION:

1. Proclaim the week of June 5 – 11, 2016 as Relay for Life Week.

B. CONSENT AGENDA:

Mayor Amyx removed consent agenda item 9 for separate vote.

Michael Almon, Sustainability Action Network, removed consent agenda items 13 and 14 for separate votes.

Moved by Commissioner Boley, seconded by Commissioner Larsen, to approve the consent agenda as below. Motion carried unanimously.

1. Approve City Commission minutes from 05/24/16.
2. Receive minutes from various boards and commissions:
Historic Resources Commission meeting of 04/21/16
Planning Commission meeting of 04/25/16
3. Approve claims to 290 vendors in the amount of \$1,939,451.07 and payroll related items in the amount of \$3,071,467.06, for a total claim amount of \$5,010,918.13.
4. Approve licenses as recommended by the City Clerk's Office.

Drinking Establishment

Six Mile Tavern
Brown Jug LLC
4931 W 6th

Expiration

May 26, 2016

Paisanos Ristorante
S+D Management

May 29, 2016



2112 W 25th St

The Burger Stand at the Casbah
Burger Sand LLC
803 Massachusetts
May 31, 2016

Red Lyon Tavern
Susan G. Neverve
944 Massachusetts
June 16, 2016

Retail Liquor

River Ridge Liquor
River Ridge Liquor LLC
454 N Iowa
May 21, 2016

5. Approve appointments as recommended by the Mayor.

Lawrence Douglas County Housing Authority Board: Appoint Maria Duran to a term that expires 06/30/20.

Social Services Funding Advisory Board: Appoint Ranelle Fischer and Burdett Loomis to terms that expire 05/31/18 and Alice Lieberman to a term that expires 06/30/19.

6. Bid and purchase items:

- a) Award bid for Project No. PW1609, Rehabilitation of Elevators in City Hall, to the low bidder, Minnesota Elevator, Inc., in the amount of \$219,961, for the base bid only.
- b) Authorize the City Manager to execute Supplemental Agreement No. 2, in the amount of \$34,490.00, to the Clinton WTP Improvements Project UT1209 Engineering Services Agreement with Burns & McDonnell for additional Engineering Design Services for Evaluation of the Kaw Water Treatment Plant Filters.

7. Adopt on first reading, the following Building Code Ordinances:

- a) Ordinance No. 9238, amending Chapter V, Article 2 of the Code of the City of Lawrence, Kansas, 2015 Edition, and amendments thereto, by adopting and incorporating herein by reference "Building Code of the City of Lawrence, Kansas, July 1, 2016, edition," which adopts and incorporates therein by reference the 2015 International Building Code, as amended, regulating building and construction in the City Of Lawrence, Kansas, as prepared and published by the city's Department of Planning and Development Services, and repealing existing Chapter V, Article 2 and Ordinance No. 9168.
- b) Ordinance No. 9239, amending Chapter V, Article 3 of the Code of the City of Lawrence, Kansas, 2015 Edition, and amendments thereto, by adopting and incorporating herein by reference "Residential Code of the City of Lawrence, Kansas, July 1, 2016, Edition," which adopts and incorporates therein by reference the 2015 International Residential Code, as amended, regulating

building and construction in the City of Lawrence, Kansas, as prepared and published by the city's Department of Planning and Development Services, and repealing existing Chapter V, Article 3, and Ordinance No. 9169.

