



June 29, 2015

Regular City Council Meeting - Monday, June 29, 2015, 7:00 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: remove from the consent agenda item 3.19

Communication: James T. Strouse, Chairman, Burlington Employees' Retirement System, re: VPIC Investment, note document showing the cancellation of this meeting with notification for the re-scheduled meeting to be a part of the July 13th City Council Consent Agenda (per Mayor's Office); add to the consent agenda item 3.29 Communication: Kenneth Canning, CPCU, AU, Director, Risk Management Services, VLCT, re: Settlement Agreement with VLCT PACIF and the City of Burlington with the action to "approve the settlement as set forth in the settlement letter dated June 26, 2015 and authorize Mayor Miro Weinberger to execute the settlement as memorialized in the letter (per CAO Rusten); note the action for agenda item 4.01 "approval of the Interim Operating Agreement with amendments proposed by Joint Ordinance/License Committee (per Councilor Mason) and note "amended Interim Operating Agreement" (per Mayor's Office); move consent agenda item 3.13 Communication: Councilor Tom Ayres, License Committee, re: Rights-of-way Encumbrances and Sandwich Boards to agenda item 5.03 under Committee Reports (per Councilor Ayres)

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

2.01 Verbal Comments

Type: Information, Procedural

3. Consent Agenda

3.01 Motion to amend/adopt consent agenda taking the following actions as indicated with the following amendments: move agenda item 3.13 to agenda item 5.03; remove from agenda item 3.19 with notification happening at the July 13, 2015 City Council Meeting; add agenda item 3.29 Communication: Kenneth Canning, CPCU, AU, Director, Risk Management Services, VLCT, re: Settlement Agreement between VLCT PACIF and the City of Burlington with the action to "approve the settlement agreement as set forth in the settlement letter dated June 26, 2015 and authorize Mayor Miro Weinberger to execute the settlement as memorialized in the letter" Amend item 3.05 to add "strong Council" to line 6

Type: Action (Consent), Procedural

Recommended Action: motion to amend/adopt consent agenda taking the following actions as indicated: move agenda item 3.13 to agenda item 5.03; remove from agenda item 3.19 with notification happening at the July 13, 2015 City Council Meeting; add agenda item 3.29 Communication: Kenneth Canning, CPCU, AU, Director, Risk Management Services, VLCT, re: Settlement Agreement between VLCT PACIF and the City of Burlington with the action to "approve the settlement agreement as set forth in the settlement letter dated June 26, 2015 and authorize Mayor Miro Weinberger to execute the settlement as memorialized in the letter"



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3.02 Ordinance: Solid Waste - Solid Waste generation tax (Councilor Bushor, DPW)(proposed action: suspend rules, place in all stages of adoption and adopt)(requires 2/3rds majority)

Type: Action (Consent)

Recommended Action: suspend rules, place in all stages of adoption and adopt; requires 2/3rds majority

Solid Waste – Solid Waste Generation Tax, Sec. 14-14.docx

Memo to CC with FY 16 change.docx

3.03 Resolution: Amended Open Meeting Law Designations (Councilor Shannon)

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

Clerk-Treasurer - Open Meeting Law – Amended Designations.docx

2015-2016 final cc schedule061115perJane.doc

3.04 Resolution: Authorization to Contract for Car Rental Concessions at The Burlington International Airport (Board of Finance)

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

Authorization for Car Rental Concession at Airport.docx

BofF & CC Memo- Rental Car 2015.pdf

On-Airport Rental Vehicle Concession Burlington International Airport JM 6.17.15.pdf

3.05 Resolution: Reorganization and Improved Inclusion of City Council on City's Website (Councilors Paul, Giannoni, Colburn)

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution with an amendment to add the words "strong council" to line 6

Reorganization and Improved Inclusion of City Council on City's Website.docx



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3.06 Resolution: Authorization for Compressed Natural Gas (CNG) Fueling System Upgrade - Department of Public Works (Board of Finance)

