



February 16, 2021

Regular City Council Meeting - Tuesday, February 16, 2021, 7:00 pm **VIRTUAL MEETING**

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

1. Agenda

1.01 Motion to amend/adopt agenda

Type: Action, Procedural

Recommended Action: motion to amend/adopt agenda as follows: note presentation slides for agenda item 2.01; add to the consent agenda item 5.18 Communication: Solveig Overby, Ward 2 resident, re: City Council's vote on the CityPlace development documents should be postponed for two reasons with the motion "to waive the reading, accept the communication and place it on file"; add Councilors Hightower and Pine as co-sponsors to agenda item 6.03 Resolution: Impact Of University Of Vermont Budget Cuts On UVM Community (Councilors Stromberg, Tracy, Hanson)(per Councilor Stromberg); add Councilor Dieng as a co-sponsor to this agenda (per Councilor Stromberg); note revised version of this agenda item (per City Attorney's Office; note Councilor Shannon has been added as a co-sponsor to this agenda item (per Councilor Shannon); note resolution and litigation resolution agreement for agenda item 6.05 Resolution: Authorization To Resolve Litigation And Execute Amended And Restated Development Agreement With BTC Mall Associates (Councilor Paul)(per City Attorney's Office); add Councilor Paulino as a co-sponsor of this agenda item (per Councilor Paulino); add Councilors Mason, Carpenter and Shannon as co-sponsors for this agenda item (per CAO Schad per City Attorney Blackwood per Councilor Paul); add to the agenda item 6.06 Reconsideration of Resolution re: Approval of Public Safety Continuity Plan - Added 2-14-21 at 4:06 pm (per COS Redell); note written material for this agenda item (per COS Redell); note additional written material (amended resolution) for this agenda item (job descriptions)(per COS Redell); remove Deliberative Agenda item 6.04 Resolution: Honoring Essential Workers During the Covid-19 Pandemic; remove consent agenda item 5.13 re: Adoption of the Vermont Community Development Program Municipal Policies and Codes for purpose of accepting CDBG-CV Implementation Grant for Homeless Winter Warming Shelter

2. Presentation Regarding Burlington 2030 District

2.01 Presentation: Jenna Antonino DiMare, Burlington 2030 District Director & Eric Morrow, Burlington 2030 District Steering Committee Chair, re: Burlington 2030 District

Type: Information, Presentation

 [Burlington 2030 District_Member Benefits.pdf](#)

 [Burlington 2030 - Intro
Slides_BTVCityCouncil_02162021_.pdf](#)

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

3.01 Verbal Comments

Type: Action, Information, Procedural

4. Climate Emergency Reports

4.01 Climate Emergency Reports

Type: Information



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5. Consent Agenda

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

Type: Action (Consent), Procedural

Recommended Action: motion to adopt the consent agenda (as amended) and take the actions indicated

5.02 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 021621 cc
mtg LO.xlsx

5.03 Communication: C/T Office, re: January 4, 2021, Regular City Council Meeting, Draft Minutes

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

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes as received at the February 8, 2021 Regular City Council Meeting

 View Minutes from Regular City Council Meeting - Monday, January 4, 2021, 7:00 pm **VIRTUAL MEETING**

5.04 Communication: C/T Office, re: January 19, 2021 Regular City Council Meeting, Draft Minutes

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

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes as received at the February 8, 2021 Regular City Council Meeting

 View Minutes from Regular City Council Meeting - Tuesday, January 19, 2021, 7:00 pm **VIRTUAL MEETING**

5.05 Communication: C/T Office, re: January 25, 2021 Regular City Council Meeting, Draft Minutes

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

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes as received at the February 8, 2021 Regular City Council Meeting

 View Minutes from Regular City Council Meeting - Monday, January 25, 2021, 7:00 pm **VIRTUAL MEETING**

5.06 Communication: C/T Office, re: January 25, 2021 Local Control Commission Meeting, Draft Minutes

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

Recommended Action: waive the reading, accept the communication, place it on file and adopt the minutes as received at the February 8, 2021 Regular City Council Meeting

 View Minutes from Local Control Commission Meeting - Monday, January 25, 2021 **VIRTUAL MEETING**



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5.07 Communication: Burlington International Airport, re: Request to Approve Acceptance of a Grant with the FAA and Project Management, Community Outreach, Bid, Construction Activities, Evaluations and Close Out Related Contracts for the Sound Insulation Pilot Program (SIPP) and 50 Home Prequalification Project

Type: Action (Consent), Communication

Recommended Action: 1. ☐ To authorize the Director of Aviation to execute an Airport Improvement Program grant with the Federal Aviation Administration and accept up to \$1,032,000.00, plus an additional contingency amount of \$154,800.00 (15%), totaling up to \$1,186,800.00, for the Sound Insulation Pilot Program and 50 Home Prequalification Project (SIPP), subject to the final review and approval by the City Attorney's Office. ☐ 2. ☐ To authorize the Director of Aviation to execute a contract with Jones Payne Group for up to \$532,000.00, plus an additional contingency amount of \$79,800.00 (15%), totaling up to \$611,800.00, for Project Management, Community Outreach, Bid, Construction Support, Evaluations and Close Out Related Contracts for the Sound Insulation Pilot Program and 50 Home Prequalification Project (SIPP), subject to final review and approval by the City Attorney's Office. ☐ 3. ☐ To approve a budget amendment to the Fiscal Year 2021 Burlington International Airport budget for the Sound Insulation Pilot Program, by increasing the accounts as set forth above. ☐

1- 20210216 Sound Insulation Pilot Program
AC-BOF-CC Memo.docx

1 - Checklist - Airport - BOF CC -Sound
Insulation PilotProgram.pdf

5.08 Communication; Katie Kinstedt, Acting Director, Community & Economic Development Office (CEDO) and Todd Rawlings, Housing Program Manager, CEDO, re: U.S. Department of Housing and Urban Development 2020 Lead Hazard Control Grant

Type: Action (Consent), Communication

Recommended Action: to authorize an increase to the Housing Lead Program Fiscal Year 2021 Budget accounts (301-31-305-317) in the amount of \$422,868.00 with funding coming from the U.S. Department of Housing and Urban Development 2020 Lead Hazard Control Grant funds, in accordance with the attached Budget Amendment Request FY21

2020 Lead Hazard Control Grant Budget
Amendment Memo02.16.21--final.pdf

Lead Program 2020 Budget Amendment
02.16.21--final.pdf

BOF CC Checklist 02.16.21.pdf

5.09 Communication: Chapin Spencer, Director Public Works, Martha Keenan, Capital & Asset Management Program Manager, Gustave Sexauer, Asset Management Administrator, Megan Moir, Water Resources Division Director, Brian Lowe, Chief Innovation Officer and Cindi Wight, Director of Parks, Recreation and Waterfront, re: GIS Services Contract - GIS, Inc.

Type: Action (Consent), Communication

Recommended Action: to authorize the Director of Public Works to enter into a contract with GIS, Inc. for the hosting and management of the GIS system for the City of Burlington for an amount not to exceed \$ 119,800, subject to final review and approval by the City Attorney's Office

GIS Services Memo.pdf

BoF_CC_Checklist GIS inc.pdf



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5.10 Communication: Katie Kinstedt, CEDO Acting Director, Gillian Nanton, CEDO Assistant Director of Opportunity & Engagement and Tony Berry, Human Resources Manager, re: Reclassification of Four CEDO Roles

Type: Action (Consent), Communication

Recommended Action: To approve the: ☐ Reclassification of the Community Development Specialist I ☐ Grants Management, CEDO, a Regular, Full-time, Exempt, Non-union, Grade 16, position, effective retroactive to December 7, 2020, to Community Development Specialist I ☐ Grants Management, a Regular, Full-time, Exempt, Non-union, Grade 17, position. Please note this request also includes Retroactive pay of approximately \$653.46. ☐ Reclassification of the Community Development Specialist II ☐ AmeriCorps, CEDO, a Regular, Full-time, Exempt, Non-union, Grade 17, position, effective retroactive to December 7, 2020, to Senior Community Development Specialist ☐ Homelessness and Equity, a Regular, Full-time, Exempt, Non-union, Grade 18, position. Please note this request also includes Retroactive pay of approximately \$719.62. ☐ Reclassification of the Housing Program Manager, CEDO, a Regular, Full-time, Exempt, Non-union, Grade 19, position, effective retroactive to December 7, 2020, to a Regular, Full-time, Exempt, Non-union, Grade 20, position. Please note this request also includes Retroactive pay of approximately \$856.92. ☐ Reclassification of the Community Development Specialist I ☐ Public Engagement, CEDO, a Regular, Full-time, Exempt, Non-union, Grade 16, position to Senior Community Development Specialist ☐ Public Engagement, a Regular, Full-time, Exempt, Non-union, Grade 18, position.

2020.02.16 BOF CC CEDO Final Packet
2.pdf

BOF CC Checklist Reclass of 4 CEDO
Positions.docx

5.11 Communication: Jack Hanson, East District City Councilor, re: City Council Initiatives Fund proposal for interpreted video explanation of ballot questions

Type: Action (Consent), Communication

Recommended Action: to approve the expenditure of \$2,000 from City Council Initiative Funds to support a community-led effort to produce a short video on the seven ballot questions in seven languages

Authorization to Approve Council Initiative
Funds to Support Interpreted Video Explanation of
Ballot Questions - Councilor Jack Hanson.docx

5.12 Communication: Katherine Schad, Chief Administrative Officer and Tony Berry, HR Manager, re: Reclassification of Senior Accountant Analyst position

Type: Action (Consent), Communication

Recommended Action: to authorize the reclassification of the Senior Accounting Analyst position, a Regular, Full-time, Exempt, Non-union, Grade 19 (\$63,530.36-\$75,772.04), position to a Regular, Full-time, Exempt, Non-Union, Grade 18 (\$58,646.78-\$69,912.13), position in the Clerk Treasurer's Office

Sr Acct Memo to BOF CC Feb 2021 final.docx

Sr Accountant 2-10-21.docx

2020.08.24 BOF-CC CT Final Packet Senior
Acctg Analyst Memo.pdf

5.13 **ITEM REMOVED** Communication: CEDO, re: Adoption of the Vermont Community Development Program Municipal Policies and Codes for purpose of accepting CDBG-CV Implementation Grant for Homeless Winter Warming Shelter

Type: Action (Consent), Communication



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5.14 FIO Documents

Type: Action (Consent), Communication, Information

Recommended Action: for information only

 FIO Documents.pdf

5.15 Resolution: Appointment Of Acting Inspectors Of Election For Wards Two, Three, Four, Five, Six, Seven And Eight And Appointment Of Acting Ward Clerks In Wards Three, Five And Six (Councilor Tracy)

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

 Clerk - City Council Appointment of Acting Inspectors of Election and Ward Clerks (3-2-21 Annual City Meeting).pdf

 Signed CC Resolution Appointment of Acting Inspectors of Election for Wards Two, Three, Four, Five, Six, Seven and Eight and Appointment of Acting Ward Clerks in Wards Three, Five and Six.pdf

5.16 Resolution: Authorization To Execute An Easement At Leahy Center For Lake Champlain Leased Premises, 1-3 College Street, For Two Electrical Service Connections Installation And Maintenance (Board of Finance)

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

 DPW - Easement to Vt. Railways Systems, Inc., 1-3 College St. Parcel for electrical services connections at Leahy Center for Lake Champlain (Echo).pdf

 Signed CC Resolution Authorization to Execute an Easement at Leahy Center for Lake Champlain Leased Premises, 1-3 College Street, for 2 Electrical Service Connections Installation & Maintenance.pdf

5.17 Resolution: Authorization For \$2,560,000 Loan From Vermont Clean Water State Revolving Fund For Upgrade Of Stormwater Collection System (Board of Finance)

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

 DPW - Authorization for \$2,560,000 Loan From Vt. Clean Water State Revolving Fund for Upgrade of Stormwater Collection System_v2_TPD_Edits - 2.10.2021.pdf

 Memorandum Revised Stormwater Loan SRF.pdf

 BOF CC Checklist_Stormwater SRF Loan Revision.pdf

 Signed CC Resolution Authorization for \$2,560,000 Loan From Vermont Clean Water State Revolving Fund for Upgrade of Stormwater Collection System.pdf



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5.18 Communication: Solveig Overby, Ward 2 resident, re: City Council's vote on the CityPlace development documents should be postponed for two reasons

Type: Action (Consent), Communication

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

 CityPlace_TIF funds_ annual problems with capital project accounting.pdf

6. Deliberative Agenda

6.01 Resolution: Licensing Fee Waivers For ADA Qualified Service Animals (Councilor Shannon; Board of Finance)

Type: Action, Resolution

Recommended Action: waive the reading and adopt the resolution

 City Council - Licensing Fee Waiver for ADA Qualified Service Animals.EMB (002).pdf

 Signed CC Resolution Licensing Fee Waivers For ADA Qualified Service Animals.pdf

6.02 Ordinance: B.C.O. - Animals and Fowl License Fees for Service Animals Sec. 5-16 (Councilor Shannon)

Type: Action

Recommended Action: waive the rules, place in all stages of passage and adopt

 B.C.O. – Animals and Fowl, Sec. 5-16 License Fees for Service Animals.pdf

 Signed CC Ordinance BCO Animals and Fowl License Fees for Service Animals Sec. 5-16.pdf

