Regular City Council Meeting - Contois Auditorium, City Hall (Monday, May 12, 2014)

Generated by Amy Bovee on Tuesday, July 29, 2014

Members present

Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

Absent

Jane Knodell, Max Tracy, Vince Brennan, Norman Blais

Also Present

Bob Rusten, Scott Schrader, Rich Goodwin, Eileen Blackwood, Mike Kanarick

Meeting called to order at 7:11 PM

1. Agenda

Action: 1.01 Approve/Amend the Agenda

Approve the Agenda

Motion by William Mason, second by Tom Ayres

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

2. Presentation

Communication, Presentation: 2.01 Nathan Wildfire, Assistant Director of Economic Development, CEDO and Don Sinex, Burlington Town Center, re: Proposed amendment to 2 HR free agreement with Burlington Town Center (10 mins.)

Nathan Wildfire, CEDO, stated he is here to give a presentation about changing an agreement that exists between the City and Burlington Town Center. It dates back to 1998 with the creation of Filene's, now Macy's. At that time, the City was going to use different resources, including federal grants and TIF money to build the Lakeview Garage. In doing so, the City was contemplating a two hour free program and required the mall garage to do the same. The Burlington Town Center mall is part of the Downtown Improvement District (DID), which pays a special assessment to provide a subsidy to the City's cost of offering two hours of free parking in three garages. The DID tax pays for the two hours of free parking at the City garages, but it does not pay for the two hours of free parking at the Burlington Town Center garage. It is the only garage in the downtown that is required to pay into the assessment and to offer two hours of free parking. The long term consequence of this arrangement has been that it has inhibited the mall from making much needed repairs to the garage. Over 75% of the people using the garage are not paying for it. The mall has a significant vision to redevelop the mall and bring new business into Burlington. CEDO is very excited about that and believe that it will create new jobs and increase tax revenue. They sought to amend the agreement and work with the mall to make this a win-win. In the new agreement, they have asked the mall to bring on a new anchor tenant to attract shoppers from outside of Burlington. The mall will provide statistics about garage usage, which will be useful to the City's efforts in determining how to better manage the parking system and support the capital upkeep of garages. There are multiple parking endeavors currently underway. They will also be using guidance from consultants and national examples to help create the new parking system. The mall will be participating in that. The initiative is underway with leadership from the Burlington Business Association and they have been seeking contributions for the study. The mall has agreed to make a large contribution to that study. There are plans related to reinvigorating Cherry Street as part of the PIAP process that are not currently being advanced. This was because they were unsure what new mall ownership would look like. In any re-envisioning of Cherry Street, the mall would be a participant. The mall will also provide a detailed economic model of what any redevelopment of the mall would bring to the City, They would like to bring forward a resolution approving this agreement.

Don Sinex, Burlington Town Center, stated when asked why he bought a shopping center in Burlington, Vermont, he tells people that it was not because of what it is. It is a thirty-five year old aged shopping center. The only thing that has changed in that time is tenancy. The City has prospered and grown, but the mall has not. They bought it because of what can be there in the future. It is a key site for Burlington's development. It needs to have people living, working, entertaining themselves, and eating there. They are planning and have had meeting with City Departments to come up with an aggressive redevelopment of the Center. It would add jobs and revenue to the City. The garage is endemic of the center. They have been offering the two hours free. They want a safe, clean, well-operating garage, yet 75% of the people that use the garage do not pay anything. Businesses cannot survive when 75% of customers do not pay for the service. The City's garages are operating under similar statistics. They need to have relief from that to receive revenue to allow them to create a safe, secure, beneficial garage. Under the current arrangement, it could become unsafe. They are looking to improve it and enlarge it. They will be building the center into a mixed use complex, and more parking may be needed. They are looking forward to moving forward with the City.

Mr. Wildfire stated he spends Friday and Saturday nights driving around Burlington looking at parking spaces. There was one weekend that Champlain College was having its graduation and there were some big shows at the Flynn. It was amazing to him that the on street parking vacancy was so low. However, in the Lakeview and College Street garages alone had over 750 spaces available. They know that there are challenges for people using garages. They have gotten feedback that people are uncomfortable parking in a garage that feels unsafe. A big part of their efforts is reinvesting in the garage to reinvigorate it and make it feel safer.

