



March 07, 2016

Regular City Council Meeting - Monday, March 7, 2016, 7:00 pm - Contois Auditorium, City Hall -

 [Click here to view the minutes for this meeting](#)

1. Agenda

1.01 Motion to amend/adopt agenda

Type: Action, Procedural

Recommended Action: motion to amend/adopt agenda: note powerpoint slides for agenda item 2.01; remove item 4.15
Resolution: Authorize Memorandum of Understanding Between U.S. Immigration and Customs Enforcement, Homeland Security Investigations and The Burlington Police Department to Designate BPD Officers as Customs Officers per Deputy Chief Jannine Wright; note development agreement for agenda item 4.16
Resolution: Authorization for Execution of a Corrected Development Agreement and Ground Lease Between The City and The Lake Champlain Community Sailing Center (Board of Finance)(per Assistant City Attorney Haesler)

2. Presentation: 7:00 pm - 7:30 pm

2.01 Presentation: Sherida Paulsen, PKSB Architects, re: Height and Massing at Burlington Town Center Project (oral)

Type: Discussion, Information

****note power point presentation slides****

 2016_03_07_BTC-CITY COUNCIL
PRESENTATION_VIEWS_REVISED_UPDATED-
added label for website.pdf

3. Public Forum: time certain: 7:30 pm

3.01 Verbal Comments

Type: Information, Procedural

4. Consent Agenda

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

Type: Action (Consent), Procedural

Recommended Action: motion to amend/adopt consent agenda taking the following actions as indicated



March 07, 2016

Regular City Council Meeting - Monday, March 7, 2016, 7:00 pm - Contois Auditorium, City Hall -

4.02 Communication: C/T Office, re: Accountability List

Type: Action (Consent), Communication, Information

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

 Communication Accountability List 030716 cc
mtg.xlsx

4.03 Communication: Laurie Adams, CSWD Alternate, re: Resignation

Type: Action (Consent), Communication

Recommended Action: waive the reading, accept the communication, place it on file, advertise the vacancy and send Laurie Adams a letter of appreciation thanking her for her time served as the CSWD Alternate

 CSWD Alternate Resignation.pdf

4.04 Communication: David A. Martel, re: Parking meters

Type: Action (Consent), Communication

Recommended Action: waive the reading, accept the communication, place it on file and send copies to DPW Director Spencer and the Public Works Commission Members

 Communication Parking Meters.pdf

4.05 Special Event Indoor Entertainment Permit Application (one day only): Manhattan Pizza & Pub, March 15, 2016

Type: Action (Consent)

Recommended Action: approve the one day only special event indoor entertainment permit application for Manhattan Pizza & Pub, March 15, 2016, 9:00 pm - 2:00 am, Dancing, Amplified Music

 Special Event Indoor EP Manhattan Pizza.pdf

4.06 Communication: Kathy Chasan, Member, BRV, re: Resignation

Type: Action (Consent), Communication

Recommended Action: waive the reading, accept the communication, place it on file, advertise the vacancy and send a letter of appreciation thanking Kathy Chasan for her time served on the BRV

 BRV Resignation.pdf

4.07 Communication: Martha R. Lang, Ph.D., re: Relocation of the Taft School Students

Type: Action (Consent), Communication

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

 DRB March 2nd.pdf



March 07, 2016

Regular City Council Meeting - Monday, March 7, 2016, 7:00 pm - Contois Auditorium, City Hall -

4.08 Communication: Kimberlee J. Sturtevant, Assistant City Attorney to Maggie Standley, 13 Myrtle Street, re: Follow-up

Type: Action (Consent), Communication

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

Standley, M. ltr. 2-29-16.pdf

4.09 Communication: Laurie Lemieux, Burlington Board of Electric Commissioners Clerk, re: Notice of Burlington Electric Commission Action re: Amendment to South Forty Solar PPA

Type: Action (Consent), Communication

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

Attachment A - South Forty Solar PPA Amendment 022616.pdf

Attachment B - South Forty Solar Layout 022616.pdf

South Forty Solar PPA Amendment - City Council Notice.pdf

4.10 Communication: J Moulton, Owner, Vermont Comic Con, re: Objection to "mask law"

Type: Action (Consent), Communication

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

mask law.pdf

4.11 FIO Documents

Type: Action (Consent), Information

Recommended Action: for information only

FIO documents.pdf

4.12 Ordinance: Comprehensive Development Ordinance - Zoning Administrative Officer ZA #16-04 (Planning Department, Planning Commission)(1st reading)

