
DELIBERATIVE AGENDA
CITY COUNCIL WORKSESSION
MONDAY, OCTOBER 15, 2012
CONFERENCE ROOM 12, CITY HALL
6:00 P.M. TO 7:00 P.M.

PRESENT: Mayor Weinberger; City Council President Shannon, Councilors Bushor, Decelles, Paul, Brennan, Tracy, Mason, Dober and Blais

ABSENT: Councilors Kranichfeld, Siegel, Aubin, and Hartnett

1. AGENDA
2. DISCUSSION: David E. White, AICP, Director of Planning & Zoning, re: PlanBTV Downtown/Waterfront DRAFT
3. ADJOURNMENT

Without objection, the City Council Worksession unanimously adjourned at 6:58 p.m.

Attest:

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

REGULAR MEETING, CITY COUNCIL
MONDAY, OCTOBER 15, 2012
CONTOIS AUDITORIUM, CITY HALL
7:11 P.M.

PRESENT: Mayor Weinberger, City Council President Shannon, Councilors Bushor, Tracy, Paul, Kranichfeld, Mason and Dober

ABSENT: Councilor Siegel

CITY ATTORNEY'S OFFICE: Eileen Blackwood and Gene Bergman

CLERK/TREASURER'S OFFICE: Paul Sisson, Rich Goodwin and Scott Schrader

CITY COUNCIL PRESIDENT SHANNON PRESIDING:

1. AGENDA

On a motion by Councilors Bushor and Dober the agenda was amended as follows: note revised version for consent agenda item 3.04. RESOLUTION: Authorization to Execute Contracts for Lakeview Cemetery and Northshore Bike Path Slope Failure Remediation Projects (Board of Finance, pending approval on 10/15/12); note signed memo for consent agenda item 3.05. COMMUNICATION: Norman J. Baldwin, P.E. Assistant Director of Public Works, re: Resolution re Lakeview Cemetery & Northshore Bike Path Slope Failure Remediation Projects; add to the consent agenda item 3.05.01. COMMUNICATION: Norman Baldwin, P.E., Assistant Director-Technical Services, DPW, re: Bid Award Recommendation-NorthShore Bike Path Slope Failure Recovery Project with the action to "waive the reading, accept the communication and place it on file;" note revised version for consent agenda item 3.08. RESOLUTION: Reclassification and Title Change of the Burlington Electric Department

Administrator of Accounts Payable – Cash Receipts Position (Board of Finance); add to the consent agenda item 3.33. RESOLUTION: Amendment to Authorization to Apply for Funding for An Environment, Community, Opportunity, Sustainability (ECOS) Project of the Chittenden County Regional Planning Commission (CCRPC) Grant (Councilor Brennan) with the action to “waive the reading and adopt the resolution;” add to the consent agenda item 3.34. COMMUNICATION: Tomer Segal, Member, Board of Tax Appeals, re: Resignation with the action to “waive the reading, accept the communication, place it on file, advertise the vacancy and send a letter of appreciation thanking Tomer Segal for his time served on the Board of Tax Appeals;” note signature page for agenda item 6. REPORT: Mari Steinbach, CPRP, MPA through the Parks & Recreation Commission, re: Annual Report; note revised version of agenda item 9. RESOLUTION: Request to Fill Vacancies, Expand Membership, and Revitalize The Advisory Committee on Accessibility (Councilor Bushor); add to the agenda item 11.5. REPORT: Kyle Dodson and Keshia Ram, Chairs of the Diversity and Equity Ad Hoc Committee, re: Update (oral)(10 mins.), Add to the consent agenda item 3.35 Authorization for Amended Terms of Contract for Food and Beverage Concession Services at Burlington International Airport (Board of Finance) with the action to “waive the reading, accept the communication, and place it on file”.

Councilor Dober requested that consent agenda item 3.08 be removed from the consent agenda and added to the deliberative agenda as item 11.1. City Council President Shannon accepted the change and added the item as 10.5.

2. PUBLIC FORUM

City Council President Shannon opened the public forum at 7:28 p.m.

