



Regular City Council Meeting - Monday, March 25, 2019, 7:30 pm, Contois Auditorium, City Hall 3/25/2019

BURLINGTON CITY COUNCIL

CONTOIS AUDITORIUM, CITY HALL

BURLINGTON, VERMONT

MINUTES OF MEETING

March 25, 2019

MEMBERS PRESENT: Kurt Wright (Council President) – Ward 4

Jane Knodell – Central District

David Hartnett – North District

Joan Shannon – South District

Richard Deane – East District

Sharon Foley Bushor – Ward 1

Max Tracy – Ward 2

Brian Pine – Ward 3

William "Chip" Mason – Ward 5

Karen Paul – Ward 6

Ali Dieng – Ward 7

Adam Roof – Ward 8

ADMINISTRATION: Miro Weinberger, Mayor

Beth Anderson, CAO

Rich Goodwin, DFO

Eileen Blackwood, City Attorney

Justin St. James, Assistant City Attorney

Joy Hovestadt, Assistant City Attorney

Jordan Redell, Mayor's Office



Regular City Council Meeting - Monday, March 25, 2019, 7:30 pm, Contois Auditorium, City Hall 3/25/2019

Olivia LaVecchia, Mayor's Office
Deanna Paluba, HR
Brian Lowe, IT
Lori Olberg, C/T
Amy Bovee, C/T
Chapin Spencer, DPW
Nicole Losch, DPW
Norm Baldwin, DPW
Laura Wheelock, DPW
David White, CEDO
Meagan Tuttle, Planning & Zoning

OTHERS PRESENT:

Andy Montroll
Ali Ziparro
Charles Simpson
Donna Walters
Brian Precourt
Lauren Glenn Davitian
Charles Delaney
Barb Alsop
Andy Jones
Kathleen Ryan
Charles Messing
Jill Allen
Wylie Reading
Lynn Martin
Wayne Senville
Richard Hillyard
Maxine Holmes



Regular City Council Meeting - Monday, March 25, 2019, 7:30 pm, Contois Auditorium, City Hall 3/25/2019

Erik Hoefstra

Amanda Hannaford

Andrew Champagne

Jim Lockridge

Liz Haskel

Cindy Turcotte

Paul Bushner

Carolyn Bates

Jessica Oski

Michael Long

Caryn Long

Steve Goodkind

Kelly Devine

Susie Sugar

Patrick Dunstein

Peter Keating

Jason Cherest

[Note: Minutes reflect the order of the published agenda.]

1.0 CALL TO ORDER and AGENDA

Following a special work session, Council President Wright called the meeting to order at 7:40 PM on March 25, 2019 and led the assemblage in the Pledge of Allegiance.

1.01 Agenda

MOTION by Councilor Knodell, SECOND by Councilor Bushor, to approve the agenda with the following



Regular City Council Meeting - Monday, March 25, 2019, 7:30 pm, Contois Auditorium, City Hall 3/25/2019

amendments:

- **Note updated material for Item 3.34 (Airport Budget Amendment FY2019)**
- **Note written material for Item 3.36 (Airport Rental Car Lease Agreement)**
- **Note written material for Item 3.45 (Fire Grievance Settlement)**
- **Remove Item 3.52 to Deliberative Agenda as Item 4.055 (ECHO Lease Amendment)**
- **Add Item 3.53 (Update on CityPlace Burlington)**
- **Note additional information for Item 4.06 (City Hall Park)**

VOTING: unanimous; motion carried.

2.0 PUBLIC FORUM

Public forum was opened at 7:45 PM.

