
DELIBERATIVE AGENDA
LOCAL CONTROL COMMISSION
CONTOIS AUDITORIUM, CITY HALL
MONDAY, APRIL 30, 2012
7:07 P.M.

PRESENT: City Council President Shannon, Commissioners Adrian, Bushor, Kranichfeld, Tracy, Brennan, Siegel, Aubin, Mason, Blais, Paul, Decelles and Dober

ABSENT: Commissioner Hartnett

CITY ATTORNEY'S OFFICE: Ken Schatz

CLERK/TREASURER'S OFFICE: Scott Schrader, Rich Goodwin and Lori Olberg

CITY COUNCIL PRESIDENT SHANNON PRESIDING:

1. AGENDA

On a motion by Commissioners Dober and Tracy, the Local Control Commission unanimously adopted, as amended, the agenda as follows: add Four Corners of the Earth to consent agenda item 2.04. FIRST CLASS RESTAURANT LIQUOR LICENSE RENEWALS (2012-2013) and note the outside consumption permit hours for consent agenda item 2.08. OUTSIDE CONSUMPTION PERMIT EXPANSIONS (specific dates only): RiRa's Irish Pub: Sunday, 11:30 a.m. to 12:00 a.m.; Monday – Saturday, 11:30 a.m. to 1:00 a.m.; Three Tomatoes Trattoria: Saturday and Sunday: 10:00 a.m. to 12:30 a.m.; Monday – Friday, 11:00 a.m. to 12:30 a.m.

2. CONSENT AGENDA

On a motion by Commissioners Dober and Blais, the consent agenda was unanimously adopted, as amended, thus taking the following actions as indicated:

2.01. FIRST CLASS CABARET LIQUOR LICENSE EXTENSION (2011-2012):

see attached list

*waive the reading, accept the communication, place it on file and extend the 2011-2012 First Class Cabaret Liquor License for ½ Lounge

2.02. OUTSIDE CONSUMPTION PERMIT EXTENSION (2011-2012):

see attached list

*waive the reading, accept the communication, place it on file and extend the 2011-2012 Outside Consumption Permit for ½ Lounge

2.03. FIRST CLASS HOTEL LIQUOR LICENSE RENEWAL (2012-2013):

see attached list

*waive the reading, accept the communication, place it on file and approve the 2012-2013 First Class Hotel Liquor License Renewal with all standard conditions

2.04. FIRST CLASS RESTAURANT LIQUOR LICENSE RENEWALS (2012-2013):

see attached list

*waive the reading, accept the communication, place it on file and approve the 2012-2013 First Class Restaurant Liquor License Renewals with all standard conditions

2.05. SECOND CLASS STORE LIQUOR LICENSE RENEWALS (2012-2013):

see attached list

*waive the reading, accept the communication, place it on file and approve the 2012-2013 Second Class Store Liquor License Renewals with all standard conditions

2.06. OUTSIDE CONSUMPTION PERMIT RENEWALS (2012-2013):

see attached list

*waive the reading, accept the communication, place it on file and approve the 2012-2013 Outside Consumption Permit Renewals with all standard conditions

2.07. COMMUNICATION: Ron Redmond, Church Street Marketplace, re: REQUESTS TO EXPAND OUTDOOR CAFES for 2012

*waive the reading, accept the communication, place it on file and approve the requests to expand outdoor cafes for 2012 for Halvorson's Upstreet Café, RiRa's Irish Pub, Scuffer Steak & Ale House and Three Tomatoes Trattoria for the specified dates only

2.08. OUTSIDE CONSUMPTION PERMIT EXPANSIONS (specific dates only):

Halvorson's Upstreet Café, RiRa's Irish Pub, Scuffer Steak & Ale House and Three Tomatoes Trattoria

*waive the reading, accept the communication, place it on file and approve the outside consumption permit expansions (specific dates only) for Halvorson's Upstreet Café, RiRa's Irish Pub, Scuffer Steak & Ale House and Three Tomatoes Trattoria

2.09. COMMUNICATION: Tim Banks, Dedalus Wine, re: Change of Location: Moving from 209 Battery Street to 180 Battery Street, Suite 110

*waive the reading, accept the communication, place it on file and approve the location change for Dedalus Wine Shop

3. FIRST CLASS RESTAURANT LIQUOR LICENSE APPLICATION (2012-2013):

West Harp Ventures, LLC. d/b/a Panadero Bakery, 201-203 North Winooski Avenue

Commissioners Dober and Blais made a motion to approve the 2012-2013 First Class Restaurant Liquor License Application for Panadero Bakery. The motion passed unanimously.

