Regular City Council Meeting - Monday, March 23, 2015 - Contois Auditorium, City Hall
3/23/2015

Regular City Council Meeting - Monday, March 23, 2015 - Contois Auditorium, City Hall (Monday, March 23, 2015)

Generated by Lori Olberg on Friday, March 27, 2015

Members present
Tom Ayres, Norm Blais, Vince Brennan (phone), Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Others present: Mayor Miro Weinberger; City Attorney Eileen Blackwood; CAO Bob Rusten; ACAO Rich Goodwin, Amy Bovee, Clerk/Treasurer's Office; Martha Keenan, DPW; Rubi Simon, Library; Diana Colangelo, Kirsten Merriman-Shapiro, Peter Owens, CEDO; Nicolas Longo, Marie Friedman, Airport; Scott Gustin, Planning and Zoning; COS Mike Kanarick; Jen Kaulius, Brian Lowe, Mayor's Office; Susan Leonard, HR; John Vickery, Assessor

Meeting called to order at 7:16 PM

1. Agenda

Action, Procedural: 1.01 Motion to amend/adopt the agenda

Motion to amend the agenda as follows:
Remove from the consent agenda item 7.11 and place it on the deliberative agenda as item 8.07 (per Councilor Blais); amend the consent action to agenda item 7.23 to "waive the reading, accept the communication, place it on file, refer to the Church Street Marketplace Commission and request an update to the City Council" (per Councilor Ayres); Note revised version of the resolution attached to item 7.17 (per City Attorney Blackwood).

Motion by Chip Mason, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Norm Blais, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Not Present at Vote: Vince Brennan

2. Public Forum: Time Certain: 7:15 p.m.

Information, Procedural: 2.01 Verbal Comments

Councilor Brennan joined the meeting by phone.

City Council President Shannon opened the public forum at 7:21 pm.

Ron Ruloff, Ward 3, Burlington College

Lawrence Hamilton, Green Mountain Chapter Veterans for Peace, no military weapons for local police, in support of 8.06

Karl Novak, Green Mountain Chapter Veterans for Peace, no military weapons for local police, in support of 8.06

Jean O'Sullivan, no military weapons for local police, in support of 8.06

Solveig Overby, Ward 2, Burlington Telecom - against settlement, opposed to cell antennas at 260 North Winooski Avenue and Lake Street

Judith Yarnell – no military weapons for local police, in support of 8.06

Jean Markey-Duncan - in support of 8.06 and 8.05

City Council President Shannon closed the public forum at 7:39 pm.

3. Appointment

Action: 3.01 Communication: Mayor Miro Weinberger, re: Appointment of General Manager at Burlington Electric Department

Mayor Weinberger stated he is requesting the appointment of Neale Lunderville as the next General Manager of the Burlington Electric Department. They began the search for a permanent General Manager after hearing that Barb Grimes would be retiring. The search involved a committee of experienced people in and outside of City Government. They put forward a number of finalist candidates to him. He offered the position to one woman, but she was unable to accept. He asked Mr. Lunderville to serve as an interim General Manager. He was not an applicant for the permanent position at that time, but he applied when they re-opened the search. The Committee was reconstituted and reviewed many resumes and interviewed candidates. They ultimately put forward only Mr. Lunderville's name for permanent appointment. The unanimity came because he has done everything he has been asked to do a General Manager, even when thrown substantial curveballs in his early days. There was a major billing error that was discovered last summer. He took decisive and effective action to address that surprise. He has overseen starting a strategic review of the organization to make recommendations about BED's future. They have seen that he is an effective leader. He has heard broad support for his appointment. They are in the midst of a great change in the energy industry. There is increased importance in renewable energy, conservation efforts, and is becoming more competitive. They will need to see a more creative, entrepreneurial, and innovative Department.

Neale Lunderville, Burlington Electric Department General Manager Nominee, thanked the Mayor for his support. It has been a pleasure to work with the City. They were able to quickly tackle a large issue at BED and have been moving forward. The employees of Burlington Electric are extraordinarily competent. They have a sense of community and care for the people. He knew it was an innovative, customer focused utility, but he felt the pride when he began working there and is excited to continue his work. He has been working with other Departments to find creative ways to serve the residents of Burlington. The Electric Commission has been getting into the vision for BED. He finds it exciting that they are excited about this and works to represent residents. He thanked his wife for her support.

Councilor Paul stated she served on the Search Committee. The process was fair and appropriate. They reviewed resumes and conducted interviews over the course of a couple of days. They asked all candidates the same questions and gave them equal consideration. They decision was unanimous and they supported it enthusiastically. She highlighted his positive attributes. She is glad that he has chosen to stay in Burlington.

