



May 10, 2021

Regular City Council Meeting - Monday, May 10, 2021, 7:00 pm **VIRTUAL MEETING**

 [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 agenda item 5.02 Communication: DPW Water Resources Division, re: Approval of the 2021 Water Resources Division Rate Restructuring and Affordability Programs Proposal (per Chapin Spencer); note proposed amendment for agenda item 5.04 Resolution: City Councilor Compensation (Councilors Hanson, Stromberg, Dieng)(per Councilor Carpenter); note revised version of agenda item 5.06 (per City Attorney Blackwood); note added written material for agenda item 5.07 Ordinance: Chapter 18 Housing-- Change re Energy Efficiency and Weatherization in Rental Housing (Ordinance Committee, Department of Permitting and Inspections)(2nd reading)(per Jennifer Green)

2. Public Forum: time certain: 7:30 pm - 9:30 pm

2.01 Verbal Comments

Type: Action, Information, Procedural

3. Climate Emergency Reports

3.01 Climate Emergency Reports

Type: Information

4. Consent Agenda

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

Type: Action (Consent), Procedural

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

4.02 Communication: 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 051021 cc
mtg LO.xlsx



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4.03 Communication: C/T Office, March 8, 2021 Regular City Council Meeting Minutes, Draft

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

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the May 24, 2021 Regular City Council Meeting

View Minutes from Regular City Council Meeting - Monday, March 8, 2021, 7:00 pm **VIRTUAL MEETING**

4.04 Communication: C/T Office, March 8, 2021 Board of Civil Authority Meeting Minutes, Draft

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

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the May 24, 2021 Regular City Council Meeting

View Minutes from Board of Civil Authority Meeting, Monday, March 8, 2021 **VIRTUAL MEETING**

4.05 Communication: C/T Office, re: March 22, 2021 Regular City Council Meeting Minutes, Draft

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

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the May 24, 2021 Regular City Council Meeting

View Minutes from Regular City Council Meeting - Monday, March 22, 2021, 7:00 pm **VIRTUAL MEETING**

4.06 Communication: C/T Office, re: March 22, 2021 Local Control Commission Meeting Minutes, Draft

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

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the May 24, 2021 Regular City Council Meeting

View Minutes from Local Control Commission Meeting - Monday, March 22, 2021 **VIRTUAL MEETING**

4.07 Communication: C/T Office, re: April 5, 2021 Organization Day Meeting Minutes, Draft

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

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the May 24, 2021 Regular City Council Meeting

View Minutes from City Council - Organization Day - Monday, April 5, 2021, 7:00 pm **VIRTUAL MEETING**



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4.08 Communication: C/T Office, re: April 12, 2021 Regular City Council Meeting Minutes, Draft

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

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the May 24, 2021 Regular City Council Meeting

 View Minutes from Regular City Council Meeting - Monday, April 12, 2021, 7:00 pm **VIRTUAL MEETING**

4.09 Communication: C/T Office, re: April 26, 2021 Regular City Council Meeting Minutes, Draft

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

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the May 24, 2021 Regular City Council Meeting

 View Minutes from Regular City Council Meeting - Monday, April 26, 2021, 7:00 pm **VIRTUAL MEETING**

4.10 Communication: C/T Office, re: April 26, 2021 Local Control Commission Meeting Minutes, Draft

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

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes at the May 24, 2021 Regular City Council Meeting

 View Minutes from Local Control Commission Meeting - Monday, April 26, 2021 **VIRTUAL MEETING**

4.11 Communication: Katie Kinstedt, Acting Community and Economic Development Office (CEDO) Director, Todd Rawlings, CEDO Housing Program Manager, Tony Berry, Human Resources Manager, re: Reclassification of Lead Program Specialist I - Enrollment from part-time to full-time

Type: Action (Consent), Communication

Recommended Action: to approve the reclassification of the Lead Program Specialist I ☐ Enrollment, a Regular, Part-time, Non-exempt, NonUnion, Grade 16, position to a Regular, Full-time, Non-exempt, Non-Union, Grade 16, position in the Community and Economic Development Office

 2021.05.10 Final Memo CEDO Memo Enrollment Specialist.pdf

 2021.05.10 Checklist for Memo Enrollment Specialist.pdf



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4.12 Communication: Max Madalinski, Parks Project Coordinator, re: Schifilliti Park Shared-Use Path Grant Agreement with VT Agency of Transportation

Type: Action (Consent), Communication

Recommended Action: to approve acceptance of the Transportation Alternatives Program grant, and authorize Cindi Wight, Director of Parks & Recreation, to execute the Cooperative Agreement with the Vermont Agency of Transportation, subject to review by the City Attorney's Office

