



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

July 17, 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 Tuesday, July 17, 2018 as the City of Lawrence Celebration of the 28th Anniversary of the Americans with Disabilities Act.
2. Proclaim the month of July 2018 as Parks & Recreation Month.

B. CONSENT AGENDA:

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

1. Approve City Commission meeting minutes from 07/10/18.
2. Receive minutes from various boards and commissions:

Electrical Code Board of Appeals meeting of 06/28/18
Parks & Recreation Advisory Board meetings of 05/08/18 (amended minutes) and 06/12/18

3. Approve claims in the amount of \$6,138,753.00 to 257.
4. Approve licenses as recommended by the City Clerk's Office.

Drinking Establishment	Expires
John Brown Underground John Brown Underground, LLC 7 E. 7 th Street	07/14/2018

5. Adopt on first reading, Ordinance No. 9485, removing the 4-way STOP at 18th Street and Indiana Street.
6. Adopt on second and final reading, Ordinance No. 9516, making certain findings; authorizing the issuance of general obligation bonds or temporary notes of the City to finance an economic development grant to the Lawrence Humane Society, Inc.



7. Adopt Resolution No. 7256, declaring the City's intent to issue General Obligation Bonds in the amount of \$200,000 for the purpose of traffic calming, utilizing speed humps on Missouri Street, from 8th to 9th Streets; Arkansas Street, from 8th to 9th Streets; Lincoln Street, from 3rd to 7th Streets; West 24th Street, from Crossgate Drive to Kasold Drive; and traffic calming, utilizing a bicycle boulevard on 13th Street, from Massachusetts Street to Haskell Avenue.
8. Approve an extension of an approved Site Plan, SP-16-00155, per Section 20-1305 (o) of the Land Development Code, for a commercial development located at 4300 W. 24th Place.
9. **DEFERRED AT APPLICANT'S REQUEST.** Accept dedication of easements associated with Minor Subdivision, MS-17-00704, for Fairfield Apartments Addition No. 1, located at 2115 Exchange Court. Submitted by CFS Engineers P.A., on behalf of BJ North County Medical Dental Center LLC and Southwind Capital LLC, property owners of record.
10. Accept dedication of easements associated with a Final Plat, PF-18-00222, for Maple Street Subdivision, 772 and 782 Maple Street. Submitted by BG Consultants, for Lawrence Kansas Rentals LLC, property owner of record.
11. Accept dedication of drainage easements associated with Minor Subdivision, MS-18-00118, for West Lawrence Addition No. 2, located at 432 Indiana Street. Submitted by Grob Engineering Services, for C.F. Abercrombie, property owner of record.
12. Approve a Text Amendment, TA-18-00150, to the City of Lawrence Land Development Code, Articles 4, 5, 9 and 17 to define certain types of storage uses; Mini-Warehouse, self-storage, climate controlled self-storage and similar uses and to permit some uses in the IBP (Industrial/Business Park) District and adopt on first reading, Ordinance No. 9514. Initiated by City Commission on 4/17/18. (PC Item 2; approved 10-0 on 6/27/18)
13. Authorize the City Manager to execute Engineering Service Agreements with George Butler Associates Inc (GBA) and Professional Engineering Consultants (PEC) for a total of five watermain replacement projects.
14. Approve City of Lawrence Parks and Recreation Advisory Board bylaws as recommended for approval by the Parks and Recreation Advisory Board on a 3-0 vote Tuesday, July 10, 2018.
15. Authorize an extension through October 31, 2018 for Bert Nash Community Mental Health Center to execute an agreement with the City of Lawrence for the Bridges Transitional Recovery Program facility project, a recipient of Housing Trust Funds (Affordable Housing Advisory Board recommends approval 7-0).
16. Authorize the Mayor to sign a Release of Mortgage for Donna J. Williams and Jean E. Dixon, 1601 Kenwood Drive.

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 Landplan Engineering for Gary Woodland, to vacate a 30-foot drainage easement along the east side of Lot 1, Fall Creek Farms 12th Plat, also known as 104 N. Wilderness Way.**

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

Moved by Commissioner Ananda, seconded by Commissioner Herbert, 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 Vice Mayor Larsen, seconded by Commissioner Herbert, to approve Order of Vacation request. Motion carried unanimously.

