



City Council Meeting

Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor

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To participate in Public Forum in person, sign up at the meeting.

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*****ONLINE closes one hour prior to the beginning of public forum*****

Do not sign up in person and via Zoom - select one only

1. Agenda

Subject	1.1. Motion to amend/adopt agenda
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	1. Agenda
Department	Council and Board
Type	Action Procedural
Recommended Action	Motion to amend/adopt agenda

2. Moment to Recognize Norm Baldwin

Subject	2.1. Moment to Recognize Norm Baldwin
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	2. Moment to Recognize Norm Baldwin

Department Council and Board

Type Communication

3. Communication: Joseph McNeil, Esq., Kim Sturtevant, Assistant City Attorney, re: Discussion of "pending and/or potential" litigation (verbal) **expected executive session 6:00 pm - 6:30 pm ; Communication: Joseph McNeil, Esq., Kim Sturtevant, Assistant City Attorney, Kerin Durfee, Human Resources Director, re: Discussion of employment contract (verbal)**expected executive session** 6:30 pm - 7:00 pm**

Subject	3.1. Communication: Joseph McNeil, Esq., Kim Sturtevant, Assistant City Attorney, re: Discussion of "pending and/or potential" litigation (verbal) **expected executive session** 6:00 pm - 6:30 pm
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	3. Communication: Joseph McNeil, Esq., Kim Sturtevant, Assistant City Attorney, re: Discussion of "pending and/or potential" litigation (verbal) **expected executive session** 6:00 pm - 6:30 pm ; Communication: Joseph McNeil, Esq., Kim Sturtevant, Assistant City Attorney, Kerin Durfee, Human Resources Director, re: Discussion of employment contract (verbal)**expected executive session** 6:30 pm - 7:00 pm
Department	City Attorney
Type	Action Information Communication
Recommended Action	Motion 1: Move that the Council find that premature general public knowledge of legal advice and information concerning the details of "pending and/or potential" litigation to which the City is a party or has a stated interest would clearly place the City at a substantial disadvantage; Motion 2: Based upon that finding, move that the Council go into executive session to receive confidential attorney-client communications, 1 VSA §313(a)(1)(F), in a pending civil litigation matter, 1 VSA §313(a)(1)(E).
Subject	3.2. Communication: Joseph McNeil, Esq., Kim Sturtevant, Assistant City Attorney, Kerin Durfee, Human Resources Director, re: Discussion of employment contract (verbal) **expected executive session** 6:30 pm - 7:00 pm
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	3. Communication: Joseph McNeil, Esq., Kim Sturtevant, Assistant City Attorney, re: Discussion of "pending and/or potential" litigation (verbal) **expected executive session** 6:00 pm - 6:30 pm ; Communication: Joseph McNeil, Esq., Kim Sturtevant, Assistant City Attorney, Kerin Durfee, Human Resources Director, re: Discussion of employment contract (verbal)**expected executive session** 6:30 pm - 7:00 pm
Department	Attorney's Office

Type	Action Procedural
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Recommended Action

Motion 1: Move that the Council find that premature general public knowledge of legal advice and information concerning the details of an employment contract would clearly place the City at a substantial disadvantage;

Motion 2: Based upon that finding, move that the Council go into executive session to receive confidential attorney-client communications, 1 VSA §313(a)(1)(F), regarding an employment contract, 1 VSA §313(a)(1)(A).

4. Public Forum: Time Certain: 7:00 pm **See above for signup instructions**

Subject	4.1. Verbal Comments
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	4. Public Forum: Time Certain: 7:00 pm **See above for signup instructions**
Department	Council and Board
Type	Action Procedural
Recommended Action	open Public Forum close Public Forum

5. Climate Emergency Reports (5 - 10 mins.)

Subject	5.1. Verbal reports
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	5. Climate Emergency Reports (5 - 10 mins.)
Department	Council and Board
Type	Information

6. Public Health & Safety Emergency Updates (5-10 mins.)

Subject	6.1. Verbal reports
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	6. Public Health & Safety Emergency Updates (5-10 mins.)
Department	Council and Board
Type	Information

