



City of Lawrence

CITY MANAGER'S OFFICE

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CITY COMMISSION

MAYOR
STUART BOLEY

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

May 1, 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. Recognition of the 2018 Fair Housing Month Poster Competition Winners.
2. Proclaim Saturday, May 5, 2018 as Sertoma Bar-B-Q Cook-Off Day.
3. Proclaim the month of May 2018 as Bicycle Month.

B. CONSENT AGENDA:

Commissioner Ananda requested removal of item 7(g) for a separate vote.

Moved by Commissioner Herbert, seconded by Vice Mayor Larsen, to approve the consent agenda as below except for item 7(g). Motion carried unanimously.

1. Approve City Commission meeting minutes from 04/17/18.
2. Receive minutes from various boards and commissions:

Affordable Housing Advisory Board meeting of 03/12/18
Board of Zoning Appeals meeting of 02/01/18
Community Development Advisory Committee meeting of 03/08/18
Horizon 2020 Steering Committee meeting of 04/02/18
Lawrence Douglas County Advocacy Council on Aging meeting of 03/20/18
Lawrence Douglas County Housing Authority meeting of 03/26/18
Public Health Board meeting of 02/19/18
Public Incentives Review Committee meeting of 02/13/18
Senior Resource Center for Douglas County, Inc., meeting of 03/27/18
Sustainability Advisory Board meeting of 02/14/18
Transportation Commission meetings of 02/28/18 and 03/05/18

3. Approve claims in the amount of \$5,696,088.31 to 319 vendors.
4. Approve licenses as recommended by the City Clerk's Office.

Drinking Establishment	Expires
Setem Up Jacks	04/29/18



UDK INC 1800 E 23 rd St Ste G	
Caterer	Expires
The Merc Co+op The Community Mercantile Inc 901 Iowa St	05/12/18
Sidewalk Dining & Hospitality	Address
Genovese	941 Massachusetts St
La Parrilla	724 Massachusetts St
Papa Kenos	1035 Massachusetts St
RND Corner Grille	801 Massachusetts St
Zen Zero	811 Massachusetts St

5. Approve appointments as recommended by the Mayor.

Human Relations Commission: Reappoint Kait Perry and Martha Taylor to additional terms that would expire 09/30/20.

6. Bid and purchase items

- a) Award City Bid No. B1815, Project No. PW1801 – 2018 Milling, Patch, Overlay, Microsurfacing, and Concrete Maintenance Program to Sunflower Paving Inc. in the total amount of \$2,855,577.80.
- b) Reject and rebid Bid No. B1810 for the Louisiana Street, W. 12th Street to W. 13th Street, Projects UT1719 and PW1724 Street, Storm, and Waterline Improvements.

7. Adopt on second and final reading the following ordinance(s):

- a) Ordinance No. 9437, designating the property at 1655 Mississippi Street as a Landmark on the Lawrence Register of Historic Places.
- b) Ordinance No. 9450, allowing the sale, possession and consumption of alcohol in the public right-of-way on Friday, May 25, 2018 on the 900 block of New Hampshire Street, from 4:00 p.m. to 11:00 p.m., for the 2018 Final Friday event.
- c) Ordinance No. 9451, allowing the sale, possession and consumption of alcohol in the public right-of-way on Saturday, May 26, 2018 from 12:00 p.m. to 11:00 p.m., and Sunday, May 27, 2018 from 12:00 p.m. to 7:00 p.m., on the 900 block of New Hampshire Street and on the 100 block of East 8th Street, for the 2018 Buskerfest event.
- d) Ordinance No. 9452, allowing the sale, possession and consumption of alcohol in the public right-of-way on Saturday, October 6, 2018 on E. 7th Street, from New York Street to the southern property line of Van Go (715 New Jersey Street), from 6:00 p.m. to 10:00 p.m., for the Dinner on the Curve event.
- e) Ordinance No. 9453, allowing the sale, possession and consumption of alcohol in the public right-of-way on Saturday, September 22, 2018 on Massachusetts Street

between 11th Street and South Park, from 10:00 a.m. to 3:30 p.m., for the 2018 Hot Rod Hullabaloo event.