COMMENTS

- Ali Ziparro expressed gratitude to Councilor Knodell for her many years of service on City Council.
- Charles Simpson listed suggested uses for the \$6.3 million cost for the park project.
- Donna Walters and Monique Fordham spoke of the source of funding for the park project and the lack of a robust, transparent public process. City Council is asked to vote down the project. How the Administration is doing business is appalling. The process was rushed.
- Brian Precourt, owner of the building at the corner of Pine/Pearl Street, opposed the sale of the front lot and the loss of parking. In 2001 CEDO promised the parking would remain municipal. Thirty spaces are being lost though the municipal spaces were counted in the zoning calculation in 2001 and are being recalculated in the new development (double dipping).
- Lauren Glenn Davitian thanked city councilors Deane, Hartnett, and Knodell for their service to the city. A statement written by Megan Humphrey honoring Jane Knodell as a magnificent example of a public servant was read.
- Barb Alsop asked about the cost increase for City Hall Park and the money to pay for it, especially when the sidewalks are unwalkable in the winter. Also, City Council will change by a quarter of the members so this is a lame duck session and a vote should not be taken on the park.
- Andy Jones, Intervale Farm, spoke of pedestrian and bike access on Intervale Road and urged support of the transportation improvements to make the road safer. The Intervale needs to be taken into the 21st Century and made into the cornerstone of Burlington's public resources for decades to come.
- Kathleen Ryan, landscape architect, spoke about the Mayor's quality changes to the design of City Hall Park and switching concrete for granite. Concrete will not last as long as granite.
- Charles Messing spoke in support of keeping the free college street bus shuttle.
- Jill Allen urged City Council not to vote on the bid to reconstruct City Hall Park and getting rid of the greenery for paving which will send the message that Burlington does not care about greenery in Vermont.
- Wylie Reading expressed concern about City Hall Park being pushed through when people are against the design.
- Lynn Martin expressed sadness over losing City Hall Park and losing the trees.
- Wayne Senville thanked the city councilors for their service and spoke of the half million dollars in changes to City Hall Park mainly by a decrease in quality of materials. The public had little opportunity to review the changes in design. The DRB permit will have to be modified due to the changes.
- Richard Hillyard thanked city councilors for their service and requested funds in the FY2020 budget earmarked for City Hall Park be used in Schmanska Park instead. Mr. Hillyard asked why the city cannot seem to get good bids, adding the people deserve competent financial management and transparency.



Regular City Council Meeting - Monday, March 25, 2019, 7:30 pm, Contois Auditorium, City Hall 3/25/2019

- Maxine Holmes said she is upset about the amount of money for the park when money is needed for after-school programs and initiating the Icelandic Program. City Council is urged not to vote on the park and to ask the voters to decide on the increased amount of money for the project.
- Erik Hoefstra read a statement honoring and thanking Councilor Knodell for her service on City Council.
- Amanda Hannaford, Andrew Champagne, Jim Lockridge, Lizzie Haskel from Wards 2 and 3 NPA read a statement of thanks to Councilor Knodell for her service and presented flowers and framed words of thanks.
- Cindy Turcotte, Gardner's Supply, spoke about the need for improvement to Intervale Road for safe pedestrian and bike access.
- Paul Bushner urged City Council to move forward with City Hall Park and look for ways to decrease the cost without decreasing the quality.
- Carolyn Bates urged pausing on City Hall Park to work on redesign within budget and remediating the trees before more die.
- Jessica Oski thanked Councilor Knodell for her service to the city.
- Michael Long said the park plan was secretive, heavy on hardscape, cost millions more than advertised, and 3,300 voters urged reconsideration. There will be new councilors on City Council so it is not rational to conclude the plan now. City Council should refrain from the vote.
- Caryn Long expressed frustration with the condition of sidewalks in the city being unwalkable yet there is \$6.2 million to tear up the park and get rid of half the shade trees people love. City Council is asked to reject the plan. The design fee for the plan was too high (\$750,000). People were misled. The people of Burlington need to be served more than tourists.
- Steve Goodkind said the bidding process for City Hall Park has been unsuccessful and should not be the basis for moving ahead. Additional design work and value engineering is needed. The bids are out of line and should not be the basis for construction. It is only for political reasons the project would go forward otherwise it makes no engineering or financial sense.
- Kelly Devine spoke in support of the City Hall Park project. There was an extensive process. It is hoped City Council can move forward and work on having public bathrooms. Ms. Devine thanked councilors Deane, Hartnett, and Knodell for their service and said it has been an honor to work with them.
- Susie Sugar said there is some work to be done in the park, but the costs are exceeding the return to the community, especially when there will be fewer vendors at the farmers market and a massive amount of concrete is being added. No one is moving to Burlington because of the park. There are other pressing issues in the community. City Council is asked to reprioritize and recheck the proposal.
- Patrick Dunstein spoke of the Bike and Pedestrian Access Study and Intervale Road as the point of access to the largest block of open space and a favorite outdoor space in the city. The Intervale Center is committed to managing the space and providing amenities to the city such as trails, gardens, agriculture. The city needs to support the study.

