



# City of Lawrence

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CITY COMMISSION

**MAYOR**  
ROBERT J. SCHUMM

**COMMISSIONERS**  
MICHAEL DEVER  
HUGH CARTER  
MIKE AMYX  
ARON E. CROMWELL

April 2, 2013

The Board of Commissioners of the City of Lawrence met in regular session at 5:00 p.m., in the City Commission Chambers in City Hall with Mayor Schumm presiding and members Amyx, Carter, Cromwell and Dever present.

**A. RECOGNITION/PROCLAMATION/PRESENTATION:**

1. Proclaimed Wednesday, April 3, 2013 as Kathleen Bowen Day.
2. Proclaimed the month of April, 2013 as Child Abuse Prevention Month.
3. Proclaimed the month of April 2013 as Fair Housing Month.

**B. CONSENT AGENDA**

Mayor Schumm asked that consent agenda item number 13, Resolution No. 7021, be pulled from the consent agenda for separate discussion.

Amyx asked that consent agenda item number 6p, Ordinance No. 8851, be pulled from the consent agenda for a separate vote.

**It was moved by Cromwell, seconded by Amyx, to approve the consent agenda as below, minus items 6p and 13. Motion carried unanimously.**

1. Received minutes from various boards and commissions:  
  
Historic Resources Commission meeting of 01/17/13  
Mental Health Board meeting of 03/08/13  
Planning Commission meeting of 02/27/13
2. Approved claims to 230 vendors in the amount of \$1,709,943.71.
3. Approved the Sidewalk Dining License for La Parilla, 724 Massachusetts.
4. Approved the appointment of Laura Welch to the Lawrence Alliance to a term that will expire November 30, 2013; and, reappoint Wayne Duncan to the Mechanical Code Board of Appeals, to an additional term that will expire March 31, 2016.
5. Bid and purchase items:



- a) Authorized the purchase of two 2013 Ford Police Interceptor Utility vehicles from Shawnee Mission Ford for \$25,700 each, for a total of \$51,400.
  - b) Awarded Bid Number B1308, Project 12S008 Farmland Sanitary Sewer Improvements to the low bidder Amino Brothers Co., Inc. in the amount of \$601,089.49 and authorized the City Manager to execute the contract.
  - c) Awarded the construction contract for Bid No. B1313, project UT1211 Clinton Filter Media Replacement to the lowest responsive bidder RK Hydro-Vac, Inc. in an amount of \$215,130.00 and authorized the City Manager to execute the contract.
6. Adopted the following ordinances on second and final reading:
- a) Ordinance No. 8793, adopted the International Building Code, 2012 edition.
  - b) Ordinance No. 8794, adopted the International Residential Code, 2012 edition.
  - c) Ordinance No. 8795, adopted the National Electrical Code, 2011 edition.
  - d) Ordinance No. 8796, adopted the International Plumbing Code, 2012 edition.
  - e) Ordinance No. 8797, adopted the International Mechanical Code, 2012 edition.
  - f) Ordinance No. 8798, adopted the International Fuel Gas Code, 2012 edition.
  - g) Ordinance No. 8799, adopted the International Energy Conservation, 2012 edition.
  - h) Ordinance No. 8800, adopted the International Existing Building Code, 2012 edition.
  - i) Ordinance No. 8801, adopted the International Property Maintenance Code, 2012 edition.
  - j) Ordinance No. 8802, adopted the International Fire Code, 2012 edition.
  - k) Ordinance No. 8854, rezoned (Z-10-25-11) approximately 45.5 acres from A (Agriculture) to OS-FP (Open Space-Floodplain Overlay), located north and east of the intersection of W. 6<sup>th</sup> Street and the South Lawrence Trafficway. (PC Item 4; approved 6-0 on 2/27/13)
  - l) Ordinance No. 8853, for Text Amendment (TA-13-00001) to the City of Lawrence Land Development Code, for the definition of Family/Occupancy Limits. (PC Item 6; approved 8-0 on 2/27/13)

- m) Joint City Ordinance No. 8740/County Resolution No. \_\_\_\_\_, for Comprehensive Plan Amendment (CPA-4-2-12) to Chapter 6 of Horizon 2020 to create CC600 District policies and to Chapter 14 Specific Plans, to revise the West of K-10 Plan and A Nodal Plan for the Intersection of West 6th Street & Kansas Highway 10 (K-10) designating the node of 6th Street and K-10 as a CC600. (PC Item 1; approved 6-2 on 2/27/13)
  - n) Ordinance No. 8741, for Text Amendment (TA-4-3-12) to the City of Lawrence Land Development Code, Articles 1, 2 and 13, to provide for a CC600 (Community Commercial) District. (PC Item 2; approved 8-0 on 2/27/13)
  - o) Ordinance No. 8742, rezoned (Z-4-5-12) approximately 146 acres located in the NW quadrant of the intersection of West 6<sup>th</sup> Street/Hwy 40 and Kansas Hwy 10 (K-10) from County A (Agriculture) District and County B1 (Neighborhood Business) District to the pending district CC600 (Community Commercial) District. (PC Item 3; approved 6-2 on 2/27/13)
  - p) THIS ITEM WAS PULLED FROM THE CONSENT AGENDA FOR SEPARATE DISCUSSION. Ordinance No. 8851, established an organized collection service for residential recycling within the City limits of Lawrence.
7. Approved Site Plan, SP-13-00054, for a sidewalk hospitality area for Chutney's, located at 918 Massachusetts Street. Submitted by Schneider & Associates for Yuba City LLC, property owners of record; approved Sidewalk Dining and Hospitality License for Chutney's, 918 Massachusetts Street.
  8. Approved a temporary use of public right-of-way permit for use of various city streets, including the rolling closure of the northbound lane of Massachusetts Street downtown from 8:00 a.m. – 8:25 a.m., on Saturday, May 11, 2013, for the Tick Borne Disease Awareness 5K.
  9. Approved a temporary use of public right-of-way permit for use of various city streets, including the rolling closure of the northbound lane of Massachusetts Street downtown from 8:00 a.m. – 8:25 a.m., on Monday, May 27, 2013, for The Home Run 5K.
  10. Authorized the Mayor to execute the Fourth Addendum to the City Manager's Employment Contract.
  11. Authorized the City Manager to execute a license for the use of city property for agricultural use for: Mellowfields Urban Farm, Lindsay Dyche, and Kaw Ale Farms for the Maple Grove property at Hwy. 24/40. These are the 2013 growers for the Common Ground program.
  12. Authorized the Mayor to sign a Subordination Agreement for Lloyd Fisher, Jr., 3113 Creekwood Drive.
  13. THIS ITEM WAS PULLED FROM THE CONSENT AGENDA FOR A SEPARATE VOTE. Adopted Resolution No. 7021, repealing Resolution No. 7017, and established the