- f) Ordinance No. 9456, designating Louisiana Street within the corporate limits of the City as a major or main Trafficway, and repealing existing Chapter XVII, Article 5, Section 17-501 of the Code of the City of Lawrence.
 - g) **REMOVED FOR SEPARATE VOTE:** Ordinance No. 9458, clarifying the appointment of the representative of the Economic Development Corporation (EDC) of Lawrence/Douglas County on the Public Incentives Review Committee.
8. Approve rezoning, Z-18-00024, approximately .82 acres from RM12 (Multi-Dwelling Residential) District and RM12 UC (Multi-Dwelling Residential Urban Conservation Overlay) District to RM32 (Multi-Dwelling Residential) District, located at 929 Arkansas Street and adopt on first reading, Ordinance No. 9459. Submitted by Paul Werner Architects, for DJC Holdings LLC, property owner of record. (PC Item 1A; approved 10-0 on 3/28/18)
 9. Approve rezoning, Z-18-00023, approximately 6.49 acres from PUD/UPR (Planned Unit Development) District to RM15 (Multi-Dwelling Residential) District, located at 2111 Kasold Drive and adopt on first reading, Ordinance No. 9460. Submitted by Paul Werner Architects, for Quail Creek LLC, property owner of record. (PC Item 2; approved 10-0 on 3/28/18)
 10. Approve Site Plan, SP-18-00169, to install 285 SF of artificial turf for a fenced residential dog run at a residence located at 1713 Inverness Drive. Submitted by Theresa M. Klimiuk, property owner of record.
 11. Authorize the City Manager to negotiate a contract for consulting services with Houseal Lavigne Associates to complete the Downtown Master Plan. This project is funded a maximum of \$110,000 in the approved 2018 Capital Improvement Plan.
 12. Receive review of final design plans for E. 9th Street (CIP #PW17E6) and authorize staff to solicit competitive bids for the project upon completion of easement acquisition and utility relocation.
 13. Authorize the Mayor to execute a City/State agreement between the City of Lawrence and the Kansas Department of Transportation for the construction of the 19th Street and Iowa Street Pedestrian/Bicycle Tunnel Project.
 14. Authorize the City Manager to execute an agreement with Habitat for Humanity for Affordable Housing Trust Funds, in the amount of \$75,000, to provide gap funding for two homes.
 15. Receive recommendation from the Public Incentives Review Committee on the issuance of Industrial Revenue Bonds for the new Lawrence Humane Society facility to be built at 1805 E. 19th Street and adopt Resolution No. 7249, a Resolution of Intent for issuing up to \$7,500,000 in Industrial Revenue Bonds for the Lawrence Humane Society to obtain a sales tax exemption on construction materials for the new Humane Society facility.

ITEMS REMOVED FOR SEPARATE VOTE:

7. Adopt on second and final reading the following ordinance(s):

- g) Ordinance No. 9458, clarifying the appointment of the representative of the Economic Development Corporation (EDC) of Lawrence/Douglas County on the Public Incentives Review Committee.

Moved by Commissioner Ananda, seconded by Commissioner Herbert, to adopt on second and final reading Ordinance No. 9458 including the following amendment: (a)(4) a member of the Board of the Economic Development Corporation of Lawrence and Douglas County appointed by the Board of the Economic Development Corporation of Lawrence and Douglas County. 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 a public hearing and consider approving the expansion of a non-conforming Bar & Lounge use to allow a new accessible entry, expansion of kitchen, restrooms, and storage areas associated with Site Plan, SP-18-00116, for Logie's, 728 Massachusetts Street. Submitted by TreanorHL, for BWB2 LP, property owner of record.**

Katherine Weik, Planner I, provided the staff report.