There were no further comments from the public. Public Forum was closed at 8:43 PM.

3.0 CONSENT AGENDA

- 3.01 PROCEDURAL: Amend/Adopt Consent Agenda and Take Action(s) as Indicated
- 3.02 COMMUNICATION: Accountability List
- 3.03 COMMUNICATION: Minutes, Special City Council, 10/15/18
- 3.04 COMMUNICATION: Minutes, City Council, 10/15/18
- 3.05 COMMUNICATION: Minutes, Special City Council, 10/29/18



Regular City Council Meeting - Monday, March 25, 2019, 7:30 pm, Contois Auditorium, City Hall 3/25/2019

- 3.06 COMMUNICATION: Minutes, Full Board of Abatement, 10/29/18
- 3.07 COMMUNICATION: Minutes, BCA, 10/29/18
- 3.08 COMMUNICATION: Minutes, Mayor Presiding, 10/29/18
- 3.09 COMMUNICATION: Minutes, Local Control, 10/29/18
- 3.10 COMMUNICATION: Minutes, City Council, 10/29/18
- 3.11 COMMUNICATION: Minutes, City Council, 11/13/18
- 3.12 COMMUNICATION: Minutes, Full Board of Abatement, 11/13/18
- 3.13. COMMUNICATION: Minutes, BCA, 11/26/18
- 3.14 COMMUNICATION: Minutes, Special City Council Work Session, 11/26/18
- 3.15 COMMUNICATION: Minutes, City Council, 11/26/18
- 3.16 COMMUNICATION: Minutes, Special City Council, 12/3/18
- 3.17 COMMUNICATION: Minutes, City Council, 12/10/18
- 3.18 COMMUNICATION: Minutes, Local Control, 12/17/18
- 3.19 COMMUNICATION: Minutes, City Council, 12/17/18
- 3.20 COMMUNICATION: Minutes, City Council, 1/7/19
- 3.21 COMMUNICATION: Minutes, Mayor Presiding, 1/22/19
- 3.22 COMMUNICATION: Minutes, Local Control, 1/22/19
- 3.23 COMMUNICATION: Minutes, City Council, 1/22/19
- 3.24 COMMUNICATION: Minutes, City Council, 1/28/19
- 3.25 COMMUNICATION: Minutes, Resignation, Cemetery Commission, Melissa Cain
- 3.26 COMMUNICATION: Renovations Fire Station 2
- 3.27 COMMUNICATION: Fire Alarm System Contract
- 3.28 COMMUNICATION: Board and Commission Openings
- 3.29 COMMUNICATION: Church Street Marketplace Webcam, Harvey Cheek
- 3.30 COMMUNICATION: Self-Aggrandizement, Daniel Albert
- 3.31 COMMUNICATION: Election Results March 2019
- 3.32 COMMUNICATION: Elected Candidates March 2019



Regular City Council Meeting - Monday, March 25, 2019, 7:30 pm, Contois Auditorium, City Hall 3/25/2019