Councilor Tracy thanked Mr. Lunderville for his service. Burlington Electric has a reputation for supporting renewable energy. He inquired how he will continue to bring Burlington Electric to the next level of environmental sustainability. Mr. Lunderville spoke about the success of the Winooski One purchase. It was the last piece in making Burlington's electric sources as 100% renewable. 95% of customers use smart meters. They own a large block of renewable generation with McNeil and Winooski One as well as several solar projects. Their distribution system can accommodate a number of other sources. In the future they would like to move towards allowing customers to generate their own energy. BED will become a partner to deliver that future. Many utilities view small scale solar as a threat, but he sees it as an opportunity. It will allow them to work with customers to get them the energy source that they want while making their grid stronger by using community renewables. They will have to work with their customers. Many of them would like to do something to support the grid, but do not want the hassle to determine how everything works. BED can provide that one on one support that other utilities cannot. They will need to have a strong financial foundation to do that. He sees the foundation has the potential to change in future years. They are dependent on renewable energy credits for operating expenses. They have been a great boon to Burlington Electric, but it is a government created market and it could change in the future. To square away their financial foundation is to continue to find ways to be more efficient and to wean themselves off of renewable energy credits. They may still sell those credits, but they will use them on a one time basis. Councilor Tracy stated they have often talked about capturing the heat released from the McNeil plant and using it as a district heating system. He inquired if that will be a priority. Mr. Lunderville stated it is a priority and there is tremendous potential for Burlington. If they can capture the waste heat and feed it to the institutions on the hill, it would be great. They key is that it is a massive undertaking. They need to ensure the financials are square. They are not in a position to take undue risk. They have been partnering with UVM, UVM Medical Center and the Joint Owners of McNeil to build a financial model to vary the inputs and assumptions of that model to determine if it makes sense. If the model works, they will begin feasibility studies with engineering and other pieces. They have started building the financial model and will have it reviewed by an outside group. At the end of this fiscal year, they hope to have a go or no go from a financial perspective. If it is a no go, they may still be able to revisit it in the future based on other market factors, such as natural gas prices.

Councilor Wright spoke about BED being an asset to the City. He is excited about the appointment.

Councilor Siegel stated she is grateful that they have a qualified and enthusiastic candidate in front of them. She expressed disappointment that the City's commitment to Diversity and Equity was not reflected in this process. There is a standard relating to hiring practices committed to diversity which allows a process to stay open until there is at least one woman and one person of color in the hiring pool. This was used in the first round of the process, but was not used this time. She would feel better if they had followed best practices. She also expressed disappointment that the makeup of the search committee had been representative was not reflective of diversity. There was intentional gender balance and qualified stakeholders, but it was not politically balanced and was entirely white. She hopes this changes in the future. To take credit for efforts on diversity, equity, and inclusion, they need to make those efforts all of the time.

Mayor Weinberger stated the process that the Committee went through was very thorough and produced a good, diverse set of candidates. It would have been helpful to hear advice about the makeup of the Committee earlier when the names of committee members were communicated to the Council.

Councilor Bushor commented on Mr. Lunderville's energy and enthusiasm. She feels that he has worked well with the rest of the BED team and has begun to build on the work that has already been done.

approve the appointment of Neale Lunderville as the General Manager of the Burlington Electric Department

Motion by Karen Paul, second by Kurt Wright.

Final Resolution: Motion Passes (vote taken by roll call)

Aye: Tom Ayres, Norm Blais, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Max Tracy, Kurt Wright, Joan Shannon

(phone)

Nay: Rachel Siegel

Not Present at Vote: Vince Brennan

4. 2014-2015 Indoor Entertainment Permit Applications

Action: 4.01 Queen City Brewery

approve the 2014-2015 Indoor Entertainment Permit Application for Queen City Brewery with all standard conditions

Motion by Norm Blais, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Norm Blais, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Not Present at Vote: Vince Brennan

Action, Procedural: 4.02 South End Kitchen

approve the 2014-2015 Indoor Entertainment Permit Application for South End Kitchen with all standard conditions

Motion by Norm Blais, second by Tom Ayres.

Final Resolution: Motion Passes

Aye: Tom Ayres, Norm Blais, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Not Present at Vote: Vince Brennan

5. Recess to Board of Abatement of Taxes Meeting

Action, Procedural: 5.01 recess: 8:10 pm; reconvened: 8:26 pm

City Council President Shannon recessed the City Council meeting at 8:10pm to address the Board of Tax Abatement meeting.

City Council President Shannon reconvened the City Council meeting at 8:26pm.

