

**BURLINGTON CITY COUNCIL LICENSE COMMITTEE
CITY HALL –1ST FLOOR, BUSHOR CONF. ROOM *OR*
ZOOM MEETING WITH CALL-IN
BURLINGTON, VERMONT
MINUTES OF MEETING
September 20, 2023
DRAFT**

MEMBERS PRESENT:

Joan Shannon (Chair, via Zoom)
Melo Grant (via Zoom)

OTHERS PRESENT:

Lori Olberg
Kyle Clauss
Caleb Manna

1.0 AGENDA

1.01 motion to amend/adopt the agenda

Councilor Shannon called the meeting to order at 5:38 PM.

MOTION by Councilor Grant, SECOND by Councilor Shannon, to adopt the agenda.

VOTING: unanimous; motion carries.

2.0 PUBLIC COMMENT (VERBAL)

2.01 Public Comment (verbal)

None.

3.0 CONSENT AGENDA

3.1 motion to adopt the consent agenda and take the actions as indicated

3.2 Communication: BPD, re: UVM First Year Student Move-in Days, Wednesday, August 23 & Thursday, August 24, 2023, 6:30 am – 5:00 pm, University Heights – waive the reading, accept the communication, and place it on file.

3.3 Communication: BPD, re: Road Race, Saturday, August 26, 2023, 10 am – 2 pm, The entirety of Depot Street - waive the reading, accept the communication, and place it on file.

3.4 Communication: BPD, re: Criterium Bike Race, Monday, September 4, 2023, 6 am – 5 pm, various streets - waive the reading, accept the communication, and place it on file.

3.5 Communication: BPD, re: Block Party, Saturday, September 9, 2023, 4 pm – 8 pm, on the cul-de-sac at the end of Killarney Drive - waive the reading, accept the communication, and place it on file.

3.6 Communication: BPD, re: Block Party, Sunday, September 10, 2023, 2 pm – 7 pm, Grant Street - waive the reading, accept the communication, and place it on file.

3.7 Communication: BPD, re: PRIDE Center Parade, September 10, 2023, 11 am – 1 pm, various streets - waive the reading, accept the communication, and place it on file.

3.8 Communication: BPD, re: Block Party, Sunday, September 10, 2023, 4 pm – 7 pm, Caroline Street - waive the reading, accept the communication, and place it on file.

3.9 Communication: BPD, re: Block Party, Saturday, September 16, 2023, 3 pm – 8 pm, Curtis Avenue - waive the reading, accept the communication, and place it on file.

3.10 Communication: BPD, re: Block Party, Sunday, September 17, 2023, 4 pm – 8 pm, South Union Street - waive the reading, accept the communication, and place it on file.

3.11 Communication: BPD, re: Block Party to recognize World Car – Free Day, Friday, September 22, 2023, 4 pm – 8 pm, Saint Paul Street - waive the reading, accept the communication, and place it on file.

3.12 Communication: BPD, re: Buddy Walk for Down Syndrome, October 1, 2023, 12 pm – 4 pm, Battery Park - waive the reading, accept the communication, and place it on file.

3.13 Amendment to Indoor Entertainment Permit: Vermont Comedy Club – approve the amendment to add karaoke night Tuesdays only 9 pm – 12 am to the indoor entertainment permit for Vermont Comedy Club.

MOTION by Councilor Grant, SECOND by Councilor Shannon, to adopt the consent agenda and take the actions as indicated for items 3.1-3.13.

VOTING: unanimous; motion carries.

4.0 DELIBERATIVE AGENDA

4.1 Special Event Outdoor Entertainment Permit Application (10/18-10/21): EventForward LLC, Main Street Landing

MOTION by Councilor Grant, SECOND by Councilor Shannon, to approve the Special Outdoor Entertainment Permit Application (10/18-10/21) for EventForward LLC, Main Street Landing Meadow, Live: 3:30 pm – 10:00 pm, Spooks & Spirits, Dancing and Amplified Music.

VOTING: unanimous; motion carries.

4.2 Peddler- possible location – Oren Beckwith

MOTION by Councilor Grant, SECOND by Councilor Shannon, to table to a future meeting for when Mr. Beckwith is available.

VOTING: unanimous; motion carries.

4.3 Vermont Gas Franchise and Express Agreement – DPW

MOTION by Councilor Shannon, SECOND by Councilor Grant, to approve and recommend that the City Council approve and authorize the First Amendment to License Agreement between the City and Vermont Gas, Inc., in order to extend the term of the agreement through June 30, 2053, granting use of the City right-of-way for utility infrastructure and annual payments of excavation permit fees as detailed in the agreement; and to authorize the Mayor to execute the First Amendment to License Agreement in substantial conformity with the License Agreement attached—subject to approval by the City Attorney’s Office—on behalf of the City of Burlington.

DISCUSSION:

- Excavation Inspector Manna noted that this is a very longstanding agreement between the City and Vermont Gas, which started in the late 1980s. He said that every utility has to have a franchise agreement with the City, since they operate for profit and enjoy the use of the City’s right-of-way. He said that the City takes a certain percentage of that gross revenue. He noted that this specific agreement also combines excavation permit fees for Vermont Gas and they pay a lump sum of around \$56,000 per year to maintain infrastructure. He noted that the agreement has expired and they wanted to get another in place, since both parties are generally happy with the arrangement.
- Councilor Shannon said that they should refer it to the City Council for approval, but that if the City Council has questions, it should be referred back to the License Committee for discussion. She also requested a memo outlining changes to the agreement.

MOTION TO AMEND by Councilor Grant, SECOND by Councilor Shannon, to refer to the City Council for approval and authorization.

VOTING: unanimous; motion carries.

5.0 OTHER BUSINESS

5.01 Verbal Comments

6.0 ADJOURNMENT

6.01 Motion to adjourn

Meeting adjourned at 5:49 PM.