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DELIBERATIVE AGENDA  
LOCAL CONTROL COMMISSION  
CONTOIS AUDITORIUM, CITY HALL  
MONDAY, APRIL 16, 2012  
7:05 P.M.

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

CITY ATTORNEY'S OFFICE: Ken Schatz

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

CITY COUNCIL PRESIDENT SHANNON PRESIDING:

1. AGENDA

On a motion by Commissioners Dober and Decelles, the Local Control Commission Agenda was unanimously adopted as amended as follows: add Halvorson's Upstreet Café to consent agenda item 2.02. FIRST CLASS RESTAURANT LIQUOR LICENSE RENEWALS (2012-2013) and add Halvorson's Upstreet Café to consent agenda item 2.03. OUTSIDE CONSUMPTION PERMIT RENEWALS (2012-2013).

2. CONSENT AGENDA

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

2.01. FIRST CLASS CABARET 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 Cabaret Liquor License Renewal with all standard conditions

2.02. 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

2.03. 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

2.04. 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 Leunig's Bistro and Ken's Pizza & Pub only

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

Leunig's Bistro and Ken's Pizza & Pub

\*waive the reading, accept the communication, place it on file and approve the outside consumption permit expansions (specific dates only) for Leunig's Bistro and Ken's Pizza & Pub

3. OUTSIDE CONSUMPTION PERMIT APPLICATION (2012-2013):

Pistou, 61 Main Street

Commissioners Dober and Decelles made a motion to approve the outside consumption permit application for Pistou. The motion passed unanimously.

4. OUTSIDE CONSUMPTION PERMIT APPLICATION (2012-2013):

East Shore Vineyard, 28 Church Street

Commissioners Dober and Decelles made a motion to approve the outside consumption permit application for East Shore Vineyard. The motion passed unanimously.

5. OUTSIDE CONSUMPTION PERMIT APPLICATION (2012-2013):

Ken's Pizza & Pub, 71 Church Street (back area)

Commissioners Dober and Decelles made a motion to approve the outside consumption permit application for Ken's Pizza & Pub (back area).

Commissioner Bushor inquired if the seating area was visible from Church Street. Commissioner Dober stated it was on the back side of the building and was presently being used for staff parking. Staff will park elsewhere and use the area for seating. This was pending the approval of zoning and all other necessary permits. Commissioner Bushor inquired if the Police Department would have trouble seeing the area if there were other violations such as noise or over serving. Commissioner Dober stated there were multiple locations that have outside consumption areas that are not visible. This establishment has an excellent track record with no violations. They will have additional staff to serve that area. Commissioner Bushor inquired if the Police normally weigh in or give guidance. Commissioner Dober stated they typically do not.

The motion passed unanimously.

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

Pizzeria Verita (formerly 156 Bistro), 156 St. Paul Street

Commissioners Dober and Decelles made a motion to approve the first class restaurant liquor license application for Pizzeria Verita. The motion passed unanimously.

7. ADJOURNMENT

Without objection, City Council President Shannon adjourned the Local Control Commission meeting at 7:11 p.m.

Attest:

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

REGULAR MEETING, CITY COUNCIL  
MONDAY, APRIL 16, 2012  
7:11P.M.

PRESENT: see above

CITY COUNCIL PRESIDENT SHANNON PRESIDING:

1. AGENDA

On a motion by Councilors Adrian and Tracy the agenda was unanimously adopted as amended as follows: add Halvorson's Upstreet Café to consent agenda item 3.16. INDOOR AND OUTDOOR ENTERTAINMENT AND TOBACCO RENEWALS (2012-2013); remove from the consent agenda item 3.22. COMMUNICATION: Independent Auditor's Reports, re: Single Audit for Fiscal Year 2011 and place it on a future City Council Agenda with the Auditor being present to discuss the Audit and the Management Letter; add to the consent agenda item 3.27. SPECIAL EVENT INDOOR ENTERTAINMENT PERMIT APPLICATION (one day only): Three Needs, 185 Pearl Street, Sunday, April 22, 2012, Acoustic Baby Grand Piano Tryouts for Piano Bar, 7 p.m. – 2 a.m., Dancing, No amplified music with the consent action to "waive the reading, accept the communication, place it on file and approve the one day special event indoor entertainment permit application for Three Needs."

Councilor Brennan requested there be time for Councilors to ask questions after agenda item 5 from the School Board. City Council President Shannon stated 20 minutes would be allowed.

