



City of Lawrence

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CITY COMMISSION

MAYOR
ROBERT J. SCHUMM

COMMISSIONERS
MICHAEL DEVER
HUGH CARTER
MIKE AMYX
ARON E. CROMWELL

April 9, 2013

The Board of Commissioners of the City of Lawrence met in regular session at 6:35 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. Proclaim the week of April 14 – 20, 2013 as Week of the Young Child.
2. Proclaim the month of April, 2013 as Parkinson's Disease Awareness Month.

B. CONSENT AGENDA

Schumm said item 9b, a request for time limit parking in front of 305 E. 7th Street, would be pulled from the consent agenda and deferred until a later date when an interested individual is able to attend the meeting.

It was moved by Amyx, seconded by Cromwell, to approve the consent agenda as below, minus item 9b. Motion carried unanimously.

1. Approved the City Commission meeting minutes from 03/26/13 and 04/02/13.
2. Received minutes from various boards and commissions:

Community Development Advisory Committee meetings of 01/24/13, 02/14/13, and 02/28/13; Homeless Issue Advisory Committee meeting of 02/12/13; and, the Traffic Safety Commission meeting of 03/18/13
3. Approved claims to 170 vendors in the amount of \$1,723,102.97 and payroll from March 24, 2013 to April 6, 2013, in the amount of \$1,894,535.44.
4. Bid and purchase items:
 - a) Waived bidding requirements and approved the purchase of two tandem axel dump trucks with salt spreaders and snow blades for \$265,372 utilizing the KC Metro MACPP bid contract from KC Freightliner.



- b) Awarded City Bid No. B1322, for 17 Tactical Ballistic Vests for the Police Department, to Alamar Uniform for \$32,980.
 - c) Authorized Change Order 2 to the existing purchase order with Siemens Industries in the amount of \$14,943 for a new total of \$51,769 for Emergency Traveling Screen Rehabilitation and authorized the purchase of additional traveling screen parts from Siemens Industries in the amount of \$5,000.
 - d) Waived bidding requirements and approved renewal of annual phone systems support maintenance agreement with Innovative Service Solutions for 16,601.60.
 - e) Approved purchase of Watchguard 4RE In-Car Video System for the Police Department off the GSA contract for the price of \$255,605.
5. Approved rezoning, Z-13-00038, approximately 1.81 acres from UR (Urban Reserve) District to CS (Commercial Strip) District, located at 2200 E. 23rd Street. *Initiated by City Commission on 2/5/13.* Adopted on first reading, Ordinance No. 8857, to rezone (Z-13-00038) approximately 1.81 acres from UR (Urban Reserve) District to CS (Commercial Strip) District, located at 2200 E. 23rd Street. (PC Item 2; approved 8-0 on 3/25/13)
 6. Approved rezoning, Z-13-00039, approximately 1.99 acres from RS10 (Single-Dwelling Residential) District to CS (Commercial Strip) District, located at 2206 E. 23rd Street. *Initiated by City Commission on 2/5/13.* Adopted on first reading, Ordinance No. 8858, to rezone (Z-13-00039) approximately 1.99 acres from RS10 (Single-Dwelling Residential) District to CS (Commercial Strip) District, located at 2206 E. 23rd Street. (PC Item 3; approved 8-0 on 3/25/13)
 7. Approved rezoning, Z-13-00061, approximately .22 acres from CS (Commercial Strip) District to RS5 (Single-Dwelling Residential) District, located at 306 Elm Street. *Initiated by City Commission on 2/19/13.* Adopted on first reading, Ordinance No. 8859, to rezone (Z-13-00061) approximately .22 acres from CS (Commercial Strip) District to RS5 (Single-Dwelling Residential) District, located at 306 Elm Street. (PC Item 4; approved 8-0 on 3/25/13)
 8. Approved Text Amendments, TA-12-00207, to the City of Lawrence Land Development Code, Chapter 20, Article 10, to change the parking lot perimeter screening standards. *Initiated by City Commission on 8/21/12.* Adopted on first reading, Ordinance No. 8861, for Text Amendment (TA-12-00207) to the City of Lawrence Land Development Code, Chapter 20, Article 10, to change the parking lot perimeter screening standards. (PC Item 5; approved 8-0 on 3/25/13)
 9. Concurred with recommendations of Traffic Safety Commission for the following items:
 - a) Denied the request for traffic calming on Sharon Drive (TSC Item #2; approved 8-0 on 03/18/13);
 - b) THIS ITEM WAS PULLED FROM THE CONSENT AGENDA AND DEFERRED INDEFINITELY. Consider denying the request for time limit parking in front of 305 E. 7th Street (TSC Item #3; approved 8-0 on 03/18/13).