20210505 BOFCC Memo - Schifilliti Pathway Agreement.docx

CA0629_Burlington_TAP_TA20(11)_BurlingtonCityof_SIGNATURENEEDED.pdf

AttachmentB-Schifilliti Park Path - area map photos.pdf

AttachmentE-PathDrawingsEstimate.pdf

Schifilliti Pathway - BOFCC Checklist.docx

4.13 Communication: Cindi Wight, Director, Department of Parks, Recreation & Waterfront and Melissa Cate, Superintendent of Recreation Facilities, re: Lease of Vendor Space at Leddy Park

Type: Action (Consent), Communication

Recommended Action: to approve and authorize the execution of a lease agreement from May 29 through October 15, 2021 with Out Front Foods, Inc., to perform all food sales at Leddy Park, and to compensate the City with 10% of gross receipts for the use of space, and to authorize Mayor Miro Weinberger to execute the lease and any related documents needed to carry out the lease agreement, subject to the review of the City Attorney's Office

20210510 BOFCC Memo - Leddy Park Concession FINAL.pdf

Leddy Park Outfront Foods Lease Summer 2021 FINAL.pdf

BOF CC Checklist_Leddy Park Concession 20210510.pdf

4.14 Communication: Katie Kinstedt, Acting Director CEDO and Marcella Gange, Senior Community Development Specialist CEDO, re: Approval to accept transfer of Permanent Supportive Housing Continuum of Care Grant Agreements: VT0030L1T011910-Shelter Plus Care-New Horizons, July 1, 2021; VT0053L1T011904-Beacon Place Apartments, September 1, 2021; VT0021L1T011912-Shelter Plus Care-Housing First, September 1, 2021; VT0065L1T011903-Expanding Chronically Homeless Options, October 1, 2021

Type: Action (Consent), Communication

Recommended Action: for the City Council to approve the acceptance of four U.S. Dept. of Housing and Urban Development Continuum of Care grants to begin in FY22 and authorize the Director of CEDO to execute all documents necessary to accept the total funding of approximately \$530,000 from HUD, subject to the review and approval of the City Attorney

BoF CC Communication Grant Acceptance CoC Permanent Support Housing FY22. FINAL.docx.pdf

BOF CC Checklist_CEDO CoC Grant Transfer FY22 FINAL.docx



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4.15 Communication: Darren Springer, General Manager, BED, re: Electric Vehicle Rate Amendments

Type: Action (Consent), Communication

Recommended Action: to authorize the General Manager of the Burlington Electric Department or his designee to file with the Vermont Public Utility Commission the BED EV Rate Tariff amendments and accompanying Small General and Large General Tariff amendments as proposed

EV Rate Memo 5.4.21.docx

BOF CC Checklist 5.10.21.docx

4.16 FIO Documents

Type: Action (Consent), Communication, Information

Recommended Action: for information only

FIO Documents.pdf

4.17 Resolution: Reclassification Of The Director of Racial Equity, Inclusion, And Belonging (Board of Finance)

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

HR - Resolution- Reclassification of Director of REIB.pdf

5-6-21 REIB Director reclassification.pdf

Signed CC Resolution Reclassification Of The Director of REIB.pdf

5. Deliberative Agenda

5.01 Resolution: Authorization To Submit 2021 Burlington Annual Action Plan And Amended 2020 Burlington Annual Action Plan (Board of Finance, Community Development and Neighborhood Revitalization Committee)

Type: Action, Resolution

Recommended Action: waive the reading and adopt the resolution

CEDO - 2021 and Amended 2020 Annual Action Plan_v2_Corrected.pdf

Draft 2021 Action Plan 6 May 2021.pdf

BOF CC Checklist_5.10.21.docx

Draft 2020 Action Plan_Substantial Amendment 6 May 2021.pdf

DRAFT BOF_CC Memo_2021 & 2020 Action Plans_5.10.21.docx

Signed CC Resolution Authorization To Submit 2021 Burlington Annual Action Plan And Amended 2020 Burlington Annual Action Plan.pdf



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5.02 Communication: Megan Moir, Water Resources Division Director, Jessica Lavalette, Water Resources Customer Care and Finance Manager, Jenna Olson, Water Quality Program and Policy Manager, re: Approval of the 2021 Water Resources Division Rate Restructuring and Affordability Programs Proposal **AGENDA ITEM REMOVED**

Type: Action, Communication, Discussion, Information, Presentation

Recommended Action: to approve and adopt the 2021 Water Resources Rate Restructuring and Affordability Program Proposal, conditional upon the adoption of the necessary amendments to be made to the Burlington Code of Ordinances

5-10-21 Water Rate and Affordability Proposal
Memo packet.pdf

BOF CC Checklist_5-10-2021 Water Rate and
Affordability Proposal.docx

5.03 Communication: Norm Baldwin, P.E., Asst. Director Public Works, City Engineer and Laura K. Wheelock, P.E., Senior Public Works Engineer, re: Update for CityPlace Street Parcels, and other Public Improvements