<u>Name</u>	<u>Ward/Affiliation</u>	<u>Subject</u>
Ralph Montefusco	Ward 4 Resident	In Favor of Accessibility Advisory Committee
Roger Pion	Vermont Resident	Police Accountability
Lisa Ann	Vermont Resident	Police Accountability
Allan Hunt	Ward 5 Resident	Against the Champlain Parkway
Emily Reynolds	Ward 1 Resident	Police Accountability
Jonathan Leavitt	Ward 2 Resident	Police Accountability

City Council President Shannon closed the public forum at 7:40 p.m.

3. CONSENT AGENDA

On a motion by Councilors Bushor and Brennan the consent agenda was unanimously adopted, as amended, 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. RESOLUTION: License Agreement with Chittenden County Transportation Authority To Place a Bus Shelter on a Portion of the Public Right-of-way on

Pine St. (Councilors Dober, Blais: License Committee)

*waive the reading and adopt the resolution

3.03. RESOLUTION: Authorization to Enter into License Agreement to Erect and Maintain A Sign Extending Over a Portion of the City's Right-of-way with Finnigan's Pub (Councilors Dober, Blais: License Committee)

*waive the reading and adopt the resolution

3.04. RESOLUTION: Authorization to Execute Contracts for Lakeview Cemetery and Northshore Bike Path Slope Failure Remediation Projects (Board of Finance: pending approval on 10/15/12) revised version

*waive the reading and adopt the resolution

3.05. COMMUNICATION: Norm Baldwin, Asst. Director of Technical Services, DPW Engineering, re: Resolution re Lakeview Cemetery & Northshore Bike Path Slope Failure Remediation Projects

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

3.05.01. COMMUNICATION: Norman Baldwin, P.E., Assistant Director-Technical Services, DPW, re: Bid Award Recommendation-NorthShore Bike Path Slope Failure Recovery Project

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

3.06. RESOLUTION: Authorization to Execute Lease Agreement with AT&T Mobility Corporation (New Cingular Wireless, PCS, LLC) for Telecommunication Equipment at 720 So. Prospect St. (Councilors Dober, Blais: License Committee)

*waive the reading and adopt the resolution

3.07. COMMUNICATION: Laurie Adams, Assistant Director DPW Water Quality, re: First Amendment to Lease Agreement

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

3.09. RESOLUTION: Authorization of Burlington Electric Department for Creation of Full Time Cyber Security and Compliance (CSACO) Officer Position (Board of Finance)

*waive the reading and adopt the resolution

3.10. RESOLUTION: Amended Approval of Contracts with Vendors for Installation and Implementation of Burlington Electric Department's Advanced Metering Infrastructure Deployment Plan (Board of Finance)

*waive the reading and adopt the resolution

3.11. COMMUNICATION: Ken Nolan, Manager of Power Resources, Burlington Electric Department, re: BED Smart Grid Project Web Presentment Vendor Change

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

3.12. RESOLUTION: Ratification of Clerical Corrections: Resolution Relating to November 6, 2012 Special City Meeting—Approval of Increase in Maximum Tax Rate for General City Purposes Authorized for Bike Path Improvement and Maintenance Fund (Councilors Shannon, Bushor)

*waive the reading and adopt the resolution

3.13. RESOLUTION: Authorization to Execute Supplemental Agreement to US Government Lease at Burlington International Airport (Board of Finance)

*waive the reading and adopt the resolution

3.14. RESOLUTION: Authorization to Execute Lease of Air Traffic Control Tower and Grounds at Burlington International Airport (Board of Finance)

*waive the reading and adopt the resolution

3.15. RESOLUTION: Authorization to Execute Supplemental Agreement No. 3 to GSA Lease No. LVT04752 Related to Office Rental Space at Burlington International Airport (Board of Finance)

*waive the reading and adopt the resolution

3.16. COMMUNICATION: City Council Community Development & Neighborhood Revitalization September 19, 2012 Minutes, re: Public Forum regarding Landlord Accountability Resolution