2. **Consider the following items related to the 2018 Live on Mass #3 event to be held in the 1000 block of Massachusetts Street on Friday, September 21, from 6:00 p.m. to 11:30 p.m.:**

- a) **Conduct public hearing to consider a distance limitation waiver request and consider adopting on first reading, Ordinance No. 9511, allowing the sale, possession, and consumption of alcohol in the 1000 block of Massachusetts**

- b) **Consider approving a Special Event Permit, SE-18-00291 in the 1000 block of Massachusetts Street and 1020 Massachusetts Street, submitted by Mike Logan, The Granada.**

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

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

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

Moved by Commissioner Ananda, seconded by Vice Mayor Larsen, to find that the proximity of the temporary sale of alcoholic liquor for the 2018 Live on Mass #3 event is not adverse to the public welfare or safety and grant a distance limitation waiver; and, adopt on first reading Ordinance No. 9511; and, approve Special Event Permit SE-18-00291. Motion carried unanimously.

3. **Consider a Text Amendment, TA-18-00154, to the City of Lawrence Land Development Code, Article 13 to review and potentially remove the ability to zone property with conditions. Initiated by City Commission on 4/17/18. (PC Item 7; The PC passed a motion, by 8-1 vote, to retain the existing code language thereby maintaining conditional zoning in the Land Development Code 5/23/18.)**

Sandra Day, Planner, presented the staff report.

Moved by Commissioner Hebert, seconded by Commissioner Ananda, to accept Planning Commission recommendation and deny Text Amendment, TA-18-00154; and, direct Planning Commission to continue the conversation about appropriate uses of conditional zoning. Motion carried unanimously.

The Commission took a 5-minute break at 7:35 p.m.

4. **Consider authorizing publication of the 2018 amended budget summary and establishing August 7, 2018 as the public hearing date.**

Bryan Kidney, Finance Director, presented the staff report.

Moved by Commissioner Soden, seconded by Commissioner Ananda, to authorize publication of the 2018 amended budget summary and establish August 7, 2018 as the public hearing date. Motion carried unanimously.

5. **Consider authorizing publication of the 2019 budget summary and establishing August 7, 2018 as the public hearing date. This establishes the maximum budget authority and property tax mill levy for the 2019 budget.**

Bryan Kidney, Finance Director, presented the staff report.

Moved by Commissioner Herbert, seconded by Commissioner Ananda, to authorize publication of the 2019 budget summary and establish August 7, 2018 as the public hearing date. Motion carried unanimously.

6. **Receive the strategic plan update.**

Danielle Buschkoetter, Management Assistant, presented the update.

7. **Consider authorizing the City Manager to execute an agreement with Westar Energy, Inc., concerning certain street lights. This item was deferred from the July 10, 2018 City Commission meeting at the request of Vice Mayor Larsen.**

Toni R. Wheeler, City Attorney, presented the staff report.

Moved by Commissioner Herbert, seconded by Commissioner Ananda, to authorize the City Manager to execute an agreement with Westar Energy, Inc., concerning certain street lights; and, direct staff to update language changing brightness to color temperature. Aye: Mayor Boley, Commissioner Ananda, Commissioner Herbert, Commissioner Soden. Nay: Vice Mayor Larsen. Motion carried 4-1.

E. COMMISSION ITEMS:

Commissioner Herbert discussed his meeting with the new director of the Lawrence Community Shelter; and, discussed his interest in having a joint city/county work session to discuss funding for the Lawrence Community Shelter; and, addressed comments he made at the previous meeting regarding the Public Mural Agreement drafted by staff.

Mayor Boley noted the passing of former University of Kansas chancellor Del Shankel.

F. CITY MANAGER'S REPORT:


Tom Markus, City Manager, presented information on the following items: Complaint Concerning Board of Zoning Appeals, June 2018 Utility Billing Report, City of Lawrence hosted ADA Curb Ramp and Sidewalk Training, Taste & Odor Event at Clinton Reservoir Water Treatment Plant, Lawrence's Green Bonds featured in Governing Magazine, Future Agenda Items and Future Work Session Items.

G. CALENDAR:

The Commission reviewed calendar items.

Moved by Commissioner Herbert, seconded by Commissioner Soden, to adjourn at 9:37 p.m. Motion carried unanimously.

MINUTES APPROVED BY THE CITY COMMISSION ON AUGUST 7, 2018.



Sherril Riedemann, City Clerk