4. FIRST CLASS RESTAURANT LIQUOR LICENSE APPLICATION (2012-2013):

Sherpa Kitchen Restaurant LLC (formerly Saigon Bistro), 119 College Street

Commissioners Dober and Blais made a motion to approve the 2012-2013 First Class Liquor License Application for Sherpa Kitchen. The motion passed unanimously.

5. ADJOURNMENT

On a motion by Commissioners Dober and Tracy, the Local Control Commission voted unanimously to adjourn at 7:09 p.m.

Attest:

Lori Olberg, Licensing, Voting & Records Coordinator and Amy Bovee, Executive Secretary

ADJOURNED MEETING, CITY COUNCIL
MONDAY, APRIL 30, 2012
7:09 P.M.

PRESENT: see above

CITY COUNCIL SHANNON PRESIDING:

1. AGENDA

On a motion by Councilors Adrian and Siegel, the agenda was adopted as is.

2. PUBLIC FORUM

City Council President Shannon opened public forum at 7:22 p.m.

<u>Name</u>	<u>Ward/Affiliation</u>	<u>Subject</u>
Odis Berry	Ward 5 Resident	Issued a Loitering Ticket/ Requests Ticket be Waived

There being no one further coming forward and without any objection from the remaining Council, City Council President Shannon closed the public forum at 7:25 p.m.

3. CONSENT AGENDA

On a motion by Councilors Adrian and Decelles the consent agenda was unanimously adopted thus taking the following actions as indicated:

3.01. COMMUNICATION: Lori Olberg, Licensing, Voting & Records Coordinator, re: Accountability List

*waive the reading, accept the communication and place it on file

3.02. COMMUNICATION: David E. White, AICP, Director of Planning & Zoning, re: Proposed Zoning Amendments

*waive the reading, accept the communication and place it on file

3.03. ORDINANCE: COMPREHENSIVE DEVELOPMENT ORDINANCE—Official Zoning Map Revision ZA 12-07 (Planning Department, Planning Commission)(1st reading)

*consider this 1st reading and refer to the Ordinance Committee

3.04. ORDINANCE: COMPREHENSIVE DEVELOPMENT ORDINANCE—Electronic Message Display ZA 12-08 (Planning Department, Planning Commission)(1st reading)

*consider this 1st reading and refer to the Ordinance Committee

3.05. ORDINANCE: COMPREHENSIVE DEVELOPMENT ORDINANCE—Ground Floor Residential Uses Restrictions ZA 12-09 (Planning Department, Planning Commission)(1st reading)

*consider this 1st reading and refer to the Ordinance Committee

3.06. RESOLUTION: Authorization to Enter into License Agreement to Maintain Tables and Chairs on a Portion of the City's Right-of-way with Zabby's Stone Soup (Councilors Dober, Blais, Tracy: License Committee)

*waive the reading and adopt the resolution

3.07. RESOLUTION: Reorganization of Two Senior Customer Service Representative Positions at Burlington Telecom to Two Residential Sales Consultant Positions (Board of Finance)

*waive the reading and adopt the resolution

3.08. COMMUNICATION: Lori Olberg, Licensing, Voting and Records Coordinator and Amy Bovee, Executive Secretary, re: Minutes, Regular City Council Meeting, February 6, 2012

*waive the reading, accept the communication, place it on file and adopt the minutes as received at the April 16, 2012 City Council Meeting

3.09. COMMUNICATION: Lori Olberg, Licensing, Voting and Records Coordinator and Amy Bovee, Executive Secretary, re: Minutes, Adjourned, City Council, February 13, 2012

*waive the reading, accept the communication, place it on file and adopt the minutes as received at the April 16, 2012 City Council Meeting

3.10. INDOOR AND OUTDOOR ENTERTAINMENT AND TOBACCO RENEWALS (2012-2013):

see attached list

*waive the reading, accept the communication, place it on file and approve the 2012-2013 Indoor and Outdoor Entertainment and Tobacco Renewals with all standard conditions