Type: Action (Consent), Ordinance - First Reading

Recommended Action: consider this first reading and refer to the Ordinance Committee

ZA-16-04-05_Council_packet.pdf

Zoning Amendment - Zoning Administrative Officer, ZA #16-04, Sec. 2.3.2, 2.3.3.docx.pdf



March 07, 2016

Regular City Council Meeting - Monday, March 7, 2016, 7:00 pm - Contois Auditorium, City Hall -

4.13 Ordinance: Comprehensive Development Ordinance - University of Vermont Medical Center Campus (UVMCMC) ZA #16-05 (Planning Department, Planning Commission)(1st reading)

Type: Action (Consent), Ordinance - First Reading

Recommended Action: consider this first reading and refer to the Ordinance Committee

Zoning Amendment – UVM-MC, ZA #16-05, Sec. 4.3.2, 4.5.2, 7.2.1, Maps 4.5.2-1, 4.5.2-2, 4.5.2-3, 4.5.2-4.docx.pdf

ZA-16-04-05_Council_packet.pdf

4.14 Resolution: Ratification of Appointment of Acting Inspectors of Election for Wards Five and Six (Councilor Knodell)

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

Clerk - Ratification of Appointment of Acting Inspectors of Election for Wards Five & Six.pdf

4.15 **REMOVE FROM AGENDA Resolution: Authorize Memorandum of Understanding Between U.S. Immigration and Customs Enforcement, Homeland Security Investigations and The Burlington Police Department to Designate BPD Officers as Customs Officers (Excepted)(Councilor Gianonni)**

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

Attachments removed per Deputy Chief Jannine Wright

4.16 Resolution: Authorization for Execution of a Corrected Development Agreement and Ground Lease Between The City and The Lake Champlain Community Sailing Center (Board of Finance)

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

****note development agreement per Assistant City Attorney Haesler****

CEDO – Lake Champlain Community Sailing Center - Corrected Development Agreement & Ground Lease (LCCSC).pdf

development agreement for LCCSC.pdf

CSC - Corrected Development Agreement Memo.pdf

4.17 Resolution: Authorization for General Obligation Refunding Bonds (Board of Finance)

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

Treasurer - Authorizing General Obligation Refunding Bonds 2016.pdf



March 07, 2016

Regular City Council Meeting - Monday, March 7, 2016, 7:00 pm - Contois Auditorium, City Hall -

4.18 Resolution: Resolution of The City of Burlington Vermont Authorizing the Taking of Certain Actions in Connection with the Execution and Delivery of not to Exceed \$5,200,000 Refunding Certificates of Participation (Lakeview Garage Project) Series 2016 (Board of Finance)

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

Treasurer - Lakeview Parking Garage - Authorize Actions re Refunding Certificates of Participation, Series 2016.pdf

4.19 Resolution: Authorizing the Taking of Certain Actions in Connection with the Execution and Delivery of not to Exceed \$1,500,000 Refunding Certificates of Participation (DPW Facility Project) Series 2016 (Board of Finance)

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

Treasurer – DPW Facility Project – Authorize Taking Certain Actions re Refunding Certificates of Participation, Series 2016.pdf

5. Deliberative Agenda

5.01 Presentation: John Tashiro, General Manager, City Market, re: Annual Update

Type: Discussion, Information

City Hall March 2016_packet materials.pdf

5.02 Outdoor Entertainment Permit Application (2016-2017): The Switchback Beerworks, Inc., 160 Flynn Avenue

Type: Action

Recommended Action: approve the 2016-2017 Outdoor Entertainment Permit Application for The Switchback Beerworks, Inc. with all standard conditions

Switchback Outdoor EP.pdf

5.03 Public Hearings on Burlington Comprehensive Development Ordinances: ZA-16-02 - Mobile Home Parks and ZA-16-03 - Grocery in Enterprise-Light Manufacturing

Type: Action, Discussion, Information

CC Public Hearing Notice ZA 16-02 and 03 final.doc



March 07, 2016

Regular City Council Meeting - Monday, March 7, 2016, 7:00 pm - Contois Auditorium, City Hall -

5.04 Ordinance: Comprehensive Development Ordinance--Mobile Home Parks ZA #16-02 (Planning Department; Planning Commission; Ordinance Committee (2nd reading))