- 3.33 COMMUNICATION: Reclassify Community Engagement/Office Assistant II
- 3.34 COMMUNICATION: Airport FY19 Budget Amendment
- 3.35 COMMUNICATION: Livable Wage Rate FY2020
- 3.36 COMMUNICATION: Airport Rental Car Lease
- 3.37 COMMUNICATION: Airport QTA Contract Changes
- 3.38 COMMUNICATION: Paddlesurf Champlain Contract
- 3.39 COMMUNICATION: First Steps Scholarships
- 3.40 COMMUNICATION: 2019 Water Line Rehab Contracts
- 3.41 COMMUNICATION: Storm Water Easement, 311 North Avenue
- 3.42 COMMUNICATION: Order and Finance 13 noncommercial Vehicles
- 3.43 COMMUNICATION: Reappointment: Michael Knauer, Burlington Housing Authority Board
- 3.44 PERMIT: Indoor/Outdoor Entertainment Permit Renewals 2019-2020
- 3.45 COMMUNICATION: Fire Grievance Settlement Agreement
- 3.46 COMMUNICATION: FIO Document(s)
- 3.47 RESOLUTION: Standby Letter of Credit, Workers Comp
- 3.48 RESOLUTION: City Financial Health Report
- 3.49 RESOLUTION: Appointment: Acting Inspector of Elections, Ward 7
- 3.50 RESOLUTION: Quitclaim, 63-65 Turf Road
- 3.51 RESOLUTION: Appointment: Inspection of Elections, Ward 3
- 3.52 RESOLUTION: ECHO Lease Amendment
- 3.53 COMMUNICATION: CityPlace Update

MOTION by Councilor Knodell, SECOND by Councilor Bushor, to adopt the Consent Agenda and take the actions indicated for Items 3.01 through 3:53. VOTING: unanimous; motion carried.

4.0 DELIBERATIVE AGENDA

4.01 Scoping Study: Main Street/Winooski River Bridge – TEUC

Peter Keating, CCRPC, gave background information on the Winooski River Bridge and reviewed the alternatives to widen the bridge to add a bike and pedestrian lane on both sides and widen the travel lanes. The cost of Alternative 4 to expand the current abutment is \$18.3 million. The cost of Alternative 5 to replace two piers under the bridge with one is \$22.7



Regular City Council Meeting - Monday, March 25, 2019, 7:30 pm, Contois Auditorium, City Hall 3/25/2019

million.

MOTION by Councilor Tracy, SECOND by Councilor Bushor, to approve the resolution and waive the reading on the scoping study for Main Street/Winooski River Bridge project.

DISCUSSION:

- **Councilor Tracy mentioned the collaboration between DPW, CCRPC, and adjacent communities on the project.**

VOTING: unanimous; motion carried.

4.02 Bicycle and Pedestrian Access Feasibility Study of Intervale Road - TEUC

DPW Director Spencer and DPW Senior Engineering Planner Losch, reviewed the study to identify ways to enhance access and add bike and ped improvements to Intervale Road. Alternative 3 is the preferred alternative for the asphalt section (11' wide travel lanes, striped shoulder and 10' wide shared use path with a 3' buffer) at an estimated cost of \$1.67 million. Alternative 2 is the preferred alternative for the gravel section (stone dust path on the east side of the road) at an estimated cost of \$230,000. Strong intervention with the Intervale Center is necessary for installation and/or maintenance since the path is outside the public right-of-way.

MOTION by Councilor Tracy, SECOND by Councilor Bushor, to waive the reading and approve the resolution for the Bicycle and Pedestrian Access Feasibility Study of Intervale Road.

DISCUSSION:

- **Councilor Bushor asked if the gravel segment will be maintained by the Intervale Center. DPW Senior Engineering Planner Losch said the Intervale Center has expressed a willingness to do this.**
- **Councilor Dieng asked for an outline of the timeline for the work and if access to the Intervale will be impacted. DPW Senior Engineering Planner Losch said the construction timeline is not yet available. Funding will be pursued from the state's bicycle and pedestrian grant program or through the city's annual capital program. Work will be done around the busy months at the Intervale.**
- **Councilor Deane mentioned the value of the largest open space in the city and a possible Wildways connection.**

VOTING: unanimous; motion carried.

4.03 Intersection Scoping Study: Colchester Avenue/Riverside Avenue/Barrett Street/Mill Street - TEUC

Jason Cherest, CCPRC, reported the main purpose of the project is to improve the safety and mobility of the intersection. The work will be done after the bridge project is complete. The recommendation is Alternative 1 with a four-way intersection, signalized Barrett Street, stop control on Mill Street, possible right turn only at the intersection, and removing on-street parking between Barrett and Mill Street for a pocket park. Estimated cost of the alternative is \$3.3 million.