6. Public Hearing: Proposed Amendment: ZA-15-01 - Garage Size and Orientation

Action, Ordinance - Second Reading, Public Hearing: 6.01 Ordinance: Comprehensive Development Ordinance--Garage Size and Orientation ZA #15-01 (Planning Commission)(2nd reading)

City Council President Shannon opened the public hearing at 8:27 pm.

No one spoke.

City Council President Shannon closed the public hearing at 8:27 pm.

waive the second reading and adopt the ordinance

Motion by Chip Mason, second by Dave Hartnett.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

7. Consent Agenda

Action (Consent), Procedural: 7.01

Motion to amend/adopt consent agenda taking the following actions as indicated

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Resolution: 7.02 Resolution: Authorization to Execute Lease with Intervale Center (Board of Finance)

Resolution: waive the reading and adopt the resolution

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Resolution: 7.03 Resolution: Authorization to Execute Purchase and Sale Agreement Amendment with The Visiting Nurse Association Re 28 Archibald Street; et al. (Board of Finance)

Resolution: waive the reading and adopt the resolution

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Resolution: 7.04 Resolution: Award Phase I Design & Engineering Services Relating to Parking Garage Assessment Completed by Hoyle, Tanner & Associates in July, 2014 (Board of Finance)

Resolution: waive the reading and adopt the resolution

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Resolution: 7.05 Resolution: Authorization for Fletcher Free Library to Execute a Contract with Innovative Interfaces Inc. for an Integrated Software and Hosting Library System (Board of Finance)

Resolution: waive the reading and adopt the resolution

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Resolution: 7.06 Resolution: Waterfront Park Boardwalk Replacement (Board of Finance)

Resolution: waive the reading and adopt the resolution

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Resolution: 7.07 Resolution: Approval of Request Re Memorandum of Understanding with Burlington Electric Department for Lighting Project at The Burlington Police Department (Board of Finance)

Resolution: waive the reading and adopt the resolution

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Resolution: 7.08 Resolution: Fair Housing Month (Full Council)

Resolution: waive the reading and adopt the resolution

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Resolution: 7.09 Resolution: Memorandum of Understanding Re Redevelopment of The Burlington Town Center (Board of Finance)

Resolution: waive the reading and adopt the resolution

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Resolution: 7.10 Resolution: One-Year Extension of Contract with Auditors (Board of Finance)

Resolution: waive the reading and adopt the resolution

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Resolution: 7.11 Moved to Deliberative Agenda as item 8.07 Resolution: Endorsement of The National Association of City Transportation Officials Urban Street Design Guidelines as An Official Design Guide for Burlington

(Transportation, Energy, Utilities Committee)

Item removed from consent agenda.

Action (Consent), Resolution: 7.12 Resolution: Church Street Marketplace District - Authorization to Enter into Sidewalk Cafe License Agreements (Board of Finance)

Resolution: waive the reading and adopt the resolution

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Resolution: 7.13 Resolution: Work Session To Discuss Council Committee Reorganization (Councilor Shannon)

Resolution: waive the reading and adopt the resolution

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Resolution: 7.14 Resolution: Authorization to Execute Resident Engineering Contract for Housing Removal on Airport Acquired Land Located at The Burlington International Airport and Being Removed Pursuant to Airport Improvement Project Grants (AIP-74, 78, 81, 84, 87, 88, 92, 94, 98)(Board of Finance)

Resolution: waive the reading and adopt the resolution

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Resolution: 7.15 Resolution: Authorization to Execute Resident Engineering Contract for Glycol Treatment

System Improvements Located at The Burlington International Airport and Being Funded Pursuant to Airport Improvement (Board of Finance)

Resolution: waive the reading and adopt the resolution

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Resolution: 7.16 Resolution: Authorization to Execute Three Individual Construction Contracts for Housing Removal on Airport Acquired Land Located at The Burlington International Airport and Being Removed Pursuant to Airport Improvement Project Grants (AIP-74, 78, 81, 84, 87, 88, 92, 94, 98)(Board of Finance)

Resolution: waive the reading and adopt the resolution

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Resolution: 7.17 Resolution: New Authorization to Execute Agreement - Water Treatment Contract for Construction Dewatering Efforts for The Waterfront Access North Project (Board of Finance)

Resolution: waive the reading and adopt the resolution

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Information: 7.18 **Communication** The Regular City Council Meeting scheduled for Wednesday, April 15, 2015 has been moved to Monday, April 13, 2015

Resolution: **The Regular City Council Meeting scheduled for Wednesday, April 15, 2015 has been moved to Monday, April 13, 2015**

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Communication: 7.19 Communication: C/T Office, re: Accountability List

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

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Communication, Information, Minutes: 7.20 Communication: Amy Bovee, Executive Secretary, C/T Office, re: Board of Finance Minutes, February 2, 2015

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

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Communication, Information, Minutes: 7.21 Communication: Amy Bovee, Executive Secretary, C/T Office, re: Board of Finance Minutes, February 9, 2015

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

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Communication, Information, Minutes: 7.22 Communication: Amy Bovee, Executive Secretary, C/T Office, re: Board of Finance Minutes, February 23, 2015

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

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Communication: 7.23 Communication: Vermont Furs, re: Formal Complaint of Discrimination

Resolution: waive the reading, accept the communication, place it on file, refer to the Church Street Marketplace Commission and request an update from the Commission to the City Council.