The agenda was approved unanimously as amended.

2. PUBLIC FORUM

City Council President Shannon opened the public forum at 7:32 p.m.

<u>Name</u>	<u>Ward/Affiliation</u>	<u>Subject</u>
Patrick Kearney	Airport Commission Applicant	Airport Commission Application
Tiffany Bergeron	Frog/Toad Center	Thank you for space in Miller Center
Andrew Gilbertson	BTA Applicant	BTA Application
Solveig Overby	DPW Commission Applicant	DPW Commission Application
Lindsay Reed	Contract Specialist	School Disparities
Jonathan Leavitt	Ward 2 Resident	School Disparities
Bill Auchen	Burlington Resident	School Disparities
Ruben Jackson	Burlington High School Teacher	School Disparities
James Leas	South Burlington Resident	School Disparities

David Grossnickle	Burlington Resident	Burlington Finance Challenges/Don't raise taxes
David Maher	Burlington Resident	City Projects/Spending
Kelly Burket	Burlington Resident	School Disparities
Annie Jordan	Burlington Resident	School Disparities
Nicholas Schieldrop	Shelburne Resident	Airport Commission Applicants/ In favor of Jeff Schulman
Naia Dennis	Burlington Resident	School Disparities
Nancy Owens	Burlington Resident	School Disparities

With no one further coming forward, City Council President Shannon closed the public forum at 8:02 p.m.

### 3. CONSENT AGENDA

On a motion by Councilors Adrian 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: Accept Bulletproof Vest Partnership Grant (Councilor Paul)

\*waive the reading and adopt the resolution

3.03. RESOLUTION: Re-categorization of the Parks and Recreation Parks Planner Position  
From Limited Services to Regular Full Time (Councilor Paul)

\*waive the reading and adopt the resolution

3.04. RESOLUTION: License Agreement with Chittenden County Transportation Authority  
To Place Three Bus Shelters and Bike Racks on a Portion of the Public  
Rights-of-way on Cherry and St. Paul Streets (Councilors Dober, Blais:  
License Committee)

\*waive the reading and adopt the resolution

3.05. RESOLUTION: Authorization to Enter into License Agreement to Maintain Tables and  
Chairs on a Portion of the City's Right-of-way with Pho Hong  
Restaurant (Councilors Dober, Blais: License Committee)

\*waive the reading and adopt the resolution

3.06. RESOLUTION: Authorization to Accept Grant as Reimbursement for AIP Land  
Purchases at Burlington International Airport (Councilor Paul)

\*waive the reading and adopt the resolution

3.07. RESOLUTION: Authorization for Land Purchase in Anticipation of AIP Grant Funds  
For Burlington International Airport (Councilor Paul)

\*waive the reading and adopt the resolution

Minutes, Regular, City Council for April 16, 2012

- 3.08. RESOLUTION: Accept FEMA Hazard Mitigation Grant for Property Acquisition and Demolition – 33 North Cove Road; and Amend the FY 2012 Budget (Councilors Paul, Decelles)

\*waive the reading and adopt the resolution

- 3.09. RESOLUTION: Approval of Amendment No. 1 to Agreement Between Vermont Wind, LLC and Burlington Electric Department (Councilor Paul)

\*waive the reading and adopt the resolution

- 3.10. RESOLUTION: Authorization for Transfer of Land and Related License – Cherry Street Parking Garage (Councilor Paul)

\*waive the reading and adopt the resolution

- 3.11. RESOLUTION: Honoring Council President William Keogh (Full City Council)

\*waive the reading, adopt the resolution and send a signed original to Bill Keogh

- 3.12. RESOLUTION: Authorization to Execute Agreement with Frog & Toad Day Care & Learning Center to Lease Space at Miller Community Center (Councilor Paul)

\*waive the reading and adopt the resolution

- 3.13. COMMUNICATION: Mari Steinbach, CPRP, Director, Department of Parks and Recreation, re: Miller Lease Space Renovation & Parking Improvements

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

- 3.14. 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 at the April 30, 2012 City Council Meeting

- 3.15. 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 at the April 30, 2012 City Council Meeting

- 3.16. 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

- 3.17. COMMUNICATION: Lori Olberg, Licensing, Voting and Records Coordinator & Amy Bovee, Executive Secretary, re: Special City Council Meeting/Work session on the FY13 Budget Draft Minutes, January 17, 2012