- 10. Authorized the City Manager to execute an agreement with US Bank for the use of the bank's parking lot located on the northeast corner of 9th and Rhode Island for public parking on Tuesdays during the weekday Farmers Market season.

C. CITY MANAGER'S REPORT:

David L. Corliss, City Manager, presented the report.

Schumm asked if we are seeing any taste and odor issues at the Clinton Plant.

Dave Wagner, Utilities Director, said we are detecting background levels most of the time but most of the time not at levels we need to treat differently. Clinton is relatively calm at this time.

Amyx said the PDS annual report included 8,000 inspections performed. Did that include all inspections, including building inspections?

McCullough said those were building safety inspections, not rental licensing type inspections.

D. REGULAR AGENDA ITEMS:

- 1. Consider the following items related to the Lawrence Public Library addition/renovation project:
 - a) Consider accepting bids for the Lawrence public Library addition/renovation project.
 - b) Consider authorizing the City Manager to execute the contract with Rock Cottage Glassworks for the design and installation of the art work for the Public Library project in the amount of \$75,000.

David Corliss, City Manager, presented the staff report.

Carter asked if the items we added back in were things originally in the scope that were removed and now added back. He said the contingency would not be spent on additional items.

Corliss said that was correct. The contingency would be used for things that needed adjustment because they didn't work from design. Maybe you would have to discontinue a subcontractor that isn't performing and go with next lowest.

Amyx said if there remains a contingency, would we use that to reduce debt. He said would suggest that it be used for that.

Corliss said he always says we don't have to spend the entire budgeted amount. The City Commission would decide what to do with that. There are some ideas we didn't approve, including a bulb out at 7th and Vermont. We are going to try to do that later when we do some street work. I have asked Public Works to take a look at whether we need any street work in the area after the construction. You all would decide how to spend any additional money.

Amyx said regarding the coffee bar, would it be bid out privately?

Sherri Turner, Lawrence Public Library, said we imagine an RFP for a private vendor would be issued.

Dever said for glazing the walls, we only had one bidder. Why was that?

Dennis Odgers, BA Green, said he talked to the other vendors in town. One said he couldn't get pricing from his vendor, and the other decided it was too complex for their normal scope of work. It's not a typical project. The Kansas City contractors don't normally bid this way because they can't be competitive.

Carter asked if the bid list was everyone that bid on the projects, or just the finalists.

Odgers said everyone.

Carter said on the painting, there were no Lawrence bidders.

Odgers said correct. It was a very big project, and it takes someone with some horsepower to be able to handle it.

Carter said it turned out pretty well, the number of Lawrence bidders we got.

Schumm said it's just the way it works out with the size of the companies and the size of the job. Some of the crafts just aren't available in Lawrence.

Schumm called for public comment.

KT Walsh asked if there was any way to give a preference to local vendors for the coffee shop.

Corliss said he would see that as the purview of the Board of the Library. It wouldn't typically be something the city would decide, as an operational issue at the library.

Schumm said we should move forward.

Carter said he would add that for the Board of Trustees he would think they would prefer a local vendor and he would hope to see that.

Amyx said passing that along was a great idea.

Cromwell said he appreciated that two local vendors, BA Green and Gould Evans, are the two biggest vendors of the project.

Moved by Cromwell, seconded by Amyx, to accept bids in the total amount of \$9,709,509 (\$9,091,334 base bid and \$621,966 alternates), and to authorize the City Manager to execute revised guaranteed maximum price contract with B.A. Green Construction. Motion carried unanimously.

Corliss said he also heard that there was an interest from a majority of the commissioners that the City Commission's preference for consideration of a local vendor for the coffee shop be conveyed to the Library Board.

Schumm said yes.

Diane Stoddard, Assistant City Manager, presented the staff report regarding the contract with Rock Cottage Glassworks for the design and installation of the art work for the Public Library project in the amount of \$75,000.

Mayor Schumm called for public comment.

Grace Peterson, Cultural Arts Commission, thanked the Commission for designating money for the art portion of this project. She thanked Gould Evans for helping to truly integrate art into the project.

Schumm said he liked it.

Amyx said he appreciated everyone's work and time on this.

Schumm said it looked like it would fit nicely in the space.

Moved by Carter, seconded by Cromwell, to authorize the city manager to execute the contract with Rock Cottage Glassworks for the design and installation of the art work for the Public Library project in the amount of \$75,000. Motion carried unanimously.