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Communication: 7.24 Communication: Kelly Devine, BBA, Chapin Spencer, DPW and Nate Wildfire, CEDO, re: Downtown Parking Plan Update

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

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Communication: 7.25 Communication: Sean P. Brown, Deputy Commissioner, State of Vermont, Department for Children and Families, re: Town Service Officer Appointments in accordance with 33 V.S.A. 2102

Resolution: waive the reading, accept the communication, place it on file and appoint Marcy Krumbine Esbjerg at the Town Service Officer, effective for the period April 15, 2015 through April 14, 2016

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Communication: 7.26 Communication: Peter Comart, State of Vermont, re: Property Inspectors

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

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Communication: 7.27 Communication: Ed Smith, Police Commission Member, re: Resignation

Resolution: waive the reading, accept the communication, place it on file, advertise the vacancy (will appear in the 3/25 7 Days edition) and send Ed Smith a letter of appreciation thanking him for his time served on the Police Commission

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Communication: 7.28 Communication: Eugene M. Bergman, Interim Presiding Officer -2015 Annual City Election & Sr. Asst. City Attorney, re: Declaration of Elected Candidates Annual City Election - March 3, 2015

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

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Communication: 7.29 Communication: Eugene M. Bergman, Interim Presiding Officer --March 3, 2015 Annual City Election & Sr. Assistant City Attorney, re: Declaration of Election Results Questions on The Ballot Annual City Election - March 3, 2015

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

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Communication: 7.30 Communication: Mayor Miro Weinberger, re: Resolution Relating to Preparation of Charter Changes to Add Members to Parks Commission

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

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Communication: 7.31 Communication: Ron Ruloff, re: Handout PF 3/9/15

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

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Communication: 7.32 Communication: James E. Knapp, Interim Director, Property Valuation and Review, State of Vermont, Department of Taxes, re: Stipulation

Resolution: waive the reading, accept the communication, place it on file and request that City Council President Shannon sign the stipulation as Chair of the Legislative Body

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent), Communication: 7.33 Communication: Andy Montroll, Chair, Joint City Council & Planning Commission Form Based Code Committee, re: Committee Progress Report

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

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action (Consent): 7.34 2015-2016 Indoor and Outdoor Entertainment Permit Renewals: see attached list

Resolution: approve the 2015-2016 Indoor and Outdoor Entertainment Permit Renewals with all standard conditions

Motion by Sharon Bushor, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

8. Deliberative Agenda

Action, Ordinance - First Reading: 8.01 Ordinance: Comprehensive Development Ordinance Inclusionary Zoning Exemption for Institutional Housing ZA #15-03 (Planning Department, Planning Commission)(1st reading)

Scott Gustin, Planning and Zoning, stated the City's institutional zone does not include inclusionary housing requirements. It does not apply because it is student housing. They had a case where Champlain College proposed building student housing that will be managed by the institution. That requirement was problematic because the building was located in the Downtown zone. They managed to demonstrate compliance by demonstrating that the income stratification of the student body. Staff and others agreed that it would make sense to eliminate this requirement for all institutional housing even if it is outside of the institutional zone. It was reviewed and passed by the Planning Commission.

Councilor Colburn stated this feels very broad and would apply to off campus, third party developed student housing settings. She is not sure it makes sense to eliminate inclusionary zoning in those instances and it would merit a lot of discussion. She thinks they should look at inclusionary zoning and student housing strategies as a whole. She will support it going to Ordinance Committee. Mr. Gustin stated this would pertain only to student housing built and managed by an institution. If a private developer builds a multi-family housing development, inclusionary zoning would still apply. It is aimed only at institutionally owned and operated student housing.