\*waive the reading, accept the communication, place it on file and adopt the minutes as received at the March 26, 2012 City Council Meeting

- 3.18. COMMUNICATION: Lori Olberg, Licensing, Voting and Records Coordinator & Amy Bovee,

Executive Secretary, re: Draft Minutes, City Council, January 23, 2012

\*waive the reading, accept the communication, place it on file and adopt the minutes as received at the March 26, 2012 City Council Meeting

- 3.19. COMMUNICATION: Lori Olberg, Licensing, Voting and Records Coordinator & Amy Bovee, Executive Secretary, re: Draft Minutes, Special City Council Meeting, February 3, 2012

\*waive the reading, accept the communication, place it on file and adopt the minutes as received at the March 26, 2012 City Council Meeting

- 3.20. COMMUNICATION: City Council President Shannon, re: City Council Standing Committees 2012-2013

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

- 3.21. COMMUNICATION: Scott Gustin, Senior Planner, Planning and Zoning Department, re: Open Space Protection Plan Update

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

- 3.23. COMMUNICATION: Joanna Cole, Member, Board for Registration of Voters, re: Resignation

\*waive the reading, accept the communication, place it on file, advertise the vacancy and send a letter of appreciation to Joanna Cole thanking her for her time served on the Board for Registration of Voters

- 3.24. COMMUNICATION: Wm. Michael Hedges, P.E., Structures Program Manager, State of Vermont, Program Development – Structures Section, re: Calendar Year 2011 Bridge Inspection Summary Reports

\*waive the reading, accept the communication, place it on file and send to DPW Director Goodkind for completion

- 3.25. COMMUNICATION: Paul Connett, PHD, Chelsea Green Publishing, re: Water Fluoridation

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

- 3.26. COMMUNICATION: Shay Totten, Chelsea Green Publishing, re: Fluoridation of our public drinking water

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

- 3.27. SPECIAL EVENT INDOOR ENTERTAINMENT PERMIT APPLICATION (one day only):

Three Needs, 185 Pearl Street, Sunday, April 22, 2012, Acoustic Baby Grand Piano Tryouts for Piano Bar, 7 p.m. – 2 a.m., Dancing, No amplified music

\*waive the reading, accept the communication, place it on file and approve the one day special event indoor entertainment permit application for Three Needs

- 3.28. COMMUNICATION: Erin Demers, Street Capital Program Manager, DPW to Area Utilities, City Departments/Utilities and Abutting Property Owners, re: 2012 Street Reconstruction Program

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

4. PUBLIC HEARING: 2012 Consolidated Plan One-Year Action Plan for Housing & Community Development

Margaret Bozik, CEDO, stated this would be one of two public hearings as a condition of receiving Community Development Block Grant funding and money from the Home Investment Partnership Act

from the U.S. Department of Housing and Urban Development. There will be a hearing to discuss how to spend the funds and another to update the progress. This year there were 33 applications for CDBG funding. They were reviewed by the CDBG Citizen Advisory Board. All of the materials from that meeting were available to view on the website and in the CEDO office. Comments were welcomed. No City Council action was required at this meeting. On May 7, a plan in the form of a resolution would need to be approved and submitted to HUD by May 15. She thanked the members of the CDBG Citizen Advisory Board for their work in a difficult year where there were cuts to the program.

Councilor Bushor thanked the committee for their allocations. The funding has been reduced substantially and the group has attempted to meet all needs. She inquired about the additional funding sources for the Day Station Streetwork Program from COTS and the Intervale Farms Program local jobs for sustainable Burlington. She inquired how much money the other sources would generate. These were two very important programs because there have been reductions in what they have been given. There were ongoing needs for housing, as two people froze to death in Burlington. There were needs for people to have places to stay. Ms. Bozik stated she did not remember off the top of her head, but the applications were posted online and contained details of all other funding sources. Councilor Bushor inquired about cuts to the Intervale Farms Programs, which was key to who Burlington is. Ms. Bozik stated the major reason was that almost all programs were cut because there was not enough money to go around. Councilor Bushor stated the report was insightful.

#### 4.01. ACTION ON THE PUBLIC HEARING (15 mins.)

City Council President Shannon opened the public hearing at 7:32 p.m.

