



May 23, 2022

Regular City Council Meeting - Monday, May 23, 2022, 6:00 pm, Contois Auditorium OR REMOTELY via ZOOM

 [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: add to the consent agenda item 6.38 Communication: Chris Flinn, re: re-districting with the action to "waive the reading, accept the communication and place it on file"; note revised version of agenda item 7.03 Resolution: Enforcement of Bed and Breakfast Permit Requirement and Suspension of new Bed and Breakfast Permits (Councilors Shannon, Bergman)(per Councilors Shannon, Bergman)

2. Work Session Regarding Memorial Auditorium **6 pm - 7 pm**

2.01 Work Session Regarding Memorial Auditorium **6:00 pm - 7:00 pm**

Type: Communication, Discussion, Information

 [Memorial Update CC 05232022.pdf](#)

3. Presentation Regarding Redistricting Discussion and Introduction of the maps **7:00 pm - 7:30 pm**

3.01 Presentation Regarding Redistricting Discussion and Introduction of the maps**7:00 pm - 7:30 pm**

Type: Information, Presentation

note presentation slides for this agenda item per Nancy Stetson, posted on Monday, May 23, 2022, at 4:05 pm, LO

 [May23_DraftWardMaps.pdf](#)

 [Reapportionment Memo 5.6.22.pdf](#)

 [May23_Redistricting Memo on Initial Maps.pdf](#)

 [Council Presentation Initial Maps
05232022.pdf](#)

4. Public Forum: time certain: 7:30 pm - 9:30 pm **See item for signup instructions**

4.01 Verbal Comments

Type: Action, Information, Procedural

To participate in Public Forum in person sign up at the meeting. To participate in Public Forum via ZOOM sign up here: <https://www.burlingtonvt.gov/citycouncil/publicforum> Do not sign up in person and via Zoom - select one only

5. Climate Emergency Reports (5 - 10 mins.)



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5.01 Climate Emergency Reports

Type: Information

6. Consent Agenda

6.01 Motion to adopt the consent agenda (as amended) and take the actions indicated

Type: Action (Consent), Procedural

Recommended Action: motion to adopt the consent agenda and take the actions indicated

6.02 Communication: C/T Office, re: Special Board of Civil Authority Meeting Minutes, March 4, 2022, Draft

Type: Action (Consent), Communication, Information, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes as received at the May 9, 2022 Regular City Council Meeting

View Minutes from Special Board of Civil Authority Meeting - Friday, March 4, 2022, 2:00 pm, Contois Auditorium

6.03 Communication: C/T Office, re: Board of Civil Authority Meeting Minutes, March 7, 2022, Draft

Type: Action (Consent), Communication, Information, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes as received at the May 9, 2022 Regular City Council Meeting

View Minutes from Board of Civil Authority Meeting - Monday, March 7, 2022, Contois Auditorium

6.04 Communication: C/T Office, re: Regular City Council Meeting Minutes, March 7, 2022, Draft

Type: Action (Consent), Communication, Information, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes as received at the May 9, 2022 Regular City Council Meeting

View Minutes from Regular City Council Meeting - Monday, March 7, 2022, 7:00 pm, Contois Auditorium

6.05 Communication: C/T Office, re: Local Control Commission Meeting Minutes, March 7, 2022, Draft

Type: Action (Consent), Communication, Information, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes as received at the May 9, 2022 Regular City Council Meeting

View Minutes from Local Control Commission Meeting - Monday, March 7, 2022, Contois Auditorium



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6.06 Communication: C/T Office, re: Local Control Commission Meeting Minutes, March 21, 2022, Draft

Type: Action (Consent), Communication, Information, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes as received at the May 9, 2022 Regular City Council Meeting

View Minutes from Local Control Commission Meeting - Monday, March 21, 2022, Contois Auditorium