Councilor Knodell noted that the Housing Action Plan that they have been working on in the CDNR Committee is to look at the inclusionary zoning ordinance. She would like to see that done in an integrated way. She hopes the Ordinance Committee will work with others to discuss inclusionary zoning as a whole.

consider first reading and refer to the Ordinance Committee

Motion by Chip Mason, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action, Ordinance - First Reading: 8.02 Ordinance: Comprehensive Development Ordinance--Downtown, Neighborhood Mixed Use & Enterprise Districts Setbacks Abutting a Residential Zone ZA #15-04 (Planning Department, Planning Commission)(1st reading)

Scott Gustin, P/Z, stated this amendment stems from a pending court case. Within the Downtown District, Enterprise District, and Neighborhood Activity Districts, there is a 15 foot district setback around their perimeter where they abut a residential district to create a buffer. The current wording in the Ordinance refers to where the existing border follows a property line. In most cases it does, but the proposed zoning amendment refers to a set district boundary that the City controls rather than a property line. This was initiated because there were two parcels- one in the Downtown District and one in a Residential District. The developer bought the residential parcel, combined them, and said they were in compliance with the Ordinance. This was not the intent of the Ordinance, so the amendment will eliminate the reference to the property line.

consider this first reading and refer to the Ordinance Committee

Motion by Chip Mason, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action, Ordinance - First Reading: 8.03 Ordinance: Comprehensive Development Ordinance -- Performing Arts Centers in ELM Zone ZA #15-06 (Planning Department)(1st reading)

Councilor Bushor requested an explanation of why this action is being taken.

Scott Gustin, P/Z, stated this is starting at the City Council as opposed to the Planning Commission. This is an amendment that started as a result of Arts Riot, a performing arts establishment on Pine Street. They got a zoning permit as a café and arts studio, which is not really what they are. They had discussions with them about how to handle it, as they are a positive thing for the neighborhood. The proposal will make performing arts centers a conditional use and will allow them to be conforming. They believe this will open the door to strengthen the performing arts culture in the South End.

Councilor Colburn inquired how they set the 5,000 square foot number. It seems like a small footprint for a performing arts center. Mr. Gustin stated it was based on Arts Riot and it very well may change. They did not want to open the door for a stadium, but there is room between 5,000 square feet and a stadium. Councilor Colburn stated it may be worth playing with that number. It is a use that makes a lot of sense for the future of the Enterprise Zone.

consider this first reading, suspend the rules and send the amendment to the Planning Commission for its statutory comments without referral to the Ordinance Committee

Motion by Chip Mason, second by Tom Ayres.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action, Resolution: 8.04 Resolution: Pension Summary Paper Issued By Retirement Committee and Approval of Goals in Conceptual Framework for Collective Bargaining (Councilors Paul, Mason, Legrand, Ayres, Shannon)

Councilor Paul stated this resolution represents another step forward in their efforts to address challenges with the City's pension plan. The unfunded liability is growing at an unsustainable rate. This is unsustainable for taxpayers, but also for retirees who rely on this income in their retirement. Their unfunded reliability has grown to about $60 million. They have made efforts to address this. The most recent effort was a pension summit in 2013. The result of that was a Pension Committee with four City Councilors, representatives from the four bargaining units, a non-union employee, and members of the administration. The Committee was tasked with exploring pension challenges, developing goals and principles, and strategies and recommendations to be implemented. The goal was that would be in place for the next round of bargaining, which they are currently in. After the Committee met and they hired an outside consultant, they had a pension summary report. They have had two City Council work sessions on that report to understand the report. The resolution will have them accept the report and the findings within it, endorse the recommendations of the report, and endorse the four goals of the framework used to create the report. The four goals were to increase the funding level from 60% funded to 85% funded in seven years with a continued positive trajectory, to have no increase in the City's contribution in three years with future increases tied to an index, to have automatic agreed upon triggers to share expenses with employees and the City when targets are not met, and to make actuarially required contributions at all times. The resolution was unanimously endorsed by the Board of Finance. It is a positive step forward to resolve one of their greatest financial challenges.

Councilor Wright stated he thought they would have endorsed this report sooner and he is glad they are doing so now. He inquired if other Councilors were asked to cosponsor this. Councilor Paul stated other Councilors were emailed. Councilor Wright stated this has been a growing problem for many years. The system that was negotiated was too expensive and relied on the stock market to continue to grow at an unrealistic place. There have been continual increases which has increased the burden on taxpayers. He is supportive of the resolution.

Councilor Knodell stated the report and its goals are general. It was not obvious to everyone that these goals were achievable, so they conducted further analysis to show that they are. They have been discussing moving to a new funding system called the open group method. The estimates show that what they can expect from employees is reasonable to allow them to level fund the taxpayer contribution. It may not be easy for employees, but it has already been difficult for taxpayers whose tax rates have increased over the past decade. Moving to this system will allow them to capture savings from concessions in bargaining. It is important to acknowledge that the unions have worked with the City and given up some benefits. Taxpayers will be able to reap some savings from those concessions. They need to continue to work together to continue to offer this benefit. This is a very good benefit that they are committing to offer. Most people would like to have this kind of plan, and it is important that the City continue to offer it.

