



City Council License Committee Meeting, Tuesday, May 28, 2019, begins right after the Local Control Sub-committee Meeting adjourns, Public Records Room, City Assessor's Office, City Hall 5/28/2019

City Council License Committee Meeting, Tuesday, May 28, 2019, begins right after the Local Control Sub-committee Meeting adjourns, Public Records Room, City Assessor's Office, City Hall (Tuesday, May 28, 2019)

Generated by Christine Dunbar on Wednesday, May 29, 2019

Members present

Adam Roof, Max Tracy, Jack Hanson

Also present

Lori Olberg, C/T; Joy Hovestadt, Asst. City Attorney; Grace Meyer, CO Cellars; Caleb Manna, DPW; Dan Chahine, Archives; Christopher Haessly, citizen; Lam-Son Le-Tien, Pho Son; Elizabeth Gohringer, DPW; Sean Connor, Mike Connor, Connor Contracting Inc; Chris Mason, Champlain Industries Inc; Matthew Ely, Restaurant Poco; Bob Duncan, 171 Saint Paul St.

Meeting called to order at 5:56 PM

1. Agenda

Action, Procedural: 1.01 Motion to amend/adopt agenda

motion to amend/adopt agenda as follows: add to the consent agenda item 3.12 Special Event Outdoor Entertainment Permit Application (one day only): Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm, Parking Lot, DJ - Kids' Games with the consent action to "approve the one day special event outdoor entertainment permit application for Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm

Motion by Max Tracy, second by Jack Hanson.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Jack Hanson

2. Public Comment (verbal)



City Council License Committee Meeting, Tuesday, May 28, 2019, begins right after the Local Control Sub-committee Meeting adjourns, Public Records Room, City Assessor's Office, City Hall 5/28/2019

Action, Procedural: 2.01 Public Comment (verbal)

3. Consent Agenda

Action (Consent), Procedural: 3.01 Motion to amend/adopt agenda taking the actions as indicated
motion to amend/adopt agenda taking the actions as indicated: add to the agenda item 3.12 Special Event Outdoor
Entertainment Permit Application (one day only): Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm,
Parking Lot, DJ - Kids' Games with the action to "approve the one day only special event outdoor entertainment permit
application for Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm"

Motion by Max Tracy, second by Jack Hanson.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Jack Hanson

Action (Consent), Communication, Information: 3.02 Communication: BPD, re: COTS Walk, May 5, 2019
motion to amend/adopt agenda taking the actions as indicated: add to the agenda item 3.12 Special Event Outdoor
Entertainment Permit Application (one day only): Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm,
Parking Lot, DJ - Kids' Games with the action to "approve the one day only special event outdoor entertainment permit
application for Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm"

Motion by Max Tracy, second by Jack Hanson.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Jack Hanson

Action (Consent), Communication, Information: 3.03 Communication: BPD, re: Kid's Day Parade, Saturday, May 11, 2019
motion to amend/adopt agenda taking the actions as indicated: add to the agenda item 3.12 Special Event Outdoor
Entertainment Permit Application (one day only): Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm,
Parking Lot, DJ - Kids' Games with the action to "approve the one day only special event outdoor entertainment permit
application for Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm"

Motion by Max Tracy, second by Jack Hanson.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Jack Hanson



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Action (Consent), Communication, Information: 3.04 Communication: BPD, re: UVM Commencement, 05/17/19 - 05/19/19, Multiple Street closures

motion to amend/adopt agenda taking the actions as indicated: add to the agenda item 3.12 Special Event Outdoor Entertainment Permit Application (one day only): Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm, Parking Lot, DJ - Kids' Games with the action to "approve the one day only special event outdoor entertainment permit application for Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm"

Motion by Max Tracy, second by Jack Hanson.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Jack Hanson

Action (Consent), Communication, Information: 3.05 Communication: BPD, re: Spring Move Out Project, Thursday, May 23, 2019, Various Locations Around the City

motion to amend/adopt agenda taking the actions as indicated: add to the agenda item 3.12 Special Event Outdoor Entertainment Permit Application (one day only): Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm, Parking Lot, DJ - Kids' Games with the action to "approve the one day only special event outdoor entertainment permit application for Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm"

Motion by Max Tracy, second by Jack Hanson.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Jack Hanson

Action (Consent), Communication, Information: 3.06 Communication: BPD, re: Vermont City Marathon, May 26, 2019

motion to amend/adopt agenda taking the actions as indicated: add to the agenda item 3.12 Special Event Outdoor Entertainment Permit Application (one day only): Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm, Parking Lot, DJ - Kids' Games with the action to "approve the one day only special event outdoor entertainment permit application for Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm"

Motion by Max Tracy, second by Jack Hanson.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Jack Hanson



