



October 06, 2014

City Council Meeting - Monday, October 6, 2014 - 7:00 p.m.

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

1. Agenda

1.01 Motion to Approve/Amend the Agenda

Type: Action, Procedural

Recommended Action: Motion to approve/amendNote proposed amendments: add to the consent agenda item 4.32 Communication: Bob Rusten, Chief Administrative Officer, re: Plan regarding City's billing systems' compliance with City of Burlington Ordinances, Charter, Budgets and Enacted Resolutions with the consent action to "waive the reading, accept the communication and place it on file" (per CAO Rusten); add updated amendments per Councilor Wright and add amendment per Councilor Ayres for agenda item 5.02 Resolution: North Avenue Corridor Plan (TEUC); add Consolidated Proposed North Ave Corridor Amendments for agenda item 5.02 (per Brian Lowe, Mayor's Office); change "commission to "committee" for agenda item 5.02, line 45 (per Democratic Staffperson Judy Stephany Ahearn); add Jeff Nick's communication to agenda item 5.03; add Kelly Devine's communication to agenda item 5.03; remove from the consent agenda item 4.27 Approval of MOU: Eileen M. Blackwood, Esq., City Attorney, re: Taft School Lease and place it on the Deliberative Agenda as agenda item 5.08. (per Councilor Bushor)

Note proposed amendment: add to the consent agenda item 4.32. Communication: Bob Rusten, Chief Administrative Officer, re: Plan regarding City's billing systems' compliance with City of Burlington Ordinances, Charter, Budgets and Enacted Resolutions with the consent action to "waive the reading, accept the communication and place it on file" (per CAO Rusten); add updated amendments per Councilor Wright and add amendment per Councilor Ayres for agenda item 5.02. Resolution: North Avenue Corridor Plan (TEUC); add Consolidated Proposed North Ave Corridor Amendments for agenda item 5.02 (per Brian Lowe, Mayor's Office); change "commission" to "committee" for agenda item 5.02, line 45 (per Democratic Staff person Judy Stephany Ahearn); add Jeff Nick's communication to agenda item 5.03; add Kelly Devine's communication to agenda item 5.03; remove from the consent agenda item 4.27 Approval of MOU: Eileen M. Blackwood, Esq., City Attorney, re: Taft School Lease and place it on the Deliberative Agenda as agenda item 5.08. (per Councilor Bushor)

2. Annual Report to The City Council

2.01 CCRPC

Type: Action, Report

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

 CCRPC Report.pdf

3. Public Forum Time Certain: 7:30 p.m.

3.01 Public Forum

4. Consent Agenda



October 06, 2014

City Council Meeting - Monday, October 6, 2014 - 7:00 p.m.

4.01 Motion to Approve/Amend the Agenda

Type: Action, Action (Consent), Procedural

Recommended Action: Motion to approve the consent agenda and take the actions indicated. Note proposed amendments: add to the consent agenda item 4.32. Communication: Bob Rusten, Chief Administrative Officer, re: Plan regarding City's billing systems' compliance with City of Burlington Ordinances, Charter, Budgets and Enacted Resolutions with the consent action to "waive the reading, accept the communication and place it on file." (per CAO Rusten); remove from the consent agenda item 4.27 Approval of MOU: Eileen M. Blackwood, Esq., City Attorney, re: Taft School Lease and place it on the Deliberative Agenda as item 5.08 (per Councilor Bushor)

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memo re billing system 9-26-14.pdf

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

Type: Action (Consent), Communication

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

Communication Accountability List 100614 cc
mtg.xlsx

4.03 Communication: Clerk/Treasurer's Office, re: City Council Minute Memo

Type: Action (Consent), Communication

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

Communication City Council Minute
Memo.doc

4.04 Communication: Amy Bovee, C/T Office, re: Draft Minutes April 7, 2014 City Council Meeting - Organization Day

Type: Action (Consent), Communication, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the October 20, 2014 City Council Meeting

View Minutes from City Council - Organization Day

4.05 Communication: Amy Bovee, C/T. re: Draft Minutes April 16, 2014 Special City Council Worksession

Type: Action (Consent), Communication, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the October 20, 2014 City Council Meeting

View Minutes from Special City Council Worksession - Regarding the Audit -



October 06, 2014

City Council Meeting - Monday, October 6, 2014 - 7:00 p.m.