Alison Calderera, the Director of Community Relations and Development for the Community Health Center of Burlington, stated they had received CDBG funding for many years, but not public service funds. She stated they were sympathetic and respectful of the choices the board members had to make. The center plays an essential role. 1,400 homeless adults and families received no cost health care, dental care, mental health counseling, and street outreach care to keep them productive and help lift them out of poverty. 1,000 uninsured low income Burlington residents were able to receive medical care with the sliding fee scale financial assistance program. There were 650 low income Burlington School District students who were given dental care and health education. Thousands of low income Burlington residents served annually. They hope to have CDBG funding support in the future.

Solveig Overby stated she was a member of the CDBG Citizen Advisory Board. One of the most challenging things was receiving less funding. A large portion was allocated to the CEDO office and she stated that she would prefer to see municipal funds used to fund CEDO. The funding is intended to prevent people from entering poverty, helping people get out of poverty, and meeting the basic needs of those in poverty. CEDO did help in those ways, but in a more indirect and long term manner. They had the expectation that they would receive that. In the future, municipal funds should be allocated for CEDO.

Michael Monte, Champlain Housing Trust, stated the City had been a partner since the beginning of CHT in 1984. CDBG Funds have been awarded throughout that time and were an important piece of the program. He stated although funding has been cut, they appreciate the award. There were 1,500 apartments and 500 homes in northwestern Vermont. There were also 460 apartments and mobile home co-ops that were operated and managed. 500 apartments and 200 homes were located in Burlington. There will be 33 new homes on North Avenue. 30 homes will be renovated. As of April 1, there were 1,500 apartments with four vacant units in Enosburg and St. Albans. In Burlington, there were zero vacancies. If there are 100 applications received in a month, there is no ability to house them all. Of all the apartments, about half of all rentals serve low income households. The remaining people are in market rate units, which cost about \$700 with heat and utilities for a 1 bedroom. There are several City employees who would meet the criteria to live in these housing units. Over half of the households were

female headed and about a quarter were non-white. About 450 people live in for sale homes and about 60 people have bought homes in Burlington in the last 5 years. These are people making about \$43,000 a year. As the City moves forward to create new housing, they will be an engaged partner. He thanked the Mayor and the Council for their support.

Alan Parker stated he has been listening to this discussion and stated he has heard low income and public housing is not allowed to be built in the downtown area near Church Street. That is ludicrous because low income people who are working are the backbones of the City. They should be able to live in any part of the City. If there were fewer parking garages downtown or hotels, there could be a hotel for homeless people to prevent them from dying on the streets.

City Council President Shannon closed the public hearing at 7:32 p.m.

- 4.02. COMMUNICATION: Margaret Bozik, Assistant Director for Community Development, CEDO, re: 2012 Community Development Block Grant Proposed Allocations Proposed 2012 Action Plan for Housing & Community Development

Councilors Mason and Dober made a motion to waive the reading, accept the communication and place it on file. The motion passed unanimously.

5. COMMUNICATION: Jeanne Collins, Superintendent of Schools, Dan Balon, Keith Pillsbury and Paul Hohanadel, re: Update on the School's Diversity Initiative (20 mins.)

Keith Pillsbury, Chairman of the Burlington School Board, stated that during the campaign, both candidates wanted to stay closely in touch with the schools. He stated he appreciated being on the agenda to report on their priorities, including Diversity, Equity and Inclusion.

Paul Hohanadel stated he represented Ward 5. In October, 2010, the Board created the Taskforce on Diversity and Equity. It combined district staff, board members and community members to create recommendations for a strategic plan for equity and inclusion in the School District. They received feedback and looked at best practice principles in other schools. Their work culminated in creating the recommended strategic plan in October, 2011. The School Board voted to accept the report and create the Diversity and Equity Committee. The Committee is now reviewing the recommended Strategic Plan and then will create a final Strategic Plan to present to the board. They will examine what is currently going on and what areas need to be addressed further that will require a financial commitment. There is a lot of interest in the project.

Jeanne Collins, Superintendent, thanked the Council for having them on the agenda because this conversation needed to be community wide. Burlington schools are unique in Vermont because there are students of color, and students from different countries and cultures. Nearly 30% of students are students of color. Racism and unequal achievement opportunities continue to exist. Despite dedicated teachers and administration and a desire to change, equity has not been achieved. There needs to be increased communication to create a welcoming and equitable environment for all students. The Task Force laid out a roadmap of best practices to tackle racism. This was a foundation to develop a strategic plan and needed to become a part of the culture of the district. There will also be an annual equity report card. Changes have begun already, by providing trainings on biases in hiring, increased diversity in faculty, and family school partnership teams to bring in non-traditional family voices in decision making. The Integrated Arts Academy had 100% participation in parent teacher conferences. She stated she is committed to creating a learning community that is equitable and welcoming. This is a community issue that should be dealt with

outside of the schools as well. Those who feel wronged have people they can talk to and have conversations with.