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

CNG Equipment Cost Proposal ANGI
6_12_15.pdf

DPW – Compressed Natural Gas (CNG)
Fueling Facility Upgrade.docx

Memorandum of Agreement-UVM & COB
CNG Upgrade 6_12_15.pdf

CNG Upgrade Project Budget 6_12_15.pdf

Finance Board_City Council-Request to
Upgrade CNG Fueling Facility 6_12_15.pdf

3.07 Resolution: Authorization to Amend Champlain Parkway Design Contract with Clough, Harbor & Associates (Board of Finance)

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

DPW - Amend Champlain Parkway Design
Contract with Clough, Harbor & Associates, LLP
(CHA).docx

Finance Board City Council Packet-CHA
Amendment No7-Final 6_17_15.pdf

3.08 Resolution: Authorize Contract for Downtown Trash & Recycling Service with Bigbelly Solar, Inc. - Departments of Public Works and Parks & Recreation (Board of Finance)

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

City of Burlington VT Lease
Documents_14_052915.pdf

DPW, Parks - Contract for Downtown Trash &
Recycling Service with Bigbelly Solar, Inc..docx

Addendum to Fiscal Funding Addendum.pdf

City of Burlington VT Lease
Documents_15_052915.pdf

20150615 BigBelly Proposal.pdf

3.09 Resolution: Reorganization - Change in Reporting Structure with Title Change - Assistant Director DPW - Maintenance and Parking Services and Change in Reporting Structure with Title Change - Assistant Director DPW-Right of Way Division - Department of Public Works (Board of Finance)

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

Full packet DPW Phase One ReOrg to
CC2.pdf

HR - DPW - Change in Reporting Structure &
Title Changes - Assistant Directors for
Maintenance & ROW Divisions.docx



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3.10 Resolution: Re-categorization of Burlington Police Department Executive Assistant to Officer in Charge Position (Board of Finance)

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

CC Packet BPD Re-Categorization EAOIC 06
29 15.pdf

HR - BPD Re-categorization of Executive
Assistant to Officer in Charge Position.docx

3.11 Resolution: Approval of Towing Contract with Spillane's Towing & Recovery (Board of Finance)

Type: Action (Consent), Procedural, Resolution

Recommended Action: waive the reading and adopt the resolution

POLICE – Approval of Towing Contract with
Spillane's Towing & Recovery.docx

BOF and CC - Tow Contract 2015.pdf

Scope of Proposal.pdf

2015 Spillanes Contract PROPOSAL - copy to
BOF and CC.pdf

2015 Request for solutions.pdf

3.12 Communication: Lori Olberg, 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 062915 cc
mtg.xlsx

3.13 Communication: Councilor Tom Ayres, License Committee, re: Rights-of-Way Encumbrances and Sandwich Boards (moved to agenda item 5.03)

Type: Action, Communication

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

License Committee Report on Rights-of-Way
Obstructions.docx

3.14 Communication: C/T Office, re: Sweep Accounts & Other Bank Accounts

Type: Action (Consent), Communication

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

Copy of 6 18 15_ Sweep Report For BOF_
May Report.xlsx



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3.15 Communication: C/T Office, re: General Fund Revenue Unaudited - May 2015 Financial

Type: Action (Consent), Communication

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

060915_May_Financial_V3.xlsx

3.16 Communication: Ryan Coonerty, Santa Cruz County Supervisor, re: [City Council] Join Santa Cruz County in dumping the "bad banks"

Type: Action (Consent), Communication

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

Communication Ryan Coonerty Santa Cruz
County Supervisor re Bad Banks.pdf

3.17 Communication: CAO Rusten, re: Financial Management Questionnaire

Type: Action (Consent), Communication

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

Internal Control Checklist FY 15 2.pdf

3.18 Communication: Burlington Planning Commission, re: Appointment Recommendations - Chief and Assistant Administrative Officers

Type: Action (Consent), Communication

Recommended Action: waive the reading, accept the communication, place it on file and appoint the following: Scott Gustin: Interim Chief Assistant Administrative Officer Mary O'Neil: Assistant Administrative Officer William Ward: Assistant Administrative Officer Jeanne Francis: Assistant Administrative Officer

PC to CC re AZAO appointments
6-25-2015.pdf

3.19 Communication: James T. Strouse, Chairman, Burlington Employees' Retirement System, re: VPIC Investment (item removed)