4.06 Communication: Amy Bovee, C/T Office, re: Draft Minutes April 16, 2014 Special Local Control Commission Meeting

Type: Action (Consent), Communication, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the October 20, 2014 City Council Meeting

[View Minutes from Special Local Control Commission Meeting](#)

4.07 Communication: Amy Bovee, C/T Office, re: Draft Minutes April 16, 2014 Special City Council Meeting

Type: Action (Consent), Communication, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the October 20, 2014 City Council Meeting

[View Minutes from Special City Council Meeting](#)

4.08 Communication: Amy Bovee, C/T Office, re: Draft Minutes April 28, 2014 Local Control Commission Meeting

Type: Action (Consent), Communication, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the October 20, 2014 City Council Meeting

[View Minutes from Local Control Commission](#)

4.09 Communication: Amy Bovee, C/T Office, re: Draft Minutes April 28, 2014 Regular City Council Meeting

Type: Action (Consent), Communication, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the October 20, 2014 City Council Meeting

[View Minutes from Regular City Council Meeting](#)

4.10 Communication: Amy Bovee, C/T Office, re: Draft Minutes April 28, 2014 City Council With Mayor Presiding Meeting

Type: Action (Consent), Communication, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the October 20, 2014 City Council Meeting

[View Minutes from City Council With Mayor Presiding](#)



October 06, 2014

City Council Meeting - Monday, October 6, 2014 - 7:00 p.m.

4.11 Communication: Amy Bovee, C/T Office, re: Draft Minutes May 12, 2014 Local Control Commission Meeting

Type: Action (Consent), Communication, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the October 20, 2014 City Council Meeting

View Minutes from Local Control Commission - Contois Auditorium, City Hall, 7:00 p.m.

4.12 Communication: Amy Bovee, C/T Office, re: Draft Minutes May 12, 2014 Regular City Council Meeting

Type: Action (Consent), Communication, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the October 20, 2014 City Council Meeting

View Minutes from Regular City Council Meeting - Contois Auditorium, City Hall

4.13 Communication: Amy Bovee, C/T Office, re: Draft Minutes May 19, 2014 Adjourned City Council Meeting

Type: Action (Consent), Communication, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the October 20, 2014 City Council Meeting

View Minutes from Adjourned City Council Meeting

4.14 Communication: Amy Bovee, C/T Office, re: Draft Minutes May 19, 2014 Full Board of Abatement of Taxes Meeting

Type: Action (Consent), Communication, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the October 20, 2014 City Council Meeting

View Minutes from May 19, 2014 - Full Board of Abatement of Taxes Meeting

4.15 Communication: Amy Bovee, C/T Office, re: Draft Minutes May 19, 2014 Board of Civil Authority Meeting

Type: Action (Consent), Communication, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the October 20, 2014 City Council Meeting

View Minutes from Board of Civil Authority Meeting



October 06, 2014

City Council Meeting - Monday, October 6, 2014 - 7:00 p.m.

4.16 Communication: Amy Bovee, C/T Office, re: Draft Minutes June 9, 2014 Board of Civil Authority Meeting

Type: Action (Consent), Communication, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the October 20, 2014 City Council Meeting

View Minutes from Board of Civil Authority Meeting

4.17 Communication: Amy Bovee, C/T Office, re: Draft Minutes June 16, 2014 Local Control Commission Meeting

Type: Action (Consent), Communication, Minutes

Recommended Action: waive the reading, accept the communication, place it on file adopt the minutes at the October 20, 2014 City Council Meeting

View Minutes from Local Control Commission Contois Auditorium, City Hall, 7:00 p.m.

4.18 Communication: Amy Bovee, C/T Office, re: Draft Minutes June 16, 2014 City Council With Mayor Presiding Meeting

Type: Action (Consent), Communication, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the October 20, 2014 City Council Meeting

View Minutes from City Council With Mayor Presiding

4.19 Communication: Amy Bovee, C/T Office, re: Draft Minutes June 16, 2014 Regular City Council Meeting

Type: Action (Consent), Communication, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the October 20, 2014 City Council Meeting

View Minutes from Regular City Council Meeting

4.20 Communication: Amy Bovee, C/T Office, re: Draft Minutes June 23, 2014 City Council Executive Session Re: Eagles

Type: Action (Consent), Communication, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the October 20, 2014 City Council Meeting

View Minutes from City Council Executive Session Re: Eagles Club/Browns Ct Champlain Project



October 06, 2014

City Council Meeting - Monday, October 6, 2014 - 7:00 p.m.