Councilor Bushor stated it is wonderful news that the mall has a new owner who cares about Burlington and wants to revitalize it. She believes they need an infusion of stores, but they also need to support and sustain the stores that are currently there while they are reinvigorating it. Mr. Sinex stated he does support that goal. They look at the project as stabilizing the national, regional, and local tenants that are there. The second part is to bring the center into the 21st Century. Councilor Bushor stated it is hard to find a parking space downtown. There are not only safety concerns with being in the garage, but also with walking to and from it. It is a challenge for women in particular. Lighting and safety are paramount in this discussion. She is glad that there will be a new agreement and not an elimination of the two hours of free parking. She has a lot of concerns about that because they do not have public transportation to bring people to and from the City. It is tricky to compete with surrounding malls that have surface parking for free. She understands that the City took on an investment that they have not fully repaid through TIF funds. It made sense at the time to make that agreement, but it is time to relook at that. The mall garage is able to charge different rates than those at other City garages. Often their garage is more expensive. She believes that if this garage was charging the same amount as City garages, it could serve as a pilot.

City Council President Shannon stated she has confidence that the interest of the City that is being expressed as a shared interest with the mall. If they are losing customers by eliminating two hours of free parking, it will be true for both the City and the mall. She expects they will have the same desire to change it to something that works that the City does. Mr. Sinex stated he believes their interests are aligned. City Council President Shannon stated their thinking about parking has changed over time, and she appreciates their vision to bring the mall up to where the rest of Burlington is.

Councilor Wright stated he is excited and glad to see someone taking over the mall who recognizes what it can be moving forward. He has gotten calls about two hours of free parking because people are accustomed to that. One person said they would not come downtown anymore if they lost that. They need to be concerned about that.

City Council President Shannon stated their plan was to bring this forward in a resolution at their next meeting. It was suggested that it be referred to the TEU Committee and it would return in June. She noted that June is a very busy time for them. Councilor Bushor stated she does not feel that they need to send this to Committee. She inquired about the extent of the revision of the agreement. Mr. Wildfire stated the revision would be to eliminate the requirement of 2 hour free parking in the Burlington Town Center garage. Mr. Sinex stated they will also add items about working with the City. Councilor Bushor stated she would be satisfied with getting that agreement before acting on it. She requested that the Council president give the public an opportunity to speak on that. She would like to allow them to weigh in before they act.

Councilor Mason inquired if they will be approving an amendment to the development agreement. He inquired if it would be signed with the condition of landing an anchor tenant. Mr. Wildfire stated that is correct. Councilor Mason inquired what the time frame for landing an anchor tenant is. Mr. Sinex stated the original agreement tied to them bringing Filene's to town. It was suggested that since they are in the process of trying to re-tenant and bring new jobs and businesses to the center, they should condition it upon getting a national retailer. Councilor Mason stated his concern with the timing is because of the proposed changes to Downtown Parking in general. They had a process that was started related to the Downtown Parking District. He does not want them to piecemeal this. People may be upset if they remove the two hours of free parking if that is not the ultimate conclusion of the Downtown Parking District. He wonders if there is an immediate need to do this now. Mr. Wildfire stated this agreement will retain two hours free parking at all City garages, which contain an excess of 1,000 free spaces. His observations suggest that even on weekend evenings there will be hundreds of spaces available within yards of this garage. Having the two hour free parking program in place does not make sense for a private garage operator under the intent of the agreement. They have a mall owner who wants them to come use that garage and go to the mall, and eliminating that requirement will be helpful. As far as the timing, they feel that now is a good time to test something and get some data. Having a private garage operator go through this process in advance and helping to educate them will be very valuable to their study.

Councilor Ayres inquired if they have considered finding a middle ground where there would be one hour of free parking for patrons of businesses inside the mall who could have their ticket validated inside the mall. Mr. Sinex stated it is something that they will deal with as the owners, but it does not need to be part of the agreement. They have to communicate effectively with the tenants and the public about what they are doing and why. He believes including it in the agreement would relinquish control to the tenants. The tenants would like it to be free all the time. They are currently in negotiations with a national tenant and one thing they insisted on was free parking. They are now talking about doing the opposite. When they explained this to the tenant, they quickly understood. They are talking about having a self-sustaining garage. It cannot sustain itself under this arrangement. They want a safe, aesthetically pleasing, and larger garage. They do consider these issues and are talking to stakeholders about them. In the end, they cannot make everyone happy, but they can make them content. He hopes the public and tenant will see it the same way.

Waive the reading, accept the communications, and place them on file.

Motion by Karen Paul, Second by Selene Colburn

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

3. Public Forum

City Council President Shannon opened the Public Forum.