Regular City Council Meeting - Monday, March 25, 2019, 7:30 pm, Contois Auditorium, City Hall 3/25/2019

MOTION by Councilor Tracy, SECOND by Councilor Deane, to waive the reading and adopt the resolution on the intersection scoping study of Colchester Ave./Riverside Ave./Barrett Street/Mill Street.

DISCUSSION:

- **Councilor Bushor said Mill Street has been revitalized and has lots of activity. Restricting traffic to one-way needs further consideration.**
- **Councilor Dieng confirmed UVM was part of the study and asked about funding. Jason Cherest said there is the possibility of safety funding.**

VOTING: unanimous; motion carried.

Council President Wright recessed the City Council meeting at 9:45 PM to convene the Liquor Control Commission meeting followed by the Board of Civil Authority. The City Council meeting reconvened at 9:50 PM.

4.04 Appointment: Human Resources Director – Mayor

Mayor Weinberger reported on the experience and expertise Deanne Paluba brings to the Director of Human Resources position.

MOTION by Councilor Shannon, SECOND by Councilor Deane, to approve the Mayor's appointment of Deanna Paluba as the city's Director of Human Resources and to grant the personal hardship exception for residency.

DISCUSSION:

- **Councilor Dieng asked if there is a specified time for the new employee to relocate. Mayor Weinberger explained the appointee has up to a year to become a citizen of Burlington. City Council can grant an extension. In this case the appointee owns a house occupied by her family for decades and is one mile from the city border. It would cause a hardship if forced to sell the long standing family possession for a maximum two year appointment. City Council has granted the exception to four other employees in the past.**
- **Councilor Tracy said he has been consistent on his position with the resident requirement for department heads.**
- **Councilor Mason said the Ordinance Committee may need to work on bringing greater certainty to the exemption to avoid the conversation of an employee needing to live in Burlington.**
- **Councilor Pine said department heads are not subject to the residency requirement and the HR Director should be in that group.**
- **Councilor Paul said exceptions have been made. The policy should be changed to say living in Chittenden County does not require a move to Burlington.**
- **Deanne Paluba said she is excited and honored to have the opportunity to serve the city in the HR Department and will focus on employee engagement, equitable and fair policies, and diversity inclusion.**

VOTING: 11 ayes, one nay (Councilor Tracy); motion carried.



Regular City Council Meeting - Monday, March 25, 2019, 7:30 pm, Contois Auditorium, City Hall 3/25/2019

4.05 Appointment: Chief Innovation Officer – Mayor

Mayor Weinberger said Brian Lowe was the Interim CIO and has an incredible record of achievement in the past year.

Brian Lowe said it has been a privilege to serve and work on projects across the city.

Councilor Hartnett acknowledged the work by Brian Lowe on the Early Learning Initiative. Councilor Dieng spoke positively of Brian Lowe as a person and for his work for the city.

MOTION by Councilor Shannon, SECOND by Councilor Roof, to confirm the appointment of Brian Lowe as Chief Innovation Officer. VOTING: unanimous; motion carried.

4.055 Fourth Amendment to Agreement with Leahy Center for Lake Champlain (ECHO0

MOTION by Councilor Knodell, SECOND by Councilor Roof, to waive the reading and adopt the resolution on the 4th Amendment to the Lease Agreement for the Leahy Center for Lake Champlain (ECHO).

DISCUSSION:

- Councilor Knodell said the lease is long standing and the change acknowledges the change in governance of the Leahy Center which has been in place for over 10 years. The lease will be in conformity with the bylaws. The city has many ways to assure accountability.
- Councilor Bushor recalled the original lease included a third of the members from the city, a third from UVM, and a third from the public at large, but in 2018 there was a drift from this and a decision in the bylaws. It is still important to have representation from the city on the board.

VOTING: 10 ayes, 2 nays (Councilor Bushor, Councilor Tracy); motion carried.

City Council took a brief recess at 10:15 PM.