E. PUBLIC COMMENT:

Dennis Brown, Lawrence Preservation Alliance, said they were having two open houses this Saturday and the following Sunday for the Turnhalle. It would be the last time the Turnhalle would be open to the public at least for the summer. There would be speakers regarding the structure and history. LPA bought this in order to turn around the structure. We saw it as a civic duty. We can't own it forever. We are working hard and raising funds. We are hoping that the community will share their knowledge with us during the open houses. We would love to see photos with dates, especially around 1900, of the structure. We know there have been changes and we would like to be able to determine when some of those things happened. He also thanked Cromwell and Carter for their service on the commission. He felt like LPA was listened to and had a seat at the table.

KT Walsh thanked Commissioners Cromwell and Carter also for recycling and for making it a senior friendly city.

F. FUTURE AGENDA ITEMS:

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

G: COMMISSION ITEMS:

Cromwell said he thought this was something we don't like to bring up, Commissioner salaries, because it seems self serving, and he thought it wasn't a burden on him, but it could be a burden for other people who may choose to serve on the commission. There are a lot of city resources that are not provided to commissioners, such as mileage, cell phones, computers, wardrobes. It seems petty, but for some people it could be a burden. He said he thought the salary of a city commissioner should at least cover the expenses to serve as a city

commissioner. Maybe if we talk about ways to get around the painfulness of the discussion by deferring the effective date it would help, but he felt it needed to be discussed.

Dever said we don't do it for the money, but he agreed that the amount of the time and the pay were not commensurate. In studying what other communities do, and what Douglas County does, and since we haven't touched this issue in 14 years, he thought that at \$9,000 it is going to be a barrier and burden on some people who might want to serve. He said we do need to have a timeline for discussing this issue, and try to figure out a fair amount of pay commensurate for the work and for the actual expenses. Those are costs that are otherwise carried. I publish my cell phone number in the paper and spend hours talking to people on city business. These are real issues. To be a city commissioner is a minimum 20 hour a week job, and probably 40 to be mayor. If we looked at the average wage for city commissioners and the amount of time spent on service to the community, and come up with a reasonable rate that would cover expenses, that would be an important discussion. He said he had talked to county commissioners and frankly, it is a lot more than we make here. Lawrence citizens deserve to be able to elect people who can afford to serve at the rate that is paid. Maybe we benchmark adjustments. It's time for the discussion.

Schumm said you didn't want the salary to be a barrier to anyone. If someone has to take off work and not get paid, is the salary equal to what you have to lose? Also, are there costs such as child care that should be covered? Secondly, the mayor's position, and he could say this since he was leaving that position, the differential between the commissioner and mayor salaries should be more than \$1,000. You are asked to do a lot as mayor. The mayor should be there for community and organizational accomplishments and the people deserve that from their mayor.

Amyx said part of the history here was in 1985 we went from \$20 to \$40. When I was on the County Commission I thought we should cut the salary because we cut the number of meetings. Some of the commissioners I served with then still have a hard time getting over that.

In the past generally it was generally discussed as part of what an incoming commission might make. If we are going to discuss it, I have a hard time raising my own salary. It shouldn't be a barrier to having good people serve, but at the same time we have to be careful that we don't pay enough that we are creating a career for people. Another part of this is that there comes a form of government discussion. We are still citizen commissioners; we hire a professional city manager to carry out the day to day operations. We need to be careful to consider those things.

Carter said he agreed with the comments. He said we weren't likely to create a situation where people would make this a career. It did seem overdue to discuss it.

Dever said he read an article where they found the number of candidates was proportional to the salary paid. There is a huge increase, 2-3 people more per seat, when the salary was increased to be proportional to the costs. It could help get more people involved, with more diverse interests. He said he thought it was something that should be discussed. He said we should talk about the timeline for implementing it, but it will be difficult because there will always be someone seated that will be affected.

Schumm said he had never heard anyone say they were running for the city commission for the money. He thought it should be something that should be looked at pretty quickly. He appreciated Aron bringing it up.

Cromwell said it would be very difficult for a school teacher or someone with a traditional job to do this. They would have to take a leave of absence.

Mayor Schumm called for public comment. None was received. He said he would like to see this on a future agenda.

H: CALENDAR:

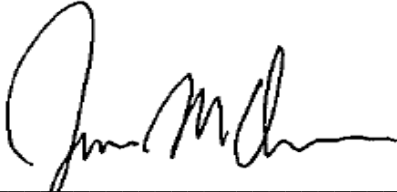
David Corliss, City Manager, reviewed calendar items.

I: CURRENT VACANCIES – BOARDS/COMMISSIONS:

Existing and upcoming vacancies on City of Lawrence Boards and Commissions were listed on the agenda.

Moved by Cromwell, seconded by Carter, to adjourn at 7:33 p.m. Motion carried unanimously.

MINUTES APPROVED BY THE CITY COMMISSION ON APRIL 16, 2013.



Jonathan M. Douglass, City Clerk