6.03 Resolution: Impact Of University Of Vermont Budget Cuts On UVM Community (Councilors Stromberg, Tracy, Hanson)

Type: Action, Resolution

Recommended Action: waive the reading and adopt the resolution

add Councilors Hightower and Pine as co-sponsors to this agenda item per Councilor Stromberg

add Councilor Dieng as a co-sponsor to this agenda item per Councilor Stromberg

Councilor Shannon has been added as a co-sponsor to this agenda item, note REVISED version, per City Attorney's Office per Councilor Shannon, posted on Tuesday, February 16, 2021, at 4:28 pm, LO

 City Council - Impact of University of Vermont Budget Cuts on UVM Community (REVISED) (002).pdf

 City Council - Impact of University of Vermont Budget Cuts on UVM Community.EMB.pdf

 Signed CC Resolution Impact Of University Of Vermont Budget Cuts On UVM Community (Revised).pdf



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6.04 ****ITEM REMOVED****Resolution: Honoring Essential Workers During The COVID-19 Pandemic (Councilor Pine)

Type: Action, Resolution

Recommended Action: waive the reading and adopt the resolution

 City Council - Honoring Essential Workers during the COVID-19 Pandemic.pdf

6.05 Resolution: Authorization To Resolve Litigation And Execute Amended And Restated Development Agreement With BTC Mall Associates (Councilor Paul)

Type: Action, Resolution

Recommended Action: waive the reading and adopt the resolution

****note** resolution and litigation resolution agreement for this agenda item per City Attorney's Office, posted on Friday, February 12, 2021, at 4:14 pm, LO**

*****add** Councilor Paulino as a co-sponsor to this agenda item per Councilor Paulino, 02/12/21, 4:12 pm, LO***

******add** Councilors Mason, Carpenter and Shannon as co-sponsors to this agenda item per CAO Schad per City Attorney Blackwood per Councilor Paul, 02/13/21, 11:50 am, LO****

**** Note** side letter document posted by COS Redell at 8:19 PM on 2/16/21

 CEDO - Authorization to Resolve Litigation and Execute Amended and Restated Development Agreement with BTC Mall Associates.final 1.pdf

 Amended and Restated Development Agreement (Execution Version) (2).pdf

 EA - O - Preliminary Budget 020821 - Final.pdf

 CEDO - Authorization to Resolve Litigation with BTC Mall Associates - Exhibits A-C.PDF

 Escrow Agreement (Execution Version).pdf

 BTC Statement - Labor Issues[Feb 16 2021 FINAL Executed copy.pdf



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6.06 Reconsideration of Resolution re: Approval of Public Safety Continuity Plan - Added 2-14-21 at 4:06 PM -

Type: Action

Added 2/14/21 at 4:06 PM by Chief of Staff Redell

note written material for this agenda item (amended resolution) per COS Redell, posted on Tuesday, February 16, 2021, at 3:12 pm, LO

note additional written material for this agenda item (job descriptions) per COS Redell, posted on Tuesday, February 16, 2021, at 4:01 pm, LO

Police - Approval of Public Safety Continuity Plan.rvi (1 25 21)REVISED
amendedadopted020821LO.further revised
(2)-mw.docx

20210215 CSO job description v1.pdf

CSL Job description.pdf

Signed CC Resolution Approval Of Public Safety Continuity Plan (Further Revised).pdf

7. Committee Reports

7.01 Verbal Reports

Type: Information, Procedural

8. City Council - General Affairs

8.01 Verbal Reports

Type: Information, Procedural

9. City Council President - Council Updates

9.01 Verbal Reports

Type: Information, Procedural

10. Mayor - General Affairs

10.01 Verbal Reports

Type: Information, Procedural



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11. Adjournment

11.01 Motion to adjourn

Type: Action, Procedural

Recommended Action: motion to adjourn

12. Informational and Non-Discrimination Statements

12.01 This agenda is available in alternative formats upon request. For more information on access, call Lori Olberg, Licensing, Voting and Records Coordinator (865-7136)(TTY 865-7142). Persons with disabilities, who require assistance or special arrangements to participate are encouraged to contact 865-7000 (voice) or 865-7142 (TTY) at least 72 hours in advance so that proper arrangements can be made. This meeting will also air on Town Meeting TV the Wednesday after the meeting starting at 8:00 pm and repeating at 1:00 am and 7:00 am the following day. The City of Burlington will not tolerate unlawful harassment or discrimination on the basis of political or religious affiliation, race, color, national origin, place of birth, ancestry, age, sex, sexual orientation, gender identity, marital status, veteran status, disability, HIV positive status, crime victim status or genetic information.

Type: Information