7. Consent Agenda

Subject	7.1. Motion to adopt the consent agenda and take the actions indicated
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Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Consent Agenda
Department	Council and Board
Type	Action (Consent) Procedural
Recommended Action	Motion to adopt the consent agenda and take the actions indicated
Subject	7.2. Accountability List - C/T Office
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Consent Agenda
Department	Clerk/Treasurer's Office
Type	Action (Consent) Communication Information
Recommended Action	waive the reading, accept the communication and place it on file
Subject	7.3. Indoor and Outdoor Entertainment Permit Renewals (2024-2025): see attached list
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Consent Agenda
Department	Clerk/Treasurer's Office
Type	Action (Consent)
Recommended Action	approve the 2024-2025 Indoor and Outdoor Entertainment Permit Renewals as listed with all standard conditions
Subject	7.4. Communication; Abbey Duke, Member, Parks & Recreation Commission, re: Resignation
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Consent Agenda
Department	Clerk/Treasurer's Office
Type	Action (Consent) Communication
Recommended Action	waive the reading, accept the communication, place it on file, advertise the vacancy in Seven Days and send a letter of appreciation to Abbey Duke thanking her for her time served as a Member of the Parks and Recreation Commission

Subject	7.5. Communication: Dana R. Pierson, re: parking meters
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Consent Agenda
Department	Clerk/Treasurer's Office
Type	Action (Consent) Communication
Recommended Action	waive the reading and place the communication on file
Subject	7.6. Communication: C/T Office, re: March 25, 2024 City Council With Mayor Presiding Meeting Minutes, Draft
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Consent Agenda
Department	Clerk/Treasurer's Office
Type	Action (Consent) Communication Information Minutes
Recommended Action	waive the reading, accept the communication, place it on file and adopt the minutes as received at the May 6, 2024 Regular City Council Meeting
Subject	7.7. Communication: C/T Office, re: March 25, 2024 Regular City Council Meeting Minutes, Draft
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Consent Agenda
Department	Clerk/Treasurer's Office
Type	Action (Consent) Communication Information Minutes
Recommended Action	waive the reading, accept the communication, place it on file and adopt the minutes as received at the May 6, 2024 Regular City Council Meeting
Subject	7.8. Communication: C/T Office, re: April 1, 2024 City Council Organization Day Meeting Minutes, Draft
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Consent Agenda
Department	Clerk/Treasurer's Office

Type	Action (Consent) Communication Information Minutes
Recommended Action	waive the reading, accept the communication, place it on file and adopt the minutes as received at the May 6, 2024 Regular City Council Meeting
Subject	7.9. Communication: C/T Office, re: April 15, 2024 Regular City Council Meeting Minutes, Draft
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Consent Agenda
Department	Clerk/Treasurer's Office
Type	Action (Consent) Communication Information Minutes
Recommended Action	waive the reading, accept the communication, place it on file and adopt the minutes as received at the May 6, 2024 Regular City Council Meeting
Subject	7.10. Communication: C/T Office, re: April 15, 2024 Local Control Commission Meeting Minutes, Draft
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Consent Agenda
Department	Clerk/Treasurer's Office
Type	Action (Consent) Communication Information Minutes
Recommended Action	waive the reading, accept the communication, place it on file and adopt the minutes as received at the May 6, 2024 Regular City Council Meeting
Subject	7.11. Request for Approval to Execute a Contract with ECI for the Temporary Foremain Removal and Restoration of Site Project - DPW - Water Resources
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Consent Agenda
Department	Public Works Department - Water Resources
Type	Action (Consent)
Recommended Action	to authorize the Director of Public Works' to execute a Construction Contract Engineer's Construction, Inc. for removal of the temporary forcemain and restoration of the site for

an amount up to \$125,000, subject to the review and approval of the City Attorney's Office

