



City of Lawrence

CITY MANAGER'S OFFICE

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CITY MANAGER

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CITY COMMISSION

MAYOR
MIKE AMYX

COMMISSIONERS
LESLIE SODEN
STUART BOLEY
MATTHEW J. HERBERT
LISA LARSEN

July 19, 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 Vice Mayor Soden, Commissioner Boley, Commissioner Herbert, and Commissioner Larsen 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 Tuesday, July 26, 2016 to be the City of Lawrence, Kansas Celebration of the 26th Anniversary of the American with Disabilities Act.

B. CONSENT AGENDA:

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

1. Approve City Commission meeting minutes from 07/12/16.
2. Receive minutes from various boards and commissions:

Traffic Safety Commission meeting of 05/02/16
3. Approve claims in the amount of \$3,872,299.75 and payroll in the amount of \$3,264,267.01 for a total claim amount of \$7,136,566.76 to 258 vendors.
4. Approve licenses as recommended by the City Clerk's Office.

Drinking Establishment

Vecinos Ristorante
EVJICA LLC
1819 W 23rd St.

Expiration

New License

Wingstop

Hawkhorn LLC
2233 Louisiana St.

New License

5. Bid and purchase items:



- a) Set a bid opening date of August 2, 2016 for Bid No. B1630 Contractor Services for Emergency Repairs of Sanitary Sewer Mains, Force Mains, and Air Relief Valves.
 - b) Award bid for ASACE approved rip-rap for the Public Works Department to Mid States Materials, in an amount not to exceed \$50,000.
 - c) Authorize the City Manager to enter into a cost share agreement with the Kansas Water Office for a Kansas River Algal Study and approve payment to the Kansas Water Office in the amount of \$30,257.
6. Adopt on first reading, Ordinance No. 9252, enacting amendments to the City of Lawrence Building Code to require submittal of storm water grading and drainage plans for residential building construction projects on RS5 and RS3 zoned lots classified as "Zone X, Protected by Levee" on the city's Flood Insurance Rate Map.
 7. Adopt Resolution No. 7169, authorizing the City to enter into a lease purchase agreement with U.S. Bancorp Government Leasing and Finance, Inc., to finance the acquisition of one Dodge Ram HD Truck with Utility Body and one Tandem Axle Dump Truck with spreader and plow for the Public Works Department, for a total amount of \$244,259, and enter into an escrow agreement with U.S. Bank National Association.
 8. Concur with the recommendations of the Traffic Safety Commission for the following:
 - a) To deny traffic calming in the 2300 block of Vermont Street (TSC item #2; denied 8-0 on 5/2/16).
 - b) To deny establishing no parking along the east side of Ousdahl Road between 19th Street and 20th Street (TSC item #4; denied 8-0 on 5/2/16).
 - c) To deny establishing a multi-way stop at the intersection of 19th Terrace and Ousdahl Road (TSC item #5; denied 8-0 on 5/2/16).
 - d) To establish traffic calming on Arkansas Street between 8th Street and 9th Street (TSC item #6; approved 8-0 on 5/2/16).
 - e) To establish a pedestrian crossing with a pedestrian hybrid beacon on Haskell Avenue at 16th Street (TSC item #7; approved 8-0 on 5/2/16).
 9. Authorize staff to submit FY 2018/2019 Federal-Aid Safety Program application for improvements on 23rd Street, Ohio Street to Vermont Street, and at 13th Street & Massachusetts Street.
 10. Approve the following items related to the Live on Mass Event:
 - a) Approve a Street Event Temporary Use of Right-of-Way Permit allowing the closure of the sidewalk only on the east side of Massachusetts Street, from 1016 Massachusetts Street south to 11th Street on Friday, August 19, 2016 from 5:00 p.m. to 11:59 p.m. for the Live on Mass Event. Adopt on first reading Ordinance No. 9268, allowing the sale, possession and consumption of alcohol on the east side of Massachusetts Street, from 1016 Massachusetts Street south to 11th

Street (sidewalk only) on Friday, August 19, 2016 from 5:00 p.m. to 11:59 p.m. for the Live on Mass Event.

- b) Approve a Special Event Permit, SE-16-00274, for Live on Mass, located at 1020 Massachusetts Street, on August 19, 2016. Submitted by Mike Logan on behalf of Ziegler Rentals LLC and Granada LLC, property owners of record.
11. Authorize the Mayor to sign the Release of Mortgage for Susan L. Bolton, 2015 Stratford Road.

C. PUBLIC COMMENT:

KT Walsh addressed the commission regarding the Greyhound Bus Stop.

D. REGULAR AGENDA ITEMS:

1. **Conduct a public hearing to consider a request submitted by Richard and Linda Finger and Brian E. Lambright, to vacate a 15' utility easement between their homes at 4117 Wimbledon Drive and 4121 Wimbledon Drive.**

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

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

There was no public comment on this item.

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 Order of Vacation. Motion carried unanimously.

2. **Consider the following items related to the 2015 Bike MS Event:**

a) **Conduct a public hearing.**

b) **Consider approving a street event permit and closure of Massachusetts Street from South Park Street to North Park Street and North Park Street (Massachusetts to Vermont) on Saturday September 17, 2016 at 5:00 a.m. to Sunday September 18, 2016 at 12:00 p.m., and no parking on North Park Street from Massachusetts Street to Vermont Street on Thursday, September 15, 2016 at 5:00 a.m. to Sunday September 18, 2016 at 12:00 p.m., and closure of the Community Center parking lot #7 on Friday September 16, 2016 at 5:00 p.m. to Sunday September 18, 2016 at 10:00 a.m., and no parking on W. South Park Street Friday September 16, 2016 at 5:00 p.m. to Sunday September 18, 2016 at 12:00 p.m.**

c) **Consider adopting on first reading, Ordinance No. 9253, allowing the sale, possession and consumption of alcohol on Saturday September 17, 2016 at**

5:00 a.m. to Sunday September 18, 2016 at 12:00 p.m. in South Park and on Massachusetts Street between North Park and South Park Street.

