



City Council Meeting

Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor

Please click the link below to join the webinar:

<https://zoom.us/j/91081797319>

Or Telephone: +1 305 224 1968 US

Webinar ID: 910 8179 7319

****CCTV link: https://www.youtube.com/playlist?list=PLIjLFn4BZd2PwCge7lNoKug676jIf_iUA ****

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

To participate in Public Forum via ZOOM sign up here:

<https://www.burlingtonvt.gov/citycouncil/publicforum>

******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	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 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. Public Forum: Time Certain: 6:05 pm ****See above for signup instructions****

Subject	2.1. Verbal Comments
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor

Category	2. Public Forum: Time Certain: 6:05 pm **See above for signup instructions**
Department	Council and Board
Type	Action Procedural
Recommended Action	open Public Forum close Public Forum

3. Work Session: 2025 TMD General Obligation Bond - C/T **6:30 pm - 7:15 pm**

Subject	3.1. Work Session: 2025 TMD General Obligation Bond -C/T **6:30 pm - 7:15 pm**
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	3. Work Session: 2025 TMD General Obligation Bond - C/T **6:30 pm - 7:15 pm**
Department	Clerk/Treasurer's Office
Type	Information Discussion Presentation

4. Mayor - General City Affairs (to include Climate and Public Health & Safety Emergency Updates: up to 10 mins.)

Subject	4.1. Verbal reports
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	4. Mayor - General City Affairs (to include Climate and Public Health & Safety Emergency Updates: up to 10 mins.)
Department	Council and Board
Type	Information

5. City Council - General City Affairs (to include Climate and Public Health & Safety Emergency Updates: up to 5 mins. per City Councilor)

Subject	5.1. Verbal reports
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	5. City Council - General City Affairs (to include Climate and Public Health & Safety Emergency Updates: up to 5 mins. per City Councilor)
Department	Council and Board
Type	Information

6. Consent Agenda

Subject	6.1. Motion to adopt the consent agenda and take the actions indicated
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	6. Consent Agenda
Department	Council and Board
Type	Action (Consent) Procedural
Recommended Action	Motion to adopt the consent agenda and take the actions indicated
Subject	6.2. Accountability List - C/T
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	6. 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	6.3. Communication: Erhard Mahnke, re: Recommended addition to City Legislative Priorities
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	6. Consent Agenda
Department	Clerk/Treasurer's Office
Type	Action (Consent) Communication
Recommended Action	waive the reading and place the communication on file
Subject	6.4. Communication: Dr. Emma Wall Kouri, PhD, re: A plea for healing: an open letter to Burlington City Council
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	6. Consent Agenda
Department	Clerk/Treasurer's Office
Type	Action (Consent) Communication
Recommended Action	waive the reading and place the communication on file

Subject	6.5. Communication: County Assistant Judges, re: Pre-Budget Meeting
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	6. Consent Agenda
Department	Clerk/Treasurer's Office
Type	Action (Consent) Communication Information
Recommended Action	waive the reading and place the communication on file
Subject	6.6. Communication: Timothy C. Doherty, Jr., re: Resignation from the Burlington City Council
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	6. Consent Agenda
Department	Council and Board
Type	Action (Consent) Communication
Recommended Action	waive the reading, accept the communication and place it on file
Subject	6.7. Shelburne Street and Home Ave Preferred Alternative Approval - DPW
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	6. Consent Agenda
Department	Public Works Department
Type	Action (Consent)
Recommended Action	to approve the Shelburne Street and Home Avenue Intersection Scoping Study Project Advisory Committee's selection of Alternative 2A to implement an exclusive pedestrian phase at this intersection and to make the additional short- and medium-term improvements described in the report
Subject	6.8. Wastewater Plant Operator Reclassification Grievance Agreement - DPW
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	6. Consent Agenda
Department	Public Works Department
Type	Action (Consent)

