



City Council With Mayor Presiding Meeting - Monday, August 15, 2022, Contois Auditorium OR REMOTELY via ZOOM 8/15/2022

BURLINGTON CITY COUNCIL WITH MAYOR PRESIDING

CITY HALL, CONTOIS AUDITORIUM *OR*

REMOTE MEETING WITH CALL-IN

BURLINGTON, VERMONT

MINUTES OF MEETING

August 15, 2022

MEMBERS PRESENT: Karen Paul

Joan Shannon

Jack Hanson (via Zoom)

Sarah E Carpenter

Zoraya Hightower (via Zoom)

Mark Barlow

Joe Magee

Gene Bergman

Ben Traverse

Ali House

Miro Weinberger

OTHERS PRESENT: Katherine Schad

Stephen Ellis



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1. CALL TO ORDER and AGENDA

The meeting was called to order by Mayor Weinberger at 8:11 PM.

MOTION by Councilor Bergman, SECOND by City Council President Paul, to adopt the agenda.

VOTING: unanimous; motion carries.

2. CONSENT AGENDA

2.01 Motion to adopt the consent agenda and take the actions indicated

2.02 Communication: C/T Office, re: Openings-Burlington City Commissions/Boards - waive the reading, accept the communication and place it on file.

MOTION by City Council President Paul, SECOND by Councilor Traverse, to adopt the consent agenda and take the actions indicated for items 2.01-2.02.

VOTING: unanimous; motion carries.

3. COMMISSION APPOINTMENTS

3.01 Airport Commission: Term Expires 6/30/23

MOTION by Councilor Bergman to nominate Pike Porter to the Airport Commission.

There were no other nominations.

Mayor Weinberger noted some concerns about the nomination, given the nominee's involvement in lawsuits against the City in the past.

Pike Porter said that he is not aware of any lawsuit involvement against the City. He noted that he did enter into a lawsuit



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against a contractor for lead abatement through CEDO, though neither CEDO nor Burlington were part of that suit. He also spoke about his interest in the position.

VOTING (by roll call): Councilor Barlow – nay, Councilor Bergman – aye, Councilor Carpenter – nay, Councilor Hanson – aye, Councilor Hightower – aye, Councilor House – aye, Councilor Magee – aye, Councilor Shannon – nay, Councilor Traverse – nay, City Council President Paul – nay, Mayor Weinberger – nay (5 ayes, 6 nays); nomination fails.

MOTION by City Council President Paul, SECOND by Councilor Barlow, to readvertise the position, given the lack of other applicants.

VOTING: unanimous; motion carries.

3.02 Electric Light Commission: Term Expires 6/30/25

MOTION by Councilor Shannon to nominate Bethany Whitaker.

There were no other nominations.

VOTING: unanimous; motion carries.

3.03 Planning Commission: Term Expires 6/30/24

MOTION by Councilor Shannon to nominate Karyn Norwood.

MOTION by Councilor Bergman to nominate Julia Randall.

There were no other nominations.

ROUND 1: (choose between Norwood or Randall)





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Councilor Barlow	Norwood
Councilor Bergman	Randall
Councilor Carpenter	Norwood
Councilor Hanson	Randall
Councilor Hightower	Randall
Councilor House	Randall
Councilor Magee	Randall
Councilor Shannon	Norwood
Councilor Traverse	Norwood
City Council President Paul	Norwood
Mayor Weinberger	Randall

RESULTS OF ROUND 1: Norwood – 5 votes, Randall – 6 votes.

Mayor Weinberger recessed the City Council with Mayor Presiding meeting at 8:30 PM.

Mayor Weinberger called back the City Council with Mayor presiding meeting at 10:55 PM.

Parliamentarian Ellis said that Rule 7 of this Council provides that when one candidate receives the vote of a majority of the Council present at the meeting, that candidate is declared a winner, provided that there is a quorum. Mayor Weinberger ruled that Julia Randall is now appointed to the Planning Commission.

MOTION by Councilor Shannon, SECOND by Councilor Traverse, to appeal the decision to appoint Julia Randall to the Planning Commission.

DISCUSSION:

- **Councilor Shannon recalled Section 18 of the Charter, which provides that a Commission or appointment must be approved by a majority of the City Council, not a majority of those voting and present.**
- **Parliamentarian Ellis said that Section 18 is not specific enough, and that Rule 7 specifies that a candidate needs a vote from the majority of the Council present. He said that his determination is that the more specific rule is the one that applies.**





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Councilor Shannon withdrew her motion.

4.ADJOURNMENT

4.01 Motion to adjourn

The City Council meeting adjourned without objection at 11:05 PM.

RScty: AACoonrad