Mark Thiel, Assistant Public Works Director, presented the staff report.

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

There was no public comment on this item.

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

Moved by Commissioner Larsen, seconded by Commissioner Herbert, to find that the proximity of the temporary sale of alcoholic liquor for the event is not adverse to the public welfare or safety, and grant distance limitation; approve a street event permit for the closure of Massachusetts Street from South Park Street to North Park Street and North Park Street (Massachusetts to Vermont) on Saturday September 17, 2016 at 5:00 a.m. to Sunday September 18, 2016 at 12:00 p.m., and no parking on North Park Street from Massachusetts Street to Vermont Street on Thursday, September 15, 2016 at 5:00 a.m. to Sunday September 18, 2016 at 12:00 p.m., and closure of the Community Center parking lot #7 on Friday September 16, 2016 at 5:00 p.m. to Sunday September 18, 2016 at 10:00 a.m., and no parking on W. South Park Street Friday September 16, 2016 at 5:00 p.m. to Sunday September 18, 2016 at 12:00 p.m.; and, adopt on first reading, Ordinance No. 9253, allowing the sale, possession and consumption of alcohol on Saturday September 17, 2016 at 5:00 a.m. to Sunday September 18, 2016 at 12:00 p.m. in South Park and on Massachusetts Street between North Park and South Park Street. Motion carried unanimously.

3. Consider the following items related to the 2016 Kansas State Fiddling and Picking Championship:

a) **Conduct a public hearing;**

b) **Consider approving a street event permit and closure of Massachusetts Street between North Park and South Park Street from 8:00 a.m. to 9:00 p.m. on Sunday August 28, 2016;**

c) **Consider adopting on first reading Ordinance No. 9254, allowing the sale, possession and consumption of alcohol on Sunday August 28, 2016 from 8:00 a.m. to 9:00 p.m. in South Park and on Massachusetts Street between North Park and South Park Street.**

Mark Thiel, Assistant Public Works Director, presented the staff report.

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

There was no public comment on this item.

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

Moved by Commissioner Larsen, seconded by Commissioner Boley , to find that the proximity of the temporary sale of alcoholic liquor for the event is not adverse to the public welfare or safety and grant a distance limitation; approve a street event permit and closure of Massachusetts Street between North Park and South Park Street from 8:00 a.m. to 9:00 p.m. on Sunday August 28, 2016; and, adopt on first reading ordinance No. 9254, allowing the sale, possession and consumption of alcohol on Sunday August 28, 2016 from 8:00 a.m. to 9:00 p.m. in South Park and on Massachusetts Street between North Park and South Park Street. Motion carried unanimously.

4. **Consider approving a temporary six-month drinking establishment license for John Brown Underground, LLC, subject to conditions.**

Sherri Riedemann, City Clerk, presented the staff report.

Moved by Commissioner Larsen, seconded by Commissioner Herbert, to approve a temporary six-month drinking establishment license for John Brown Underground, LLC. Motion carried unanimously.

5. **Consider authorizing publication of the 2017 Budget Summary and establish August 2, 2016 as the public hearing date. This establishes the maximum budget authority and property tax mill levy for the 2017 budget.**

Bryan Kidney, Finance Director, presented the staff report.

After a short break, the City Commission resumed its regular meeting.

Moved by Commissioner Herbert, seconded by Vice Mayor Soden, to authorize publication of the 2017 Budget Summary and establish August 2, 2016 as the public hearing date. Motion carried unanimously.

6. **The City Auditor will present Performance Audit: Improvements Can Help Inform Decisions and Monitor Progress on Economic Development Incentives.**

Michael Eglinski, City Auditor, presented the performance audit.

Diane Stoddard, Assistant City Manager, presented comments in response to the audit.

Toni Wheeler, City Attorney, presented a report regarding the City Manager's recommendation to eliminate the City Auditor position.

Brit Crum-Cano, Economic Development Coordinator, presented comments in response to the audit.

Moved by Commissioner Herbert, seconded by Commissioner Larsen, to receive report. Motion carried unanimously.

7. **Receive audit recommendation follow-up memo from the City Auditor and direct the auditor to close recommendations.**

Michael Eglinski, City Auditor, presented the staff report.

Moved by Vice Mayor Soden, seconded by Commissioner Larsen, to receive report and direct the auditor to close recommendations. Motion carried unanimously.

E. COMMISSION ITEMS:

Commissioner discussion of items not scheduled on the agenda.

F. CITY MANAGER'S REPORT:

Tom Markus, City Manager, presented the report.

G. CALENDAR:

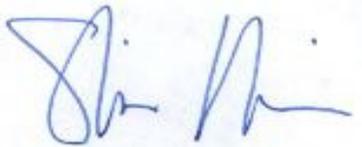
Review of calendar items.

H. 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 10:22 p.m. Motion carried unanimously.

MINUTES APPROVED BY THE CITY COMMISSION ON AUGUST 2, 2016.



Sherri Riedemann, City Clerk