4.06 Reconstruction of City Hall Park – Board of Finance

MOTION by Councilor Knodell, SECOND by Councilor Hartnett, to waive the reading and adopt the resolution on the contract for reconstruction of City Hall Park.

DISCUSSION:

- Councilor Knodell said the error in the Whereas clause on Line 81 will be corrected with the amendment to be offered. The vote is to approve the construction contract for the park, not the design. The design already



Regular City Council Meeting - Monday, March 25, 2019, 7:30 pm, Contois Auditorium, City Hall 3/25/2019

went through many public meetings and permitting through the DRB. The bids came back higher than the January estimates. Staff offered an explanation in their memo. City Council has some responsibility for the changes. Value engineering has been ongoing.

MOTION TO AMEND by Councilor Deane, **SECOND** by Councilor Hartnett, the resolution be amended after Line 57 regarding the date of acceptance or the bid is lost.

DISCUSSION OF AMENDMENT:

- Councilor Deane said if City Council wants the project to go forward then the bid must be accepted because the city does have a low bid.
- Councilor Bushor asked if SD Ireland was asked if they would change the bid beyond the March date. Mayor Weinberger said the company is under pressure and cannot guarantee the price.
- Councilor Tracy said he will not support the amendment because there is a low bid.

VOTING ON AMENDMENT: 10 ayes, 2 nays (Councilor Bushor, Councilor Tracy); motion carried.

MOTION TO AMEND by Councilor Dieng, **SECOND** by Councilor Pine, to amend the revised resolution after Line 94 regarding a good faith effort to seek philanthropic donations toward the project and provide a regular update to the Board of finance. **VOTING ON AMENDMENT:** unanimous; motion carried.

MOTION by Councilor Mason, **SECOND** by Councilor Pine, to suspend the rules at 10:32 PM and complete the agenda. **VOTING:** unanimous; motion carried.

DISCUSSION ON RESOLUTION AS AMENDED:

- Staff addressed reasons for the changes including:
- Unanticipated finding of contaminated soil
- Tree management plan
- End of competitive bidding period
- Contractor availability
- Value engineering that covers fence, sod, tree protection, drainage, pavers, concrete, bathrooms, landscaping, reduction in contingency MPM services, contracted engineering services
- Of the \$820,000 that can be allocated elsewhere \$500,000 is needed for the contaminated soil.
- Councilor Pine noted the bid reflects market conditions and the Administration shaved project costs accordingly. There are no additional taxpayer dollars pledged.

MOTION TO AMEND by Councilor Pine, **SECOND** by Councilor Deane, to effectuate the changes outlined by staff by amending Line 58 to reflect value engineering and doing some work inhouse as detailed in Table 1, amending Line 90 to accept the construction budget and scope of changes in Table 1, amending Line 96 to show a maximum of \$1.250 million of property taxes for capital and parks and \$3,415,163 from other listed sources, amending Lines 83-84 and 92-93 to show \$4,474,282, contingency of \$445,854.80, and total maximum contract of \$4,920,136.80, and amending Line 102 to show \$358,807.

DISCUSSION OF AMENDMENT:

- Councilor Paul asked about having more pervious surface and how more work can be done inhouse with the



Regular City Council Meeting - Monday, March 25, 2019, 7:30 pm, Contois Auditorium, City Hall 3/25/2019

current workload and staff. Staff indicated the changes will increase the amount of pervious surface in the park, and staff will handle the extra work.