Cultural District Task Force to have eight members, and approved the appointments of Bob Schumm, Cindy Maude, Susan Tate, Mike Logan, K.T. Walsh, Jackie Becker, Grace Peterson and Mandy Enfield, as recommended by the Mayor.

**Moved by Cromwell, seconded by Dever,** to adopt on second and final reading Ordinance No. 8851, establishing an organized collection service for residential recycling within the City limits of Lawrence. Motion carried 4-1 with Amyx opposed.

Regarding item number 13, Resolution No. 7021, regarding the Cultural District Task Force, Mayor Schumm said there was a request that a member of the city commission be included on the task force, and he said he was willing to do that. He thought it would be a good idea to have a member of this body on the task force.

Mayor Schumm called for public comment. None was received.

**Moved by Amyx, seconded by Cromwell,** to adopt Resolution No. 7021, repealing Resolution No. 7017, and establishing the Cultural District Task Force to have eight members, and approved the appointments of Bob Schumm, Cindy Maude, Susan Tate, Mike Logan, K.T. Walsh, Jackie Becker, Grace Peterson and Mandy Enfield, as recommended by the Mayor. Motion carried unanimously.

**C. CITY MANAGER'S REPORT:**

David Corliss, City Manager, presented the report.

**D. REGULAR AGENDA ITEMS:**

1. **Considered setting bid date of April 16, 2013 for Project No. PW1225, Bid No. B1321, Bob Billings Parkway, Kasold Drive to Crestline Drive (Eastbound Lanes) Reconstruction.**

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

Schumm asked if Crestline stayed open.

Soules said yes. He also said a rec path would be extended along Bob Billings as part of the project.

Schumm said we were talking about taking some traffic off 19<sup>th</sup> through west campus.

Soules said yes.

Schumm asked about the waterline being placed under the curb.

Soules said that was correct.

Schumm said that didn't sound good.

Soules said it had to go there to fit with the street and the rec path.

Corliss said it was also affected by the topography.

Soules said there was a tight schedule to get everything done. The bid date was set for 4/16. If we can start before 5/20 you may see one lane shut down so the contractor can get started.

Mayor Schumm called for public comment. None was received.

**Moved by Carter, seconded by Cromwell,** to set a bid date of April 16, 2013 for Project No. PW1225, Bid No. B1321, Bob Billings Parkway, Kasold Drive to Crestline Drive (Eastbound Lanes) Reconstruction. Motion carried unanimously.

2. **Considered setting bid date of April 23, 2013 for Project No. PW1202, Bid No. B1318, Wakarusa Drive, Research Park Way to Oread West Drive, and approve allowance of temporary signage for businesses during construction.**

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

Amyx said if you are going south and want to go into the area of the dental office, there is no access coming from the north on Wakarusa.

Soules said Legends Drive to Research Park will be the detour.

Amyx asked if we would allow them to have signs at Legends Dr.

Soules said we would have construction signs for the businesses.

Dever said you would have signs along that detour.

Soules said yes.

Amyx said if you put a temporary roadway into the parking lot you could save some money.

Soules said the concern he would have is that people would use it as a cut through.

Schumm asked if you would need a construction easement.

Soules said probably through the whole complex.

Carter asked for confirmation of the construction schedule.

Soles said 60 days for the north side and 60 days on the south.

Carter said completing the whole thing in August.

Soules said yes.

Carter said it was much better this way.

Soules said every business matters, but if you are going to the dentist you probably know where you are going already.

Carter said there isn't retail in that complex.

Soules said no.

Mayor Schumm called for public comment. None was received.

**Moved by Carter, seconded by Cromwell,** to set a bid date of April 23, 2013 for Project No. PW1202, Bid No. B1318, Wakarusa Drive, Research Park Way to Oread West Drive, and approved allowance of temporary signage for businesses during construction. Motion carried unanimously.

**E. PUBLIC COMMENT:**

None.

**F. FUTURE AGENDA ITEMS:**

David Corliss, City Manager, outlined potential future agenda items.

**G: COMMISSION ITEMS:**

None.

**H: CALENDAR:**


David Corliss, City Manager, reviewed 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 Carter, seconded by Amyx,** to adjourn at 5:36 p.m. Motion carried unanimously.

**MINUTES APPROVED BY THE CITY COMMISSION ON APRIL 9, 2013.**



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Jonathan M. Douglass, City Clerk