



February 16, 2016

Regular City Council Meeting - Tuesday, February 16, 2016 - Contois Auditorium, City Hall -

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1. Agenda

1.01 Motion to amend/adopt agenda

Type: Action, Procedural

Recommended Action: motion to amend/adopt agenda as follows: add to the agenda item 1.02 Resolution: City's 150th Year Celebration - Thank You Contributors to Contois Auditorium Improvements (Full City Council); note revised version of agenda item 1.02; remove from the agenda item 5.03 Outdoor Entertainment Permit Application (2016-2017): The Switchback Beerworks, Inc., 160 Flynn Avenue and place it on the March 7, 2016 Deliberative Agenda (per Councilor Mason; License Committee Members and the applicant have been notified by him); note revised version of agenda item 5.04 Resolution: Acquisition Authority and Agreement for 12 Acres of Former Burlington College Parcel (Board of Finance)(per City Attorney's Office); note revised version of agenda item 5.06 Ordinance: VEHICLES FOR HIRE (Ordinance Committee); note Mayor Miro Weinberger's communication for agenda item 5.06 Ordinance: VEHICLES FOR HIRE (Ordinance Committee)(per Mayor's Office); note proposed amendment for agenda item 5.06 Ordinance: VEHICLES FOR HIRE (Ordinance Committee)(per Councilor Tracy)

1.02 Resolution: City's 150th Year Celebration - Thank You to Contributors to Contois Auditorium Improvements (Full City Council)

Type: Action, Resolution

Recommended Action: waive the reading and adopt the resolution

****note revised version of this agenda item****

 City Arts – City's 150th Year Celebration & Thank You to Contributors to Contois Auditorium Improvements.pdf

 City Arts – City's 150th Year Celebration & Thank You to Contributors to Contois Auditorium Improvements revised version.docx

2. Presentations

2.01 Presentation: Beth Anderson, Chief Innovative Officer, re: Update on Information Technology and Network Security Activities

Type: Communication, Discussion, Information

 IT_SecurityUpdate_BOF CC 02082016.pdf

2.02 Presentation: Beth Anderson, Chief Innovative Officer, re: Update on Permit Reform Efforts

Type: Communication, Discussion, Information

 Permit Reform_CC Update_Feb162016.pdf

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



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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

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 021616 cc
mtg.xlsx

4.03 Communication: Kimberlee J. Sturtevant, Assistant City Attorney, re: Petition of South Forty Solar, LLC for a Certificate of Public Good, pursuant to 30 V.S.A. 248 for Installation of a solar electric generation project off of Sunset Cliff Road

Type: Action (Consent), Communication

Recommended Action: waive the reading, accept the communication, place it on file and authorize the City Attorney's Office to execute the Agreement with South Forty Solar, LLC substantially consistent with the attached

SFS-Memo to the City Council 2-10-16.pdf

2016-02-10 SFS-Burlington Agreement -
DRAFT.pdf

SFS-Burlington Agt - Attach A - Revised Site
Plan 1-5-16.pdf

4.04 Communication: Jesse Bridges, Burlington Parks Recreation Waterfront, re: Ethan Allen Park Resolution

Type: Action (Consent), Communication

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

20160216 Ethan Allen Tower Resolution
Response w. original resolution.pdf

4.05 Communication: Gene Richards, Director of Aviation, re: Letter to South Burlington Officials

Type: Action (Consent), Communication

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

Communication BIA Sound Committee.pdf



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4.06 Communication: State of Vermont, House of Representatives, re: Gratitude towards Fossil Fuel Divestment Investigation

Type: Action (Consent), Communication

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

House of Rep Letter.pdf

4.07 Communication: The Big Heavy World Foundation, Inc., re: FY2017 Appropriation Request; Music Office Partnership Proposal

Type: Action (Consent), Communication

Recommended Action: waive the reading, accept the communication, place it on file and refer to the Board of Finance for consideration