- c) Ordinance No. 9240, amending Chapter V, Article 4 of the Code of the City of Lawrence, Kansas, 2015 Edition, and amendments thereto, by adopting and incorporating herein by reference "Electrical Code of the City of Lawrence, Kansas, July 1, 2016, edition," which adopts and incorporates therein by reference the NFPA 70, National Electrical Code, 2014 Edition, as amended, regulating building and construction in the City of Lawrence, Kansas, as prepared and published by the city's Department of Planning and Development Services, and repealing existing Chapter V, Article 3, and Ordinance No. 9170.
- d) Ordinance No. 9241 amending Chapter V, Article 5 of the Code of the City of Lawrence, Kansas, 2015 Edition, and amendments thereto, by adopting and incorporating herein by reference "Plumbing Code of the City of Lawrence, Kansas, July 1, 2016, Edition," which adopts and incorporates therein by reference the 2015 international Plumbing Code, as amended, regulating building and construction in the City of Lawrence, Kansas, as prepared and published by the city's Department of Planning and Development Services, and repealing existing Chapter V, Article 5, and Ordinance No. 9171.
- e) Ordinance No. 9242, amending Chapter V, Article 6 of the Code of the City of Lawrence, Kansas, 2015 Edition, and amendments thereto, by adopting and incorporating herein by reference "Mechanical Code of the City of Lawrence, Kansas, July 1, 2016, Edition," which adopts and incorporates therein by reference the 2015 International Mechanical Code, as amended, regulating building and construction in the City of Lawrence, Kansas, as prepared and published by the city's Department of Planning and Development Services, and repealing existing Chapter V, Article 6, and Ordinance No. 9172.
- f) Ordinance No. 9243, amending Chapter V, Article 7 of the Code of the City of Lawrence, Kansas, 2015 Edition, and amendments thereto, by adopting and incorporating herein by reference "Fuel Gas Code of the City of Lawrence, Kansas, July 1, 2016, Edition," which adopts and incorporates therein by reference the 2015 International Fuel Gas Code, as amended, regulating building and construction in the City of Lawrence, Kansas, as prepared and published by the city's Department of Planning and Development Services, and repealing existing Chapter V, Article 7, and Ordinance No. 9173.
- g) Ordinance No. 9244, amending Chapter V, Article 8 of the Code of the City of Lawrence, Kansas, 2015 Edition, and amendments thereto, by adopting and incorporating herein by reference "Energy Conservation Code of the City of Lawrence, Kansas, July 1, 2016, Edition," which adopts and incorporates therein by reference the 2015 International Energy Conservation Code, as amended, regulating building and construction in the City of Lawrence, Kansas, as prepared and published by the city's Department of Planning and Development Services, and repealing existing Chapter V, Article 8, and Ordinance No. 9174.
- h) Ordinance No. 9245, amending Chapter V, Article 9 of the Code of the City of Lawrence, Kansas, 2015 Edition, and amendments thereto, by adopting and

incorporating herein by reference “Existing Building Code of the City of Lawrence, Kansas, July 1, 2016, Edition,” which adopts and incorporates therein by reference the 2015 International Existing Building Code, as amended, regulating building and construction in the City of Lawrence, Kansas, as prepared and published by the city’s Department of Planning and Development Services, and repealing existing Chapter V, Article 9, and Ordinance No. 9175.

