



December 18, 2017

Regular City Council Meeting - Monday, December 18, 2017, 6:00 pm, Contois Auditorium, City Hall

 [Click here to view the minutes for this meeting](#)

1. Agenda

1.01 Motion to amend/adopt agenda

Type: Action, Procedural

Recommended Action: motion to amend/adopt agenda as follows: note additional documents for consent agenda item 4.08 Resolution: Authorization to Execute a First Amendment to Extend the License Agreement with Snyder Construction, LLC to Obstruct a Portion of The City's Right-of-way on Flynn Avenue and Pine Street (Pine Street Deli)(License Committee)(per City Attorney's Office); add to the consent agenda item 4.09 Communication: Solveig Overby, re: Missing 3/23/2015 communication to City Councilors re: Burlington Telecom sale; communication with City Councilors re: Extracts from 111714 BT sale documents with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 4.10 Communication: Solveig Overby, Burlington City Council Meeting, December 11, 2017 Public Forum with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 4.11 Communication: Solveig Overby, re: "Last Mile" Fiber Anti-Monopoly access with the motion to "waive the reading, accept the communication and place it on file"; add to the consent agenda item 4.12 Communication: Mayor Miro Weinberger, re: Memorial Auditorium Update with the action to "waive the reading, accept the communication, place it on file and refer to the CDNR Committee"(per City Council President Knodell); note power point presentation slides for agenda item 5.01 per Meagan Tuttle; note revised version of agenda item 5.03 Resolution: March 6, 2018 Annual City Meeting - Ballot Question re Formation of A Union Municipal District (Public Safety Committee)(per the City Attorney's Office); add Councilor Mason as a co-sponsor to agenda item 5.04 Resolution: March 6, 2018 Annual City Meeting - Ballot Question re Climate Action (Councilors Shannon, Paul, Deane)(per Councilor Mason); add Councilor Roof as a co-sponsor to agenda item 5.04 (per Democratic Staffperson Judith Stephany); add Councilors Paul, Roof and Shannon as co-sponsors to agenda item 5.05 Resolution: March 6, 2018 Annual City Meeting - Ballot Question re Increasing Age to Legally Purchase Tobacco Products From 18 to 21 (Councilor Mason)(per Councilor Mason); add Councilor Deane as a co-sponsor to agenda item 5.05 (per Democratic Staffperson Stephany); add Councilor Wright as a co-sponsor to agenda item 5.05; note revised version of agenda item 5.05 (per the City Attorney's Office)

2. Special City Council Worksession re: Burlington Telecom Purchase Agreement (expected executive session)(oral)

2.01 Communication: City Attorney Eileen Blackwood and Ralphine O'Rourke, Esq., Primmer, Piper, re: Burlington Telecom Purchase Agreement (expected executive session)(oral)

Type: Action, Procedural

Recommended Action: motion to go into executive session based on findings; motion to go into, motion to come out of

3. Public Forum: time certain: 7:30 pm

3.01 Verbal Comments

Type: Information, Procedural

4. Consent Agenda



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4.01 Motion to amend/adopt consent agenda taking the following actions as indicated

Type: Action (Consent), Procedural

Recommended Action: motion to amend/adopt consent agenda taking the following actions as indicated: note additional written material for agenda item 4.08 per the City Attorney's Office; add to the agenda item 4.09 Communication: Missing 3/23/2015 communication to City Councilors re: Burlington Telecom sale; communication with City Councilors re Extracts from 111714 BT sale documents with the action to "waive the reading, accept the communication and place it on file"; add to the agenda item 4.10 Communication: Solveig Overby, re: Burlington City Council Meeting, December 11, 2017 Public Forum with the action to "waive the reading, accept the communication and place it on file"; add to the agenda item 4.11 Communication: Solveig Overby, re: "Last Mile" Fiber Anti - Monopoly access with the action to "waive the reading, accept the communication and place it on file"; add to the agenda item 4.12 Communication: Mayor Miro Weinberger, re: Memorial Auditorium Update with the action to "waive the reading, accept the communication, place it on file and refer to the CDNR Committee" (per City Council President Knodell)

4.02 Communication: C/T Office, re: Accountability List

Type: Action (Consent), Communication, Information

Recommended Action: waive the reading, accept the communication and place it on file

Communication Accountability List 121817 cc
mtg LO.xlsx

4.03 Communication: Gene Richards, Director of Aviation, re: Burlington International Airport Budget Amendment

Type: Action (Consent)

Recommended Action: The Burlington International Airport (BTV) respectfully requests City Council approval and authorization to amend the FY18 Airport budget to increase Airfield Revenue by \$100,000, and increase overall expenditures by \$100,000. This request overall, being budget neutral.

