



Regular City Council Meeting - Monday, March 7, 2022, 7:00 pm, Contois Auditorium OR REMOTELY via ZOOM 3/7/2022

BURLINGTON CITY COUNCIL

CITY HALL, CONTOIS AUDITORIUM *OR*

REMOTE MEETING WITH CALL-IN

BURLINGTON, VERMONT

MINUTES OF MEETING

March 7, 2022

MEMBERS PRESENT: Chip Mason

Karen Paul

Max Tracy

Joan Shannon

Ali Dieng

Perri Freeman

Jack Hanson

Zoraya Hightower

Jane Stromberg

Sarah E Carpenter

Mark Barlow

Joe Magee

OTHERS PRESENT: Miro Weinberger

Katherine Schad

Dan Richardson

Jordan Redell

Lori Olberg

David Kunin



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Meagan Tuttle

1. CALL TO ORDER and AGENDA

1.01 Motion to amend/adopt agenda

The meeting was called to order by City Council President Tracy at 7:03 PM.

MOTION by Councilor Stromberg, SECOND by Councilor Magee, to amend/adopt the agenda as follows:

- **add to the consent agenda item 4.27 Communication: COS Redell, re: Short Term Rental Ordinance with the motion to "waive the reading, accept the communication and place it on file" (per COS Redell).**

VOTING: unanimous; motion carries.

2. PUBLIC FORUM

2.01 Verbal Comments

Forum opened at 7:23 PM.

COMMENTS:

Burlington residents:

- Abbott Stark spoke about the short-term rental ordinance change, saying that he agreed with it as passed, but since then he has heard from many people and now asks that the Council reconsider a broader definition for low-income housing and replacement of STRs. He said that the current ordinance excludes low-income people who do not qualify for a Section 8 voucher. He said that an inclusionary zoning definition would be better.
- Amy Magyar recommended adding an addendum to the STR ordinance to allow for more flexibility for homeowners.
- Julie Marks encouraged the Mayor to veto the short-term rental ordinance that was passed by the Council. She said that this ordinance wouldn't even be enforced until a year from now, and that there is plenty of time to come up with a more comprehensive and longer-term solution that addresses the needs of the community.
- Deb Ward Lyons spoke against the short-term rental ordinance that was passed by the Council. She urged the Council to develop a plan that would compel the University of Vermont to find housing solutions for its students.

Forum closed at 7:36 PM.



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3. CLIMATE EMERGENCY REPORTS

3.01 Climate Emergency Reports

None at this time.

4. CONSENT AGENDA

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

4.02 Communication: C/T Office, re: Accountability List - waive the reading, accept the communication and place it on file.

4.03 Communication: C/T Office, re: December 13, 2021 Regular City Council Meeting Minutes, Draft - waive the reading, accept the communication, place it on file and adopt the minutes at the March 21, 2022 Regular City Council Meeting.

4.04 Communication: C/T Office, re: December 20, 2021 Local Control Commission Meeting Minutes, Draft - waive the reading, accept the communication, place it on file and adopt the minutes at the March 21, 2022 Regular City Council Meeting.

4.05 Communication: C/T Office, re: December 20, 2021 Board of Civil Authority Meeting Minutes, Draft - waive the reading, accept the communication, place it on file and adopt the minutes at the March 21, 2022 Regular City Council Meeting.

4.06 Communication: C/T Office, re: December 20, 2021 Regular City Council Meeting Minutes, Draft - waive the reading, accept the communication, place it on file and adopt the minutes at the March 21, 2022 Regular City Council Meeting.

4.07 Communication: C/T Office, re: January 10, 2022 Regular City Council Meeting Minutes, Draft - waive the reading, accept the communication, place it on file and adopt the minutes at the March 21, 2022 Regular City Council Meeting.

4.08 Communication: C/T Office, re: January 18, 2022 Regular City Council Meeting Minutes, Draft - waive the reading, accept the communication, place it on file and adopt the minutes at the March 21, 2022 Regular City Council Meeting.

4.09 Communication: C/T Office, re: January 24, 2022 Regular City Council Meeting Minutes, Draft - waive the reading, accept the communication, place it on file and adopt the minutes at the March 21, 2022 Regular City Council Meeting.

4.10 Communication: C/T Office, re: January 28, 2022 Special Board of Civil Authority Meeting Minutes, Draft - waive the reading, accept the communication, place it on file and adopt the minutes at the March 21, 2022 Regular City Council Meeting.

4.11 Communication: C/T Office, re: January 31, 2022 Regular City Council Meeting Minutes, Draft - waive the reading, accept the communication, place it on file and adopt the minutes at the March 21, 2022 Regular City Council Meeting.

4.12 Communication: C/T Office, re: February 7, 2022 Full Board of Abatement of Taxes Meeting Minutes, Draft - waive the reading, accept the communication, place it on file and adopt the minutes at the March 21, 2022 Regular City Council Meeting.

