



**Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM**

**5:45 pm, Contois Auditorium OR Remotely via ZOOM:**

**Please click the link below to join the webinar:**

**<https://zoom.us/j/99786265186>**

**Or Telephone: +1 309 205 3325 US**

**Webinar ID: 997 8626 5186**

**\*\*CCTV link: [https://www.youtube.com/playlist?list=PLIjLFn4BZd2PwCge7lNoKug676jIf\\_iUA](https://www.youtube.com/playlist?list=PLIjLFn4BZd2PwCge7lNoKug676jIf_iUA) \*\***

**To participate in Public Forum in person, sign up at the meeting.**

**To participate in Public Forum via ZOOM sign up here:**

**<https://www.burlingtonvt.gov/citycouncil/publicforum>**

**Do not sign up in person and via Zoom - select one only**

## **1. Agenda**

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| <b>Subject</b>     | <b>1.1. Motion to amend/adopt agenda</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
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| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| Category           | 1. Agenda                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| Department         | Council and Board                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| Type               | Action<br>Procedural                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| Recommended Action | Motion to amend/adopt agenda as follows: add to the consent agenda item 6.16. Communication: Mark Bouchett, Chair, CSM Commission, re: Church Street Marketplace Commission Public Safety Resolution; add to the consent agenda item 6.17. Communication: Lina Swislocki, Member, Conservation Board, re: Resignation; add to the consent agenda item 6.18. Communication; Connor Wertz, re: 11.17.23 Petition Say No to Dirty Energy; add to the consent agenda item 6.19. Communication: Nicholas Persampieri, re: McNeil District Energy - Report; add to the consent agenda item 6.20. Communication: Nicholas Persampieri, re: November 20, 2023 City Council Meeting Agenda Item No. 7.6 - McNeil District Energy Resolution; add to the consent agenda item 6.21. Communication: Dan Quinlan, re: Letter to the City Council; add to the consent agenda item 6.22. Communication: Ashley Adams, re: Thermal Energy Ordinance and "District" Energy System votes tonight; add to the consent agenda item 6.23. Communication: Gary Scott, Interim Network SVP Facilities Planning and Design, UVM Health Network Corporate Leadership, re: Carbon Fee Ordinance; add to the consent agenda item 6.24. Communication: Luce R. Hillman, P.E., Executive Director of Facilities Management, The University of Vermont, re: Carbon Impact Fee Ordinance; add to the consent agenda item 6.25. Communication: Solveig Overby, re: Support for McNeil waste heat recovery project to get UHC off gas as it transition to non-combustion power production; add to the consent agenda item 6.26. Communication: Michael Long, re: BED Pipeline Project |

## **2. Community Sailing Center Update (verbal) \*5:45 pm - 6:00 pm \***

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| <b>Subject</b> | <b>2.1. Community Sailing Center Update (verbal)(15 mins.)</b>                                                                 |
| Meeting        | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM |
| Category       | 2. Community Sailing Center Update (verbal) *5:45 pm - 6:00 pm *                                                               |
| Department     | Clerk/Treasurer's Office                                                                                                       |
| Type           | Information<br>Presentation                                                                                                    |

## **3. Public Forum: Time Certain: 6:30 pm \*\*See above for signup instructions\*\***

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| <b>Subject</b> | <b>3.1. Verbal Comments</b>                                                                                                    |
| Meeting        | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM |
| Category       | 3. Public Forum: Time Certain: 6:30 pm **See above for signup instructions**                                                   |
| Department     | Council and Board                                                                                                              |
| Type           | Action<br>Procedural                                                                                                           |

## **4. Public Health and Safety Emergency Updates (5 - 10 mins.)**

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| <b>Subject</b> | <b>4.1. Verbal reports</b>                                                                                                     |
| Meeting        | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM |
| Category       | 4. Public Health and Safety Emergency Updates (5 - 10 mins.)                                                                   |
| Department     | Council and Board                                                                                                              |
| Type           | Information                                                                                                                    |

## **5. Climate Emergency Reports (5 - 10 mins.)**

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| <b>Subject</b> | <b>5.1. Verbal reports</b>                                                                                                     |
| Meeting        | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM |
| Category       | 5. Climate Emergency Reports (5 - 10 mins.)                                                                                    |
| Department     | Council and Board                                                                                                              |
| Type           | Information                                                                                                                    |