- i) Ordinance No. 9246, amending Chapter VIII, Article 2 of the Code of the City of Lawrence, Kansas, 2015 Edition, and amendments thereto, by adopting and incorporating herein by reference “Fire Code of the City of Lawrence, Kansas, July 1, 2016, Edition,” which adopts and incorporates therein by reference the 2015 International Fire Code, as amended, regulating fire prevention and protection in the City of Lawrence, Kansas, as prepared and published by the Lawrence-Douglas County Fire and Medical Department, and repealing existing Chapter VIII, Article 2, and Ordinance No. 9199.
 - j) Ordinance No. 9247, amending Chapter IX, Article 6 of the Code of the City of Lawrence, Kansas, 2015 Edition, and amendments thereto, by adopting and incorporating herein by reference “Property Maintenance Code of the City of Lawrence, Kansas, July 1, 2016, Edition,” which adopts and incorporates therein by reference the 2015 International Property Maintenance Code, as amended, regulating building and construction in the City of Lawrence, Kansas, as prepared and published by the city’s Department of Planning and Development Services, and repealing existing Chapter IX, Article 6, and Ordinance No. 9203.
- 8. Approve a Special Event Permit, SE-16-00193, for a fundraiser BBQ competition, located at 2420 Fairfield St, June 18, 2016. Submitted by Jim Leonard, for Cole TS Lawrence KS, LLC c/o Tractor Supply Co., property owner of record.
 - 9. **REMOVED FOR SEPARATE VOTE:** Approve a Text Amendment, TA-16-00128, to the City of Lawrence Land Development Code, Article 17 and related sections of Chapter 9, for revisions related to the use and design standards for Valet Parking. Adopt on first reading, Ordinance No. 9248, for Text Amendment, TA-16-00128, to the City of Lawrence Land Development Code, Article 17 and related sections of Chapter 9, for revisions related to the use and design standards for Valet Parking. Initiated by the City Commission on 3/28/16. (PC Item 5; approved 8-0 on 5/23/16).
 - 10. Approve a street event permit for the KU Band Day Parade event to close various streets downtown on Saturday September 10, 2016 beginning at 10:30 a.m.
 - 11. Approve a Street Event Temporary Use of Right-of-Way Permit allowing the closure of the 100 block of E 8th Street, from 12:00 p.m. on Friday, August 12, 2016, to 3:00 a.m. on Sunday, August 14, 2016, for the 2016 Sandbar Birthday Party. Adopt on first reading Ordinance No. 9236, allowing the sale, possession and consumption of alcohol on the 100 block of E 8th Street during the event.
 - 12. Approve a Street Event Temporary Use of Right-of-Way Permit allowing the closure of the 700 block of Mississippi Street from 10:00 a.m. to 9:30 p.m. on Saturday September 24, 2016 for the Old West Lawrence Neighborhood Association Block Party. Adopt on first reading, Ordinance No. 9237, allowing the possession and consumption of alcohol on the 700 block of Mississippi Street during the event.

13. **REMOVED FOR SEPARATE VOTE:** Concur with a list of Traffic Calming Priority Projects for 2016 construction, pending concurrence from the neighborhoods.
14. **REMOVED FOR SEPARATE VOTE:** Direct staff to proceed with designing and constructing 2016 pedestrian and bicycle projects for Safe Routes to School, CDBG Sidewalk Gap and the Lawrence Loop.
15. Approve the following items related to traffic issues at New York, Cordley, and Langston Hughes Elementary Schools:
 - a) Establish no parking along the west side of Vermont Street, from 18th Street to the south 95 feet from 19th Street; and establish no parking, no stopping, no standing on the west side of Vermont Street, from 19th Street north 95 feet; and establish no left turns for south bound Vermont Street traffic onto 19th Street, from 8:00 a.m. to 6:00 p.m. Monday through Friday during school days; and rescind the current no parking restrictions on the east side of Kentucky Street from 18th Street south to the northern most school driveway.
 - b) Establish no parking, no stopping, no standing on the north side of Diamondhead Drive from the west crosswalk at George Williams Way to the north property line of 1016 Diamondhead Drive; and establish no parking, no stopping, no standing on school days from 3:30 p.m. to 4:30 p.m. on Mondays, Tuesdays, Thursdays and Fridays and from 2:00 p.m. to 3:00 p.m. on Wednesdays on the north side of Diamondhead Drive from the north property line of 1016 Diamondhead Drive to the north property line of 1004 Diamondhead Drive, and establish no parking, no stopping, no standing on the south side of Diamondhead Drive to a point 20 feet east and 20 feet west of the access sidewalk on the USD 497 property.
16. Receive notice for the July 6, 2016 vacation hearing before the Board of Douglas County commissioners regarding the Baldwin Creek trail project and provide notice to the Lawrence Douglas County Planning Commission.
17. Approve Rainworks Stencilry temporary art project on the sidewalk in front of the Watkins Museum, as recommended by the Lawrence Cultural Arts Commission.
18. Authorize the Mayor to sign Releases of Mortgage for:
 - a) Jennifer L. Coker, 1406 Oakhill Avenue; and
 - b) Elizabeth A. Campbell and Mary Jane McLendon, 545 Ohio Street.