Subject	7.12. Request for Approval of a \$1,276,829 Budget Neutral Amendment to the FY 2024 Patrick Leahy Burlington International Airport - Airport
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Consent Agenda
Department	Airport
Type	Action (Consent)
Recommended Action	yo approve a budget neutral amendment to the Fiscal Year 2024 Patrick Leahy Burlington International Airport budget in the amount of \$1,276,829 by increasing the accounts as described in the affiliated memorandum
Subject	7.13. Request to Accept and Execute a contract in the amount of \$97,695.00 with Annseal Inc. for Runway (RW)15-33 Plain Cement Concrete (PCC) Concrete Joint Repair and a budget neutral amendment - Airport
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Consent Agenda
Department	Airport
Type	Action (Consent)
Recommended Action	1. to approve and authorize the Director of Aviation to execute a contract with Annseal in the amount of \$97,695.00 with a 15% contingency totaling up to \$112,349 for the Runway (RW)15-33 PCC Concrete Joint Repair, subject to review and approval of the City Attorney's Office 2. to approve a budget neutral amendment in the amount of \$115,000 to the Fiscal Year 2024 Airport budget by increasing the accounts as described in the affiliated memorandum
Subject	7.14. Request to Accept and Execute a contract with PCS Specialty Contracting for FY2025 Parking Garage Repairs in the amount of \$364,844 dollars - Airport
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Consent Agenda
Department	Airport
Type	Action (Consent)
Recommended Action	to approve and authorize the Director of Aviation to execute a contract with PCS Specialty Contracting for FY2025 Parking Garage Repairs in the amount of \$364,844 dollars, subject to review and approval of the contract by the City Attorney's Office

Subject	7.15. Request to Execute a contract in the amount of \$126,000 dollars with Mikes Electric, Inc. (MEI) for Terminal Fluorescent Lighting Control Replacement - Airport
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Consent Agenda
Department	Airport
Type	Action (Consent)
Recommended Action	to approve and authorize the Director of Aviation to execute a contract with Mikes Electric Inc (MEI) in the amount of \$126,000 dollars for Terminal Fluorescent Lighting Control Replacement, subject to review and approval of the contract by the City Attorney's Office
Subject	7.16. Extension of Lease - Waterfront Information Services Building - BPRW
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Consent Agenda
Department	Parks, Recreation, & Waterfront
Type	Action (Consent)
Recommended Action	to approve and authorize a holdover of the existing lease terms with the Lake Champlain Chamber of Commerce for the premises located within the Pease Lot Information Building and as more particularly described in the existing lease, creating a month to month tenancy as provided for in the existing lease through October 31, 2024 for the purposes of continuity of Information Services
Subject	7.17. ARPA Community Infrastructure Budget Amendment and Request to Execute a Contract with S.D. Ireland Brothers Corporation for the site work and utility connections required for the kiosk at City Hall Park - CEDO
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Consent Agenda
Department	Community & Economic Development Office (CEDO)
Type	Action (Consent)
Recommended Action	to approve and authorize that the City Council approve and authorize the City's Chief Administrative Officer or their designee, to execute a budget amendment to increase the City Hall Park Kiosk Budget by \$150,000 from the Expanded Waterworks Park Connections and Amenities budget of \$600,000 and to approve and authorize the Director of the Community & Economic Development Office to enter into a contract with S.D. Ireland Brothers Corporation for the purposes of completing the site work and infrastructure connections for the City Hall Park Kiosk, with a cost of up to \$197,500 and a ~10% contingency, for a total authorization and maximum limiting amount of \$220,000 subject to final review and approval of the City Attorney's Office

Subject	7.18. May 6, 2024 Legislative Update - Jamie Feehan
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Consent Agenda
Department	Council and Board
Type	Action (Consent) Communication Information
Recommended Action	waive the reading and place the communication on file
Subject	7.19. May 13, 2024 Legislative Update - Jamie Feehan
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Consent Agenda
Department	Council and Board
Type	Action (Consent) Communication Information
Recommended Action	waive the readng and place the communication on file
Subject	7.20. FIO Documents
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Consent Agenda
Department	Clerk/Treasurer's Office
Type	Action (Consent) Communication Information
Recommended Action	for information only
Subject	7.21. Ordinance: An Update To Chapter 23, Peddlers And Solicitors, To Accommodate Burlingtonians And Visitors On June 15, 2024 (License Committee)
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Consent Agenda
Department	Council and Board
Type	Action (Consent)