## **6. Consent Agenda**

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| <b>Subject</b> | <b>6.1. Motion to adopt the consent agenda (as amended) and take the actions indicated</b>                                     |
| Meeting        | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM |

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| Category           | 6. Consent Agenda                                                                                                                                                                                                                                                                                    |
| Department         | Council and Board                                                                                                                                                                                                                                                                                    |
| Type               | Action (Consent)<br>Procedural                                                                                                                                                                                                                                                                       |
| Recommended Action | Motion to adopt the consent agenda (as amended) and take the actions indicated                                                                                                                                                                                                                       |
| <b>Subject</b>     | <b>6.2. Communication: C/T Office, re: Accountability List</b>                                                                                                                                                                                                                                       |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                                                                                                                                                                       |
| Category           | 6. Consent Agenda                                                                                                                                                                                                                                                                                    |
| Department         | Clerk/Treasurer's Office                                                                                                                                                                                                                                                                             |
| Type               | Action (Consent)<br>Communication<br>Information                                                                                                                                                                                                                                                     |
| Recommended Action | waive the reading, accept the communication and place it on file                                                                                                                                                                                                                                     |
| <b>Subject</b>     | <b>6.3. Approval of budget amendment for contract to prepare for FY23 audit - C/T</b>                                                                                                                                                                                                                |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                                                                                                                                                                       |
| Category           | 6. Consent Agenda                                                                                                                                                                                                                                                                                    |
| Department         | Clerk/Treasurer's Office                                                                                                                                                                                                                                                                             |
| Type               | Action (Consent)                                                                                                                                                                                                                                                                                     |
| Recommended Action | to approve and authorize the Chief Administrative Officer to execute a first contract amendment in the amount of \$50,000 and to extend the maximum limiting amount of the contract to \$100,000 with Berry Dunn for accounting services, upon the review and approval of the City Attorney's Office |
| <b>Subject</b>     | <b>6.4. Communication: Kelly Devine, BBA, Executive Director, re: \$100,000 Investment in support of downtown businesses</b>                                                                                                                                                                         |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                                                                                                                                                                       |
| Category           | 6. Consent Agenda                                                                                                                                                                                                                                                                                    |
| Department         | Clerk/Treasurer's Office                                                                                                                                                                                                                                                                             |
| Type               | Action (Consent)<br>Communication                                                                                                                                                                                                                                                                    |
| Recommended Action | waive the reading and place the communication on file                                                                                                                                                                                                                                                |
| <b>Subject</b>     | <b>6.5. Communication: Scott Miller, re: So sad for Burlington</b>                                                                                                                                                                                                                                   |

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| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| Category           | 6. Consent Agenda                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| Department         | Clerk/Treasurer's Office                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| Type               | Action (Consent)<br>Communication                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| Recommended Action | waive the reading and place the communication on file                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| <b>Subject</b>     | <b>6.6. Downtown Vibrancy Grant - BWD</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| Category           | 6. Consent Agenda                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| Department         | Business and Workforce Development                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| Type               | Action (Consent)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| Recommended Action | to authorize the Director of Business & Workforce Development to enter into an agreement with the State of Vermont, subject to final review from the City Attorney's Office, to accept a grant award of \$25,000 in fiscal year 2024 as part of the State of Vermont's non-competitive Downtown Vibrancy Fund                                                                                                                                                                                                                                                                                                                                                                                                             |
| <b>Subject</b>     | <b>6.7. Amendment to Tax Increment Financing (TIF) District consulting services contract with White+Burke - CEDO</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| Category           | 6. Consent Agenda                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| Department         | Community & Economic Development Office (CEDO)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| Type               | Action (Consent)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| Recommended Action | <ol style="list-style-type: none"> <li>1. To approve and authorize the Director of the Community &amp; Economic Development Office to execute the proposed contract amendment with White+Burke Real Estate Advisors for TIF consulting services regarding the Waterfront and Downtown TIF districts with a maximum limiting amount of \$140,000, to be paid out of TIF related costs, pursuant to final review of the City Attorney's Office.</li> <li>2. To approve and authorize the Chief Administrative Officer to make any and all necessary project budget amendments associated with the Waterfront TIF Related Cost Professional and Consultant project budget, up to a maximum amount of \$95,000.00.</li> </ol> |
| <b>Subject</b>     | <b>6.8. Authorization for Contract with Avenu Insights and analytics for Digitization of Land Records and Budget Amendment - C/T</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |

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| Category           | 6. Consent Agenda                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| Department         | Clerk/Treasurer's Office                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| Type               | Action (Consent)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| Recommended Action | to approve and authorize the Chief Administrative Officer, or their designee, to affect the necessary budget amendment to designate \$87,474.00 from the Preservation/Restoration fund (GL 110-04-000.4200) account line to be used for Professional and Consultant Services (account line 110-04-000.6500_118)                                                                                                                                                                                  |
| <b>Subject</b>     | <b>6.9. B.E.D.'s Property Boiler and Machinery (B&amp;M) 2023-2024 Insurance renewal - BED</b>                                                                                                                                                                                                                                                                                                                                                                                                   |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                                                                                                                                                                                                                                                                                                                                                                   |
| Category           | 6. Consent Agenda                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| Department         | Burlington Electric Department                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| Type               | Action (Consent)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| Recommended Action | to authorize the General Manager of the Burlington Electric Department to execute the Property, Boiler & Machinery insurance coverage renewal contract with AIG/ZURICH/STARR TECH/AEGIS for the policy period 11/20/2023 through 11/20/2024 with a not to exceed premium of <b>\$778,683.70</b> , as outlined in this memo, subject to review and approval of the City Attorney's Office and the Board of Finance                                                                                |
| <b>Subject</b>     | <b>6.10. Approval to enter into a contract with Cargill, Inc. for FY24 road salt procurement - DPW</b>                                                                                                                                                                                                                                                                                                                                                                                           |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                                                                                                                                                                                                                                                                                                                                                                   |
| Category           | 6. Consent Agenda                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| Department         | Public Works Department                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| Type               | Action (Consent)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| Recommended Action | to authorize the Director of Public Works to enter into a contract with Cargill to supply the City of Burlington with rock salt for winter maintenance of roads and sidewalks at a unit price of \$88.00/ton, for an amount not to exceed \$285,000 plus \$43,000 in contingency for Fiscal Year 2024, which will come from the Public Works Reserve in the assigned fund balance, for a total authorized expenditure of \$328,000, subject to review and approval of the City Attorney's Office |
| <b>Subject</b>     | <b>6.11. Railyard Enterprise Project - Stantec Design Contract Amendment 4 - DPW</b>                                                                                                                                                                                                                                                                                                                                                                                                             |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                                                                                                                                                                                                                                                                                                                                                                   |
| Category           | 6. Consent Agenda                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| Department         | Public Works Department                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |

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| Type               | Action (Consent)                                                                                                                                                                                                                                                                                                                                                                                                  |
| Recommended Action | to authorize the Director of the Department of Public Works to execute a contract amendment with Stantec Consulting Services, Inc. for continued and additional engineering design services for the Railyard Enterprise project increasing the contract amount by \$966,758 with an additional \$193,352 (20% contingency), totaling \$2,661,310 subject to the review and approval by the City Attorney's Office |
| <b>Subject</b>     | <b>6.12. Communication: Nicholas Persampieri, re: Thermal Energy System Ordinance</b>                                                                                                                                                                                                                                                                                                                             |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                                                                                                                                                                                                                                                                                    |
| Category           | 6. Consent Agenda                                                                                                                                                                                                                                                                                                                                                                                                 |
| Department         | Clerk/Treasurer's Office                                                                                                                                                                                                                                                                                                                                                                                          |
| Type               | Action (Consent)<br>Communication                                                                                                                                                                                                                                                                                                                                                                                 |
| Recommended Action | waive the reading and place the communication on file                                                                                                                                                                                                                                                                                                                                                             |
| <b>Subject</b>     | <b>6.13. 44 Shelburne Street Parking Lot - Encumbrance Permit Application - DPW</b>                                                                                                                                                                                                                                                                                                                               |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                                                                                                                                                                                                                                                                                    |
| Category           | 6. Consent Agenda                                                                                                                                                                                                                                                                                                                                                                                                 |
| Department         | Public Works Department                                                                                                                                                                                                                                                                                                                                                                                           |
| Type               | Action (Consent)                                                                                                                                                                                                                                                                                                                                                                                                  |
| Recommended Action | to approve the Encumbrance Application for Burlington Property Management requesting use of the public right-of-way for a private parking lot as detailed in Attachment C, and authorize the Mayor to enter into a license agreement with the Applicant for use of the portion of the right-of-way outlined in the Application, subject to review by the City Attorney's Office                                   |
| <b>Subject</b>     | <b>6.14. FIO Documents</b>                                                                                                                                                                                                                                                                                                                                                                                        |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                                                                                                                                                                                                                                                                                    |
| Category           | 6. Consent Agenda                                                                                                                                                                                                                                                                                                                                                                                                 |
| Department         | Clerk/Treasurer's Office                                                                                                                                                                                                                                                                                                                                                                                          |
| Type               | Action (Consent)<br>Communication<br>Information                                                                                                                                                                                                                                                                                                                                                                  |
| Recommended Action | for information only                                                                                                                                                                                                                                                                                                                                                                                              |
| <b>Subject</b>     | <b>6.15. Resolution: Designation Of Polling Places For City Elections (Councilor Paul)</b>                                                                                                                                                                                                                                                                                                                        |

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| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                                                                                                |
| Category           | 6. Consent Agenda                                                                                                                                                                                                             |
| Department         | Clerk/Treasurer's Office                                                                                                                                                                                                      |
| Type               | Action (Consent)<br>Resolution                                                                                                                                                                                                |
| Recommended Action | waive the reading and adopt the resolution                                                                                                                                                                                    |
| <b>Subject</b>     | <b>6.16. Communication: Mark Bouchett, Chair, CSM Commission, re: Church Street Marketplace Commission Public Safety Resolution</b>                                                                                           |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                                                                                                |
| Category           | 6. Consent Agenda                                                                                                                                                                                                             |
| Department         | Clerk/Treasurer's Office                                                                                                                                                                                                      |
| Type               | Action (Consent)<br>Communication<br>Information                                                                                                                                                                              |
| Recommended Action | waive the reading and place the communication on file                                                                                                                                                                         |
| <b>Subject</b>     | <b>6.17. Communication: Lina Swislocki, Member, Conservation Board, re; Resignation</b>                                                                                                                                       |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                                                                                                |
| Category           | 6. Consent Agenda                                                                                                                                                                                                             |
| Department         | Clerk/Treasurer's Office                                                                                                                                                                                                      |
| Type               | Communication<br>Information                                                                                                                                                                                                  |
| Recommended Action | waive the reading, accept the communication, place it on file, advertise the vacancy in Seven Days and send a letter of appreciation to Lina Swislocki thanking her for her time served as a Member of the Conservation Board |
| <b>Subject</b>     | <b>6.18. Communication: Connor Wertz, re: 11.17.23 Petition Say No to Dirty Energy</b>                                                                                                                                        |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                                                                                                |
| Category           | 6. Consent Agenda                                                                                                                                                                                                             |
| Department         | Clerk/Treasurer's Office                                                                                                                                                                                                      |
| Type               | Action (Consent)<br>Communication                                                                                                                                                                                             |