4.21 Communication: Amy Bovee, C/T Office, re: Draft Minutes June 23, 2014 Local Control Commission Meeting

Type: Action (Consent), Communication, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the October 20, 2014 City Council Meeting

View Minutes from Local Control Commission - Contois Auditorium - City Hall

4.22 Communication: Amy Bovee, C/T Office, re: Draft Minutes June 23, 2014 Adjourned City Council Meeting

Type: Action (Consent), Communication, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the October 20, 2014 City Council Meeting

View Minutes from Adjourned City Council Meeting - Contois Auditorium - City Hall

4.23 Communication: Amy Bovee, C/T Office, re: Draft Minutes July 14, 2014 Regular City Council Meeting

Type: Action (Consent), Communication, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the October 20, 2014 City Council Meeting

View Minutes from Regular City Council Meeting-Contois Auditorium, City Hall, 7:00 p.m.

4.24 Communication: Amy Bovee, C/T Office, re: August 4, 2014 Board of Finance Minutes

Type: Action (Consent), Communication, Minutes

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

View Minutes from Board of Finance

4.25 Communication: Amy Bovee, C/T Office, re: August 20, 2014 Board of Finance Minutes

Type: Action (Consent), Communication, Minutes

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

View Minutes from Board of Finance

4.26 Communication: Amy Bovee, C/T Office, re: August 25, 2014 Board of Finance Minutes

Type: Action (Consent), Communication, Minutes

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

View Minutes from Board of Finance



October 06, 2014

City Council Meeting - Monday, October 6, 2014 - 7:00 p.m.

4.27 Moved to Deliberative Agenda as agenda item 5.08)

Type: Action (Consent)

Recommended Action: motion to approve and authorize the Mayor to sign MOU

School - Dept. - Taft School Declaratory Judgment & MOU.pdf

City Council re MOU with School Department re Taft School.docx

4.28 Communication: Eileen M. Blackwood, Esq. and Gene Bergman, Esq., City Attorney's Office, re: Memorandum on Noncitizen Voting

Type: Action (Consent), Communication

Recommended Action: waive the reading, accept the communication, place it on file and refer to the October 20, 2014 City Council Meeting for discussion

Memorandum on noncitizen voting.pdf

4.29 Resolution: FY 2015 Budget Amendments - CEDO Re Community and Development Block Grant for Entitlement Years 11 and 13 (Board of Finance)

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

CEDO - FY 2015 Budget Amendments re Community Development Block Grant for Entitlement Years 11 & 13.docx

Communication CDBG FY15 Entitlement Letter.docx

4.30 Resolution: FY 2015 Budget Amendment - CEDO Re: Housing Trust Fund (Board of Finance)

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

CEDO - FY 2015 Budget Amendment re Housing Trust Fund.docx

FY15 HTF Memo.docx

HTF spreadsheet.pdf

CEDO Budget Amendment Request FY Housing Trust Fund.pdf

4.31 Resolution: Acceptance of AmeriCorps Competitive Grant for "We All Belong AmeriCorps State Program" (Board of Finance)

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

CEDO - Acceptance of AmeriCorps Competitive Grant for "We All Belong State Program" & Budget Amendment.docx

Communication AmeriCorps Letter FY15.docx

AmeriCorps grant.pdf



October 06, 2014

City Council Meeting - Monday, October 6, 2014 - 7:00 p.m.