Consent Agenda Items Removed for Separate Vote:

9. Approve a Text Amendment, TA-16-00128, to the City of Lawrence Land Development Code, Article 17 and related sections of Chapter 9, for revisions related to the use and design standards for Valet Parking. Adopt on first reading, Ordinance No. 9248, for Text Amendment, TA-16-00128, to the City of Lawrence Land Development Code, Article 17 and related sections of Chapter 9, for revisions related to the use and design standards for Valet Parking. Initiated by the City Commission on 3/28/16. (PC Item 5; approved 8-0 on 5/23/16).

Moved by Commissioner Boley, seconded by Commissioner Herbert, to approve Text Amendment, TA-16-00128 and adopt on first reading, Ordinance No. 9248. Motion carried unanimously.

13. Concur with a list of Traffic Calming Priority Projects for 2016 construction, pending concurrence from the neighborhoods.

Moved by Commissioner Boley, seconded by Commissioner Herbert, to concur with the list of Traffic Calming Priority Projects for 2016 construction, excluding the project to construct speed humps and partial dividers along 13th Street from Connecticut Street to Haskell Avenue, pending concurrence from the neighborhoods. Motion carried unanimously.

14. Direct staff to proceed with designing and constructing 2016 pedestrian and bicycle projects for Safe Routes to School, CDBG Sidewalk Gap and the Lawrence Loop.

Moved by Commissioner Herbert, seconded by Commissioner Larsen, to direct staff to proceed with designing and constructing 2016 pedestrian and bicycle projects for Safe Routes to School, CDBG Sidewalk Gap and the Lawrence Loop. Motion carried unanimously.

C. PUBLIC COMMENT:

None.

D. REGULAR AGENDA ITEMS:

1. Consider the following actions regarding City bond sale:

Bryan Kidney, Finance Director, presented the staff report for items 1 a, and b.

- a) **Review bids received and approve sale of water and sewage system revenue bonds, Series 2016-A, to the lowest responsible bidder. Declare an emergency and consider adopting on first and second reading, Ordinance No. 9249, providing for the issuance of water and sewage bonds, Series 2016-A and adopt Resolution No. 7164, prescribing the forms and details of \$60,310,000 and authorizing and directing the sale and delivery of water and sewage system refunding revenue bonds, Series 2016-A.**

Moved by Commissioner Boley, seconded by Commissioner Larsen, to conduct note and bond sale. Declare an emergency and adopt on first and second reading, Ordinance No. 9249 and adopt Resolution No. 7164, authorizing the sale of and prescribing the forms and details of \$60,310,000 in revenue bonds. Motion carried unanimously.

- b) **Review bids received and approve sale of \$13,385,000 general obligation revenue bonds, Series 2016-A to the lowest responsible bidder. Declaring an emergency and consider adopting on first and second reading, Ordinance No. 9250, authorizing and providing for the issuance of general obligation bonds, Series 2016-A and adopt Resolution No. 7165, prescribing the forms and details of and authorizing and directing the sale and delivery of general obligation bonds, Series 2016-A.**

Moved by Vice Mayor Soden, seconded by Commissioner Boley, to conduct note and bond sale. Declare an emergency and adopt on first and second reading, Ordinance No. 9250 and adopt Resolution No. 7165, prescribing the forms and details of and authorizing and directing the sale and delivery of general obligation bonds, Series 2016-A. Motion carried unanimously.

2. **Conduct public hearing to consider a vacation request submitted by Grob Engineering Services, LLC, for Westridge Lawrence, LLC, to vacate a portion of a utility and cross access easement located in Lot 1, Block One, Raco-Westridge Addition, aka 3530 W. 6th Street.**

Chuck Soules, Director of Public Works, presented the staff report.

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

Moved by Commissioner Herbert, seconded by Commissioner Boley, to approve a request to vacate a portion of a utility and cross access easement located at 3530 W. 6th Street. Motion carried unanimously.