Recommended Action	to approve and authorize the attached "Memorandum of Agreement Between AFSCME Local #1343 and the City of Burlington Re: Grievance Regarding Main Plant Wastewater Operators and Retroactive Pay", authorizing the pay of \$17,750 in total wages to identified, eligible employees presently holding the positions of Wastewater Operator II and Senior Wastewater Operator and employed with the City as of May 5, 2023, and further authorizing the Director of Public Works to execute said agreement on behalf of the City
Subject	6.9. Authorization to Accept Grant Funds from the Patrick Leahy Lake Champlain Basin program and acquire the 0 North Avenue property - BPRW
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	6. Consent Agenda
Department	Parks, Recreation, & Waterfront
Type	Action (Consent)
Recommended Action	to approve and authorize: 1. Acceptance of \$1,228,592 in grant funds from Patrick Leahy Lake Champlain Basin Program in furtherance of acquisition, improvement, and maintenance of certain property located at 0 North Avenue; and 2. Execution of a grant agreement and all documents necessary to accept the funding by the Director of Parks, Recreation, and Waterfront, subject to the final review and approval of the City Attorney's Office and Chief Administrative Officer; and 3. Acquisition of the 0 North Ave property for a cost not to exceed \$80,000, with the understanding that the land will be conserved in perpetuity, including mayoral execution of a purchase and sale agreement and any other documents necessary to affect the transaction, subject to final review and approval of the City Attorney's Office
Subject	6.10. Proceeding with \$20M Capital Bond Request for TMD 2025 and Delaying Capital-Related Charter Change until TMD 2026 - CAO
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	6. 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	6.11. Reassignment of lease for kiosk at the corner of Church St. & College St. - BWD
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	6. Consent Agenda
Department	Business and Workforce Development

Type	Action (Consent)
Recommended Action	to authorize the Mayor to execute a lease agreement with a term concluding on July 31, 2026 with Taste of France, LLC for food and beverage operations in the College Street Kiosk, subject to final review and approval by the City Attorney's Office
Subject	6.12. Local Health Office Annual Report: 2024
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	6. Consent Agenda
Department	Clerk/Treasurer's Office
Type	Action (Consent) Communication Information
Recommended Action	waive the reading and place the communication on file
Subject	6.13. Communication: JJ Redington, re: Tony Redington Roundabout Dedication
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	6. Consent Agenda
Department	Clerk/Treasurer's Office
Type	Action (Consent) Communication
Recommended Action	waive the reading and place the communication on file
Subject	6.14. March 4, 2025 Annual City Election Calendar - C/T
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	6. Consent Agenda
Department	Clerk/Treasurer's Office
Type	Action (Consent) Information Communication
Recommended Action	waive the reading, accept the communication and place it on file
Subject	6.15. Revised: Regular Schedule of Meetings of the Board of Finance and City Council through April 2025 - C/T and CC President
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	6. Consent Agenda

Department	Clerk/Treasurer's Office
Type	Action (Consent) Communication Information
Recommended Action	waive the reading, accept the communication, place it on file and approve the dates as listed
Subject	6.16. October 7, 2024 Regular City Council Meeting Minutes, Draft - C/T
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	6. 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 at the December 16, 2024 Regular City Council Meeting
Subject	6.17. October 7, 2024 Board of Civil Authority Meeting Minutes, Draft - C/T
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	6. 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 at the December 16, 2024 Regular City Council Meeting
Subject	6.18. October 28, 2024 Regular City Council Meeting Minutes, Draft - C/T
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	6. 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 at the December 16, 2024 Regular City Council Meeting
Subject	6.19. October 28, 2024 Local Control Commission Meeting Minutes, Draft - C/T
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	6. 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 at the December 16, 2024 Regular City Council Meeting
Subject	6.20. November 12, 2024 Regular City Council Meeting Minutes, Draft - C/T
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	6. 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 minutest at the December 16, 2024 Regular City Council Meeting
Subject	6.21. November 12, 2024 Local Control Commission Meeting Minutes, Draft - C/T
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	6. 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 at the December 16, 2024 Regular City Council Meeting
Subject	6.22. November 18, 2024 Regular City Council Meeting Minutes, Draft - C/T
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor

Category	6. 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 at the December 16, 2024 Regular City Council Meeting
Subject	6.23. November 18, 2024 Board of Civil Authority Meeting Minutes, Draft - C/T
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	6. 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 at the December 16, 2024 Regular City Council Meeting
Subject	6.24. November 18, 2024 Local Control Commission Meeting Minutes, Draft - C/T
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	6. 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 at the December 16, 2024 Regular City Council Meeting
Subject	6.25. November 18, 2024 Local Cannabis Control Commission Meeting Minutes, Draft - C/T
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	6. 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 at the December 16, 2024 Regular City Council Meeting

Subject 6.26. FIO Documents

Meeting December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor

Category 6. Consent Agenda

Department Clerk/Treasurer's Office

Type Action (Consent)
Communication
Information

Recommended Action for information only

7. Deliberative Agenda

Subject 7.1. Resolution: Honoring Barbara Nolfi (Councilor Bergman)

Meeting December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor

Category 7. Deliberative Agenda

Department Council and Board

Type Action
Resolution

Recommended Action waive the reading and adopt the resolution

Subject 7.2. Resolution: Authorization For \$18,330,720 Amended Step III Loan From Vermont Clean Water State Revolving Fund And For Construction Contract With PC Construction For Up To \$15,540,800 For Headworks Improvements (Stage 0) At The City's Three Wastewater Plants - DPW (15 mins.)

Meeting December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor

Category 7. Deliberative Agenda

Department Public Works Department

Type Action
Resolution

Recommended Action waive the reading and adopt the resolution

Subject 7.3. BED U.S. Department of Transportation Charging & Fueling Infrastructure grant - BED (20 mins.)

Meeting December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor

Category	7. Deliberative Agenda
Department	Burlington Electric Department
Type	Action
Recommended Action	to approve and authorize the BED General Manager or their designee, subject to final review and approval by the City Attorney's Office, to accept and execute the grant agreement for a U.S. Department of Transportation Federal Highway Administration Charging & Fueling Infrastructure award
Subject	7.4. Ordinance: Energy Benchmarking Of Space Heating In Certain Commercial Properties BCO Chapter 8, Art. VII (TEUC)(20 mins.)
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Deliberative Agenda
Department	Council and Board
Type	Action Ordinance - Second Reading
Recommended Action	waive the second reading and adopt the ordinance
Subject	7.5. BFD Staffing Study Recommendations - Fire (45 mins.)
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Deliberative Agenda
Department	Clerk/Treasurer's Office
Type	Discussion Information Presentation
Subject	7.6. Ordinance: Ordinance Amending B.C.O Sec. 1-9 & Sec. 21-29 Re; defacement of property and ordinance violations targeting individuals on the bases of protected classifications (Ordinance Committee)(15 mins.)
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	7. Deliberative Agenda
Department	Council and Board
Type	Action Ordinance - Second Reading
Recommended Action	to waive the second reading, to amend the ordinance as posted on CivicClerk by removing the private right of action, to adopt the amended ordinance and place in all stages of passage, and to request that the Ordinance Committee, in collaboration with the City Attorney's Office, confer with interested parties of their choosing, at least including the American Civil Liberties Union (ACLU), to report back to the City Council

with further policy or legislative recommendations on addressing hate speech

8. Committee Reports

Subject	8.1. Verbal reports
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	8. Committee Reports
Department	Council and Board
Type	Information

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

Subject	9.1. Verbal reports
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	9. City Council President - Council Updates (up to 5 mins.)
Department	Council and Board
Type	Information

10. Adjournment

Subject	10.1. Motion to adjourn
Meeting	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor
Category	10. Adjournment
Department	Council and Board
Type	Action Procedural
Recommended Action	Motion to adjourn

11. Informational and Non-Discrimination Statements

Subject	11.1. 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	December 9, 2024 - Regular City Council Meeting - Monday, December 9, 2024, 6:00 PM, Contois Auditorium, 149 Church Street, 2nd Floor

Category	11. Informational and Non-Discrimination Statements
Department	Council and Board
Type	Information