BoF_CC_Checklist Budget Amendment 12.18
draft #1.pdf

FY18 Budget Airport Budget Amendment_final
- MJF.pdf

FY18 Budget Airport Budget Amendment_final
- MJF.pdf

4.04 Communication: Dan Cahill, Burlington Parks, Recreation, Waterfront, re: Conservation Legacy Fund - Disbursement Request

Type: Action (Consent)

Recommended Action: to approve and authorize the disbursement of funds from the Conservation Legacy Fund in the amount of \$32,920 and to approve and authorize Cindi Wight, Director of Parks and Recreation, to execute the grant agreement and any related documents needed to carry out the dispersal of the funds, subject to the review of the City Attorney's Office.

LCLT Easement Funds Dispersal Packet.pdf

BoF_CC_Checklist fillable pdf Cahill_CC.pdf



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4.05 Communication: Nina Safavi, Parks Comprehensive Planner, Department of Parks, Recreation & Waterfront, re: Burlington Greenway (Bike Path) Rehabilitation Phase 2 Design and Construction Administration Contract Amendment

Type: Action (Consent)

Recommended Action: to authorize the Burlington Parks and Recreation Director to execute the amended contract with VHB for the Burlington Greenway (Bike Path) Rehabilitation Phase 2 Design and Construction Administration in the amount not to exceed \$678,675 and approve the supporting project budget reallocation in the Parks Special Project Bike Path budget

 20170103 BP 2 Design BOF CC Checklist.pdf

 20171214 Memo for Bike Path Design contract amendment Submitted to BOF CC.pdf

4.06 Communication: C/T Office, re: Review 2017 Audited Financial

Type: Action (Consent), Communication, Information

Recommended Action: waive the reading, accept the communication and place it on file

 GF Performance.xlsx

 121417_BoF_City Council_Checklist.fillable.pdf.pdf

4.07 FIO Document

Type: Action (Consent), Communication, Information

Recommended Action: for information only

 FIO Document.pdf

4.08 Resolution: Authorization to Execute a First Amendment to Extend the License Agreement with Snyder Construction, LLC to Obstruct a Portion of The City's Right-of-way on Flynn Avenue and Pine Street (Pine Street Deli)(License Committee)

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

****note additional written material for this agenda item per the City Attorney's Office****

 Resolution Relating to Authorization to Execute a First Amendment to Extend The License Agreement With Snyder Construction.pdf

 Supplemental Info re Snyder License Agreement.pdf

4.09 Communication: Solveig Overby, re: Missing 3/23/15 communication to City Councilors re: Burlington Telecom; Communication with City Councilors re Extracts from 111714 BT sale documents

Type: Action (Consent), Communication, Information

Recommended Action: waive the reading, accept the communication and place it on file

 Communication Solveig Overby Missing 32315 Communication to CC re BT; Extracts from 111714 BT sale documents.pdf



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4.10 Communication: Solveig Overby, re: Burlington City Council Meeting, December 11, 2017 Public Forum

Type: Action (Consent), Communication

Recommended Action: waive the reading, accept the communication and place it on file

Communication Solveig Overby re BT PF
Statement 121117.pdf

4.11 Communication: Solveig Overby, re: "Last Mile" Fiber Anti-Monopoly access

Type: Action (Consent), Communication

Recommended Action: waive the reading, accept the communication and place it on file

Last_Mile_Fiber_Anti_Monopoly_access.pdf

4.12 Communication: Mayor Miro Weinberger, re: Memorial Auditorium Update

Type: Action (Consent), Communication, Information

Recommended Action: waive the reading, accept the communication, place it on file and refer to the CDNR Committee

12-15-17 Mayor Weinberger Memo re
Memorial Auditorium Update.pdf

5. Deliberative Agenda

5.01 Resolution: Requesting Report on Options to Reduce Municipal Taxes and Fees for Seniors and Low and Moderate Income Burlington Residents (Councilors Bushor, Knodell, Wright, Hartnett, Moore, Tracy, Roof)

Type: Action, Resolution

Recommended Action: waive the reading and adopt the resolution

Treasurer Requesting Report on Options to
Reduce Municipal Taxes Fees for Seniors Low
Moderate Income
Residentsaddedcosponsors121417LO.docx

5.02 Presentation: Meagan Tuttle, AICP, Planning & Zoning, re: Great Streets Design & Construction Standards

Type: Action, Presentation

****note power point presentation per Meagan Tuttle**

memo for Dec 18 presentation of
Standards.pdf

Great Streets Standards
Presentation_Council_12182017_forweb.pdf



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5.03 Resolution: March 6, 2018 Annual City Meeting - Ballot Question re Formation of A Union Municipal District (Public Safety Committee)