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Action (Consent), Communication, Information: 3.07 Communication: BPD, re: Block party, Residents of Upper North Street - North Street between North Prospect Street and Mansfield Avenue, May 26 2019
motion to amend/adopt agenda taking the actions as indicated: add to the agenda item 3.12 Special Event Outdoor Entertainment Permit Application (one day only): Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm, Parking Lot, DJ - Kids' Games with the action to "approve the one day only special event outdoor entertainment permit application for Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm"

Motion by Max Tracy, second by Jack Hanson.
Final Resolution: Motion Carries
Yea: Adam Roof, Max Tracy, Jack Hanson

Action (Consent), Communication, Information: 3.08 Communication: BPD, re: Block party, Brandywine Street, between Saratoga Ave and Village Green, June 1, 2019
motion to amend/adopt agenda taking the actions as indicated: add to the agenda item 3.12 Special Event Outdoor Entertainment Permit Application (one day only): Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm, Parking Lot, DJ - Kids' Games with the action to "approve the one day only special event outdoor entertainment permit application for Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm"

Motion by Max Tracy, second by Jack Hanson.
Final Resolution: Motion Carries
Yea: Adam Roof, Max Tracy, Jack Hanson

Action (Consent), Communication, Information: 3.09 Communication: BPD, re: Waterfront Park, Discover Jazz Festival, June 6, 2019 and June 8, 2019
motion to amend/adopt agenda taking the actions as indicated: add to the agenda item 3.12 Special Event Outdoor Entertainment Permit Application (one day only): Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm, Parking Lot, DJ - Kids' Games with the action to "approve the one day only special event outdoor entertainment permit application for Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm"

Motion by Max Tracy, second by Jack Hanson.
Final Resolution: Motion Carries
Yea: Adam Roof, Max Tracy, Jack Hanson



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Action (Consent), Communication, Information: 3.10 Communication: BPD, re: Block Party for King Street Families, King Street between Pine and St. Paul, August 15, 2019

motion to amend/adopt agenda taking the actions as indicated: add to the agenda item 3.12 Special Event Outdoor Entertainment Permit Application (one day only): Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm, Parking Lot, DJ - Kids' Games with the action to "approve the one day only special event outdoor entertainment permit application for Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm"

Motion by Max Tracy, second by Jack Hanson.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Jack Hanson

Action (Consent): 3.11 Special Event Outdoor Entertainment Permit Application (two days only): Oktoberfest Vermont LLC, Waterfront Park, Bavarian Beer Carnival, September 20 - 21, 2019, Amplified music YES, Dancing YES

motion to amend/adopt agenda taking the actions as indicated: add to the agenda item 3.12 Special Event Outdoor Entertainment Permit Application (one day only): Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm, Parking Lot, DJ - Kids' Games with the action to "approve the one day only special event outdoor entertainment permit application for Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm"

Motion by Max Tracy, second by Jack Hanson.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Jack Hanson

Action (Consent), Communication, Information: 3.12 Communication: Battalion Chief Barry J. Simays, re: Half Lounge--Municipal Complaint--

motion to amend/adopt agenda taking the actions as indicated: add to the agenda item 3.12 Special Event Outdoor Entertainment Permit Application (one day only): Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm, Parking Lot, DJ - Kids' Games with the action to "approve the one day only special event outdoor entertainment permit application for Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm"

Motion by Max Tracy, second by Jack Hanson.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Jack Hanson



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Action (Consent): 3.13 Special Event Outdoor Entertainment Permit Application (one day only): Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm, Parking Lot, DJ - Kids' Games
motion to amend/adopt agenda taking the actions as indicated: add to the agenda item 3.12 Special Event Outdoor Entertainment Permit Application (one day only): Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm, Parking Lot, DJ - Kids' Games with the action to "approve the one day only special event outdoor entertainment permit application for Willow's, 71 South Union Street, Saturday, June 15, 2019, 9 am - 12 pm"

Motion by Max Tracy, second by Jack Hanson.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Jack Hanson

4. Deliberative Agenda

Action: 4.01 Communication: Caleb Manna, Excavation Inspector, Department of Public Works, re: 55 Main Street - Encumbrance Application - Outdoor Seating
to approve and recommend that the City Council approve the Encumbrance Application for Restaurant Poco, LLC for the installation and use of an outdoor seating area at 55 Main Street and authorize the Mayor to execute a License Agreement--subject to approval by the City Attorney's Office--on behalf of the City of Burlington for a term commencing on the date of execution and terminating on April 30, 2020
Matthew Ely present on behalf of Restaurant Poco.

