



City of Lawrence

CITY MANAGER'S OFFICE

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CITY MANAGER

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CITY COMMISSION

MAYOR
LESLIE SODEN

COMMISSIONERS
STUART BOLEY
MATTHEW J. HERBERT
LISA LARSEN
MIKE AMYX

October 17, 2017

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 Soden presiding and Vice Mayor Boley, Commissioner Amyx, Commissioner Herbert and Commissioner Larsen present.

A. RECOGNITION/PROCLAMATION/PRESENTATION:

1. None.

B. CONSENT AGENDA:

A member of the public requested removal of item 12 for a separate vote.

A member of the public requested removal of item 15 for a separate vote.

Moved by Commissioner Herbert, seconded by Vice Mayor Boley, to approve the consent agenda as below except for items 12 and 15. Motion carried unanimously.

1. Approve City Commission meeting minutes from 10/10/17.
2. Receive minutes from various boards and commissions:

Public Transit Advisory Committee meeting of 09/11/17
Sales Tax Audit Committee meetings of 10/20/16
Sustainability Advisory Board meetings of 07/12/17 and 09/13/17
Transportation Commission meeting of 09/11/17

3. Approve claims and payroll in the amount of \$16,878,468.00 to 219 vendors including payments over \$1,000,000.00 to State Treasurer for \$10,873,698.75, Garney Companies for \$1,161,846.27 and 360 Energy Engineers for \$1,041,562.00.
4. Approve licenses as recommended by the City Clerk's Office.

Drinking Establishment	Expires
Jade Garden Restaurant Jade Garden Restaurant Inc 1410 Kasold Dr., Ste 13	10/11/17
Sidewalk Dining & Hospitality	Address
Dillons #98	1740 Massachusetts St.
Jimmy Johns	922 Massachusetts St.



Mexquisito	712 Massachusetts St.
Pickleman's	818 Massachusetts St.
Pita Pit	1011 Massachusetts St.
The Burger Stand at the Casbah	803 Massachusetts St.
The Mad Greek	907 Massachusetts St.

5. Approve appointments as recommended by the Mayor.

Sustainability Advisory Board: Appoint Maria Cuevas to a term that expires 12/31/18.
6. Adopt on first reading, the following ordinances as they relate to standardizing and streamlining advisory boards and committees:
 - a) Ordinance No. 9411, repealing the Lawrence Advisory Board on University Student Issues
 - b) Ordinance No. 9412, repealing the Downtown Parking Advisory Board.
 - c) Ordinance No. 9413, repealing the ECO2 Commission.
7. Adopt Resolution No. 7227, authorizing the offering for sale of water and sewage system improvement and refunding revenue bonds, Series 2017-A.
8. Approve a request to rezone (Z-17-00386) approximately 3.44 acres from RSO (Single-Dwelling Residential-Office) District to RMO (Multi-Dwelling Residential-Office) District, located at 3705 Clinton Parkway. Submitted by Allen Belot Architect, for Kansas District of Wesleyan Church Inc, property owner of record. Adopt on first reading, Ordinance No. 9414, rezoning (Z-17-00386) approximately 3.44 acres from RSO (Single-Dwelling Residential) District to RMO (Multi-Dwelling Residential) District, located at 3705 Clinton Parkway. (PC Item 2A; approved 7-0-1 on 9/27/17)
9. Approve a Special Use Permit (SUP-17-00383) for *Active Recreation* at 3705 Clinton Parkway. Submitted by Allen Belot Architect, for Kansas District of Wesleyan Church Inc, property owner of record. Adopt on first reading, Ordinance No. 9415, for Special Use Permit (SUP-17-00383) for *Active Recreation* at 3705 Clinton Parkway. (PC Item 2B; approved 7-0-1 on 9/27/17)
10. Approve a Text Amendment (TA-17-00495) to the City of Lawrence Land Development Code, to permit nonresidential uses and vertical mixed-use structures in the Tertiary Zone of the MU (Mixed Use) District. Adopt on first reading, Ordinance No. 9416, for Text Amendment (TA-17-00495) to the City of Lawrence Land Development Code, to permit nonresidential uses and vertical mixed-use structures in the Tertiary Zone of the MU (Mixed Use) District. (PC Item 1A; approved 7-0 on 9/27/17)
11. Approve a request to rezone (Z-17-00322) approximately .6 acres from RS5 (Single-Dwelling Residential) District to MU (Mixed Use) District, located at 401 Elm Street. Submitted by Margretta O. Farrar-de Vries, property owner of record. Adopt on first reading, Ordinance No. 9417, rezoning (Z-17-00322) approximately .6 acres from RS5 (Single-Dwelling Residential) District to MU (Mixed Use) District, located at 401 Elm Street. (PC Item 1B; approved 7-0 on 9/27/17)