Name	Ward/Affiliation	Subject
Martha Lang	Ward 1 Resident	Opposed to Taft School Lease

City Council President Shannon closed the Public Forum.

4. Public Hearing

Action, Communication, Public Hearing: 4.01 Community Development Block Grant Proposed Action Plan for Housing & Community Development Resolution

City Council President Shannon opened the public hearing.

Marcy Krumbine, CEDO, stated they have the 2014 action plan for the Community Development Block Grant and Home

Programs. This draft was part of a public hearing in April, and they now will be approving the plan and authorize submission of this plan to HUD. They are approving how the City is planning to spend $760,000 of CDBG money and $400,000 of HOME money. It also authorizes the Mayor to sign off on documentation. This year they grouped together programs. They have expenditures of $204,000 in housing and homeless programs, assisting 600 seniors to live independently, assisting 81 low to moderate income people to get permanent housing, and assisting 675 homeless victims of domestic violence. In addition to that, they are funding over $166,000 to assist 1,285 people to get increased access to tax return money and refugee assistance, create five new jobs, and assist 80 entrepreneurs and women to get technical assistance. They will spend $237,000 to provide a safe, suitable living environment, feeding 200 children in preschools and childcare centers, assisting 550 homeless people receive dental care, Brownfield remediation, and smaller facility repairs.

Councilor Bushor inquired if there have been any changes since the last time this was presented. Ms. Krumbine stated all they changed was adding a map.

Councilor Siegel thanked them for their work in securing the money for the City and assisting the people that it benefits.

Councilor Legrand thanked Ms. Krumbine and stated it was a pleasure serving on the Board. It was well organized and thought out and believes next year it will be better.

City Council President Shannon closed the public hearing.

Action, Resolution: 4.02 Resolution: Authorization to Submit 2014 Burlington One-Year Action Plan (Community Development & Neighborhood Revitalization Committee)

Councilor Colburn stated the CDNR Committee has the opportunity to discuss the plan further. They are all unanimously in support of the plan and commended the work that has been done to create affordable housing, develop job skills, and supporting Burlington residents with the challenges of poverty and domestic violence.

Mayor Weinberger thanked Ms. Krumbine for her work in revising how the City manages this program. They were faced with a long term trend of diminished resources and asked significant questions about how to manage that money. This new process allows their non-profit partners to make more significant long term plans and marshals City staff time in a better manner. It will allow them to have a greater impact on the issues that they hope to address.

waive the reading and adopt the resolution

Motion by Karen Paul, second by Bianka Legrand.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

5. Presentation

Action, Presentation: 5.01 Tom Moreau, General Manager, re: FY15 CSWD Budget

Tom Moreau, CSWD, stated he is here to present the CSWD FY15 budget. The expenditures in the budget go up 4.3% and revenues go up 7.3%. They are reinstating their compost program that ran into a problem several years ago. They will be reinstating that program this year. Without that, the revenues and expenses went up only 1.9%. They have increased labor costs because they planned to suspend their paint recycling program. The legislature passed a paint product stewardship, and CSWD won the contract. The person that they laid off last summer will be returning to fill that role. Burlington collects recycling, and tip fees will increase to $6. They have to consider the global markets where materials ship to, and they believe that it will be soft this year. They also had a global contract that made them increase $2 in processing, as well as having less tonnage. Burlington produces about 3,000 tons of recycling which will cost $6 per ton.

Chapin Spencer, DPW, stated they have included that money in their FY15 budget. They are aware of it and can handle the increase.

Councilor Bushor stated she looks forward to this presentation each year. She inquired about a table that was provided to them that shows that their expenditures exceed their revenues. Mr. Moreau stated that is correct. Councilor Bushor inquired why that is. Mr. Moreau stated their expenses are going up 4.3% and their revenues went up 7.3%. At the end, they balance out differently. They have a lot of special studies that they do. This year they will be looking at bio solids from Burlington. They take money out of reserve funds for these studies so they do not have to appropriate for them each year. Councilor Bushor inquired where that will leave their reserve fund account. Mr. Moreau stated that leaves them with about $6.2 million. If they spend their capital budget and operating budget, they will still have around $3.5 million. Councilor Bushor inquired what the plan from the communities to rebuild that fund will be. Mr. Moreau stated their undesignated fund balance is about $1.2 million and will increase to about $1.7 million. That is close to the two month reserve that most operating municipalities would like. They are putting $2 million into their recycling program. Much of their equipment is outdated and they will reinvest in that. They do not expect to spend $2 million again for another ten years, so they will have time to slowly build that back up. Councilor Bushor stated she is concerned if they are taking money from a reserve fund with no plan to put money back in. Mr. Moreau stated they have a five year plan to replenish it. Act 148 was passed by the Legislature, which will put a big pinch on a number of communities while they figure out how to deal with organics. CSWD is in an excellent position because they already have composting. The only thing they lease is some mobile equipment. They have a AA rating from Moody's, so interest rates are very low.