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

3.17. COMMUNICATION: Amy Bovee, Executive Secretary, re: Board of Finance Minutes, June 11, 2012

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

3.18. COMMUNICATION: Amy Bovee, Executive Secretary, re: Board of Finance Minutes, June 18, 2012

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

3.19. COMMUNICATION: Amy Bovee, Executive Secretary, re: Board of Finance Minutes, July 9, 2012

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

3.20. COMMUNICATION: Amy Bovee, Executive Secretary, re: Board of Finance Minutes, July 16, 2012

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

3.21. COMMUNICATION: Amy Bovee, Executive Secretary, re: Board of Finance Minutes, August 6, 2012

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

3.22. COMMUNICATION: Amy Bovee, Executive Secretary, re: Board of Finance Minutes, August 27, 2012

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

3.23. COMMUNICATION: Lori Olberg, Licensing, Voting and Records Coordinator and Amy Bovee, Executive Secretary, re: Minutes, Regular, City Council, June 18, 2012

*waive the reading, accept the communication, place it on file and adopt the minutes as received at the September 24, 2012 City Council Meeting

3.24. COMMUNICATION: Lori Olberg, Licensing, Voting and Records Coordinator and Peggy Ellis-Green, Temporary C/T Assistant, re: Minutes, Adjourned, City

Council, June 25, 2012

*waive the reading, accept the communication, place it on file and adopt the minutes as received at the September 24, 2012 City Council Meeting

3.25. COMMUNICATION: Sandra Levine, Senior Attorney, CLF, re: Champlain Project – Impact on King Street Neighborhood Railyard Enterprise Project

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

3.26. COMMUNICATION: Jack Donnelly, Executive Director, re: Champlain Parkway – Impact on King Street Neighborhood; Railyard Enterprise Project

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

3.27. COMMUNICATION: Laura Babcock, Clerk, Board of Electric Commissioners, re: Electric Commission Attendance Record

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

3.28. COMMUNICATION: Jerome F. O’Neill, Chair, Burlington Police Commission, re: Motion passed unanimously by the Burlington Police Commission on September 27, 2012

*waive the reading, accept the communication, place it on file and note that Chair O’Neill will be present at the October 29, 2012 for further discussion

3.29. COMMUNICATION: Melinda Vieux, President, Melanie Phelps, Operations Manager, Green Up Vermont, re: Green Up Day May 4, 2013 Selection of Town Coordinator

*waive the reading, accept the communication, place it on file and send this to the Mayor’s Office for selection of the Green Up Day Town Coordinator for 2013

3.30. COMMUNICATION: Tammy Gagne, Staffperson, Airport Commission, re: Attendance Record

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

3.31. COMMUNICATION: Oliver Kranichfeld, Member, Library Commission, re: Resignation

*waive the reading, accept the communication, place it on file, advertise the vacancy and send a letter of appreciation to Oliver Kranichfeld thanking him for his time served on the Library Commission

3.32. COMMUNICATION: Clerk/Treasurer’s Office, re: Openings Burlington City Commissions/Boards

*waive the reading, accept the communication, place it on file, note that no applicants for consideration and re-advertise the vacancies

3.33. RESOLUTION: Amendment to Authorization to Apply for Funding for An Environment, Community, Opportunity, Sustainability (ECOS) Project of the Chittenden County Regional Planning Commission (CCRPC) Grant

*waive the reading and adopt the resolution

3.34. COMMUNICATION: Tomer Segal, Member, Board of Tax Appeals, re: Resignation

*waive the reading, accept the communication, place it on file, advertise the vacancy and send a letter of appreciation thanking Tomer Segal for his time served on the Board of Tax Appeals

4. REPORT: Spencer Newman, Chair, Burlington Electric Commission, re: Commission Chair Report

City Council President Shannon stated the Chair of the Commission was unavailable, but General Manager of BED Barbara Grimes was prepared to deliver the report.

Barbara Grimes, BED, stated Spencer Newman was willing to come on a different date. City Council President Shannon stated she would prefer to do the report tonight, but only if Ms. Grimes was comfortable doing so. Ms. Grimes stated she was comfortable giving the report.

Councilor Dober inquired if it would be possible to move the item that was removed from consent so that Director Grimes would not have to sit through the meeting. City Council President Shannon stated they could but would not act upon it until after the public forum.