Type: Action, Resolution

Recommended Action: waive the reading and adopt the resolution

****note revised version of this agenda item per the City Attorney's Office****

 Ballot Question re Forming a Union Municipal District to be known as Chittenden County Public Safety Authority (3-6-18 Annual City Meeting).pdf

 CCRPC17-UMDMEMO FINAL.pdf

 Regional-Dispatch-Letters-of-Support.pdf

 AGREEMENT TO CREATE PSA-FINAL with T. Donovan Signature.pdf

 Memo To PSC & CC.pdf

 Ballot Question re Forming a Union Municipal District to be known as Chittenden County Public Safety Authority (3-6-18 Annual City Meeting) REVISED.pdf

5.04 Resolution: March 6, 2018 Annual City Meeting - Ballot Question re Climate Action (Councilors Shannon, Paul, Deane)

Type: Action, Resolution

Recommended Action: waive the reading and adopt the resolution

****add Councilor Mason as a co-sponsor to this agenda item per Councilor Mason****

****add Councilor Roof as a co-sponsor to this agenda item per Democratic Staffperson Stephany****

 Ballot Question re Climate Action (3-6-18 Annual City Meeting).pdf



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5.05 Resolution: March 6, 2018 Annual City Meeting - Ballot Question re Increasing Age to Legally Purchase Tobacco Products From 18 to 21 (Councilor Mason)

Type: Action, Resolution

Recommended Action: waive the reading and adopt the resolution

****add Councilors Paul, Roof and Shannon as co-sponsors to this agenda item per Councilor Mason****

****add Councilor Deane as a co-sponsor to this agenda item per Democratic Staffperson Stephany****

****add Councilor Wright as a co-sponsor to this agenda item per Councilor Mason; note revised version for this agenda item per the City's Attorney Office****

****Fw: Advisory Ballot Item - Letter of Support from BPHC (per Councilor Mason)**

 Ballot Question re Tobacco - Increasing the age to purchase to 21 (3-6-18 Annual City Meeting).pdf

 Tobacco21-letterofsupport12.18.17.pdf

 Ballot Question re Tobacco - Increasing the age to purchase to 21 (3-6-18 Annual City Meeting) REVISED.pdf

5.06 Report: Recommendations for Consideration by the City Council Public Safety Committee Re: Combatting Homelessness

Type: Action

Recommended Action: waive the reading, accept the report and place it on file

 Recommendations for Consideration by the City Council Public Safety Committee 12142017.docx

5.07 Ordinance: OFFENSES & MISCELLANEOUS PROVISIONS - Quality of Life Ordinances (Full City Council per Resolution of 8/28/17)

Type: Discussion

Note no action is anticipated at this meeting.

 Attachment 1 re Quality of Life Ordinance.pdf

 Attachment 3 re Quality of Life Ordinance.pdf

 Attachment 2 re Quality of Life Ordinance.pdf

 Offenses & Misc. Provisions - Quality of Life Ordinances, Sec. 21-24, 21-38, 21-56.pdf

5.08 Communication: Burlington Telecom Purchase Agreement (oral)

Type: Action, Communication, Discussion, Information



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6. Committee Reports

6.01 Verbal Reports

Type: Information, Procedural

7. City Council - General Affairs

7.01 Verbal Reports

Type: Information, Procedural

8. City Council President - Council Updates

8.01 Verbal Reports

Type: Information, Procedural

9. Mayor - General Affairs

9.01 Verbal Reports

Type: Information, Procedural

10. Adjournment

10.01 Motion to adjourn

Type: Action, Procedural

Recommended Action: motion to adjourn

11. Informational Statement



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11.01 Members of the public may speak when recognized by the City Council President, during Public Forum (time certain: 7:30 pm) or during a Public Hearing. This agenda is available in alternative formats upon request. Persons with disabilities, who require assistance or special arrangements to participate in programs and activities of the Clerk/Treasurer's Office, are encouraged to contact us at 865-7000 (voice) or 865-7142 (TTY) at least 72 hours in advance so that proper arrangements can be made. This meeting will air live on the night of the meeting on Burlington Telecom, Channel 317. This meeting will also air on Channel 17 two days after the meeting starting at 8:00 pm, repeating at 1:00 am, 7:00 am and 1:00 pm the following day. For more information on access, call Lori Olberg, Licensing, Voting and Records Coordinator (865-7136)(TTY 865-7142)

Type: Information