6.07 Communication: C/T Office, re: Regular City Council Meeting Minutes, March 21, 2022, Draft

Type: Action (Consent), Communication, Information, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes as received at the May 9, 2022 Regular City Council Meeting

View Minutes from Regular City Council Meeting - Monday, March 21, 2022, 6:30 pm, Contois Auditorium

6.08 Communication: C/T Office, re: City Council Organization Day Meeting Minutes, April 4, 2022, Draft

Type: Action (Consent), Communication, Information, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes as received at the May 9, 2022 Regular City Council Meeting

View Minutes from City Council - Organization Day - Monday, April 4, 2022, 7:00 pm, Contois Auditorium, City Hall

6.09 Communication: C/T Office, re: Local Control Commission Meeting Minutes, April 11, 2022, Draft

Type: Action (Consent), Communication, Information, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes as received at the May 9, 2022 Regular City Council Meeting

View Minutes from Local Control Commission Meeting - Monday, April 11, 2022, Contois Auditorium

6.10 Communication: C/T Office, re: Regular City Council Meeting Minutes, April 11, 2022, Draft

Type: Action (Consent), Communication, Information, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes as received at the May 9, 2022 Regular City Council Meeting

View Minutes from Regular City Council Meeting - Monday, April 11, 2022, 6:30 pm, Contois Auditorium



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6.11 Communication: C/T Office, re: Full Board of Abatement of Taxes Meeting Minutes, April 25, 2022, Draft

Type: Action (Consent), Communication, Information, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes as received at the May 9, 2022 Regular City Council Meeting

 View Minutes from Full Board Of Abatement Of Taxes Meeting - Monday, April 25, 2022, Contois Auditorium

6.12 Communication: C/T Office, re: Regular City Council Meeting Minutes, April 25, 2022, Draft

Type: Action (Consent), Communication, Information, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes as received at the May 9, 2022 Regular City Council Meeting

 View Minutes from Regular City Council Meeting - Monday, April 25, 2022, 6:00 pm, Contois Auditorium

6.13 Communication: C/T Office, re: Local Control Commission Meeting Minutes, April 25, 2022, Draft

Type: Action (Consent), Communication, Information, Minutes

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes as received at the May 9, 2022 Regular City Council Meeting

 View Minutes from Local Control Commission Meeting - Monday, April 25, 2022, Contois Auditorium

6.14 Communication: Emma Vaughan, Communications Manager, CCRPC to Mayor Weinberger, re: PAC Appointments

Type: Action (Consent), Communication

Recommended Action: appoint Meagan Tuttle to the Chittenden County Regional Planning Commission Planning Advisory Committee for FY23-24, and appoint Charles Dillard as the alternate

 FY23 Burlington Appointment Form_PAC_for Council approval.pdf

6.15 Special Event Outdoor Entertainment Permit Application (May 27 - October 1, 2022): Burlington City Arts, City Hall Park, Varying Hours, Dancing by Patrons Yes, Amplified Music Yes

Type: Action (Consent)

Recommended Action: approve the special event outdoor entertainment permit application for Burlington City Arts, May 27 - October 1, 2022, City Hall Park, Varying Hours, Dancing by Patrons Yes, Amplified Music Yes

 Special Event Outdoor EP BCA City Hall Park May 27 - October 1, 2022 Various Programming,.pdf



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6.16 Special Event Outdoor Entertainment Permit Application (August 5 - 7, 2022): Burlington City Arts, Church Street Marketplace and City Hall Park, Festival of Fools, Friday: 12 pm - 10 pm, Saturday: 11 am - 10 pm, Sunday: 10 am - 7 pm, Dancing by Patrons Yes, Amplified Music Yes

Type: Action (Consent)

Recommended Action: approve the special event outdoor entertainment permit application for Burlington City Arts , Church Street Marketplace and City Hall Park, Festival of Fools, Friday: 12 pm - 10 pm, Saturday: 11 am - 10 pm, Sunday: 10 am - 7 pm, Dancing by Patrons Yes, Amplified Music Yes