Motion by Jack Hanson, second by Max Tracy.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Jack Hanson

Action: 4.02 Communication: Caleb Manna, Excavation Inspector, Department of Public Works, re: 55 Main Street - Encumbrance Application - Parklet for Outdoor Seating
to approve and recommend that the City Council approve the Encumbrance Application for Restaurant Poco, LLC for the installation and use of an outdoor seating parklet and DPW sponsored sign at 55 Main Street and authorize the Mayor to execute a License Agreement--subject to approval by the City Attorney's Office--on behalf of the City of Burlington for a term commencing on the date of execution and terminating on October 1, 2019

Motion by Jack Hanson, second by Max Tracy.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Jack Hanson



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Action: 4.03 Communication: Caleb Manna, Excavation Inspector, Department of Public Works, re: 171 Saint Paul Street - Encumbrance Application - Entry Ramp
to approve and recommend to the City Council that the Encumbrance Application for Grandview Farms, Inc. for the redesign and continued use of a concrete entry ramp at 171 Saint Paul Street be approved and authorize the Mayor to execute the attached License Agreement--subject to approval by the Office of the City Attorney--on behalf of the City of Burlington for a term commencing on the date of execution and terminating on April 30, 2039
Chris Mason present. The ramp would be 25 x 3 1/2 feet.

Motion by Jack Hanson, second by Max Tracy.
Final Resolution: Motion Carries
Yea: Adam Roof, Max Tracy, Jack Hanson

Action: 4.04 Communication: Caleb Manna, Excavation Inspector, Department of Public Works, re: 191 College Street - Encumbrance Application - Parklet for Outdoor Seating
to approve and recommend that the City Council approve the Encumbrance Application for The Archives LLC, for the installation and use of an outdoor seating parklet and DPW sponsored sign at 191 College Street and authorize the Mayor to execute a License Agreement--subject to approval by the City Attorney's Office--on behalf of the City of Burlington for a term commencing on the date of execution and terminating on October 1, 2019

Motion by Jack Hanson, second by Max Tracy.
Final Resolution: Motion Carries
Yea: Adam Roof, Max Tracy, Jack Hanson

Action: 4.05 Communication: Caleb Manna, Excavation Inspector, Department of Public Works, re: 66 North Ave - Construction Encumbrance - Connor Contracting, Inc.
to approve and recommend that the City Council approve an encumbrance license for seven (7) parking spaces on the west side of North Ave and approximately 2,097 square feet of sidewalk/greenbelt space on the East side of North Ave adjacent to 66 North Ave for construction vehicle parking and construction site occupation from June 1, 2019 until June 1, 2020, and authorize the Mayor to execute a License Agreement - subject to approval by the City Attorney's Office - on behalf of the City of Burlington for a term commencing on the date of execution and terminating on June 1, 2020



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Motion by Jack Hanson, second by Max Tracy.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Jack Hanson

Action: 4.06 Communication: Caleb Manna, Excavation Inspector, Department of Public Works, re: 213 College Street - Encumbrance Application - Outdoor Seating

to approve and recommend that the City Council approve the Encumbrance Application for Vanessa Inc. DBA Pho Son for the installation and use of an outdoor seating area of 213 College Street and authorize the Mayor to execute a License Agreement--subject to approval by the City Attorney's Office--on behalf of the City of Burlington for a term commencing on the date of execution and terminating on April 30, 2020

Motion by Jack Hanson, second by Max Tracy.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Jack Hanson

Action: 4.07 Communication: Caleb Manna, Excavation Inspector, Burlington Public Works, re: Applications for Renewals of License Agreements for Encumbrances Outside of the Church Street Marketplace for the 2019-2020 Season

to approve one-year renewal applications for encumbrances for the following entities: American Flatbread, Barrio Bakery, Bern Nation Inc., Bistro De Margot, Catamount/Van Ness LLC, Champlain Housing Trust, COCO Nail Spa, Deli 126, Dirt Chic, Drink LLC, The Gryphon, Hark Inc., Hinsdale Properties, ICV, Junktiques, KAS Inc, Kens Pizza, Knead LLC, Liebling, Maglianero's, New Moon Café, Nick and Morrissey, Pathways, Phoenix Books, Pomerleau Family LLC, Randolin Music, Shanty on the Shore, Shoeless Konstruction, Stratos Condominium Association, Thirty-Odd, Vermont House Condo Assoc.

Motion by Jack Hanson, second by Max Tracy.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Jack Hanson

5. Other Business

Information: 5.01 Verbal Comments



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begins right after the Local Control Sub-committee Meeting
adjourns, Public Records Room, City Assessor's Office, City Hall
5/28/2019**

6. Adjournment

Action, Procedural: 6.01 Motion to adjourn
motion to adjourn at 6:43 PM

Motion by Max Tracy, second by Jack Hanson.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Jack Hanson