Mayor Weinberger stated he hopes there will be a decisive vote from the Council to support this resolution. They have aligned four union contracts to be approved at the same time because of the desire to negotiate pension and healthcare benefits. A unanimous approval is important to their negotiations.

waive the reading and adopt the resolution

Motion by Karen Paul, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Dave Hartnett, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Kurt Wright, Joan Shannon

Action, Resolution: 8.05 Resolution: Referral to Charter Change Committee to Consider Size and Role of Police Commission (Councilors Siegel and Brennan)

Councilor Siegel stated the resolution developed as a result of her work looking at the commissions as a whole. She asked if they felt they were functioning optimally or if there is anything that they wanted to change. The Police Commission sent her a memo asking the Council to expand the size of the Commission to as many as nine members and to consider language relative to the Police Commission to ensure it aligns with 21st Century policing and the importance of citizen oversight. This language is similar and connected to what was outlined in the Diversity and Equity Plan to develop a body that mirrors the State Police Advisory Committee. The Police Commission is in favor of the resolution as written. She knows there is an amendment that may be proposed to limit the number to 7 members rather than 9. She may be more supportive of this, but the number 9 was selected by the Police Commission. The proposal uses their language. The Charter Change Committee will then review this further, at which time they will work with the Police Commission and do more research on this issue. She does not know what the best number is, but she would like to support the Commission's language.

Councilor Blais stated the resolution talks about a reformation of officer discipline issues. He inquired how they are currently handled. City Attorney Blackwood stated they are currently handled by the Police Chief. There is a disciplinary process so that if a complaint comes in, someone will be assigned to conduct an internal investigation. If it is a severe incident they would retain someone from outside of the organization to conduct the investigation. A report would be generated and reviewed by the senior command staff. Decisions are then made about discipline. All of those issues are run by the Police Commission. Councilor Blais inquired if a termination issue would ultimately be decided by the Police Commission. City Attorney Blackwood stated a termination issue would go through the HR Director and City Attorney as well as the Department Head. There are often discussions with the employee about other options such as resignation when termination issues are being discussed. The Police Commission would be briefed on those matters. Councilor Siegel stated part of the process is that it is not a standardized process.

Councilor Bushor stated she will not support the amendment. The resolution says as many as nine, so they do not necessarily have to fill it with nine members. The Police Commission chair recommended nine members. This will be referred to the Charter Change Committee and they will conduct a collaborative review. This could come back to the Council in a different format. She believes this will restrict the number and would rather have the discussion at the Charter Change Committee level.

Councilor Hartnett spoke in favor of the amendment. They agreed to up to nine, but he got the impression that the Police Chief thinks that nine is too many. He also believes that nine is too many. They have been sitting more diverse Boards and Commissions in the past years. Adding numbers will not promote that cause. The Council will continue to put great Commissions together. He does not see increasing them to large numbers as beneficial.

Councilor Siegel stated she appreciates the concerns about things being too large and unwieldy. They discussed changing the size of the Parks and Recreation Commission to up to nine members. This should be treated consistently and they should give this Commission the same respect. They should follow their recommendation.

Amend the resolution to change the number of Commissioners from 9 to 7

Motion by Norm Blais, second by Bianka Legrand.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Dave Hartnett, Bianka Legrand, Chip Mason, Karen Paul, Kurt Wright, Joan Shannon

Nay: Vince Brennan, Sharon Bushor, Selene Colburn, Jane Knodell, Rachel Siegel, Max Tracy

Councilor Wright noted that after this meeting they will form new Committees. They are continuing to refer items to Committees that they cannot burden the future committees with. He will not vote in favor of this item, as this is the last meeting of this Council and they cannot tell new committees what to do.

Mayor Weinberger stated he is supportive of the resolution and believes it is important work for the new Council to take up. The new Council can change course if they choose to do so. Enlarging the commission and exploring what that should look like is worth discussing. It is consistent with what was laid out as a possible reform within the Diversity and Equity Strategic Plan.

Councilor Siegel inquired if it is true that they cannot set work for the future Commissions. She would assume if that were true they would have to eliminate their entire Accountability List and all first readings. City Council President Shannon stated the motion is in order and they can refer this to the Charter Change Committee.