Dan Balón, Diversity and Equity Director, stated part of the process has been the establishment of the Equity Council. There were representatives from each school, community members, and members of the government to help lead the effort. It would be a process. This could be facilitated in the schools through designated employees, teachers who were specially trained in issues of bullying, harassment and hazing that can handle these conversations. It would be an engaging conversation.

Mr. Pillsbury thanked the task force for their hard work and creating a road map through the strategic plan. Teachers felt they were blamed for what was going on, but that was not the intention. There needed to be data to examine what was happening in schools to develop policies and priorities. No child should feel excluded from the support they need to achieve their potential for any reason. That was the focus of the strategic plan.

Councilor Dober thanked them for their presentation. He stated he has had children in the school system for 30 years. He was surprised to hear that 30% of students are students of color. He never felt there was an issue with his children, but was glad they were focusing on numbers to address the issue.

Councilor Bushor stated there has been coverage in the media. She inquired what the outlet would be for addressing a problem with a parent. It was unfortunate how teachers felt they were being targeted. There was a need to bring the teachers together and give them more diversity training. It was also important to understand how they were feeling. She inquired how teachers were being brought together to understand how they were feeling and allow them to explore that in an environment that did not make the student uncomfortable. Ms. Collins stated if students or parents have any issues there were people trained to talk about that issue. The teacher also has a supervisor who could talk to anyone feeling uncomfortable. Designated employees were required to report these problems. There is a new harassment policy that will be rolled out with training for all teachers about how to respond effectively and in a culturally sensitive way. She stated teachers have been brought into the picture and there have been district wide conversations on the subject. As the conversation becomes more strident, teachers feel less safe to talk. That needs to change, but it is going in the right direction.

Councilor Brennan stated he was part of the task force and participated as a school board member previously. There was a lot of hard work that went into delivering that report and appreciates their commitment to move forward. After the report was delivered, there was a message sent out to the high school from the superintendent and principal. It both praised and poked holes in the report. He inquired what action was taken to remedy this divide in the message. He also inquired if this divide fueled the report that came out from teachers to the public. Ms. Collins stated the principal's message to the reporter was that she needed to look over the report and the data. The one page of data in the report was presented to the Board and had received discussion. The corrected version was not the one that was used. She stated she talked to the principal and there had been a variety of conversations with faculty to determine what they were reacting to. The reaction was to the data and stories they had read that were not brought to them directly. The recommendations of the report were sound, best practice recommendations. Not everyone was going to understand the information that came out, but the conversation had to occur. A couple of teachers looked more closely at the data, indicating they were engaged. It was most important that the conversation continue to occur. Councilor Brennan stated there was a report requesting the entire report be rescinded. That report had been widely distributed and he inquired if they planned to rescind that. If not, how was that being communicated to the public. Mr. Hochanadel stated there was no intention to rescind the report. By accepting the report, it was being received and nothing else. Decisions would be data informed. In the Police Department, they would look at numbers to look at racial bias to drive decisions. They were in the process of creating a strategic plan based on that. The document will be called the Burlington School District Report Card on Equity and Inclusion. It is modeled on a similar one that the City of Utica uses. The

Board is asking the committee to report using data indicators. Teachers will be included in creating a final product. The administration, Board, teachers, and the community should look at data. Councilor Brennan stated that putting that commitment into a formal resolution would be appropriate. He inquired if they believe that white privilege exists.

Councilor Decelles raised a point of order and inquired what the intended meaning of white privilege was. Councilor Brennan stated there were a series of meetings on the Diversity and Equity report that were poorly attended. There was then a report discrediting the work that was done to ensure people of color get equal education opportunities. He inquired if there was privilege. Councilor Decelles raised a point of order stating we should be uncomfortable with that question. Mr. Pillsbury stated they acknowledge they have white privilege but will move forward with the plan. Ms. Collins stated absolutely, white privilege exists, especially in a white state like this. The language throughout this debate affects young people of color and it is important to remember that. Mr. Balon stated that question relates to the question of whether or not racism exists. If you think it does not exist, you probably do not think you have white privilege. If you do think it exists, one way that it is manifested is through race and ethnicity. There are a lot of white people in the room, as a fact. There are things to work on and the task force report lays that out.