3.11. EXTENSION OF INDOOR ENTERTAINMENT PERMIT (2011-2012): ½ Lounge

*waive the reading, accept the communication, place it on file and extend the 2011-2012 Indoor Entertainment Permit for ½ Lounge

3.12. COMMUNICATION: Elizabeth Cote, Executive Director, Vermont State Dental Society, re: Support for Community Water Fluoridation

*waive the reading, accept the communication and place it on file

3.13. COMMUNICATION: Jeff Wick, Member, Airport Commission, re: Resignation

*waive the reading, accept the communication, place it on file, advertise the vacancy (it was published in the April 25th Seven Days' edition) and send a letter of appreciation to Jeff Wick thanking him for his time served on the Airport Commission

- 3.14. COMMUNICATION: Mari Steinbach, Director, Department of Parks and Recreation, re: Penny for Parks – Process and Criteria for Use of Penny for Parks Funds

*waive the reading, accept the communication and place it on file

- 3.15. COMMUNICATION: Amy Bovee, Executive Secretary, re: Board of Finance, Monday, February 6, 2012 Minutes

*waive the reading, accept the communication and place it on file

- 3.16. COMMUNICATION: Lori Olberg, Licensing, Voting and Records Coordinator and Amy Bovee, Executive Secretary, re: Informational Meeting of the City Council, February 27, 2012, Draft Minutes

*waive the reading, accept the communication, place it on file and adopt the minutes at the May 7, 2012 City Council Meeting

4. INDOOR ENTERTAINMENT PERMIT APPLICATION (2012-2013):

West Harp Ventures, LLC, d/b/a Panadero Bakery, 201-203 North Winooski Avenue

Councilors Dober and Blais made a motion to approve the 2012-2013 Indoor Entertainment Permit Application for Panadero Bakery. The motion passed unanimously.

5. INDOOR ENTERTAINMENT PERMIT APPLICATION (2012-2013):

Three Needs, 185 Pearl Street

Councilors Dober and Blais made a motion to approve the 2012-2013 Indoor Entertainment Permit Application for Three Needs. The motion passed unanimously.

6. COMMITTEE REPORTS (5 mins.)

Councilor Dober stated the License Committee meeting would be tomorrow. They have been extremely active.

Councilor Paul stated the Parks Arts and Culture Committee was working to schedule their first meeting.

City Council President Shannon stated she will schedule the Council retreat. So far she has had no volunteers to help plan it, but she was open to suggestions as to what should be addressed. A key thing to address was ways to go paperless and whether or not the Council was ready to do that.

7. COMMUNICATION: City Councilors, re: General City Affairs (oral)(10 mins.)

Councilor Brennan commended the students of Burlington High School who went to Montpelier and stated it was brave. He appreciated the Mayor's commitment to addressing issues of racism in Burlington. The ugly side of racism had reared its head in recent weeks. Students that came out spoke and they should be acknowledged.

8. COMMUNICATION: Mayor Weinberger, re: General City Affairs (oral)(5 mins.)

Mayor Weinberger stated they had worked on appointments and building the new team. They postponed the vote on the appointment of the City Attorney in order to allow Councilors to meet Ian Carleton, the

proposed candidate. There were several additional openings for appointments. The Library and CEDO will have new directors as of June 30. All other department heads have submitted letters requesting reappointment. Those will be reviewed.

The budget was in progress and there would be presentations on Thursdays throughout May for departments presenting their budget. There would be a determination on whether or not a tax increase was recommended at that time.

Work had been underway on the Bike Path to ensure that it could accommodate the Burlington Marathon on Memorial Day. That work was progressing well and he hoped to have more news soon for the larger repairs. The City had been communicating with FEMA throughout this time. There would be further work and discussion on bike path restoration.

Time had been spent on Burlington Telecom and Moran as well. He hoped to start the first Mayor's TV show. The first show had 8 guests who were nominated for the Herb Bloomenthal award and the Peter Clavelle award for great achievements and contributions to the community.

9. ADJOURNMENT

On a motion by Councilors Dober and Paul the Adjourned City Council Meeting voted unanimously to adjourn at 7:26 p.m.

Attest:

Lori Olberg, Licensing, Voting & Records Coordinator and Amy Bovee, Executive Secretary