Adopt the amended resolution

Motion by Rachel Siegel, second by Vince Brennan.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Jane Knodell, Bianka Legrand, Chip Mason, Karen Paul, Rachel Siegel, Max Tracy, Joan Shannon

Nay: Dave Hartnett, Kurt Wright

Action, Resolution: 8.06 Resolution: In Support of Our Civilian Police Department (Councilors Siegel and Brennan)

On a request from Councilor Blais, the Council took a five minute recess.

Councilor Siegel read the resolution aloud. She stated three of the four Police Commissioners that she spoke with are in favor of the resolution. She read comments from the Commissioners aloud.

Councilor Colburn spoke in favor of the resolution. She believes this presents an opportunity to honor and ensure that their values around this program will be operationalized moving forward. She is in favor of the effort to bring this to the Police Commission for further discussion.

Councilor Blais stated the suggestion that the current Police Chief supports this measure is not the case. The Council received a letter from the Police Chief stating he is not supportive of this resolution. He pointed out that before the City can buy a tank or drone, the purchase would have to be approved by the Board of Finance and City Council. They have lauded the Police Department for not militarizing themselves. There are adequate checks in place to ensure that does not happen. The resolution is not necessary. This issue is before the General Assembly and it calls on the Attorney General's Office to have a rational way for all Vermont Law Enforcement agencies to deal with this issue. He believes this resolution is not needed at this time.

Councilor Hartnett stated the Police Chief is not in favor of this. He spoke with several Police Officers who are not supportive of this. They are put in difficult situations that not everyone is aware of. They will not see armored trucks going up the streets, but there could be a natural disaster or situation in which they may need a vehicle or equipment. He is not willing to say no to accepting equipment and put people's lives on the line. He does not want to tie the Department's hands in the event there is a major issue in the City.

Councilor Bushor stated she will support the motion to refer this to the Police Commission. She agrees that there is a process to purchase equipment, but she sees this as a policy issue, which is different than getting approval to purchase equipment or gear. There was recently a policy made about how the Police interact with people with mental health issues. They have heard from people about the kind of response that this gear generates. This kind of equipment can be scary for people and brings up negative emotions. This is a policy issue that is very serious. She would not move to approve this knowing that the Police Chief is not supportive, but she is in favor of having the Police Commission and Department vet it. They have heard from members of the community that feel strongly about this. It will be discussed in a public meeting with members of the public present to develop a policy that they can support.

Councilor Wright stated he is opposed to this. The Police Commission can take this issue up without the Council directing them to do so. They have a good policy that is already in place. He feels that it is an affront to have the City Council pass a resolution that suggests they do not trust the Police Department.

Mayor Weinberger stated he does not support the resolution as written, but he does support the referral of the resolution. There is an important policy and issue at stake that it is appropriate for the Council to weigh in on. They are fortunate to have had Chief Schirling's leadership and he has pursued surplus military equipment sparingly. He feels it is important to codify that wisdom, especially at a time when the Chief is leaving the Department.

Councilor Brennan stated the resolution speaks towards not purchasing battlefield ready weaponry. He believes it is the City Council's responsibility to help build a police force that reflects the Community's values. Purchasing battlefield weaponry is not what the majority of the community is supportive of. Their government has many surplus items available that are being purchased by other communities. He does not see any situation in which the Police will need battlefield weaponry. They have a National Guard, which is where these items should be going. They should not go to civil police forces.

Councilor Siegel stated she did not intend to infer that the Police Chief was in favor of the resolution. He did impact how it was written. The Police Chief and a Police Commissioner expressed concern about how it would read to the public. They did not want it to seem as though the Council is attempting to hold the Police Department back from purchasing weapons. They are currently not doing that and do not need the Council to hold them back. She hopes that this is seen as celebratory and as a policy issue. This policy would memorialize the commitment that the Police Chief has exemplified. People have raised questions about what would happen if they do need this equipment, but that is why every State is mandated to have a National Guard.

waive the reading and adopt the resolution

Motion by Rachel Siegel, second by Max Tracy.

Final Resolution: Motion Passes

Aye: Vince Brennan, Selene Colburn, Jane Knodell, Chip Mason, Rachel Siegel, Max Tracy, Joan Shannon, Sharon Bushor

Nay: Dave Hartnett, Karen Paul, Kurt Wright, Tom Ayres, Norm Blais, Bianka Legrand

Action, Resolution: 8.07 Resolution: Endorsement of The National Association of City Transportation Officials Urban Street Design Guidelines as An Official Design Guide for Burlington (Transportation, Energy, Utilities Committee) (was consent agenda item 7.11)

Councilor Tracy stated this is an opportunity for Burlington to recognize some of the new urban thinking that has been taking place around the country regarding complete streets and recognizing that the current design guidelines that exist around streets are not geared towards supporting multimodal transportation. There is a desire to integrate those modes and provide safe transportation of people throughout the City. As they do the variety of corridor studies and the Walk/Bike Plan, this will allow them to look towards national best practices.