Special Event Outdoor EP BCA Festival of Fools August 5 - 7, 2022 City Hall Park and CSM.pdf

6.17 Special Event Outdoor Entertainment Permit Application (August 5 - 7, 2022): Halvorson's, Church Street Marketplace, supper club-style variety show, 6 pm - 10 pm, Dancing by Patrons Yes, Amplified Music Yes

Type: Action (Consent)

Recommended Action: approve the three day only special event outdoor entertainment permit application for Halvorson's, Church Street Marketplace, supper club-style variety show, 6 pm - 10 pm, Dancing by Patrons Yes, Amplified Music Yes

Special Event Outdoor EP Halvorson's CSM August 5 - 7, 2022, supper club style variety show.pdf

6.18 Special Event Outdoor Entertainment Permit Application (July 1, 2022 - September 30, 2022): Higher Ground Presents, In the back parking lot of 405 Pine Street (BCA Studios), 5 pm - 11 pm on Weekends/5 pm - 10 pm on Weeknights, Dancing by Patrons Yes, Amplified Music Yes

Type: Action (Consent)

Recommended Action: approve the special outdoor entertainment permit application for Higher Ground Presents, July 1, 2022 - September 30, 2022, In the back parking lot of 405 Pine Street (BCA Studios), 5 pm - 11 pm on Weekends/5 pm - 10 pm on Weeknights, Dancing by Patrons Yes, Amplified Music Yes with the following conditions: fire inspection and passage of space, and at least 30 days notice of larger events (more than 1,000 people) to the City Clerk's Office and Fire Marshal's office

Special Event Outdoor EP Higher Ground Presents, in the back parking lot of 405 Pine Street, July 1 - September 30, 2022.pdf

6.19 Communication: Nic Longo, Acting Director of Aviation, re: Authorization to Execute a Contract for the Supply and Installation of Taxiway Pavement Marking at the Burlington International Airport with Hi-Life Airfield Services, LLC

Type: Action (Consent), Communication

Recommended Action: to approve that the Acting Director of Aviation be authorized to execute a contract with Hi-Lite Airfield Services, LLC, in the amount of \$86,518.40, plus a 20% contingency of \$17,303.68, totaling \$103,822.08, for the supply and installation of taxiway markings on Taxiways C, M, A, B, C and J at the Burlington International Airport, subject to the final review and approval by the Office of the City Attorney

1- 20220511 AC-BOF-CC Memo TW PaintingMarkings.docx

1 - Checklist Hi-Lite Airfield Markings_Airport.docx



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6.20 Communication: Nic Longo, Acting Director of Aviation, re: Authorization to Execute a Contract for the Preventative Maintenance and Servicing of Passenger Boarding Bridges and Conveyor Baggage Handling Systems at the Burlington International Airport with Oxford Electronics, Inc.

Type: Action (Consent), Communication

Recommended Action: to approve that the Acting Director of Aviation be authorized to execute a contract with Oxford Electronics, Inc. in the amount of \$235,500 to conduct preventative maintenance and servicing of passenger boarding bridges (PBB) and conveyor baggage handling systems (CBHS) through June 30, 2025 subject to the final review and approval by the Office of the City Attorney

 2- 20220511 AC-BOF-CC Memo PBB
CBHS.docx

 2 - Checklist - PBB & CBHS _ Airport.docx

6.21 Communication: Eric Axelrod, CEO, Wood4Good, LTD., re: Use of Council Initiative Funds to bring three truckloads of wood from N. Beach to Jericho, to then be given away to local families in need.