Type: Action, Communication, Information, Presentation

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

CityPlace Update for 5-10-21 Council v2.docx

CC Checklist-BCP Public Improvements
Design Briefing 5.6.21.docx

Exhibit A - Public Improvement Plans.pdf

Update for CityPlace Street Parcels
Presentation.pdf

5.04 Resolution: City Councilor Compensation (Councilors Hanson, Stromberg, Dieng)

Type: Action, Resolution

Recommended Action: waive the reading and adopt the resolution

note proposed amendment for this agenda item per Councilor Carpenter, posted on Monday, May 10, 2021, at 3:54 pm, LO

City Council - City Councilor Compensation
(005).pdf

Council Compensation Amendment per
Councilor Carpenter.docx

Signed CC Resolution City Councilor
Compensation.pdf

5.05 Resolution: Tasking The Parks, Arts And Culture Committee To Make Recommendations About Creation Of Dog Task Force (Councilors Dieng, Barlow, Carpenter, Shannon)

Type: Action, Resolution

Recommended Action: waive the reading and adopt the resolution

City Council--Tasking the PACC to Make
Recommendations about Creation of Dog Task
Force.pdf

Signed CC Resolution Tasking The PACC To
Make Recommendations About Creation Of Task
Force.pdf



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5.06 Resolution: Request for \$922,790 Of ARPA Funds to Continue City's COVID Response and Recovery (Board of Finance)

Type: Action, Resolution

Recommended Action: waive the reading and adopt the resolution

note revised version of this agenda item per City Attorney Blackwood, posted on Monday, May 10, 2021, at 2:34 pm, LO

Title now reads: Resolution: Request For \$880,076 Of ARPA Funds To Continue City's COVID Response And Recovery - REVISED (Board of Finance)

CAO - REQUEST FOR OF \$922K ARPA FUNDS TO CONTINUE CITY'S COVID RESPONSE AND RECOVERY (002).revised.pdf

CAO - REQUEST FOR OF \$922K ARPA FUNDS TO CONTINUE CITY'S COVID RESPONSE AND RECOVERY.pdf

Signed CC Resolution Requesting \$330,076 Of ARPA Funds To Continue City's COVID Response And Recovery - Revised.pdf

Immediate ARPA Emergency Breakdown.revised.pdf

Immediate ARPA Emergency Breakdown_FINAL to BOF-CC.pdf

5.07 Ordinance: Chapter 18 Housing--Change re Energy Efficiency and Weatherization in Rental Housing (Ordinance Committee, Department of Permitting and Inspections)(2nd reading)

Type: Action, Ordinance - Second Reading

Recommended Action: waive the second reading and approve the ordinance as amended and request the Burlington Electric Department (BED) and the Department of Permitting and Inspections (DPI) to return to the Ordinance Committee within 90 days to discuss scheduling of rental properties above 50,000 BTU's

note added written material for this agenda item per Jennifer Green, posted on Monday, May 10, 2021, at 11:05 am, LO

Communication: BED and DPI, re: Recommended Amendments to Chapter 18, Housing, Minimum Energy Efficiency Standards Ordinances of the Code of Ordinances

BCO Chapter 18. Housing Change re Energy Efficiency and Weatherization in Rental Housing_Revised - City Council 5.10.2021.pdf

Signed CC Ordinance Chapter 18 Housing -- Change re Energy Efficiency and Weatherization in Rental Housing.pdf

Energy Efficiency in Rental Housing Resoution Update Memo_5_10_21_v2_Final (002).pdf

5.08 Communication: City Attorney Blackwood, re: Recommended Changes to the Livable Wage Ordinance Provisions Concerning the Designated Accountability Monitor

Type: Action, Communication

Recommended Action: to waive the first reading and refer to the Ordinance Committee consideration of proposed amendments to the Livable Wage Ordinance concerning the designated accountability monitor

Memorandum to Council re Designated Accountability Monitor.5 4 21.pdf

Ordinance - Livable Wages Definitions and Enforcement Secs. 21-81 and 21-84.pdf



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6. Committee Reports

6.01 Verbal Reports

Type: Information, Procedural

7. City Council - General Affairs

7.01 Verbal Reports

Type: Information, Procedural

8. City Council President - Council Updates

8.01 Verbal Reports

Type: Information, Procedural

9. Mayor - General Affairs

9.01 Verbal Reports

Type: Information, Procedural

10. Adjournment

10.01 Motion to adjourn

Type: Action, Procedural

Recommended Action: motion to adjourn

11. Informational and Non-Discrimination Statements



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11.01 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