Councilor Bushor stated she would like to address the item tonight because the report was dated June 5 and it was now October. She would prefer to hear comments to bring back to the Commission rather than postpone it further.

City Council President Shannon inquired if there were any objections.

Councilor Hartnett stated he would prefer to hear from the Commissioner rather than the Department Head.

Councilors Dober and Hartnett made a motion to postpone action on this item until a later date. City Council President Shannon accepted the proposal and stated they would address it at a later date.

5. REPORT: Fletcher Free Library 2012 Commissioner's Report

Eric Lindstrom, Chair of the Library Commission, stated they have had great events in the areas of technology, youth services, physical improvements, outreach to new Americans, and the library director search. The library continues to reach out with e-books and other digital formats. They received a \$10,000 grant from IBM to upgrade meeting rooms. The youth programs were a mast program of the library and there were 1,300 participants in the summer reading program. Physical improvements could be seen with the work that has been done to the building on College Street. The information on outreach and services to New Americans is provided in the report. They are conducting interviews for the new library director. The Board of Trustees, Board of Commissioners and staff at the Library have voted to change the structure of Fletcher Free Library to a search for a single director.

Councilor Bushor stated she looked forward to the report from the Library each year because she finds out what they are doing. As a gardener, she did not know she could check out garden tools. When the budget was adopted, there were concerns about the AmeriCorps participation and reaching out to New Americans and members of the community where English was a second language. She is glad to see that support is there and the programs are essential. She applauded everyone who works at the Library and the people on the commission.

Councilors Hartnett and Aubin made a motion to waive the reading, accept the report and place it on file. The motion passed unanimously.

6. REPORT: Mari Steinbach, CPRP, MPA through the Parks & Recreation Commission, re: Annual Report

City Council President Shannon stated there was a scheduling error with the Parks Commissioner and this report would be delivered at a later date.

7. COMMUNICATION: Mayor Miro Weinberger, re: Appointment of Director of Department of Parks and Recreation

Mayor Weinberger stated he was excited to recommend Jesse Bridges as the next Director of Parks and Recreation. He had arrived to this decision after a thorough process involving the Parks and Recreation Commission, Councilor Hartnett, and Carina Driscoll from the Mayor's Office. There were several good candidates. Numerous members of the Parks Staff and some outside stakeholders were also involved in the process. This candidate possesses the qualities and characteristics that these people hoped the next Director would bring. These included having someone who is a community member, has energy and drive to bring new perspective and energy to the Department, and the management and communication skills needed to run the Department. Jesse Bridges possesses all of those qualities and more.

Jesse Bridges, Parks and Recreation, thanked everyone for the opportunity to work with staff and the community. He plans to hit the ground running all across the City. There are a number of key priorities such as getting the City moving, stewarding financial resources, and restoring public trust. The first focus will be on staff development, cohesion, and productivity. The projects on the schedule will be completed, including the 38 Penny for Parks initiatives. There will be a development of mission and knowledge that the work that is done in the Department is not just people's jobs, but also a resource for the community. The department produces 75% of its resources from internally generated revenue. This requires being creative, entrepreneurial, and responsible. The City finances will continue to be put in order and Parks and Recreation will do the same. It will be important to ensure that programs are accessible for all community members. He plans to undertake initiatives of philanthropy through the Parks Foundation, an evaluation of the fee schedule, and exploration of public and private partners. This Administration and Council must work to restore trust in the City and the Parks Department. There is a vast amount of human resources that can be brought together for the Department and the City.

Councilor Hartnett stated this was a nationwide search, but the candidate turned out to be right here in Burlington. He was one of four finalists, the others being from out of state. The process was very open. The committee sought people they thought might be a good fit for the position. It worked well and the staff and public all had a say. Jesse's UVM Staff attended the press conference announcing his appointment and that spoke volumes.

Mayor Weinberger stated Jesse Bridges started at UVM as a 17 year old assistant coach and had risen to be the most senior member of his department. It was an impressive record of rising to new challenges. He was excited to put a new set of challenges there. The senior most members of the department attended the press conference to signal their faith in Jesse.