Information

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| Recommended Action | waive the reading and place the communication on file                                                                                                |
| <b>Subject</b>     | <b>6.19. Communication: Nicholas Persampieri, re: McNeil District Energy - Report</b>                                                                |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                       |
| Category           | 6. Consent Agenda                                                                                                                                    |
| Department         | Clerk/Treasurer's Office                                                                                                                             |
| Type               | Action (Consent)<br>Communication<br>Information                                                                                                     |
| Recommended Action | waive the reading and place the communication on file                                                                                                |
| <b>Subject</b>     | <b>6.20. Communication: Nicholas Persampieri, re: November 20, 2023 City Council Meeting Agenda Item No. 7.6 - McNeil District Energy Resolution</b> |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                       |
| Category           | 6. Consent Agenda                                                                                                                                    |
| Department         | Clerk/Treasurer's Office                                                                                                                             |
| Type               | Action (Consent)<br>Communication<br>Information                                                                                                     |
| Recommended Action | waive the reading and place the communication on file                                                                                                |
| <b>Subject</b>     | <b>6.21. Communication: Dan Quinlan, re: Letter to the City Council</b>                                                                              |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                       |
| Category           | 6. Consent Agenda                                                                                                                                    |
| Department         | Clerk/Treasurer's Office                                                                                                                             |
| Type               | Action (Consent)<br>Communication<br>Information                                                                                                     |
| Recommended Action | waive the reading and place the communication on file                                                                                                |
| <b>Subject</b>     | <b>6.22. Communication: Ashley Adams, re: Thermal Energy Ordinance and "District" Energy System votes tonight</b>                                    |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                       |
| Category           | 6. Consent Agenda                                                                                                                                    |

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| Department         | Clerk/Treasurer's Office                                                                                                                                           |
| Type               | Action (Consent)<br>Communication<br>Information                                                                                                                   |
| Recommended Action | waive the reading and place the communication on file                                                                                                              |
| <b>Subject</b>     | <b>6.23. Communication: Gary Scott, Interim Network SVP Facilities Planning and Design, UVM Health Network Corporate Leadership, re: Carbon Fee Ordinance</b>      |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                                     |
| Category           | 6. Consent Agenda                                                                                                                                                  |
| Department         | Clerk/Treasurer's Office                                                                                                                                           |
| Type               | Action (Consent)<br>Communication<br>Information                                                                                                                   |
| Recommended Action | waive the reading and place the communication on file                                                                                                              |
| <b>Subject</b>     | <b>6.24. Communication: Luce R. Hillman, Executive Director of Facilities Management, The University of Vermont, re: Carbon Impact Fee Ordinance</b>               |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                                     |
| Category           | 6. Consent Agenda                                                                                                                                                  |
| Department         | Clerk/Treasurer's Office                                                                                                                                           |
| Type               | Action (Consent)<br>Communication<br>Information                                                                                                                   |
| Recommended Action | waive the reading and place the communication on file                                                                                                              |
| <b>Subject</b>     | <b>6.25. Communication: Solveig Overby, re: Support for McNeil waste heat recovery project to get UHC off gas as transition to non-combustion power production</b> |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                                     |
| Category           | 6. Consent Agenda                                                                                                                                                  |
| Department         | Clerk/Treasurer's Office                                                                                                                                           |
| Type               | Action (Consent)<br>Communication<br>Information                                                                                                                   |
| Recommended Action | waive the reading and place the communication on file                                                                                                              |
| <b>Subject</b>     | <b>6.26. Communication: Michael Long, re: BED Pipeline Project</b>                                                                                                 |

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| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM |
| Category           | 6. Consent Agenda                                                                                                              |
| Department         | Clerk/Treasurer's Office                                                                                                       |
| Type               | Action (Consent)<br>Communication<br>Information                                                                               |
| Recommended Action | waive the reading and place the communication on file                                                                          |

## 7. Deliberative Agenda

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| <b>Subject</b>     | <b>7.1. Tobacco License Application (2023-2024): High Fidelity, 163 Cherry Street</b>                                                                                                                                                                                                                                                               |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                                                                                                                                                                                                                      |
| Category           | 7. Deliberative Agenda                                                                                                                                                                                                                                                                                                                              |
| Department         | Clerk/Treasurer's Office                                                                                                                                                                                                                                                                                                                            |
| Type               | Action                                                                                                                                                                                                                                                                                                                                              |
| Recommended Action | approve the 2023-2024 Tobacco License Application for High Fidelity, 163 Cherry Street                                                                                                                                                                                                                                                              |
| <b>Subject</b>     | <b>7.2. Burlington Fire Department - Station Alerting (10 mins.)</b>                                                                                                                                                                                                                                                                                |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                                                                                                                                                                                                                      |
| Category           | 7. Deliberative Agenda                                                                                                                                                                                                                                                                                                                              |
| Department         | Fire Department                                                                                                                                                                                                                                                                                                                                     |
| Type               | Action                                                                                                                                                                                                                                                                                                                                              |
| Recommended Action | to approve and authorize the Chief of the Burlington Fire Department to execute a contract with Bryx, Inc. for the installation of a fire station alerting system, with a maximum limiting amount of up to \$430,000.00, which is the contract cost plus a 6.6% contingency, subject to the final review and approval of the City Attorney's Office |
| <b>Subject</b>     | <b>7.3. Memorandum: Ben Traverse and Gene Bergman, Co-Chairs, Joint Committee on Police Oversight, re: Committee Status (20 mins.)</b>                                                                                                                                                                                                              |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                                                                                                                                                                                                                      |
| Category           | 7. Deliberative Agenda                                                                                                                                                                                                                                                                                                                              |
| Department         | Council and Board                                                                                                                                                                                                                                                                                                                                   |
| Type               | Action<br>Communication                                                                                                                                                                                                                                                                                                                             |