3. **Conduct public hearing to consider a vacation request submitted by staff, to vacate a 10 foot portion of City right-of-way located adjacent to 1145 Pennsylvania Street in Lot 109 on Pennsylvania Street. Consider license agreement for use of right-of-way of Pennsylvania Street at 1145 Pennsylvania.**

Chuck Soules, Director of Public Works, presented the staff report.

Moved by Vice Mayor Soden, seconded by Commissioner Larsen, to close the public hearing. Motion carried unanimously.

Moved by Vice Mayor Soden, seconded by Commissioner Boley, to approve a request to vacate a 10 foot portion of City right-of-way located adjacent to 1145 Pennsylvania Street and approve a license agreement for use of right-of-way at 1145 Pennsylvania. Motion carried unanimously.

4. **Receive request from Robert Schumm to establish a 10-year, Neighborhood Revitalization Area with an eighty-five percent (85%) rebate provided annually for years one through five and a fifty percent (50%) rebate provided annually for years six through ten, and for Industrial Revenue Bond financing, for the purpose of accessing a sales tax exemption on project construction materials, to support a mixed-use development, Vermont Place, to be located at approximately 815 Vermont Street.**

Britt Crum-Cano, Economic Development Coordinator, presented the staff report.

Moved by Commissioner Boley, seconded by Commissioner Larsen, to refer the request to the City Manager to work with the applicant to determine if any changes can be made to the request. Such changes would be presented to the City Commission at a later date. Aye: Mayor Amyx, Commissioner Boley and Commissioner Larsen. Nay: Vice Mayor Soden and Commissioner Herbert. Motion carried 3-2.

The Commission recessed for approximately 5 minutes.

5. Receive 2015 Economic Development Report.

Britt Crum-Cano, Economic Development Coordinator, presented the staff report.

Moved by Commissioner Larsen, seconded by Vice Mayor Soden, to receive report. Motion carried unanimously.

6. Consider adopting on first reading, Ordinance No. 9251, making changes to the City Commission Meeting schedule, setting regular City Commission meetings at 5:45 p.m. the first and third Tuesday of each month and a Consent Agenda only/Work Session meeting at 5:45 the second Tuesday of each month.

Thomas M. Markus, City Manager, presented the staff report.

Moved by Commissioner Larsen, seconded by Commissioner Herbert, to adopt on first reading, Ordinance No. 9251. Motion carried unanimously.

7. Consider motion to recess into executive session for approximately 20 minutes for the purpose of consultation with attorneys for the City deemed privileged in the attorney-client relationship. The justification for the executive session is to keep attorney-client matters confidential at this time. The City Commission will resume its regular meeting in the Commission Room upon completion of the executive session.

Moved by Commissioner Herbert, seconded by commissioner Boley, to approve motion to recess into executive session for approximately 20 minutes. Motion carried unanimously.

The regular meeting reconvened at 9:24 p.m. The City Commission had nothing to report and took no action after the executive session.

E. FUTURE AGENDA ITEMS:

Diane Stoddard, Assistant City Manager, outlined potential future agenda items.

F: COMMISSION ITEMS:

Commissioner discussion of items not scheduled on the agenda.

G. CITY MANAGER'S REPORT:

Tom Markus, City Manager, presented the report.

H: CALENDAR:

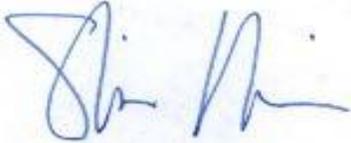
Review of calendar items.

I: CURRENT VACANCIES – BOARDS/COMMISSIONS:

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

Moved by Commissioner Herbert, seconded by Commissioner Boley, to adjourn at 9:31 p.m. Motion carried unanimously.

MINUTES APPROVED BY THE CITY COMMISSION ON JUNE 14, 2016.

A handwritten signature in blue ink, appearing to read "Sherri Riedemann". The signature is stylized and cursive.

Sherri Riedemann, City Clerk