Mr. Spencer stated he has had the pleasure of going through this budget cycle. He has found that there is a robust network related to long term financial upgrades and capital upgrades that speak to a well-managed organization. The CSWD audit came back clean this year. There are a number of things that Burlington will benefit from, such as bio-solid disposal. The consolidated collection study will be a huge opportunity for Burlington. They will also determine if there is a better way to run their recycling program that has been in place since the 1980s. Thanks to Act 148, there is an issue related to collecting recyclables and trash in public buildings. They are helping Parks and Recreation to comply with those requirements. The budget has a lot to benefit the City of Burlington and he endorses it.

Councilor Siegel inquired about the mandate for public buildings. Mr. Moreau stated there are two mandates. One has already passed that says any publically owned facility must have a recycling bin for every trash can. CSWD is going to require this for any building that the public can access, even if it is privately owned. They will fund recycling containers 30-50%. Councilor Siegel inquired what the timeline will be. Mr. Moreau stated the State of Vermont and CSWD will be requiring it by July 1, 2015.

Approve the budget, waive the readings, accept the communications and place them on file

Motion by Sharon Bushor, second by Kurt Wright.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

6. Consent Agenda

Action: 6.01 Approval of Consent Agenda

Councilor Siegel noted that there was a resignation from the Board for Registration of Voters. She was unable to open the message, and is curious what people have to say about the end of their service.

Approve the Consent Agenda and Take the Actions Indicated with Corrections to items 6.04, 6.06 and 6.10.

Motion by Sharon Bushor, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

Action (Consent), Communication: 6.02 Communication: Lori Olberg, Licensing, Voting and Records Coordinator, re: Accountability List

Waive the reading, accept the communication and place it on file.

Motion by Sharon Bushor, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

Action (Consent), Communication, Resolution: 6.03 Resolution: Authority for Burlington Electric Department to Construct A Solar Array At Its 585 Pine Street Offices (Board of Finance)

Waive the reading and adopt the resolution; accept the communication and place it on file.

Motion by Sharon Bushor, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

Action (Consent), Resolution: 6.04 Resolution: Descriptions Of And Notification For Commission/Board Appointments (Charter Change Committee)

Waive the reading and adopt the resolution

Motion by Sharon Bushor, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

Action (Consent), Resolution: 6.05 Resolution: Authorization to Enter into License Agreement to Maintain Tables, Chairs, Coffee Bar and Potted Plants on a Portion of The City's Right-of-way with New Moon Cafe (License Committee)

Waive the reading and adopt the resolution

Motion by Sharon Bushor, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

Action (Consent), Resolution: 6.06 Resolution: Authorization to Enter into License Agreement to Erect and Maintain A Sign Overhanging A Portion of The City's Right-of-way with Sacred Mountain Studio (License Committee)

Waive the reading and adopt the resolution

Motion by Sharon Bushor, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

Action (Consent), Resolution: 6.07 Resolution: Authorization to Enter into License Agreement to Maintain Tables and Chairs on a Portion of The City's Right-of-way with Zabby's Stone Soup (License Committee)

Waive the reading and adopt the resolution

Motion by Sharon Bushor, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

Action (Consent), Communication, Resolution: 6.08 Resolution: Authorization to Award Contract for Engineering Services Related to The Design of A Segment of New Taxiway K at Burlington International Airport (AIP-102 tent.)(Board of Finance)

Waive the reading and adopt the resolution; accept the communication and place it on file.

Motion by Sharon Bushor, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

Action (Consent), Communication, Resolution: 6.09 Resolution: Authorization to Award Contract for Engineering Services Related to Phase 2 Reconstruction of The Cargo/Customs Apron at Burlington International Airport (AIP-99 tent.)(Board of Finance)

Waive the reading and adopt the resolution; accept the communication and place it on file.