12. **REMOVED FOR A SEPARATE VOTE:** Approve a Special Use Permit (SUP-17-00496) for Manufacturing and Production, Limited, and Retail, General and Non-Ground Floor Dwelling uses at 401 Elm Street. Adopt on first reading, Ordinance No. 9418, for Special Use Permit (SUP-17-00496) for Manufacturing and Production, Limited, and Retail, General and Non-Ground Floor Dwelling uses at 401 Elm Street. Submitted by Margretta O. Farrar-de Vries, property owner of record. (PC Item 1C; approved 7-0 on 9/27/17)
13. Authorize staff to submit the 2018 Assessment of Fair Housing to the U.S. Department of Housing and Urban Development by November 1, 2017.
14. Receive update on the 2017 goals and actions steps for the Affordable Housing Advisory Board.
15. **REMOVED FOR A SEPARATE VOTE:** Authorize the City Manager to enter into an agreement with BBC Research & Consulting, Inc. for completion of a comprehensive housing market study in an amount not to exceed \$78,650.
16. Receive the 2015 and 2016 annual reports from the Sales Tax Audit Committee.
17. Approve a request for a mural for the wall on the south side of Ernst and Sons, 826 Massachusetts Street, in the 800-block alley on the east side of Massachusetts Street.

Items removed for a separate vote:

12. **REMOVED FOR A SEPARATE VOTE:** Approve a Special Use Permit (SUP-17-00496) for Manufacturing and Production, Limited, and Retail, General and Non-Ground Floor Dwelling uses at 401 Elm Street. Adopt on first reading, Ordinance No. 9418, for Special Use Permit (SUP-17-00496) for Manufacturing and Production, Limited, and Retail, General and Non-Ground Floor Dwelling uses at 401 Elm Street. Submitted by Margretta O. Farrar-de Vries, property owner of record. (PC Item 1C; approved 7-0 on 9/27/17)

Becky Pepper, Planner, presented the staff report.

Moved by Commissioner Amyx, seconded by Commissioner Herbert, to approve a Special Use Permit (SUP-17-00496) for Manufacturing and Production, Limited, and Retail, General and Non-Ground Floor Dwelling uses at 401 Elm Street; and, adopt on first reading, Ordinance No. 9418 with amended language to proposed condition “c” that limits the use of heavy machinery that is audible off-site to the hours between 7:00 o’clock a.m. and 9:00 o’clock p.m. with no restriction on business activities that are not related to machinery audible off-site; and, direct staff to provide notice of the second reading of the Ordinance to neighboring property owners. Motion carried unanimously.

15. **REMOVED FOR A SEPARATE VOTE:** Authorize the City Manager to enter into an agreement with BBC Research & Consulting, Inc. for completion of a comprehensive housing market study in an amount not to exceed \$78,650.

Moved by Commissioner Herbert, seconded by Vice Mayor Boley, to authorize the City Manager to enter into an agreement with BBC Research & Consulting, Inc. for completion of a comprehensive housing market study in an amount not to exceed \$78,650. 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. Receive presentation from Robert Bieniecki, Criminal Justice Coordinator with the Douglas County Criminal Justice Coordinating Council.
2. Authorize the acceptance of Transportation Alternative awarded funds for the 19th and Iowa pedestrian/bicycle underpass, in the amount of \$1.6 million (with a \$200,000 City of Lawrence local match and a \$200,000 University of Kansas Local match) and the Safe Routes to School project, in the amount of \$400,000 (with a \$100,000 local match).

David Cronin, City Engineer, presented the staff report.

Moved by Commissioner Herbert, seconded by Commissioner Larsen, to accept Transportation Alternative awarded funds for the 19th and Iowa pedestrian/bicycle underpass, in the amount of \$1.6 million (with a \$200,000 City of Lawrence local match and a \$200,000 University of Kansas Local match) and Accept Transportation Alternative awarded funds for Safe Routes to School project, in the amount of \$400,000 (with a \$100,000 local match). Motion carried unanimously.

E. COMMISSION ITEMS:

Commissioner Amyx discussed the review and adoption of the International Codes.

F. CITY MANAGER'S REPORT:

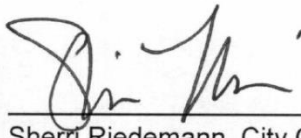
Tom Markus, City Manager, presented information on the following items: LPD Body Worn Camera Grant Update, Update on response to storm on Saturday October 14, 2017, County Tax Foreclosures, Advisory Opinions on Interpretation or Application of Local Conflict of Interest Laws, Special Accounts Payable Year End Meeting, September 2017 Monthly Utility Billing Report, Fire/Medical Department Monthly Report, Arts Common Project Related to 9th and New Hampshire TIF Districts, Santa Fe Station Project, August Monthly Permit Reports, 2018 Kansas Employment Forecast Released, MARC Article on Area Job Growth, Future Agenda Items and Future Work Session Items.

G. CALENDAR:

The Commission reviewed calendar items.

Moved by Mayor Soden, seconded by Commissioner Herbert, to adjourn at 8:00 p.m. Motion carried unanimously.

MINUTES APPROVED BY THE CITY COMMISSION ON NOVEMBER 7, 2017.

A handwritten signature in black ink, appearing to read 'Sherril Riedemann', positioned above a horizontal line.

Sherril Riedemann, City Clerk