- Councilor Mason confirmed there will be \$327,000 available to the city if the project does not go forward.
- Councilor Hartnett said the park is a diamond in the rough right in the heart of downtown. The park should be the best it can be.
- Councilor Bushor said the cost is related to materials such as using concrete versus granite. There is more concrete in the design and changes to the plan. Eliminating the raised beds, for example, will mean the plants will likely be trampled.
- Councilor Tracy suggested eliminating the splash pad rather than the public bathrooms. Staff explained a donation was received to reconstruct the water feature in the park so that is not a feature to easily remove. Councilor Tracy spoke of the process and the changes not having adequate public review.
- Councilor Paul recalled the splash pad was donated by an individual with the intent to provide a water opportunity in the summer for a handicapped family member. When a project is significantly changed than a permit amendment is needed which could lead to new costs.
- Councilor Deane stressed the city team worked hard, material costs are up, and the work plans for companies are full so costs are up. The project is in the value engineering process, but will get to a point where cuts will have to be made. Value engineering or value management is a normal part of the process. Staff is commended for bringing a project forth that can move forward.
- Councilor Pine confirmed the current value engineering eliminates the public restroom and shows more concrete, but less impervious surface.
- Councilor Dieng asked about the cost increase to add a public bathroom. Staff said the cost of a stick-built bathroom is \$40,000. Councilor Dieng said without a bathroom the project cost is \$5.84 million of which \$1.53 million is from donations. Mayor Weinberger said the underground utilities will still be included so the bathrooms can be added when funding is found. Staff will continue to work to have the bathrooms in place when the reconstructed park opens. The change from pavers to concrete will allow more infiltration of water. Staff will bring forward a solution for the College Street terrace. The city is on the cusp of a decision to dramatically improve a key public space to benefit the community.
- Councilor Roof said there has been a good faith effort to get the plan budget accepted by City Council. The project design has already been approved.

VOTING ON AMENDMENT (by roll call): Councilor Bushor – nay, Councilor Deane – aye, Councilor Dieng – aye, Councilor Hartnett – aye, Councilor Knodell – aye, Councilor Mason – aye, Councilor Paul – aye, Councilor Pine – aye, Councilor Roof – aye, Councilor Shannon – aye, Councilor Tracy – nay, Council President Wright – aye (10 ayes, 2 nays); motion carried

CONTINUED DISCUSSION ON RESOLUTION AS AMENDED:

- Councilor Hartnett stressed the need for public bathrooms in the park.
- Councilor Roof reiterated there will be bathrooms in the park. The infrastructure will be in place.
- Councilor Dieng said Burlington needs to stay as the best city in the state and region, and needs to build beautiful assets. The concern remains that residents were refused the opportunity to vote on the park.

VOTING ON RESOLUTION AS AMENDED (by roll call): Councilor Bushor – nay, Councilor Deane – aye, Councilor Dieng – aye, Councilor Hartnett – aye, Councilor Knodell – aye, Councilor Mason – aye, Councilor Paul – aye, Councilor Pine – aye, Councilor Roof – aye, Councilor Shannon – aye, Councilor Tracy – nay, Council President Wright – aye (10 ayes, 2 nays); motion carried



Regular City Council Meeting - Monday, March 25, 2019, 7:30 pm, Contois Auditorium, City Hall 3/25/2019

4.07 Public Hearing: Burlington Municipal Development Plan Update to planBTV

The public hearing was opened at 11:31 PM. Staff noted this is the second public hearing on the update to planBTV that includes the south end.

Councilor Bushor asked if centennial woods was omitted from the plan. Staff said the plan does talk about a network of open spaces that includes centennial woods.

There were no further comments. The public hearing was closed at 11:32 PM.

4.08 Burlington Municipal Development Plan – Planning & Zoning

MOTION by Councilor Deane, SECOND by Councilor Roof, to waive the reading and adopt the resolution on the 2019 update to and re-adoption of the planBTV Comprehensive Plan – the city's Municipal Development Plan.

DISCUSSION:

- **Councilor Deane noted the plan is important as a vision for the entire city. City Council is urged to support the plan,**
- **Councilor Mason pointed out the revised plan moves forward planBTV South End.**

VOTING: unanimous; motion carried.

4.09 Charter Change: Councilor Recusal for Conflict of Interest – Councilor Hartnett

MOTION by Councilor Hartnett, SECOND by Councilor Pine, to waive the reading and adopt the resolution on the charter change pertaining to city councilor recusal for conflict of interest.

DISCUSSION:

- **Councilor Hartnett said the charter change is about the responsibility of City Council and being transparent to the public. The charter is vague on recusal and needs to be clarified. It is hoped the Charter Change Committee can strengthen the language to avoid losing the public trust.**

VOTING: unanimous; motion carried.