## Information

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| Recommended Action | waive the reading, accept the memorandum and place it on file                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| <b>Subject</b>     | <b>7.4. Great Streets Main Street Construction Award and Contract Amendments - DPW (15 mins.)</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| Category           | 7. Deliberative Agenda                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| Department         | Public Works Department                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| Type               | Action                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| Recommended Action | <p>1. To authorize the Director of Public Works to execute Amendment #8 to the design contract, subject to City Attorney review and approval, with Vanasse Hangen Brustlin, Inc. (VHB) in the amount of \$614,811.00, bringing the total contract value up to \$3,160,488.00, and authorize the use of an additional \$61,481.00 in contingency funds to be available to use toward any necessary future contract amendments needed to accomplish the design work herein contemplated,, and further authorize execution of any such necessary amendments upon review and approval by the City Attorney's Office, for a total authorized amount of \$3,221,969.00 for the development of the design of the Great Streets Main Street project.</p> <p>2. To authorize the Director of Public Works to execute Amendment #1 to the resident engineer contract, subject to City Attorney review and approval, with EIV Technical Services in the amount of \$298,974.00, bringing the total contract value up to \$2,098,974.00, and authorize the use of an additional \$209,897.00 in contingency funds to be available to use toward any necessary future contract amendments needed to accomplish the services detailed herein,, and further authorize execution of any such necessary amendments upon review and approval by the City Attorney's Office, for a total authorized amount of \$2,308,871.00 for resident engineering and outreach consulting services for the Great Streets Main Street project.</p> <p>3. To authorize the Director of Burlington City Arts to execute contract amendments with the Great Streets Main Street selected Artists from the current total approved amount of \$66,696 to a total authorized Phase I and Phase II project expenditure in the amount of \$474,626, subject to review and approval by the City Attorney's Office, and to further authorize the use of an additional \$25,374 in contingency funds to be available to use toward future amendments for any of the artist contracts, and further authorize execution of any such necessary amendments upon review and approval by the City Attorney's Office, for a total authorized amount of \$500,000.00:</p> <ul style="list-style-type: none"><li>a. A contract with Lydia Kern in an amount not to exceed \$90,600 for fabrication of artwork;</li><li>b. A contract with WOWHAUS in an amount not to exceed \$99,000 for fabrication of artwork;</li><li>c. A contract with Pixel Patch Creative, LLC in an amount not to exceed \$145,000 for fabrication of artwork; and</li></ul> |

d. A contract with Nancy Winship Milliken Studio, LLC in an amount not to exceed \$140,026 for fabrication of artwork.

4. To authorize the Director of Public Works to execute a Memorandum of Understanding, subject to City Attorney review and approval, with Burlington Electric Department in the amount of \$399,039, for the lighting construction of the Great Streets Main Street project.

5. To authorize the Director of Public Works to execute the following initial construction contract and future necessary contract amendments with S.D. Ireland Brothers Corporation to complete the reduced project scope as described herein for the Great Streets Main Streets project, for a total approved expenditure not to exceed \$25,962,543.26, subject to

City Attorney Office review and approval:

a. an initial construction contract in an amount not to exceed \$21,700,572.20; and,  
b. any such future contract amendments necessary to carry out the reduced project scope, in additional amounts not to exceed \$2,596,254.83 in contingency funds and \$4,261,971.06 in bond premium funds, totaling \$28,558,798.09 in additional reserve funds, provided that use of the bond premium funds shall be subject to the Vermont Economic Progress Council's (VEPC) review and approval.