4.13 Communication: C/T Office, re: February 7, 2022 Board of Civil Authority Meeting Minutes, Draft - waive the reading, accept the communication, place it on file and adopt the minutes at the March 21, 2022 Regular City Council Meeting.

4.14 Communication: C/T Office, re: February 7, 2022 Regular City Council Meeting Minutes, Draft - waive the reading, accept the communication, place it on file and adopt the minutes at the March 21, 2022 Regular City Council Meeting.



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- 4.15 Communication: C/T Office, re: February 22, 2022 Local Control Commission Meeting Minutes, Draft - waive the reading, accept the communication, place it on file and adopt the minutes at the March 21, 2022 Regular City Council Meeting.
- 4.16 Communication: C/T Office, re: February 22, 2022 City Council With Mayor Presiding Meeting Minutes, Draft - waive the reading, accept the communication, place it on file and adopt the minutes at the March 21, 2022 Regular City Council Meeting.
- 4.17 Communication: C/T Office, re: February 22, 2022 Board of Civil Authority Meeting Minutes, Draft - waive the reading, accept the communication, place it on file and adopt the minutes at the March 21, 2022 Regular City Council Meeting.
- 4.18 Communication: C/T Office, re: February 22, 2022 Regular City Council Meeting Minutes, Draft - waive the reading, accept the communication, place it on file and adopt the minutes at the March 21, 2022 Regular City Council Meeting.
- 4.19 Communication: C/T Office, re: February 23, 2022 Public Information Hearing on the Public Questions re March 1, 2022 Annual City Election Minutes, Draft - waive the reading, accept the communication, place it on file and adopt the minutes at the March 21, 2022 Regular City Council Meeting.
- 4.20 Communication: Bob Maneely, Member, Board of Tax Appeals, re: Resignation - waive the reading, accept the communication, place it on file, advertise the vacancy in Seven Days and send Bob Maneely a letter of appreciation thanking him for his time served as a Member of the Board of Tax Appeals.
- 4.21 Communication: Andrea Todd, Member, Parks and Recreation Commission, re: Resignation - waive the reading, accept the communication, place it on file, advertise the vacancy in Seven Days and send a letter of appreciation to Andrea Todd thanking her for her time served as a Member of the Parks and Recreation Commission.
- 4.22 Communication: Cindi Wight, Director, Department of Parks, Recreation & Waterfront and Alec Kaeding, Waterfront & Parks Operation Manager, re: Lease of Vendor Space for stand up paddleboard and kayak rentals at Oakledge Park - approve and authorize the execution of a lease agreement with Paddlesurf Champlain to perform all paddleboard and kayak rentals for Oakledge Park 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.
- 4.23 Communication: Burlington International Airport, Acting Director of Aviation, Nicolas Longo, re: Request to Execute a Contract with Engineers Construction Inc. (ECI) for Maintenance Yard Repairs and the Approval of a Budget Neutral Amendment to the Fiscal Year 2022 Budget in the Amount of \$109,950 - 1. "To authorize the Acting Director of Aviation to execute a contract with Engineers Construction Inc. for maintenance yard repairs in the amount of \$116,000.00, with a 20% contingency, totaling up to \$139,200.00, subject to review and approval of the City Attorney's Office;" and 2. "To approve a budget neutral amendment to the Fiscal Year 2022 Burlington International Airport budget by adjusting the accounts as described in the affiliated memorandum."
- 4.24 Communication: Burlington International Airport, Acting Director of Aviation, Nicolas Longo, re: Request to Execute a Contract for Maintenance Garage Roof Replacements with Vaillancourt Property Management and to approve a Budget Neutral Amendment - 1. "To authorize the Acting Director of Aviation to execute a contract with Vaillancourt Property Management for maintenance garages roof replacements in the amount of \$194,765.00, with a 20% contingency, totaling up to \$233,715.00, subject to review and approval of the City Attorney's Office;" and 2. "To approve a budget neutral amendment to the Fiscal Year 2022 Burlington International Airport budget by adjusting the accounts as described in the affiliated memorandum."
- 4.25 Communication: Burlington International Airport, Acting Director of Aviation, Nicolas Longo, re: Request to Execute Rental Vehicle Concessions at Airport with ELRAC, LLC (d/b/a Enterprise Rent-A-Car, National Car Rental, and Alamo Rent A Car), Avis Budget Car Rental, LLC (d/b/a Avis/Budget); DTG Operations Inc. (d/b/a Dollar), and The Hertz Corporation (d/b/a



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Hertz) for Non-Exclusive On-Airport Rental Vehicle Concessions - authorize the Acting Director of Aviation to execute Non-Exclusive On-Airport Rental Vehicle Concessions with the following three (3) rental car companies to operate at the Airport, subject to review and approval of the City Attorney's Office: ELRAC, LLC (d/b/a Enterprise Rent-A-Car, National Car Rental, and Alamo Rent A Car); Avis/Budget Car Rental, LLC (d/b/a Avis/Budget); and The Hertz Corporation and DTG Operations, Inc. (d/b/a Hertz and Dollar).