Councilors Hartnett and Brennan made a motion to waive the reading, accept the communication, place it on file and approve the appointment.

8. RESOLUTION: Accepting Report on Exploration of Routes Between The Champlain Parkway and King Street Neighborhood and Authorizing Scoping on Railyard Enterprise Project (Councilors Paul, Blais, Mason, Shannon, Aubin, Hartnett, Bushor)

Councilors Mason and Paul made a motion to waive the reading and adopt the resolution.

Councilor Mason stated this would accept the report they heard last week. He had heard from many constituents encouraging the City to move both projects forward as quickly as possible. It was a first step towards reconfirming support for the Champlain Parkway. It also took the first step towards the rail yard project. Councilor Paul had added an amendment to the resolution to request regular updates to the City Council on the progress of the projects.

City Council President Shannon stated this project affects her own neighborhood and the majority of Ward 5. The changes that have been made and the progress on the rail yard enterprise project shifts the balance of the scales in favor of this project. She feels the timeline is important and will continue to press the Mayor to ensure the timeline is parallel with the Sothern Connector Project. The rail yard project resolves the problems with the Northern end of the project, but not the Southern end of the project. She stated she will support this.

The motion passed unanimously.

9. RESOLUTION: Request to Fill Vacancies, Expand Membership, and Revitalize the Advisory Committee on Accessibility (Councilor Bushor)

Councilors Bushor and Brennan made a motion to waive the reading and adopt the resolution.

Councilor Bushor stated a group has been meeting trying to improve access. Burlington's commitment to accessibility has been ongoing. There was an Advisory Committee established in 1991. Some of those members are still involved in accessibility and have worked with DPW to report to the Council on making accessibility improvements. They were addressing things like making sure the incline when going from a sidewalk to a street would not be too steep. There is always an ongoing need, especially in a community as old as Burlington. There was a City Councilor at that time who was in a wheelchair. After City Council, he could never go out with the rest of the Council. There have been discussions about continuing to revitalize this committee and she was happy to be the conduit for the Council. The resolution has a report back date of February of 2013, but that is probably too soon.

Councilor Bushor proposed an amendment to change the report back date to March of 2013.

Councilor Brennan thanked the Administration and Councilor Bushor for their work on this. As discussions about inclusion happen, there are often times when people forget to think about certain things. It will be important moving forward when looking at larger issues that they are welcoming for everyone. There are people other than those with disabilities that do benefit from installing accommodations. When he was on the School Board, there were times when accommodations were made just to satisfy the law. This is more important than satisfying a law and is the right thing to do.

The motion passed unanimously.

10. RESOLUTION: Ratifying Authorization to Amend Contract with Alstom Power, Inc. to Rebuild the McNeil Generator Rotor (Board of Finance)

Councilors Paul and Bushor made a motion to waive the reading and adopt the resolution.

Councilor Paul stated this resolution pertains to work being done to rebuild the generator rotor at the McNeil plant. During routine work that was being done, it was determined that rings in the rotor were in need of replacement. She suggested John Irving, the McNeil Manager, give an outline of the proposal.

John Irving, BED, stated they were in the middle of a large overhaul of the McNeil station and were rebuilding the generator rotor. When the outage began, they shipped the rotor down and had pre-purchased the parts. When they disassembled it, they discovered two rings that were not safe to continue to use. They cost about \$289,000. He was notified on October 2 and a decision was needed by October 3 to keep the project on schedule. The final stage of the rotor rebuild was to put it through a spin test where it spun about 10% over normal speed. It was booked months in advance and if the window were missed, McNeil would be down until December. If the plant was down for one day, there was a \$40,000 loss in

renewable energy credits. They had an emergency telephone meeting of the Burlington Electric Commission and the Board of Finance. This would ratify that action.

The motion passed unanimously.

10.5(formerly 3.08) RESOLUTION: Reclassification and Title Change of the Burlington Electric Department Administrator of Accounts Payable – Cash Receipts Position (Board of Finance)

Councilors Bushor and Paul made a motion to waive the reading and adopt the revised version of this resolution.