6. To authorize the Chief Administrative Officer, or their designee, to affect all necessary budget amendments and transfers of funds to and from the above-referenced funding sources as needed to pay the above-referenced project expenses in FY24 and Overall Project Budgets, as further detailed in Attachments C and D, provided that such budget amendment and transfers of funds as detailed in Attachment D involving bond premium funds shall be subject to VEPC's prior review and approval of the use of such funds.

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| <b>Subject</b>     | <b>7.5. Ordinance: Thermal Energy Systems And The Assessment Of A Carbon Pollution Impact Fee (Ordinance Committee)(30 mins.)</b>                         |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                            |
| Category           | 7. Deliberative Agenda                                                                                                                                    |
| Department         | Council and Board                                                                                                                                         |
| Type               | Action<br>Ordinance - Second Reading                                                                                                                      |
| Recommended Action | 2 <sup>nd</sup> reading, waive the reading and adopt the ordinance as amended by the Ordinance Committee.                                                 |
| <b>Subject</b>     | <b>7.6. Resolution: Supporting District Energy And Continued Efficiency Improvement At McNeil Generating Station (Councilors Barlow, Dieng)(30 mins.)</b> |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                            |
| Category           | 7. Deliberative Agenda                                                                                                                                    |
| Department         | Council and Board                                                                                                                                         |

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| Type | Action<br>Resolution |
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| Recommended Action | waive the reading and adopt the resolution |
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## 8. Committee Reports

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| <b>Subject</b> | <b>8.1. Verbal reports</b>                                                                                                     |
| Meeting        | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM |
| Category       | 8. Committee Reports                                                                                                           |
| Department     | Council and Board                                                                                                              |
| Type           | Information                                                                                                                    |

## 9. City Council - General Affairs (up to 15 mins.)

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| <b>Subject</b> | <b>9.1. Verbal reports</b>                                                                                                     |
| Meeting        | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM |
| Category       | 9. City Council - General Affairs (up to 15 mins.)                                                                             |
| Department     | Council and Board                                                                                                              |
| Type           | Information                                                                                                                    |

## 10. City Council President - Council Updates (up to 5 mins.)

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| <b>Subject</b> | <b>10.1. Verbal reports</b>                                                                                                    |
| Meeting        | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM |
| Category       | 10. City Council President - Council Updates (up to 5 mins.)                                                                   |
| Department     | Council and Board                                                                                                              |
| Type           | Information                                                                                                                    |

## 11. Mayor - General Affairs (up to 10 mins.)

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| <b>Subject</b> | <b>11.1. Verbal reports</b>                                                                                                    |
| Meeting        | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM |
| Category       | 11. Mayor - General Affairs (up to 10 mins.)                                                                                   |
| Department     | Council and Board                                                                                                              |
| Type           | Information                                                                                                                    |

## 12. Adjournment

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| <b>Subject</b>     | <b>12.1. Motion to adjourn</b>                                                                                                 |
| Meeting            | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM |
| Category           | 12. Adjournment                                                                                                                |
| Department         | Council and Board                                                                                                              |
| Type               | Action<br>Procedural                                                                                                           |
| Recommended Action | Motion to adjourn                                                                                                              |

## **13. Informational and Non-Discrimination Statements**

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| <b>Subject</b> | <b>13.1. This agenda is available in alternative formats upon request. For more information on access, call Lori Olberg, Licensing, Voting and Records Coordinator (802-865-7136)(TTY 802-865-7142). Persons with disabilities who require assistance or special arrangements to participate are encouraged to contact 802-865-7000 (voice) or 802-865-7142 (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.</b> |
| Meeting        | November 20, 2023 - Regular City Council Meeting - Monday, November 20, 2023, 5:45 PM, Contois Auditorium OR REMOTELY via ZOOM                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| Category       | 13. Informational and Non-Discrimination Statements                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| Department     | Council and Board                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| Type           | Information                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |