



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

March 6, 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 March 2, 2018 as National Speech and Debate Education Day.
2. Proclaim Saturday, March 17, 2018 as the day for the City of Lawrence's Thirty-First Annual St. Patrick's Day Parade.

Moved by Commissioner Herbert, seconded by Vice Mayor Larsen, to amend the agenda to consider regular agenda items 3 and 4 prior to regular agenda item 2. Motion carried unanimously.

Moved by Vice Mayor Larsen to defer consent agenda items 2 and 6. Motion was not considered due to lack of a second.

Moved by Vice Mayor Larsen, seconded by Commissioner Herbert, to defer consent agenda item 2 until March 20th, 2018; and, amend the agenda to consider consent agenda item 6 after the regular agenda items. Aye: Mayor Boley, Vice Mayor Larsen, Commissioner Ananda, Commissioner Herbert. Nay: Commissioner Soden. Motion carried 4-1.

B. CONSENT AGENDA:

Vice Mayor Larsen requested removal of item 9(c) for a separate vote.

A member of the public requested removal of item 10 for a separate vote.

Moved by Commissioner Herbert, seconded by Vice Mayor Larsen, to approve the consent agenda as below except for 2, 6, 9(c) and 10. Motion carried unanimously.

1. Approve City Commission meeting minutes from 02/20/18.
2. **DEFERRED:** Receive minutes from various boards and commissions:

Affordable Housing Advisory Board meeting of 01/08/18

Board of Zoning Appeals meetings of 08/03/17, 09/07/17, 10/20/17, 12/07/17, and 01/04/18

Historic Resources Commission meetings of 08/17/17, 09/21/17, 10/19/17, 11/16/17, and 01/18/18



Planning Commission meetings of 11/15/17 and 01/24/18
 Public Incentives Review Committee meeting of 11/14/17
 Public Transit Advisory Committee meeting of 01/08/18
 Sustainability Advisory Board meeting of 01/10/18
 Transportation Commission meetings of 12/04/17 and 12/14/17

3. Approve claims in the amount of \$5,053,113.62 to 319 vendors.
4. Approve licenses as recommended by the City Clerk's Office.

Drinking Establishment – Caterer	Expires
Free State Brewing Co Free State Brewing Co Inc 636 Massachusetts St	02/14/18
Drinking Establishment	Expires
J Wilsons R U Hungry Inc 4821 W 6 th St, Ste A	02/14/18
Johnnys Tavern West Jonny's West Lawrence Inc 721 Wakarusa Dr, Ste 100	02/25/18
Eldridge Extended Eldridge Hotel Partners LLC 201 W 8 th St	02/26/18
Allstars Lawrence Entertainment Inc 913 N 2 nd St, Ste C	03/02/18
Yokohama Sushi Yokohama Sushi KS LLC 1730 W 23 rd St	03/02/18
Street Vendor – pending department approvals	Location
Moonfluf	SW corner of 8 th and Massachusetts

5. Approve appointments as recommended by the Mayor.

Affordable Housing Advisory Board: Appoint Susan Cooper to the City At Large Representative, with a term ending 12/31/19. Appoint Sarah Waters as the KU Representative, with a term ending 12/31/19. Appoint Ron Gaches as the Chamber of Commerce Representative, with a term ending 12/31/20. Appoint Thomas Howe as the Lawrence Board of Realtors Representative, with a term ending 12/31/21.

Historic Resources Commission – Reappoint Aaron Bailey and Kent Fry to additional terms that expire 03/01/21.

6. **REMOVED FOR SEPARATE VOTE:** Bid and purchase items.

- a) Authorize the purchase of one (1) articulated loader for the Public Works Department, from Roadbuilders Machinery, in the amount of \$162,595.00, utilizing the HGAC purchasing contract.
 - b) Award Bid No. B1755, Project No. UT1604, Clinton Water Treatment Plant Sludge Room Repairs Project, to John Rohrer Contracting Company, in the amount of \$156,711.00, and authorize the City Manager to execute the construction contract. Authorize the City Manager to execute Supplemental Agreement No. 4, in the amount of \$35,901.00, to the Engineering Services Agreement with Walter P Moore for construction phase engineering services for the Clinton Water Treatment Plant Sludge Room Repairs Project No. UT1604.
 - c) Award Bid No. B1801, Project No. UT1307, for the procurement of mixing equipment for the Oread Water Storage Tanks, to Crossland Heavy Contractors, in the amount of \$118,250.00. (2017 CIP No. UT1307)
 - d) Award Bid No. B1803, mowing contracts for city properties, to Perfect Cut Lawn and Landscaping for \$100,432.00 for District Two, Areas 1, 2, and 3, and District Three, Area 2, and Landscape Division Area 1 and Area 2 and Bishop Custom Mowing for \$28,300.00 for District Three, Area 1.
 - e) Authorize the sole source purchase for the VirTra Systems 180 degree LE-5 Simulator, in the amount of \$205,609.41, for Project No. PD1802CIP, and authorize the City Manager to execute the contract.
7. Adopt on first reading, the following ordinance(s):
- a) Ordinance No. 9447, prohibiting the possession of glass bottles and other glass containers in the downtown district during specified hours.
8. Adopt on second and final reading, the following ordinance(s):
- a) Ordinance No. 9438, to rezone (Z-17-00602) approximately 8.434 acres from RSO (Single-Dwelling Residential-Office) District to RM15 (Multi-Dwelling Residential) District, located at 4500 Overland Dr. (PC Item 1; approved 8-0 on 1/24/18)
 - b) Ordinance No. 9439, amending certain sections of Chapter V, Article 18 of the City Code, which pertains to the regulation of signs (Sign Code).
 - c) Ordinance No. 9440, amending the 2018 City Operating and Capital Improvement Budget.
9. Adopt the following resolution(s):
- a) Resolution No. 7241, declaring the City's intent to issue general obligation bonds in the amount \$600,000.00 for the design, construction, reconstruction, repair, replacement and/or equipping certain public buildings and facilities of the City of Lawrence, Kansas.

- b) Resolution No. 7243, declaring the City's intent to issue general obligation bonds in the amount of \$700,000 for the replacement of existing fire training tower which includes the design and construction of a new fire training tower. (Project No. FM1703CIP)
 - c) **REMOVED FOR SEPARATE VOTE:** Joint City Resolution No. 7245/County Resolution No. 18-07, authorizing exception to base resolution regarding the Lawrence Douglas County Housing Authority enabling ownership by the County of a housing project as part of the behavioral mental health campus.
10. **REMOVED FOR SEPARATE VOTE:** Approve Lawrence-Douglas County Metropolitan Planning Commission amended bylaws as approved by the Lawrence-Douglas County Metropolitan Planning Commission by a 9-0 vote on February 21, 2018.
 11. Authorize the submission of a Historic Preservation Fund Grant, administered by the Kansas Historical Society, for a historic resources survey of the Barker Neighborhood.
 12. Approve Affordable Housing Advisory Board amended bylaws as approved by the Affordable Housing Advisory Board by unanimous vote on February 12, 2018.
 13. Authorize the City Manager to execute a license agreement with Greyhound Lines, Inc. for the use of the City's right-of-way for a bus stop on 7th Street between Kentucky Street and Vermont Street.
 14. **WITHDRAWN AT APPLICANT'S REQUEST.** Authorize the City Manager to execute a license agreement with SCS Engineers, allowing the installation of one monitoring well in the right of way at 829 Ohio Street.
 15. Authorize the City Manager to execute a license agreement with Lawrence Farmers Market, Inc., allowing the use of the Public Library Plaza Park and Vermont Street Parking Garage for Tuesday markets, and City Parking Lot 8 for Saturday markets, during the 2018 farmers market season.
 16. Authorize the City Manager to enter into an addendum with the agreement with BBC Research & Consulting, Inc., the housing study consultant, to add a half-day workshop and the development of a spending framework relating to the recently approved affordable housing sales tax, increasing the contract maximum by \$2,600 from \$78,650 to \$81,250.
 17. Authorize the Mayor to sign a letter of support of the Watkins Museum of History/Douglas County Historical Society's application seeking a Douglas County Heritage grant to support the installation of a section of the museum's third floor core exhibit entitled "Douglas County Town and Country."
 18. Authorize the City Manager to execute a Memorandum of Understanding with the Haskell Indian Nations University concerning communication and efforts to help combat crimes against students.
 19. Authorize the Mayor to execute a Memorandum of Understanding with Board of County Commissioners of Johnson County, Kansas ("Johnson County") for the provision of transit service during the calendar years of 2018 to 2021.

20. Authorize the Mayor to execute a temporary construction easement authorizing the grading of Block B Lot 2 of Lawrence VenturePark for the VanTrust project.
21. Approve an amendment to the Public Transit service contract with MV Transportation.
22. Approve outside agency application for 2019 funding.
23. Concur with recommendation from Lawrence Cultural Arts Commission to approve a loan agreement with Van Go, Inc., to display the 2004 commissioned Centennial Library Mural, entitled "Pages in Time", in City Hall, in accordance with the terms of the loan agreement.
24. Authorize the Mayor to sign a Release of Mortgage for Juanita Nunez, 728 New York Street.

ITEMS REMOVED FOR SEPARATE VOTE:

9. Adopt the following resolution(s):
 - c) Joint City Resolution No. 7245/County Resolution No. 18-07, authorizing exception to base resolution regarding the Lawrence Douglas County Housing Authority enabling ownership by the County of a housing project as part of the behavioral mental health campus.

Shannon Oury, Lawrence-Douglas County Housing Authority, presented the staff report.

Moved by Vice Mayor Larsen, seconded by Commissioner Ananda, to adopt Joint City Resolution No. 7245/County Resolution No.18-07, authorizing exception to base resolution regarding the Lawrence Douglas County Housing Authority enabling ownership by the County of a housing project as part of the behavioral mental health campus. Motion carried unanimously.

10. Approve Lawrence-Douglas County Metropolitan Planning Commission amended bylaws as approved by the Lawrence-Douglas County Metropolitan Planning Commission by a 9-0 vote on February 21, 2018.

Moved by Vice Mayor Larsen, seconded by Commissioner Herbert, to approve Lawrence-Douglas County Metropolitan Planning Commission amended bylaws as approved by the Lawrence-Douglas County Metropolitan Planning Commission by a 9-0 vote on February 21, 2018, with amended language to Article V, Section 2, changing the order of business so that general public comment is considered earlier in the meeting. 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. **Conduct public hearing to consider a vacation request, submitted by Matt Bond, City of Lawrence, Stormwater Engineer for James A. McKinley, to vacate a portion of an existing 15' utility easement along the north side of 417 Cattleman Court.**

Matt Bond, P.E., Stormwater Engineer, presented the staff report.

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

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

Moved by Commissioner Herbert, seconded by Commissioner Ananda, to approve order of vacation. Motion carried unanimously.

2. **Continue the public hearing from February 20, 2018 regarding the unsafe and dangerous structure (single-family detached house) located at 541 Perry Street. Consider adopting Resolution No. 7238, declaring the structure located on the property to be unsafe and dangerous, and ordering the property owner to commence and complete substantial repairs to the structure or to remove the structure by March 30, 2018.**

Brian Jimenez, Code Enforcement Manager, presented the staff report.

Moved by Vice Mayor Larsen, seconded by Commissioner Herbert, to continue the public hearing from February 20, 2018. Motion carried unanimously.

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

Moved by Vice Mayor Larsen, seconded by Commissioner Herbert, to adopt Resolution No. 7238, declaring the structure located on the property at 541 Perry Street to be unsafe and dangerous, ordering the property owner to commence and complete substantial repairs to the structure or to remove the structure by March 30, 2018. Motion carried unanimously.

3. **Conduct public hearing regarding the dilapidated principal structure (single-family detached house) and accessory structure (shed) located at 1512 Oak Hill Avenue. Consider adopting Resolution No. 7239, declaring the structures to be unsafe and dangerous, and ordering the property owner to commence and complete substantial repairs to the structures or to remove the structures by March 30, 2018.**

Brian Jimenez, Code Enforcement Manager, presented the staff report.

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

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

Moved by Commissioner Herbert, seconded by Commissioner Ananda, to adopt Resolution No. 7239, declaring the structures located on the property at 1512 Oak Hill Avenue to be unsafe and dangerous, ordering the property owner to commence and complete substantial repairs to the structures or to remove the structures by March 30, 2018. Motion carried unanimously.

4. **Consider the proposed sidewalk maintenance program as set forth in Administrative Policy No. 117, Sidewalk Hazard Repair Program.**

Brandon McGuire, Assistant to the City Manager, presented the staff report.

The Commission took a short break at 8:00 p.m.

The Commission reconvened at 8:10 p.m. and took public comment on this item.

The Commission provided input on the proposed sidewalk maintenance program.

5. **Receive Strategic Plan update.**

Diane Stoddard, Assistant City Manager, and Danielle Buschkoetter, Management Assistant, presented the staff report.

Moved by Commissioner Herbert, seconded by Commissioner Ananda, to direct staff to seek recommendations from the Parks and Recreation Advisory Board on increasing the number of board seats and the meeting time; and, direct staff to seek recommendations from the Sister Cities Advisory Board on changing the board to a governing board. Motion carried unanimously.

The Commission considered item 6 from the consent agenda:

6. Bid and purchase items.

- a) Authorize the purchase of one (1) articulated loader for the Public Works Department, from Roadbuilders Machinery, in the amount of \$162,595.00, utilizing the HGAC purchasing contract.
- b) Award Bid No. B1755, Project No. UT1604, Clinton Water Treatment Plant Sludge Room Repairs Project, to John Rohrer Contracting Company, in the amount of \$156,711.00, and authorize the City Manager to execute the construction contract. Authorize the City Manager to execute Supplemental Agreement No. 4, in the amount of \$35,901.00, to the Engineering Services Agreement with Walter P Moore for construction phase engineering services for the Clinton Water Treatment Plant Sludge Room Repairs Project No. UT1604.
- c) Award Bid No. B1801, Project No. UT1307, for the procurement of mixing equipment for the Oread Water Storage Tanks, to Crossland Heavy Contractors, in the amount of \$118,250.00. (2017 CIP No. UT1307)
- d) Award Bid No. B1803, mowing contracts for city properties, to Perfect Cut Lawn and Landscaping for \$100,432.00 for District Two, Areas 1, 2, and 3, and District Three,

Area 2, and Landscape Division Area 1 and Area 2 and Bishop Custom Mowing for \$28,300.00 for District Three, Area 1.

- e) Authorize the sole source purchase for the VirTra Systems 180 degree LE-5 Simulator, in the amount of \$205,609.41, for Project No. PD1802CIP, and authorize the City Manager to execute the contract.

Moved by Vice Mayor Larsen, seconded by Commissioner Herbert, to approve items b, c and d; and, defer items a and e until March 20th. Motion carried unanimously.

E. COMMISSION ITEMS:

F. CITY MANAGER'S REPORT:

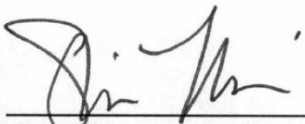
Tom Markus, City Manager, presented information on the following items: Massage Ordinance Update, Transportation Commission non-motorized projects prioritization policy, Traffic Calming and signage moratorium, 2017 Building Permit and Activity Report, Department of Utilities to Complete Downtown Lawrence Sanitary Sewer Smoke Testing, Follow-up on State Legislation Exempting Food Sales from State Sales Taxes, Opportunity Zone Designation Request Submitted, Future Agenda Items and Future Work Session Items.

G. CALENDAR:

The Commission reviewed calendar items.

Moved by Commissioner Herbert, seconded by Commissioner Ananda, to adjourn at 9:49 p.m. Motion carried unanimously.

MINUTES APPROVED BY THE CITY COMMISSION ON MARCH 20, 2018.



Sherril Riedemann, City Clerk