5.0 COMMITTEE REPORTS

- Councilor Tracy reported the TEUC discussed recycling totes (312 have been ordered in 30, 60, and 90 gallon sizes) and E-bikes/scooters (no contracts have been signed). There will be another round of public engagement. Future discussion items include crosswalks (North Avenue is coming forward) and Water Resources staffing and how the department works.
- Councilor Roof announced the Public Safety Committee will meet 3/28/19 to hold a public hearing on several



Regular City Council Meeting - Monday, March 25, 2019, 7:30 pm, Contois Auditorium, City Hall 3/25/2019

policies (social media and others).

- Councilor Hartnett said PAAC will meet 3/26/19 to hear an update from departments.

6.0 CITY COUNCIL – GENERAL AFFAIRS

- The spouses of councilors Deane, Hartnett, and Knodell were presented with flowers.
- Councilor Hartnett expressed thanks and appreciation to his wife and family, mother and sister, the residents of the new North End, the City Clerk's Office and staff for their support during his service on City Council. Councilor Hartnett said there is nothing more humbling than to grow up in the city and then serve the city.
- Councilor Deane thanked his constituents, wife and family, and city council colleagues for their support during his term on City Council. Councilor Deane said everyone is important to city government. The city is complex and the staff is dedicated.
- Councilor Shannon presented the "Tin Man Scarecrow Paper Plate Award" to Councilor Deane for his intelligence and heart and soul in decisions. Councilor Hartnett was presented with the "Door Knocker Paper Plate Award" for knocking on doors all over the city and even in South Burlington. Councilor Knodell was presented with the "My Friend is a Republican and I'm Not Afraid to Admit It Paper Plate Award" for having courage and to standing up against "isms".
- Councilor Pine gave credit to Councilor Deane for the new high school, Councilor Hartnett for the warming shelter, and Councilor Knodell for getting to the root of issues.
- Councilor Bushor recognized Councilor Deane's rationale voice and good listening, Councilor Hartnett for his passion and having a finger on the pulse of the city, and Councilor Knodell for going into depth with issues.
- Councilor Tracy said he enjoyed serving on various committees with Councilor Deane, and sparring with Councilor Hartnett because it made him think more deeply, and the complex dynamic with Councilor Knodell and what was done in the old North End.
- Mayor Weinberger said working with Councilor Knodell through ups and downs has made many decisions better. Councilor Deane brought hard skills to City Council. The city is very fortunate. Burlington Wildways will have a huge impact on the quality of life in the city. Councilor Hartnett always found a way to get things done and was in touch with the people.
- Council President Wright said Councilor Deane had a great impact on City Council and was very thoughtful. Councilor Hartnett cares about family, friends, and the city. Councilor Knodell's intelligent leadership is unmatched. All the exiting councilors will be greatly missed.
- Councilor Knodell said she is humbled by what has been said and appreciates that the people trusted her to represent them.

7.0 CITY COUNCIL PRESIDENT – COUNCIL UPDATES

Council President Wright spoke of the 20-year career of Jane Knodell and the magnitude of her service to the city. The gavel was turned over to Councilor Knodell to close out the meeting. Councilor Knodell read a statement on democracy coping with the complexity of the world and the obligation of elected officials to help the public understand the complexities they are facing. City Council votes have stood the test of time and it is anticipated this will continue. It is hoped City Council's approach is one of measured and mature decisions.

8.0 MAYOR – GENERAL AFFAIRS





Regular City Council Meeting - Monday, March 25, 2019, 7:30 pm, Contois Auditorium, City Hall 3/25/2019

Mayor Weinberger reported on the following:

- Early Learning Initiative budget was passed and the First Steps Program fleshed out. The scholarship app is available.
- The update from Jeff Glassberg is on BoardDocs. CityPlace project is back on track.
- The CAO's annual financial health report shows the city is moving in the right direction.
- The State of City address is April 1, 2019.

9.0 ADJOURNMENT

MOTION by Councilor Hartnett, SECOND by Councilor Deane, to adjourn the meeting. VOTING: unanimous; motion carried.

The City Council meeting was adjourned at 11:53 PM.

RScty: MERiordan