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

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

Moved by Commissioner Herbert, seconded by Commissioner Ananda, to approve the expansion of a non-conforming Bar & Lounge use to allow a new accessible entry, expansion of kitchen, restrooms, and storage areas associated with Site Plan, SP-18-00116. Motion carried unanimously.

2. **Consider the formation of a benefit district for Queens Road and the signalization of the intersection of 6th Street and Queens Road. Consider directing staff to begin annexation of 1677 E. 1000 Road.**

Charles F. Soules, Director of Public Works, presented the staff report.

Moved by Commissioner Soden, seconded by Vice Mayor Larsen, to direct staff to review legality of expanding the eastern edge of the benefit district for Queens Road and the signalization of the intersection of 6th Street and Queens Road to include properties on Dole Drive, Congressional Drive and Wakarusa Street. Motion carried unanimously.

Moved by Commissioner Soden, seconded by Commissioner Herbert, to direct staff to review legality of expanding the benefit district for Queens Road and the signalization of the intersection of 6th Street and Queens Road to include the tract of land north of 6th Street, east of Stoneridge Drive and south of Overland Drive. Motion carried unanimously.

Moved by Vice Mayor Larsen, seconded by Commissioner Ananda, to direct staff to begin annexation of 1677 E. 1000 Road. Aye: Mayor Boley, Vice Mayor Larsen, Commissioner Ananda, Commissioner Soden. Nay: Commissioner Herbert. Motion carried 4-1.

The Commission took a 10-minute break at 8:36 p.m.

3. Consider adopting on second and final reading, Ordinance No. 9324, pertaining to a Community Police Review Board.

Maria Garcia, Assistant City Attorney, presented the staff report.

Moved by Commissioner Ananda, seconded by Vice Mayor Larson, to defer adoption on second and final reading, of Ordinance No. 9324, pertaining to a Community Police Review Board. Motion carried unanimously.

4. Consider authorizing staff to issue a Request for Qualifications for design services for 19th Street – Harper to O’Connell Road (CIP PW17E3).

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

Moved by Commissioner Herbert, seconded by Vice Mayor Larson, to authorize staff to issue a Request for Qualifications for design services for 19th Street – Harper to O’Connell Road (CIP PW17E3) with direction to staff that any proposal includes an option for 31’ back to back, consistent with the road to the west. Motion carried unanimously.

5. Consider approving the alternative project delivery procedures for the City of Lawrence.

Melinda Harger, Assistant Director of Utilities, presented the staff report.

Moved by Commissioner Herbert, seconded by Commissioner Ananda, to approve the alternative project delivery procedures for the City of Lawrence. Motion carried unanimously.

The Commission took a 5-minute break at 11:01 p.m.

6. Consider motion to recess into executive session.

Moved by Mayor Boley, seconded by Commissioner Ananda, to recess into executive session for approximately 30 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 City Commission recessed into executive session at 11:06 p.m.

The City Commission resumed its regular meeting at 11:36 p.m. in the City Commission Chambers and had nothing to report.

E. COMMISSION ITEMS:

None.

F. CITY MANAGER'S REPORT:

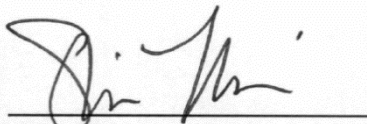
Due to the late hour Tom Markus, City Manager, asked if there were any items on the City Manager's report that a member of the Commission or a member of the public wished to discuss, including: Safebar, Safe Routes to School Phase 2 Tree Removal Update, Utilities Department Annual Reports, House Bill 2597, Future Agenda Items and Future Work Session Items. There was no discussion on these items.

G. CALENDAR:

The Commission reviewed calendar items.

Moved by Commissioner Herbert, seconded by Commissioner Ananda, to adjourn at 11:40 p.m. Motion carried unanimously.

MINUTES APPROVED BY THE CITY COMMISSION ON MAY 15, 2018.



Sherril Riedemann, City Clerk