Barbara Grimes, BED, stated there was a retirement in the finance area of a long time employee. After reviewing the duties of several employees, it was determined that position had the capacity to do extra work on an ongoing basis. That required redoing the job description, changing the title, and eliminating a position.

Councilor Dober stated he did understand the concept of the reclassification. There have been times when Winters and Sadowski were used; it has not remained consistent. Having standards creates stability and is good. Using both systems will create problems in the future. Ms. Grimes stated she appreciates this, although two things are being mixed. One system is modified Winters which applies to Burlington Electric and Willis applies to other unions. As far as modified Winters goes, the HR Department does a review of the classification. This was increased because the person took on additional duties to allow the department to save a position. It is unrelated to Sadowski which is aimed at non-union positions.

Councilor Hartnett inquired if this will roll two jobs into one; Ms. Grimes stated that was correct.

The motion passed unanimously.

11. RESOLUTION: Formation of Burlington Telecom Advisory Board and Termination of The Blue Ribbon Committee on Burlington Telecom and the Burlington Telecom Advisory Committee (Councilors Shannon, Paul, Brennan, Aubin, Mason, Blais)

Councilors Paul and Blais made a motion to waive the reading and adopt the resolution.

Councilor Paul stated this was about the formation and establishment of the Burlington Telecom Advisory Board (BTAB) and eliminating two other positions. The Blue Ribbon Committee on Burlington Telecom and the Burlington Telecom Advisory Committee (BTAC) have been overseeing Burlington Telecom's operations. It has become apparent there is a need to develop a more efficient body to advise BT. City Council President Shannon has reached out to the members of the BTAC to advise them of this. The resolution will create BTAB and will include three of the four community members of the Blue Ribbon Committee and three City Councilors. This is a good move and will consolidate membership.

City Council President Shannon stated the chair of BTAC, Bradley Holt, would like to address the Council. Mr. Holt read a prepared statement regarding BTAC's opinion on BT issues. He stated the Blue Ribbon Committee's work has been done in executive session to protect Burlington Telecom. While there are good reasons for this, BTAC rarely holds executive sessions. It is important to have transparency around Burlington Telecom. BTAC recently elected a new chair with goals of improving communications between BTAC, City Council, and the Blue Ribbon Committee, increasing public

dialogue, and define a clear role for BTAC. He stated Telecom has a great bandwidth which puts Burlington at an advantage.

Councilor Dober stated this is a difficult decision. There is nothing worse than dissolving a citizen commission. He understands the need, but they are doing the will of the people. Part of the problem is that the Committee was structured in a way that they could not succeed. They did not have the information they needed. He has concerns with the structure of the Blue Ribbon Committee. The New North End has never been represented on the Committee while they are the largest voting area in the City. He understands the goal of this, though he is not thrilled about this path. He stated he will compromise on this and move forward quickly to get this resolved.

Councilor Tracy inquired what the application process was for the people who were appointed. He inquired if it was an open application and inquired if those on the other committees were given an opportunity to apply to be on this one. The commissioner who spoke seemed knowledgeable. City Council President Shannon stated there was a resolution which asked the Council President to appoint a committee. They were looking for specific skills to advise the Council on BT and how to move forward. The Council President, Interim CAO Sisson, the creator of the resolution, and the Mayor were involved in the decision making. Councilor Tracy stated he appreciates the clarification, although he does not agree with the process. The process should be open and accessible. It is centralized in a few people's hands, but it should allow as many interested and engaged people who are interested to be involved. There could have been better stipulations laid out about how they can act. The two committees serve different functions and have different levels of transparency. The reason that the City is in this problem was because there was a lack of oversight. To get out of the problem by removing oversight and creative minds from the table seems to be the wrong direction. He stated he will vote against the resolution.

Councilor Bushor stated she will not be supporting the resolution. The role of the citizen committee was one that would look at programming and services to be the eyes and ears of what the committee wanted from BT as well as having some telecommunications savvy. They brought different visions and qualifications. That is a huge loss. She understands the redundancy and interface problems, but would like to think of other models. For example, Planning and Zoning has a number of advisory boards that help the Development Review Board. To silence the citizens is not the right direction to go. She would prefer not to vote on this and ask the creators to rethink this. She does not want to lose the expertise, but they could consider other ways to structure it. This should be addressed, but they should not lose input.