4.32 Communication: Bob Rusten, Chief Administrative Officer, re: Plan regarding City's billing systems' compliance with City of Burlington Ordinances, Charter, Budgets and Enacted Resolutions (proposed)

Type: Action (Consent), Communication

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

Proposed to be added to agenda.

 memo re billing system 9-26-14.pdf

5. Deliberative Agenda

5.01 Resolution: Recognition of John Dewey Day, and Annual John Dewey Parade and Children's Event (Councilor Paul)

Type: Action, Resolution

Recommended Action: waive the reading and adopt the resolution

 Church St. Marketplace – Recognition of John Dewey Day, Parade and Children's Event.docx

5.02 Resolution: North Avenue Corridor Plan (Transportation, Energy, Utilities Committee)

Type: Action, Resolution

Recommended Action: waive the reading and adopt the resolution

Note proposed updated amendments per Councilor Wright; note proposed amendment per Councilor Ayres

Note Consolidated Proposed North Ave Corridor Amendments per Brian Lowe, Mayor's Office

 CC-NorthAveCorridor_memo_final.pdf

 Amendment per Councilor Ayres North Avenue Corridor.docx

 Consolidated Possible North Ave Corridor Amendments.pdf

 North Ave corridor amendment.docx

 Amendment per Councilor Wright North Avenue Corridor.docx

 DPW - North Avenue Corridor Plan; Create North Avenue Task Force.docx



October 06, 2014

City Council Meeting - Monday, October 6, 2014 - 7:00 p.m.

5.03 Resolution: Authorization to Grant Easement to The Chittenden County Transportation Authority (CCTA) for the Development of a New Transit Center on St. Paul Street with Additional Bus Berths and Passenger Shelters on Pearl Street and Cherry Street (Board of Finance)

Type: Action, Resolution

Recommended Action: waive the reading and adopt the resolution

Note Jeff Nick's communication: CSMC Letter of Support for CCTA 10 03 14

Note Kelly Devine's communication: CCTA Transit Center Support Letter 10 06 14

Downtown Transit Center.pptx

CCTA Burl Easement.docx

10-02-14 - CCTA Easement Overview Memo - City Council - final.pdf

CSMC Letter of Support for CCTA 10 03 14.pdf

CCTA – Easement for Development of New Transit Center on St. Paul St. & Bus Berths & Shelters on Pearl & Cherry Sts. [Downtown Transit Station].docx

easement deed and agreement.pdf

BBA CCTA Transit Center Support Letter.pdf

5.04 Resolution: Authorization to Execute Contract for The Update of The Sidewalk Inventory and Assessment with Sally Swanson Architects (Board of Finance)

Type: Action, Resolution

Recommended Action: waive the reading and adopt the resolution

DPW - Contract for Update of Sidewalk Inventory & Assessment with Sally Swanson Architects.docx

CC Memo - Sidewalk Inventory October 2014.pdf

5.05 Communication: Eileen Blackwood, City Attorney, re: Update on Burlington Telecom (oral)

5.06 Report: CAO's Office, re: Fiscal Stability Bond Report

Type: Action, Report

Recommended Action: waive the readings, accept the reports and place them on file

FSB resolution.pdf

08-29-14 Annual Fiscal Stability Bond Report.pdf

8-29-14 Stability Bond Chart for FY14.xlsx



October 06, 2014

City Council Meeting - Monday, October 6, 2014 - 7:00 p.m.

5.07 Approval of MOU: Eileen M. Blackwood, Esq., City Attorney, re: Taft School Lease (moved from consent agenda item 4.27)

Type: Action

Recommended Action: move to approve the MOU (re: Taft School)

City Council re MOU with School Department
re Taft School.docx

School - Dept. - Taft School Declaratory
Judgment & MOU.pdf

5.08 Report: CAO's Office, re: Fiscal Status Update

Type: Action, Report

Recommended Action: waive the readings, accept the reports and place them on file

100214_June Financial_General Fund.xlsx

100214_June Financial-Non-General
Funds.xlsx

072814_July Financial_UseMe.xlsx

091714_pooled cash.pdf

092614_August Financial_UseMe_v2.xlsx

Communication as of 081214 Sweep
Report.xlsx

Communication as of 6.30.14 Sweep
Report.xlsx

6. Committee Reports

6.01 Verbal Reports

7. City Council - General City Affairs

7.01 Verbal Reports

8. Mayor - General Affairs

8.01 Verbal Reports

9. Adjournment



October 06, 2014

City Council Meeting - Monday, October 6, 2014 - 7:00 p.m.

9.01 Motion to adjourn

Type: Action, Procedural

Recommended Action: motion to adjourn