Motion by Sharon Bushor, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

Action (Consent), Communication, Resolution: 6.10 Resolution: Authorization to Award Contract for Engineering Services Related to The Design for Reconstruction of The Air Carrier Apron at Burlington International Airport (AIP-100 tent.) (Board of Finance)

Waive the reading and adopt the resolution; accept the communication and place it on file.

Motion by Sharon Bushor, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

Action (Consent), Communication: 6.11 Communication: Will Vitagliano, re: BOA Resignation

Waive the reading, accept the communication, place it on file, advertise the vacancy (already have in 7 days) and send a letter of appreciation to Will Vitagliano thanking him for his time served on the Board of Assessors

Motion by Sharon Bushor, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

Action (Consent), Communication: 6.12 Communication: Christina McCaffrey, re: Board for Registration of Voter's resignation

Waive the reading, accept the communication, place it on file, advertise the vacancy (already have in 7 days) and send a letter of appreciation to “Tina” McCaffery thanking her for her time served on the Board for Registration of Voters

Motion by Sharon Bushor, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

Action (Consent), Communication: 6.13 Communication: Clerk/Treasurer's Office, re: City of Burlington March 2014 Financial Statements

Waive the reading, accept the communication and place it on file

Motion by Sharon Bushor, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

Action (Consent), Communication: 6.14 Communication: Clerk/Treasurer's Office, re: Budget Amendment Report First Quarter 2014

Waive the reading, accept the communication and place it on file

Motion by Sharon Bushor, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

Action (Consent), Communication, Minutes: 6.15 Communication: Amy Bovee, Executive Secretary, re: Board of Finance Monday, March 10, 2014 Minutes

Waive the reading, accept the communication and place it on file

Motion by Sharon Bushor, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

Action (Consent), Communication, Minutes: 6.16 Communication: Amy Bovee, Executive Secretary, re: Board of Finance Monday, March 24, 2014 Minutes

Waive the reading, accept the communication and place it on file

Motion by Sharon Bushor, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

Action (Consent), Communication, Minutes: 6.17 Communication: Amy Bovee, Executive Secretary, re: Board of Finance Monday, March 31, 2014

Waive the reading, accept the communication and place it on file

Motion by Sharon Bushor, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

Action (Consent), Communication, Minutes: 6.18 Communication: Lori Olberg, Licensing, Voting and Records Coordinator and Amy Bovee, Executive Secretary, re: Minutes, Adjourned City Council Meeting, Draft, February 18, 2014

Waive the reading, accept the communication, place it on file and adopt the minutes at the May 19, 2014 City Council Meeting

Motion by Sharon Bushor, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

Action (Consent), Communication: 6.19 Special Event Outdoor Entertainment Permit Application (one day only): Ken's Pizza and Pub, 71 Church Street, June 5, 2014, Thursday, 5:30 p.m. - 9:30 p.m., Amplified music

Waive the reading, accept the communication, place it on file and approve the one day only special event outdoor entertainment permit application for Ken’s Pizza and Pub

Motion by Sharon Bushor, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

Action (Consent), Communication: 6.20 Special Event Indoor Entertainment Permit application (5/9 and 5/11): Radio Bean Coffeehouse, Contois Auditorium, Spielpalast Cabaret Theater Show, May 9 and May 11, 2014, Dancing, Amplified Music

Waive the reading, accept the communication, place it on file and ratify the two day only special event indoor entertainment permit for Radio Bean Coffeehouse

Motion by Sharon Bushor, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

Action (Consent), Communication: 6.21 Special Event Indoor Entertainment Permit application (5/15, 5/16 and 5/17): Radio Bean Coffeehouse, Contois Auditorium, Spielpalast Cabaret Theater Show, May 15, 16 and 17, 2014, Dancing, Amplified Music

Waive the reading, accept the communication, place it on file and approve the three day only special event indoor entertainment permit application for Radio Bean Coffeehouse

Motion by Sharon Bushor, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

Action (Consent), Communication: 6.22 Umbrella Entertainment Permit Application (May 30 - June 8): Discover Jazz Festival, various entities around the City, 12 p.m. - 12 a.m. (outdoor); 12 p.m. - 2 a.m. (indoor), dancing, amplified music

Waive the reading, accept the communication, place it on file and approve the Umbrella Entertainment Permit Application for Discover Jazz, May 30- June 8, 2014

Motion by Sharon Bushor, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

Action (Consent), Communication: 6.23 Communication: Amy Bovee, Executive Secretary, Clerk/Treasurer's Office, re: Applications for Renewals of License Agreements for Encumbrances Outside of the Church St. Marketplace for the 2014-2015 Season