Councilor Decelles inquired if they were to dissolve BTAC, would the City be in violation of another condition. He remembers public oversight being a condition. City Attorney Blackwood stated it is confusing because there is another board called the Burlington Telecom Citizens Advisory Board which is responsive to the CPG. It is a body of citizens that reviews programming and content. That group will remain in existence.

Councilor Paul stated there is another advisory committee that resulted from the CPG that is composed entirely of citizens. They look at programming and things of that nature. They are not losing citizen input or an opportunity for citizens to be on a Burlington Telecom Committee. There are three community members on BTAB. They care the world of Burlington Telecom and want to see successful resolution to the challenges ahead. There has been a lot of progress in the last few years. The first job of the committee was to hire a consultant and they selected Dorman and Fawcett. Without them Telecom would not be where it is today.

Mayor Weinberger stated there is a citizen committee that will remain to advise on programming. He does not believe multiple oversight boards means better oversight. This action will improve oversight overall by expanding the roles and responsibilities of those who have served on these committees. The public trusts their authority.

Councilor Hartnett stated it is painful to listen to Councilors say they have forgotten that certain committees exist. This cleans up and simplifies the situation. He is disappointed in the process of how Councilors were chosen. He will support the resolution, but feels they can do a better job at getting input from the full body on who will serve on committees.

Councilors Dober and Bushor made a motion to amend the resolution to add one Councilor and one citizen to the existing board.

Councilor Bushor inquired how they chose the membership, how the decision was made, and who made the decision. Those are important details and the Council's job is to remember that the details are important. Accepting this without knowing the process is not very thorough. City Council President Shannon stated the people will be appointed by this resolution. If there was a change, the new appointment would be through resolution. This particular group was the existing Blue Ribbon Committee. How a person would be appointed through Councilor Dober's amendment is unclear. Councilor Dober stated he would like to see an application process that is presented to the Council. The Councilor selection is typically the Council President's responsibility. He understands how they picked the people they did because this group has been the trusted source for BT.

Councilor Mason stated his concern with expanding the Board is that there are targeted areas of expertise. He would prefer to add someone if there were an area of expertise they were deficient in. This Board is well versed in BT issues and has been for many years. He does not understand the purpose of throwing in more people. Councilor Dober stated the Blue Ribbon Committee was created specifically for reasons unrelated to telecommunications; what they were looking for were business process deficiencies.

Councilor Brennan stated he will not support the amendment. Boards are better served with an uneven number and having them too large is unwieldy. He does not see the merit of having a larger body.

The amendment failed by a vote of 2-10 with Councilors Dober and Bushor voting in favor.

Councilor Blais stated it is important to recognize that this is a unique form of governance in that it consists of citizens and Council members. However, it addresses a unique problem. The Committee will be able to advise the Council in the next few years on issues regarding Telecom.

The motion passed by a vote of 10-2 with Councilors Bushor and Tracy voting against.

11.5. REPORT: Kyle Dodson and Kesha Ram, Chairs of the Diversity and Equity Ad Hoc Committee re: Update (oral)(10 mins.)

Kyle Dodson, Co-Chair of Diversity and Equity Ad Hoc Committee, stated the committee was formed in August and they began to reach out to community members. They had their first meeting on October 4. There are ten committee members and two co-chairs. They spent time at the first meeting trying to set the tone. They met with an Abenaki woman who shared a history of her people. They started to define the scope of the work. There were two groups in the committee. One will study the history of these types of efforts in Burlington to make sure they do not go over ground that has already been covered.

Kesha Ram, Chair of Diversity and Equity Ad Hoc Committee, stated the second group will look at models and best practices around the country. They are also looking at the assets and deficits in Burlington. There are aspirant municipalities in larger metropolitan areas and have already put these plans into place. Their plans can be adapted to apply to Burlington. They will also consider similar municipalities that are more like Burlington to see what things they do. It is also important to recognize what they do not want to happen. They will be taking lofty goals and applying them to on the ground.