4.26 FIO Document – for information only.

4.27 Communication: COS Redell, re: Short Term Rental Ordinance – waive the reading, accept the communication, and place it on file.

MOTION by Councilor Stromberg, SECOND by Councilor Dieng, to amend/adopt the consent agenda and take the actions as indicated for items 4.01-4.27.

VOTING: unanimous; motion carries.

5. DELIBERATIVE AGENDA

5.01 Communication: Dan Richardson, City Attorney & Meagan Tuttle, Director, Office of City Planning, re: Update on Council process for Burlington Redistricting Plan

Director Tuttle began by noting that earlier this year, the ad hoc committee on redistricting priorities submitted a report to the Council in January. She said that in February, the Council reviewed the report's recommendations and discussed redistricting items that had come from the State level as well, and also asked the ad hoc group to propose a timeline that would put the redistricting plan up for consideration for the November 2022 election. She said that tonight's memo outlines a general schedule for that, and that staff are anticipating that the Council must make a decision about maps at its July meeting. She said that the schedule would include mapmaking working sessions from April through July.

City Attorney Richardson said that the July 8th deadline for approving maps would ensure that the City can warn enough meetings on the maps in order to have it on the November 2022 ballot. He said that if it passed and also received approval from the legislature, the earliest any changes could be implemented is 2024. He suggested that if there is high level feedback from the Council on information already received, then he and Director Tuttle are happy to discuss that further. He said he would also be happy to discuss legal ramifications of mapmaking with Councilors if they have questions.

Councilor Carpenter expressed hope that they consider a charter change that would allow the City itself to determine the timeline for redistricting. She said that they are currently on the legislature's timeline, but could amend the charter to be on its own timeline (which would make the entire process much easier).

Councilor Barlow asked how the City envisions the remainder of the process playing out. He said that there are some fundamental decision points that need to be addressed prior to drawing the maps, like how many Councilors there should



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be and the number of districts and their configuration. He asked whether the Council should be working that out prior to mapmaking. Director Tuttle replied that the process is that once the ad hoc committee reported out (which it did earlier this year), the next step is that the Council would give high level direction on the number of Councilors and districts, so that the administration can have their mapmaker develop several different maps. She said that after that, the Council would refine their decisions into one map that will go before the voters. Councilor Barlow said that if those basics can be nailed down, that would be a good first step. Councilor Hanson agreed, saying that the current Council should try and decide those high-level decisions prior to mapmaking.

Councilor Dieng asked the ad hoc committee's role moving forward. He also asked who the mapmaker will be and what role City Council will have in deciding who the mapmaker is. He also asked what the plan is to return to the NPAs and outline the plan and process to them. Director Tuttle replied that the ad hoc committee collected input on high-level priorities and the City worked with them in the context of what was outlined in the Council's resolution, but that staff have not been further engaging with that committee. She said that a number of maps have already been generated, like the Statewide map and maps from stakeholders. She said that maps that will be brought before the Council will be created by City staff at the direction of the Council. She said that in terms of engagement with the NPAs, any community engagement will happen at the direction of the Council as well.

MOTION by Councilor Paul, SECOND by Councilor Magee, to waive the reading, accept the communication, and place it on file.

VOTING: unanimous; motion carries.

6. COMMITTEE REPORTS

6.01 Verbal Reports

Councilor Shannon noted that the ad hoc committee on reappraisal is still trying to schedule an initial meeting. She noted that the plan is to convene the group to establish a chair and develop a meeting schedule to present to the Council.

Councilor Paul said that the Public Safety Committee evening will meet tomorrow at 5:30 via Zoom. She said that they have gone through the first section of the CNA report and will attempt to cover sections 2 and 3 tomorrow. She said that they hope to have the entire report completed (reviewed) by the end of March.

Councilor Hanson said that the Transportation, Energy, & Utilities Committee is meeting on Monday, March 14 at 6:30 PM. He said that they will look at the North Winooski Avenue Corridor Study and the plans for moving forward to reconfigure the corridor. He said that he anticipates coming to the Council on the 21st with a recommendation on how to move forward.



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7. CITY COUNCIL – GENERAL AFFAIRS

7.01 Verbal Reports

None at this time.

8. CITY COUNCIL PRESIDENT – COUNCIL UPDATES

8.01 Verbal Reports

None at this time.

9. MAYOR – GENERAL AFFAIRS

9.01 Verbal Reports

Mayor Weinberger expressed appreciation to the City Clerk's Office and election staff, both for their work on the Town Meeting Day election as well as the recount that occurred today.

10. ADJOURNMENT

10.01 Motion to Adjourn

MOTION by Councilor Stromberg, SECOND by Councilor Magee, to adjourn the meeting.

VOTING: unanimous; motion carries.

The City Council meeting adjourned at 7:42 PM.

RScty: AACoonrad