Recommended Action	waive the reading, suspend the rules, and place the updates to Chapter 23 of the Burlington Code of Ordinances in all stages of passage as detailed in the attached ordinance form
Subject	7.22. Resolution: Designation Of Ward 2 Polling Place For 2024 State Primary Election, 2024 General Election, and 2025 Annual City Election (Councilor Bergman)
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Consent Agenda
Department	Council and Board
Type	Action (Consent) Resolution
Recommended Action	waive the reading and adopt the resolution
Subject	7.23. Resolution: Adoption Of Updated Local Emergency Management Plan (Councilors Grant, Barlow)
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Consent Agenda
Department	Fire Department
Type	Resolution Action (Consent)
Recommended Action	waive the reading and adopt the resolution
Subject	7.24. Resolution: Appointment Of Dr. Whitney Sherman To The City Of Burlington's Board Of Medical Examiners (Councilor Carpenter)
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Consent Agenda
Department	Human Resources
Type	Action (Consent) Resolution
Recommended Action	waive the reading and adopt the resolution

8. FY25 Budget Presentation

Subject	8.1. FY25 Budget Presentation (60 mins.)
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	8. FY25 Budget Presentation
Department	Clerk/Treasurer's Office

Type	Discussion Information Communication Presentation
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9. Deliberative Agenda

Subject	9.1. Outdoor Entertainment Permit Renewal (2024-2025): Orlando's, 1 Lawson Lane, Suite 10 (15 mins.)
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	9. Deliberative Agenda
Department	Clerk/Treasurer's Office
Type	Action
Recommended Action	approve the 2024-2025 Outdoor Entertainment Permit Renewal with the following change: Friday and Saturday only: end time: 11:30 pm with all standard conditions
Subject	9.2. Resolution: Honoring Burlingtonian Marcel Beaudin (Councilors Shannon, Carpenter, Traverse, Brown McKnight, Litwin, Barlow, Bergman, Neubieser, Doherty)(15 mins.)
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	9. Deliberative Agenda
Department	Council and Board
Type	Action Resolution
Recommended Action	waive the reading and adopt the resolution
Subject	9.3. Resolution: A Building Emissions Reduction Ordinance (Councilors Broderick, Bergman)(45 mins.)
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	9. Deliberative Agenda
Department	Council and Board
Type	Action Resolution
Recommended Action	to waive the reading and adopt the proposed resolution referring a proposal for a building emissions reduction ordinance to the Transportation, Energy, and Utilities Commission, and establishing a proposed timeline for adoption of the ordinance

10. Committee Reports

Subject	10.1. Verbal reports
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	10. Committee Reports
Department	Council and Board
Type	Information

11. City Council - General Affairs (up to 15 mins.)

Subject	11.1. Verbal reports
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	11. City Council - General Affairs (up to 15 mins.)
Department	Council and Board
Type	Information

12. City Council President - Council Updates (up to 5 mins.)

Subject	12.1. Verbal reports
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	12. City Council President - Council Updates (up to 5 mins.)
Department	Council and Board
Type	Information

13. Mayor - General Affairs (up to 10 mins.)

Subject	13.1. Verbal reports
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	13. Mayor - General Affairs (up to 10 mins.)
Department	Council and Board
Type	Information

14. Adjournment

Subject	14.1. Motion to adjourn
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	14. Adjournment
Department	Council and Board

Type	Action Procedural
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Recommended Action	Motion to adjourn
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15. Informational and Non-Discrimination Statements

Subject	15.1. This agenda is available in alternative formats upon request. For more information on access, call Lori Olberg, Licensing, Voting and Records Coordinator (802-865-7136)(TTY 802-865-7142). Persons with disabilities who require assistance or special arrangements to participate are encouraged to contact 802-865-7000 (voice) or 802-865-7142 (TTY) at least 72 hours in advance so that proper arrangements can be made. This meeting will also air on Town Meeting TV the Wednesday after the meeting, starting at 8:00 pm and repeating at 1:00 am and 7:00 am the following day. The City of Burlington will not tolerate unlawful harassment or discrimination on the basis of political or religious affiliation, race, color, national origin, place of birth, ancestry, age, sex, sexual orientation, gender identity, marital status, veteran status, disability, HIV positive status, crime victim status or genetic information.
Meeting	May 20, 2024 - Regular City Council Meeting - Monday, May 20, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	15. Informational and Non-Discrimination Statements
Department	Council and Board
Type	Information