Type: Action (Consent), Communication

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

Communication BERS re VPIC Investment.pdf

cancellation of BERS special meeting.pdf

3.20 Communication: C/T Office, re: Openings Burlington City Commissions/Boards

Type: Action (Consent), Communication

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

openingsfor7days062415andwebsite062215.doc



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3.21 Communication: Mayor Miro Weinberger, re: 2015 Justice Assistance Grant (JAG)

Type: Action (Consent), Communication

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

6-24-15 JAG memo to CC.pdf

3.22 Communication: July Sanders, CSWD Alternate, re: Resignation

Type: Action (Consent), Communication

Recommended Action: waive the reading, accept the communication, place it on file, advertise the vacancy (6/24 7 days edition) and send a letter of appreciation to July Sanders thanking her for her time served as the CSWD Alternate

Communication July Sanders, re
Resignation.pdf

3.23 Communication: Bernadette Ferenc, Transportation Business Manager, CCRPC, re: Transportation Improvement Program for Fiscal Years 2016 - 2019 Public Hearing Draft June 17, 2015

Type: Action (Consent), Communication

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

CCRPC Transportation Improvement Program
for FYs 2016-2019 Public Hearing Draft.pdf

3.24 Report: Matthew Bushey, Chair, DAB, re: Annual Report of the Design Advisory Board

Type: Action (Consent), Report

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

DAB Report.pdf

3.25 Report: Board of Assessors Commission Report

Type: Action (Consent), Report

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

BOA Annual Report FY2015.pdf

3.26 Report: Connie Krosney, Chairperson, Burlington Board of Tax Appeals, re: Board of Tax Appeals - 2014 Annual Report

Type: Action (Consent), Report

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

BTA Report.pdf



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3.27 Report: Board for Registration of Voters, re: Annual Report for 2015

Type: Action (Consent), Report

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

 Voter Registration Report.pdf

3.28 For Information Only: Communications related to land use regulations and other matters

Type: Action (Consent), Information

Recommended Action: for information only

 Land Use Permit Amendment Pomerleau.pdf

 De Minimis Application NYNEX.pdf

3.29 Communication: Kenneth Canning, CPCU, AU, Director, Risk Management Services, VLCT, re: Settlement Agreement between VLCT PACIF and the City of Burlington

Type: Action (Consent), Communication

Recommended Action: approve the settlement as set forth in the settlement letter dated June 26, 2015 and authorize Mayor Miro Weinberger to execute the settlement as memorialized in the letter

 COB Final Release and Settlement Bill.pdf

 PACIF settlement letter final.pdf

4. Deliberative Agenda

4.01 Communication: Joint Ordinance and License Committee Recommendations re: Interim Operating Agreement between the City of Burlington and Raiser, LLC

Type: Action, Communication, Discussion, Information, Procedural

Recommended Action: approval of the Interim Operating Agreement with amendments proposed by Joint Ordinance /License Committee

 Draft Uber Interim Agreement 5 28 15.pdf

 Joint Committee recommendation.pdf

 Joint Committee Meeting Minutes1.pdf

 Joint Committte MeetingMintutes2.pdf

 6 28 15 Burlington VT TOA Final.docx

5. Committee Reports

5.01 Verbal Reports

Type: Information, Procedural



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5.02 Communication: Sara Giannoni, re: Public Safety Committee Issues

Type: Action, Communication, Information

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

Public Safety Committee Communication.doc

5.03 Communication: Councilor Tom Ayres, License Committee, re: Rights-of-Way Encumbrances and Sandwich Boards (was consent agenda 3.13)

Type: Action, Communication, Information

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

License Committee Report on Rights-of-Way Obstructions.docx

6. City Council - General Affairs

6.01 Verbal Reports

Type: Information, Procedural

7. City Council President - Council Updates

7.01 Verbal Reports

Type: Information, Procedural

8. Mayor - General Affairs

8.01 Verbal Reports

Type: Information, Procedural

9. Adjournment

9.01 Motion to adjourn

Type: Action, Procedural

Recommended Action: motion to adjourn

10. Informational Statement



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10.01 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 information on access, call Lori Olberg, Licensing, Voting and Records Coordinator (865-7136)(TTY 865-7142)

Type: Information, Procedural