Type: Action (Consent), Communication

Recommended Action: to approve the use of up to \$1,000 of Councilor initiative funds to allow Wood for Good to remove certain trees at the direction of the City

 W4g Request from the city of Burlington.docx

6.22 Communication: Nancy Stetson, Senior Policy and Data Analyst, Meagan Tuttle, Director of Planning, re: Contract Extension for Wastewater Testing Program

Type: Action (Consent), Communication

Recommended Action: to authorize an extension to the GoAigua contract through December 31, 2022, including an increase to the maximum limiting amount of the contract as approved on September 7th by the Board of Finance by \$57,780, to a total amount of \$350,988, to be entered into by the Planning Director, subject to review by the City Attorney's Office

 WBE Contract Extension for BOF & CC
May2022.pdf

 BOF CC Checklist_WBE_extension.docx

 Wastewater Surveillance Project_GoAigua
Contract_extJulDec2022.pdf

6.23 Communication: Caleb Manna, Excavation Inspector, Department of Public Works, re: State of Vermont Building, Grounds, and Services - 108 Cherry Street - Encumbrance Permit Request

Type: Action (Consent), Communication

Recommended Action: to approve the Encumbrance Application for 108 Cherry Street requesting use of the sidewalk for construction of an ADA entry ramp, and authorize the Mayor to enter into a license agreement with the Applicant for use of the portion of the right-of-way outlined in the Application, subject to review by the City Attorney's Office

 FINAL-108 Cherry St - State of VT - ENC
Packet.pdf



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6.24 Communication: Caleb Manna, Excavation Inspector, Department of Public Works, re: 150 Cherry Street - Vivid Coffee - Outdoor Seating on Sidewalk

Type: Action (Consent), Communication

Recommended Action: to approve the Encumbrance Application for 150 Cherry Street requesting use of the sidewalk for an outdoor seating area and authorize the Mayor to enter into a license agreement with the Applicant for use of the portion of the right-of-way outlined in the Application, subject to review by the City Attorney's Office

FINAL-150 Cherry-Vivid Coffee-ENC Packet.pdf

6.25 Communication: Caleb Manna, Excavation Inspector, Department of Public Works, re: 191 College Street - The Archives - Encumbrance Permit Request

Type: Action (Consent), Communication

Recommended Action: to approve the Encumbrance Application for 191 College Street requesting use of the metered parking stalls for outdoor seating area and authorize the Mayor to enter into a license agreement with the Applicant for use of the portion of the right-of-way outlined in the Application, subject to review by the City Attorney's Office

FINAL-198 College-Archives-ENC Packet.pdf

6.26 Communication: Caleb Manna, Excavation Inspector, Department of Public Works, re: 198 Main Street - Cafe Hot - Outdoor Seating Encumbrance

Type: Action (Consent), Communication

Recommended Action: to approve the Encumbrance Application for 198 Main Street requesting use of the sidewalk for an outdoor seating area and authorize the Mayor to enter into a license agreement with the Applicant for use of the portion of the right-of-way outlined in the Application, subject to review by the City Attorney's Office

FINAL-198 Main-Cafe Hot-ENC Packet.pdf

6.27 Communication: Caleb Manna, Excavation Inspector, Department of Public Works, re: 4 North Winooski Ave - The OP Bar - Encumbrance Application

Type: Action (Consent), Communication

Recommended Action: to approve the Encumbrance Application for 4 North Winooski Avenue requesting use of the sidewalk for an outdoor seating area and authorize the Mayor to enter into a license agreement with the Applicant for use of the portion of the right-of-way outlined in the Application, subject to review by the City Attorney's Office

FINAL- 4 N. Winooski - OPBar- ENC Packet.pdf

6.28 Communication: Susan Comerford, Ward Five, Inspector of Elections, re: Resignation

Type: Action (Consent), Communication

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

Communication Susan Comerford, Ward Five Inspector of Elections, re Resignation.pdf



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6.29 Communication: Brynne Martin, Member, Planning Commission, re: Resignation

Type: Action (Consent), Communication

Recommended Action: waive the reading, accept the communication, place it on file, advertise the vacancy in Seven Days and send a letter of appreciation to Brynne Martin thanking her for her time served as a Member of the Planning Commission

