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2 **Resolution Relating to**  
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**RESOLUTION**  
Sponsor(s): Councilors Shannon,  
Bushor, Decelles, Paul: Bd. of Finance

Introduced: 05/07/12

Referred to: \_\_\_\_\_

Action: \_\_\_\_\_

Date: \_\_\_\_\_

Signed by Mayor: \_\_\_\_\_

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7 **AUTHORIZE A CONCESSION AND LICENSE AGREEMENT**  
8 **WITH THE BURLINGTON FARMERS' MARKET FOR THE**  
9 **2012 OUTDOOR MARKET SEASON**  
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11  
12 **CITY OF BURLINGTON**  
13

14 In the year Two Thousand Twelve.....

15 Resolved by the City Council of the City of Burlington, as follows:

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17 That WHEREAS, the CITY manages property of the City of Burlington and public properties and  
18 rights-of-way, including City Hall Park, St. Paul Street, and the sidewalk rights-of-way adjacent to St.  
19 Paul Street and City Hall Park; and

20 WHEREAS, THE FARMERS' MARKET desires to operate a concession service in City Hall  
21 Park and St. Paul Street and the sidewalks adjacent thereto for the sale of farm produce, baked goods,  
22 other food and beverage products and crafts to carry out the functions of a Farmers' Market commencing  
23 on the second Saturday in May, 2012 and ending on the last Saturday in October, 2012; and

24 WHEREAS, THE CITY will be doing repairs to portions of City Hall Park during the 2012 season  
25 that would interfere with THE FARMERS' MARKET'S prior operation that was located solely in City  
26 Hall Park; and

27 WHEREAS, THE FARMERS' MARKET has regularly requested more space than could be  
28 accommodated solely using City Hall Park and that as such the CITY and THE FARMERS' MARKET  
29 desire to use a new Concession and Licensing Agreement as a pilot offering to increase the space  
30 allocated to the market and will evaluate the use of the streetscape so as to accommodate the future  
31 expansion of the market; and

32 WHEREAS, the CITY and THE FARMERS' MARKET wish to continue their mutually  
33 advantageous agreement for the 2012 outdoor season despite the City's work on City Hall Park; and

34 WHEREAS, the CITY and THE FARMERS' MARKET agree that the use of a portion of St. Paul  
35 Street adjacent to City Hall Park would be a reasonable alternative space for the FARMERS' MARKET  
36 to operate, in addition to the continued use of a portion of City Hall Park not under repair; and

37 WHEREAS, the FARMERS' MARKET has requested that it be permitted to place various stalls,  
38 tables, chairs and miscellaneous other furniture on St. Paul Street in addition to those permitted in City  
39 Hall Park necessary for the Farmers' Market to operate; and  
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**Resolution Relating to**

AUTHORIZE A CONCESSION AND LICENSE  
AGREEMENT WITH THE BURLINGTON FARMERS'  
MARKET FOR THE 2012 OUTDOOR MARKET SEASON

WHEREAS, the relevant City Departments – Police, Parks and Recreation, and Public Works, are in support of and are permitting the activity covered by said AGREEMENT;

NOW, THEREFORE, BE IT RESOLVED that Miro Weinberger, Mayor, is hereby authorized to execute the attached Concession and License Agreement or one substantially similar between the City and the FARMERS' MARKET

lb/gm/c: Resolutions 2012/Parks Dept. – Farmers' Market Concession & License Agreement for 2012 Season  
5/2/12