Big Heavy World Foundation Letter.pdf

4.08 Special Event Indoor Entertainment Permit Application (one day only): Swan Dojo, 19 Church Street #1, February 12, 2016

Type: Action (Consent)

Recommended Action: ratify the one day special event indoor entertainment permit application for Swan Dojo (emailed to the CC on Wednesday, February 10, 2016)

Special Indoor EP Swan Dojo.pdf

4.09 Communication: C/T Office, re: Sweep Accounts & Other Bank Accounts

Type: Action (Consent), Communication

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

020116_ Sweep Report For BOF.xlsx

4.10 Communication: C/T Office, re: General Fund Revenue Unaudited - December 2015 Financial

Type: Action (Consent), Communication

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

Copy of 012516_December_Financial.xlsx

4.11 Communication: C/T Office, re: Board of Finance Minutes, January 11, 2016

Type: Action (Consent), Communication, Minutes

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

View Minutes from Board of Finance - Monday, January 11, 2016 at 5:30 p.m. Conference Room 12, City Hall



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4.12 Communication: C/T Office, re: Board of Finance Minutes, January 25, 2016

Type: Action (Consent), Minutes

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

View Minutes from Board of Finance - Monday, January 25, 2016 at 5:00 p.m. Conference Room 12, City Hall

4.13 Communication: Public Safety Committee, re: Committee Report from the Public Safety Committee Listening Tour

Type: Action (Consent), Communication

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

PublicSafetyCommitteeCommitteeReportMemo.pdf

4.14 2016-2017 Indoor and Outdoor Entertainment Permit Renewals: see attached list

Type: Action (Consent)

Recommended Action: approve the 2016-2017 Indoor and Outdoor Entertainment Permit Renewals as listed with all standard conditions

2016-2017 indoor and outdoor entertainment permit renewals021616.docx

4.15 FIO Document

Type: Action (Consent)

Recommended Action: for information only

FIO Document.pdf

4.16 Resolution: Appointment of Acting Inspectors of Election for Wards Two, Three, Four, Five, Six, Seven and Eight (Councilor Knodell)

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

Clerk - Appointment of Acting Inspectors of Election.pdf



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4.17 Resolution: Pay Increase for Election Workers (Board of Finance)

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

Clerk – Pay Increase for Election Workers.pdf

Communication Amy Bovee ACC re Pay
Increase for Election Workers.pdf

**4.18 Resolution: Authorization for a License Agreement with Cresta Cooper Nedde LLC to License
the Use of a Portion of The Pine Street Right-of-way in front of 747 Pine Street (License Committee)**

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

License Agreement - Cresta Cooper Nedde
LLC, 747 Pine St. for parking area (Final with
map).pdf

License Agreement – Cresta Cooper Nedde,
LLC, 747 Pine St. for parking area.pdf

Memo - 747 Pine Street ROW License
Agreement -DPW.doc

Site Plan Proposed Layout 747 Pine St.
(00143136xA9531).pdf

**4.19 Resolution: Authorization to Enter into a License Agreement with Sherrill Musty to Maintain a
Stone Wall on a Portion of The City's Right-of-way (License Committee)**

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

License Agreement – SHERRILL MUSTY, 62
Crescent Ter. (Stone Wall along Driveway) 2016
(attachment).pdf

License Agreement – SHERRILL MUSTY, 62
Crescent Ter. (Stone Wall along Driveway)
2016.pdf

4.20 Resolution: Budget Amendment for FY 2016 CEDO Consultant Account (Board of Finance)

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

CEDO – FY 2016 Budget Amendment –
CEDO Consultant Account re Waterfront Tax
Increment Financing (TIF).pdf

1-30-16 CEDO FY16 Contract and Budget
Amendment_final.docx

Braverman contract and amendment docs for
Feb 8 2016 BoF.pdf

Waterfront TIF 020116.docx



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**4.21 Resolution: Authorization to Amend Contract for Development Services for The Public
Investment Action Plan (PIAP) Projects and Burlington Town Center (BTC) Redevelopment Project
(Board of Finance)**