Communication Brynne Martin, Member,
Planning Commission re Resignation.pdf

6.30 Indoor and Outdoor Entertainment Permit Renewals (2022-2023): Finnigan's Pub and VFW

Type: Action (Consent)

Recommended Action: approve the 2022-2023 Indoor and Outdoor Entertainment Permit Renewals for Finnigan's Pub (indoor and outdoor) and VFW (indoor) with all standard conditions

2022-2023 Entertainment Permit Conditions
042422 LO.doc

finnigans-indoor.pdf

finnigans-outdoor.pdf

vfw.pdf

6.31 Communication: Doreen Kraft and Phet Keomanyvanh, re: Authorization to Execute Contract for Dewey Park Art Project with Humanity Memorial, Inc. and to Transfer Funds to the Public Art Capital Budget

Type: Action (Consent), Communication

Recommended Action: 1. ☐ To authorize the Director of Burlington City Arts to execute a contract with Humanity Memorial, Inc for a public art project to be placed in Dewey Park in the amount of \$140,000, subject to review and approval by the City Attorney's Office; and 2. To authorize a budget amendment by transferring funds from Racial Equity, Inclusion, and Belonging's operating budget in the General Fund to the Public Art Capital Fund as detailed in Attachment B, subject to review and approval by the Chief Administrative Officer.

BCAREIBDraftMemoDewey5.23.22.pdf

BOF CC Checklist_Dewey5.23.docx

6.32 Communication: Deryk Roach, Facilities & Parks Superintendent, re: Annual July 3rd Fireworks Display Recommendation of Award

Type: Action (Consent), Communication

Recommended Action: to authorize the execution of a contract with Northstar Fireworks upon City Council approval, for a not to exceed price of \$200,000 for the annual July 3rd Fireworks Display from 2022-2026 by Director Cindi Wight, subject to the approval of the City Attorney's Office

20220511 Fireworks_Final.pdf

BOF CC Checklist_Fireworks.docx

6.33 Communication: Rebecca Reese, Early Learning Initiative Manager, Kara Alnasrawi, Director, Economic Recovery, re: Early Learning Initiative Annual Report May 2022

Type: Action (Consent), Communication, Information

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

ELI 2022 Annual Report- final.pdf



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6.34 Communication: Caleb Manna, Excavation Inspector, Department of Public Works, re: 6 Pine Street - Economic Recovery Team - Encumbrance Permit Request

Type: Action (Consent), Communication

Recommended Action: to approve the Encumbrance Application for 6 Pine Street requesting use of one metered parking stall for an outdoor seating area and to waive the encumbrance fees as outlined in BCO 27-32, subject to review by the Chief Administrative Officer

MEMO-Economic Team-HM 05.10.2022.pdf

FINAL - 6 Pine St - Burlington Economic Recovery - ENC Packet.pdf

6.35 Burlington Dog Task Force Quarterly Report to Burlington City Council, Parks, Arts, and Culture Committee

Type: Action (Consent), Information, Report

Recommended Action: PACC recommends extending the deadline for the Dog Task Force report from April 1, 2022 to October 28, 2022 based on an update from community lead Jake Schumann at the May 12, 2022 PACC meeting. All aspects of the task force mandate are underway and are anticipated to be completed in advance of the requested new deadline per Schumann. Further details of the Dog Task Force progress are available in the PACC minutes.

Dog Task Force Report to PACC (1 - March 2022).pdf

6.36 FIO Documents

Type: Action (Consent), Communication, Information

Recommended Action: for information only

FIO Documents.pdf

FIO Document 2.pdf

6.37 Resolution: Recommendation For Reappointment Of William Ward As City Health Officer (Councilors Traverse, Bergman)

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

Resolution - Code Enforcement - Health Officer - Recommendation Reappointment of William Ward 2022 (FINAL).pdf

BOF CC Checklist_Health Officer 2022.docx

Memo WW Health Officer recommendation May 2022.docx

Signed CC Resolution Recommendation For Reappointment Of William Ward As City Health Officer.pdf

6.38 Communication: Chris Flinn, re: re-districting

Type: Action (Consent), Communication

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

Communication Chris Flinn, re re-districting.pdf



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7. Deliberative Agenda

7.01 Continuation of the Discussion regarding Redistricting and Introduction of the maps (20 mins.)

Type: Discussion

7.02 Main Street Concept Approval and Design Contract Amendment (20 mins.)

Type: Action

Recommended Action: 1. To authorize the Director of Public Works to execute contract amendments with Vanasse Hangen Brustlin Inc. raising the maximum limiting amount by \$202,534.00, with an additional \$217,000.00(15%) in contingency funds, for a total up to \$1,663,665.00, for anticipated scope adjustments for the design of the Great Streets Main Street project, subject to final review and approval from the City Attorney's Office. 2. To approve the Great Streets Main Street concept design's proposed curb-to-curb width of 40 feet, reducing from an existing varying width of 50-70 feet, which will effectuate the conversion of the on-street parking configuration from diagonal to parallel.

note presentation slides for this agenda item per Laura Wheelock, posted on Monday, May 23, 2022, at 12:01 pm, LO

BOF_CC Memo Main Street_Concept Approval and Amendment_052322_FINAL.pdf

Attachment B_Great Streets Main Street Concept Plans.pdf

20220523_Main Street Presentation.pdf

Attachment A_Draft Consultant Contract Amendment 3 with VHB.pdf

BOF_CC 5.23.22 Checklist Great Streets Main Street.pdf

7.03 Resolution: Enforcement of Bed and Breakfast Permit Requirement and Suspension of new Bed and Breakfast Permits (Councilors Shannon, Bergman) (20 mins.)

Type: Action, Resolution

Recommended Action: waive the reading and adopt the resolution

note revised version of this agenda item per Councilors Shannon and Bergman, posted on Monday, May 23, 2022, at 1:40 pm, LO

Title Change to: **Enforcement of Short term Lodging Permit Requirements**

Resolution - Councilor Shannon - Enforcement of Short Term Lodging Permits (FINAL - UPDATED).pdf

Resolution - Councilor Shannon - Enforcement of Bed and Breakfast Permits (FINAL).pdf

8. Committee Reports (up to 15 mins.)

8.01 Verbal Reports

Type: Information, Procedural



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8.02 Ordinance Committee Report

Type: Information, Report

 052322 Ordinance Committee Report.docx

9. City Council - General Affairs (up to 15 mins.)

9.01 Verbal Reports

Type: Information, Procedural

10. City Council President - Council Updates (up to 5 mins.)

10.01 Verbal Reports

Type: Information, Procedural

11. Mayor - General Affairs (up to 10 mins.)

11.01 Verbal Reports

Type: Information, Procedural

12. Adjournment

12.01 Motion to adjourn

Type: Action, Procedural

Recommended Action: motion to adjourn

13. Informational and Non-Discrimination Statements



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13.01 This agenda is available in alternative formats upon request. For more information on access, call Lori Olberg, Licensing, Voting and Records Coordinator (865-7136)(TTY 865-7142). Persons with disabilities, who require assistance or special arrangements to participate are encouraged to contact 865-7000 (voice) or 865-7142 (TTY) at least 72 hours in advance so that proper arrangements can be made. This meeting will also air on Town Meeting TV the Wednesday after the meeting starting at 8:00 pm and repeating at 1:00 am and 7:00 am the following day. The City of Burlington will not tolerate unlawful harassment or discrimination on the basis of political or religious affiliation, race, color, national origin, place of birth, ancestry, age, sex, sexual orientation, gender identity, marital status, veteran status, disability, HIV positive status, crime victim status or genetic information.

Type: Information