Chapin Spencer, DPW, stated this will set a foundational step for the future of street investments. In 2011 the Council adopted the transportation plan which talked about multi-modal corridors, attractive public spaces, and streets that address stormwater needs. It had a design guideline within it, but it was very general. Since then, there has been a call for gold level status for walking and biking, they have had downtown parking studies, the mall redevelopment, and a Town Meeting Day vote for investment in the Downtown. This will guide them as they think about ways to create public spaces that nurture community while also being important transportation arteries. Much Vermont design guidance is rural, but Burlington has a different need. This document was developed by forward thinking Cities across the Country. The guide has been developed with experts across the country. It delves into many components of the streetscape. It considers how design can make streets function well. This design is a guideline and does not mean they have to use this design in every case. It will complement the traditional standards that they use. Their streets should be designed in predictable and safe ways. Signs are not the most effective way to get proper use of corridors. They have had success with stormwater and road projects that will treat the streets as ecosystems. This year they will install pervious pavers along a sidewalk that will feed tree grates and deal with stormwater issues while providing a better pedestrian experience. They also will try demonstrations, such as the North Avenue Corridor Study. They will also look at the pocket park that was developed in front of the Integrated Arts Academy. The DPW Commission, City Council Transportation Energy and Utilities Committee, and Bike Walk Council have all reviewed this.

Peter Owens, CEDO, stated this is a guide, but also a generational change. Over the last three decades there has been a slow movement from thinking of streets beyond just how they move automobiles. It is the most important public space in the City along with Parks. He attended a design conference in San Francisco and this is part of a progressive movement across the country. Burlington is the smallest City that is involved in using these guidelines. The entire State of Tennessee has adopted these guidelines. This is more than providing better active travel and will be good for business, accessibility, public health, the environment, and will create streets that support face to face exchange.

Mayor Weinberger stated this is an important step to take. A great mistake they have made as a country was the prioritization of the free flow of automobiles over other public interests. The mentality has done damage to Cities. Burlington joining this group of forward looking Cities to help repair that damage is a positive step.

Councilor Knodell inquired what will change if the Council supports this resolution. Mr. Spencer stated the resolution calls for an endorsement and calls upon the City to use these guides. This is a first step to consider as they begin new planning projects. As projects move into design, it will give them another tool to use. They have certain tools that are generally accepted to be used, but this tool provides more flexibility. It is more expansive than many other guides that exist. Councilor Knodell inquired if this will replace their current guide. Mr. Spencer stated they currently have a street design guide as an appendix to their Transportation Plan. This will be another guide that they can freely use to push the envelope in ways that they are trying to do to achieve their goals.

Waive the reading and adopt the resolution

Motion by Max Tracy, second by Tom Ayres.

Final Resolution: Motion Passes (roll call vote)

Aye: Tom Ayres, Norm Blais, Vince Brennan, Sharon Bushor, Selene Colburn, Jane Knodell, Chip Mason, Karen Paul, Max Tracy, Joan Shannon

Nay: Kurt Wright

Not Present at Vote: Dave Hartnett, Bianka Legrand, Rachel Siegel

9. Committee Reports

Information, Procedural: 9.01 Verbal Reports

Councilor Knodell reported on the Community Development and Neighborhood Revitalization Committee and the Mall Redevelopment Committee.

City Council President Shannon requested that Committee chairs provide reports on the work they have done and any open items, reported on the upcoming meeting schedule,

Councilor Siegel reported on the Airport housing removal.

10. City Council - General Affairs

Information, Procedural: 10.01 Verbal Reports

Councilor Siegel reported on a resignation from the Police Commission.

Councilor Brennan reported on the BED GM Appointment.

City Council President Shannon, Mayor Weinberger, Councilor Bushor, Councilor Knodell, Councilor Paul, Councilor Blais, Councilor Colburn, and Councilor Siegel offered goodbye comments.

11. Mayor - General Affairs

Information, Procedural: 11.01 Verbal Reports

Mayor Weinberger provided legislative updates.

12. Adjournment

Action, Procedural: 12.01 Motion to adjourn

Adjourn at 10:38pm

Motion Norm Blais, second by Councilor Siegel

Final Resolution: Motion Passes

Ayes: Sharon Bushor, Selene Colburn, Max Tracy, Jane Knodell, Rachel Siegel, Kurt Wright, Joan Shannon, Chip Mason, Karen Paul, Norm Blais

Not Present at Vote: Bianka Legrand, Dave Hartnett, Vince Brennan