Type: Action (Consent), Resolution

Recommended Action: waive the reading and adopt the resolution

 CEDO – Amend Contract with The Braverman
Co. for PIAP Projects & reimburse expenditures
re Burlington Town Ctr. (BTC) with TIF funds
when authorized.pdf

 Braverman contract and amendment docs for
Feb 8 2016 BoF.pdf

 1-30-16 CEDO FY16 Contract and Budget
Amendment_final.docx

 Waterfront TIF 020116.docx

5. Deliberative Agenda

5.01 Indoor Entertainment Permit Application (2015-2016): Swan Dojo, 19 Church Street #1

Type: Action

Recommended Action: approve the 2015-2016 Indoor Entertainment Permit Application for Swan Dojo with all standard conditions

 Swan Dojo Indoor EP.pdf

**5.02 Indoor Entertainment Permit Application (2015-2016): Negril LLC, d/b/a What Ales You, 152 St.
Paul Street**

Type: Action

Recommended Action: approve the 2015-2016 Indoor Entertainment Permit Application for Negril LLC, d/b/a What Ales You with all standard conditions

 What Ales You Indoor EP.pdf

**5.03 Outdoor Entertainment Permit Application (2016-2017): The Switchback Beerworks, Inc., 160
Flynn Avenue **agenda item removed****

Type: Action

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

****remove this agenda item and place on the March 7, 2016 Deliberative
Agenda per Councilor Mason****

 Switchback Outdoor EP.pdf



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5.04 Resolution: Acquisition Authority and Agreement for 12 Acres on Former Burlington College Parcel (Board of Finance)

Type: Action, Resolution

Recommended Action: waive the reading and adopt the resolution

NOTE REVISED VERSION OF RESOLUTION

20160120 Updated BC MASTERPLAN.pdf

20160205 Right to Cure Mortgage Default.pdf

Parks - Burlington College - Acquisition & Agreement re 12 Acres on Former College Parcel (Vt. Land Trust Purchase & Sale).pdf

20160205 BCCH to VLT and City PSA FINAL.pdf

20160205 Option Purchase FINAL.pdf

20160208 BoF and City Council VLT P&S Cons. Funds Authorization.pdf

20160204 City-VLT Parkland Agreement FINAL.pdf

Parks - Burlington College - Acquisition Agreement re 12 Acres on Former College Parcel (Vt. Land Trust Purchase Sale) REVISED.pdf

5.05 Resolution: Drone Enforcement (Councilor Giannoni)

Type: Action, Resolution

Recommended Action: waive the reading and adopt the resolution

ACLU Report.pdf

Statistics on Surveillance.pdf

Human Rights Watch Report.pdf

Resolution - Police Drone Surveillance.docx



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5.06 Ordinance: VEHICLES FOR HIRE (Ordinance Committee)

Type: Action

Recommended Action: waive the reading, suspend the rules and place the revised Vehicle for Hire Ordinance in all stages of passage

****Mayor Miro Weinberger's communication will be sent under separate cover****

****Note revised version of Vehicle for Hire Ordinance****

******Mayor Miro Weinberger's communication re: Vehicle for Hire
Ordinance posted on Board Docs, Tuesday, February 16, 2016 at 1:25
pm******

****note proposed amendment per Councilor Tracy****

 Vehicles for Hire – Chapter 30 (Taxi Rewrite)
REVISED.pdf

 Summary of key points in Vehicles for Hire
Ordinance Re-write.doc

 02-11-16 Vehicle for Hire - Mayor Memo to the
City Council.pdf

 Vehicles for Hire – Chapter 30 Rewrite
(Taxis).pdf

 Vehicle for Hire Amendment.docx

6. Committee Reports

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



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9.01 Verbal Reports

Type: Information, Procedural

10. Expected Executive Session

10.01 Communication: Ken Braverman, Consultant, re: Update on New Moran Negotiations (oral)

Type: Action, Communication, Discussion, Information

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