Type: Action, Ordinance - Second Reading

Recommended Action: waive the second reading and adopt the ordinance

ZA 16-02 Appendix A - UseTable Mobile Home Addition 12-30-15.docx

ZA-16-02_CH117rpt.pdf

ZA-16-02_Council_memo20160209.pdf

North Avenue Coop Memo.pdf

Zoning Amendment - Mobile Home Parks , ZA #16-02 (2nd reading).pdf

5.05 Ordinance: Comprehensive Development Ordinance - Appendix A-Use Table - Grocery in Enterprise-Light Manufacturing ZA 16-03 (Planning Department, Planning Commission, Ordinance Committee)(2nd reading)

Type: Action, Ordinance - Second Reading

Recommended Action: waive the second reading and adopt the ordinance

Appendix A - Use Table - All Zoning Districts - Grocery Store.pdf

Zoning Amendment - Grocery in Enterprise-Light Manufacturing, App. A Use Table - All Zoning Districts, ZA #16-03 (1st & 2nd reading).pdf

Zoning Memo - City Market.pdf

5.06 Ordinance: Fire Protection and Prevention - Special Events/Festivals (Chief Administrative Officer, City Attorney's Office; Ordinance Committee)(2nd reading)

Type: Action, Ordinance - Second Reading

Recommended Action: waive the second reading and adopt the ordinance

Fire Protection & Prevention - Special Events, Festivals, Sec. 13-47.pdf

5.07 Ordinance: Offenses and Miscellaneous Provisions Wearing mask, hood or device to conceal identity (Councilor Paul; Ordinance Committee)(2nd reading)

Type: Action, Ordinance - Second Reading

Recommended Action: waive the second reading and adopt the ordinance

Offenses & Miscellaneous Provisions – Wearing Masks, Sec. 21-36.pdf

6. Committee Reports



March 07, 2016

Regular City Council Meeting - Monday, March 7, 2016, 7:00 pm - Contois Auditorium, City Hall -

6.01 Verbal Reports

Type: Information, Procedural

7. City Council - General Affairs

7.01 Verbal Reports

Type: Information, Procedural

8. City Council President - Council Updates

8.01 Verbal Reports

Type: Information, Procedural

9. Mayor - General Affairs

9.01 Verbal Reports

Type: Information, Procedural

10. Expected Executive Sessions

10.01 Communication: Ken Braverman, Peter Owens and Julie Campoli (technical team), re: BTC Mall-executive session to consider matters related to contract negotiations (oral)

Type: Information

10.02 Communication: Ken Braverman, Peter Owens, re: New Moran-executive session to consider matters related to contract negotiations (oral)

Type: Information

10.03 Communication: John Vickery, City's Attorney Office, re: pending tax appeals litigation; expected executive session (oral)

Type: Information

10.04 Communication: Eileen Blackwood, City Attorney, re: Collective Bargaining Agreement (oral)

Type: Information



March 07, 2016

Regular City Council Meeting - Monday, March 7, 2016, 7:00 pm - Contois Auditorium, City Hall -

10.05 Possible Action for Agenda Item 10.04: Resolution to Ratify Tentative Agreement and Authorize Execution of CBA

Type: Action, Information

Recommended Action: Adopt Resolution

Note Resolution Added 3/4/16 at 12:45 pm.

 BED – IBEW - Ratification of Tentative Collective Bargaining Agreement 7-1-14 to 6-30-18.docx

11. Adjournment

11.01 Motion to adjourn

Type: Action, Procedural

Recommended Action: motion to adjourn

12. Informational Statement

12.01 Members of the public may speak when recognized by the City Council President, during Public Forum (time certain: 7:30 pm) or during a Public Hearing. This agenda is available in alternative formats upon request. Persons with disabilities, who require assistance or special arrangements to participate in programs and activities of the Clerk/Treasurer's Office, are encouraged to contact us at 865-7000 (voice) or 865-7142 (TTY) at least 72 hours in advance so that proper arrangements can be made. This meeting will air live on the night of the meeting on Burlington Telecom, Channel 317. This meeting will also air on Channel 17 two days after the meeting starting at 8:00 pm, repeating at 1:00 am, 7:00 am and 1:00 pm the following day. For more information on access, call Lori Olberg, Licensing, Voting and Records Coordinator (865-7136)(TTY 865-7142)

Type: Information