Mr. Dodson stated that this is a big, unwieldy subject that can easily fall into a trap of spending time developing a plan but doing no work on it. They will work hard to define a scope that makes sense for the City. They hope to have a short list that they address fully. The community will benefit from having concrete results. This will be an iterative process, but will allow some results in the short terms to show that things are moving forward and there is a commitment.

City Council President Shannon thanked them for their work and stated this will bring them forward and give them ideas that they can make real for the community.

Councilor Dober stated that these people are volunteers and are not paid for their work. Citizen Committees are where things happen. He thanked them for volunteering.

12. COMMITTEE REPORTS (5 mins.)

Councilor Paul stated the Parks Arts and Culture Committee will be meeting in October. The agenda is full including the RFP on the Moran Project. They will also discuss the Bulletin Board Resolution and will be issuing a report on that.

City Council President Shannon reminded Councilors to check the Accountability List. Committee Chairs should be reporting on any item that is on the list. There are times when things on the list that need to be changed and the Clerk's Office should be contacted in that event. The Council has discussed going paperless. It has been challenging to get the staff time needed to move that forward. The Clerk's Office has asked that be taken up after the election. Councilor Brennan is stepping up to offer software solutions that UVM has used. He will be contacting the vendor to come to the Council for a work session. She also stated she was working with the Urban Agriculture Report and has met with the creators of the report. They have agreed that rather than planning to implement all of these things, they would choose things to act on. There is a list of priorities that can be moved forward in the short term. Some of those will be taken up by Planning Commission and others will be brought to the Council.

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

Councilor Hartnett discussed the third annual Halloween Bike Ride event. He also mentioned there are three important bond issues on the ballot in November. Most people voted in favor of adding these to the ballot and it will be important to get that bond passed. He encouraged Councilors to work on talking to their constituents about these items.

Councilor Bushor stated she is involved with a Colchester Avenue Task Force and they have recently made some modifications to the street. When they began to look at the street, they identified projects and prioritized them. The next focus will be the intersection of Prospect, Pearl, and Colchester Avenue that is not straight. There will be public meetings about it. The most direct approach will be to straighten it. That will require a transfer of land from the University. The green space would be wider and the space by UHC would narrow. It would make it safer for bikers, pedestrians, and cars. This intersection has the 25th most accidents. The State looks at the top intersections and sometimes provides financial support.

Councilor Decelles stated he observed a protest on Henry Street of a private citizen's home. He stated that although you may not agree with someone politically, protesting in front of their house is bullying. He suggested contacting people through emails or letters rather than going to their house. Actions like these will have a chilling effect on participation in the public process. He stated it is appalling and he hopes that people will attend meetings to vent.

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

Mayor Weinberger stated there are some milestones of progress that have been acted on tonight. There is progress for the Bike Path with the authorization of two contracts for repairs on the 2011 flooding. He stated they have approved the budget to have a Penny for Parks staff person and have heard great things about him. They have agreed to sign a lease between the Airport and Skinny Pancake and they intend to have their facilities open by the end of the year. This will represent many of Burlington's localvore values. They have also worked on a plan to waive fees for solar installations as a pilot program for the next year. This will allow Burlington to catch up with the rest of Vermont on solar installations. There will be other solar projects in the weeks ahead. There is also a teaser of the RFP process for Moran. 9,000 emails have been sent out to get some buzz going around the redevelopment. Creating this buzz can be a deciding factor as to whether or not these initiatives succeed. There has been progress in other areas and to keep that momentum going, it will be important that ballot initiatives pass. He thanked Councilors for supporting him at the NPA meetings. Burlington Telecom is continuing to make progress as well. There is a milestone approaching. The Citi Capital case has had an early neutral evaluator, a mediator, assigned to the case. That mediation will take place at the end of January. They are preparing for that milestone when it comes. This work is ongoing and they will be holding another work session before that occurs.

15. ADJOURNMENT

On a motion by Councilors Bushor and Brennan, the Regular City Council Meeting voted unanimously to adjourn at 9:10 p.m.

Attest:

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