Waive the reading, accept the communication, place it on file and approve the 2014-2015 Encumbrance Renewals per the attached list

Motion by Sharon Bushor, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

Action (Consent), Communication: 6.24 Outdoor Entertainment Permit Renewal (2014-2015): American Flatbread-Burlington Hearth

Waive the reading, accept the communication, place it on file and approve the 2014-2015 Outside Consumption Permit Renewal for American Flatbread-Burlington Hearth with all standard conditions

Motion by Sharon Bushor, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

7. Deliberative Agenda

Action, Communication: 7.01 Outdoor Entertainment Permit Application (2014-2015): Arts Riot, 400 Pine Street, Food Truck Stop venue only, Fridays, 5 p.m. - 10 p.m.

Councilor Ayres stated this is a new application for an Outdoor Entertainment Permit. The License Committee has approved this for Friday evenings from 5-10pm only. City Council President Shannon stated this event did happen last year and inquired why this is considered a new permit. Councilor Ayres stated his understanding is that it is a new application. City Council President Shannon inquired if there is a difference this year. P. J. McHenry, Arts Riot, stated there is no difference this year.

Councilor Mason inquired how they will be managing parking. Mr. McHenry stated they will be using the surface parking lot behind the Maltex Building across the street. Signage will be improved this year to help direct people to that lot. The new crosswalks on Pine Street will also help people cross the street.

waive the reading, accept the communication, place it on file and approve the 2014-2015 Outdoor Entertainment Permit Application for Arts Riot for the Food Truck Stop venue only, 5 p.m. - 10 p.m., Fridays

Motion by Tom Ayres, second by Bianka Legrand.

Final Resolution: Motion Passes

Aye: Tom Ayres, Sharon Bushor, Selene Colburn, Dave Hartnett, Bianka Legrand, William Mason, Karen Paul, Rachel Siegel, Kurt Wright, Joan Shannon

8. Committee Reports

Councilor Mason stated the Ordinance Committee will be holding a hearing on ZA-13-12 which relates to historic building materials.

9. City Council - General City Affairs

Councilor Siegel stated on the accountability list there is an item regarding adoption of the Diversity and Equity Strategic Plan. She inquired when that will be presented.

Councilor Bushor stated she received an email urging employees at Fletcher Allen to sign up for Way To Go Commuter Challenge Week and find alternative means of transportation. Their goal is for 450 employees to do something different during that week and not drive. The City has been a model with this and other big employers are following suit.

Councilor Ayres stated the final workshop of the North Avenue Corridor Study will take place next week. It is an opportunity for people to share their vision of what North Avenue will look like in the future. It is a deliberative process that has been ongoing for a year.

City Council President Shannon noted that she and the Mayor met with some representatives from their Sister City, Yaroslavl, Russia. Yaroslval is much larger than Burlington, but their relationship is very important to them. It warmed her heart to see how they communicated that. They had a discussion about similarities and differences in their governance on Channel 17. They are working on their new process for commission appointments. They did not set up a process to select a chair of the Committee, but Councilor Siegel has been taking the lead. They have extended the deadlines for applications so that they could advertise better and spread the word more thoroughly.

10. Mayor - General City Affairs

Mayor Weinberger stated it was an honor to receive the delegation from Yaroslavl. They scheduled a spontaneous trip for the delegation to attend the South End Little League opener, which they enjoyed. It was a great day in Burlington to see the Little Leagues and volunteers all over the City engaging in Green Up day activities.

The Council and Administration are eager to commence the work of the Joint City Schools Cost Control Committee. The Council has passed a resolution urging the Schools to work with the CAO to provide some enhanced City oversight for the next two years. They have met actively about that and hope to come to some kind of conclusion this week. He believes the success of the Cost Control Committee and how it organizes its work will flow from how the CAO's office engages with the School District.

The Parks Commission will be holding a public meeting on the Bike Path alignment. This is part of the process of redesigning and permitting the expansion and enhancement of the Bike Path. This is a significant meeting and is a last opportunity before they begin the permitting process with the stretch of the Bike Path between College Street and North Beach. This is the area where the alignment of the Bike Path may change the most.

The Budget work sessions will be taking place in the next two weeks. They will first focus on the general fund.

They are close to delivering the consultant report regarding the Diversity and Equity Strategic Plan. That includes a number of recommendations from the Administration.

11. Adjournment

Without objection, City Council President Shannon adjourned the City Council meeting at 8:26pm.