Councilors Brennan and Adrian made a motion to extend the discussion by 20 minutes. The motion passed unanimously.

Councilor Brennan stated this was a hard subject.

Councilor Siegel stated she did not know what the circumstances of them attending two meetings at a time were, but it was frustrating that they left a work session on this topic, and also were late to this meeting. There were a lot of interested people who spoke on this during Public Forum. She stated she hoped they will review the video. She stated anti-racism training and diversity training are very different. She stated the conversation has focused on policies and actions, but it is also important to dig into the self. This is what will make change happen. Most racism is subtle. She inquired what anti-racist trainings have been vetted that might be brought to teachers and staff. This kind of training was vital. Mr. Pillsbury stated he has been on the Board for a long time and he attended a several week course at a university. He also stated he worked in a federally forced integration school in North Carolina. Councilor Siegel inquired if that training is something he could pass on. She stated she is interested in seeing teachers all receive this kind of education. Mr. Hochanadel stated part of leadership is modeling. He stated he has worked to end men's violence against women. That looks at male privilege, which ties into all kinds of other privilege. It is not enough to require all teachers to attend trainings without going through the process. There is a policy that will require an opportunity for the Board, Superintendent, office staff, and principals to come together for this kind of training. Ms. Collins stated that she receives training daily. She has worked with disturbed children and completed many trainings. Burlington was home to many different cultures. Watching the blending of that requires daily conversations. Dan Balon is the person who facilitates training in the district. He has helped to provide a book, training with all administrators, and multiple sessions on inclusion and equity to improve the hiring process. Every school has received bias training and it was well received throughout the district. He has led conversations at Smith Elementary at Faculty Meetings, they run community meetings, and continue to work to get the skills to the schools to foster conversations.

Councilor Blais stated some feel the recent controversy has set back the goal. This should not be the case. There are two places that the unfettered exchange of ideas should take place: City Council and the high school. Students are on the verge of adulthood and have the privilege of engaging in debate. They have to learn to state their views and listen to opposing viewpoints. He urged them to take this is a valuable lesson to students.

Councilor Tracy thanked the presenters and public forum speakers. He stated he hopes this sets the tone for the Council to be anti-racist. It is important that the difficult racial justice work is carried forward.

Burlington voters approved an 11% budget increase in the School Budget. He inquired if that increase will be mirrored in diversity efforts, or will it at least be level funded. Ms. Collins stated that 11% is not actually the increase. 3% will carry a retirement cost, and 3% will support the loss of federal funding for diversity efforts such as English as a Second Language. That prevented losing ground. The additional part will help with a variety of diversity efforts, such as reaching out to community members who would not otherwise be involved.

Mayor Weinberger stated he encourages them to review the public comments made earlier in the meeting. There were important stories and information. He thanked them for the update. He agrees with the statement that it is an important conversation that should be happening community wide. The Mayor's Office will work with the School district in the coming months.

Councilor Adrian stated he sat on the task force and apologized for not attending more meetings. He stated the task force and this conversation have resulted in people talking over each other because they have insulated themselves. He stated he carries prejudices as a white man of privilege. He stated that the Council is made up mostly of white men who are the decision makers. It is hard to admit that you carry prejudices that you do not realize you have. He stated he remembers his grandparents being one of the last white families on the block and was told stories that impacted him. It is important not to judge people until you have walked in their shoes. That goes for people on all sides of the debate. Demographics are changing and change is not easy. A lot of people in Burlington agree with the people who sat on the task force. They chose to live in a City that is the most diverse in the state.

Councilor Hartnett stated he has spent time in the Schools in the last five years. The bigger picture is that this is not a school issue, but a community one. The School Board is looking for dialogue, help and support. That is the take away from this conversation. Mistakes have been made in the past, but there are no sides to the story. This issue is being brought to the community for the first time. This is for the kids. There are a lot of great people in the community and the school system.

Councilors Brennan and Siegel made a motion to extend the conversation 5 minutes. The motion passed unanimously.

Councilor Brennan stated the Task Force Report states the leadership has a crucial role in creating an atmosphere for achievement through engaging staff, departments, and the community transparently. Leadership must also establish a basis for instructional staff to provide structure and student centered opportunities to learn about diversity of each other. The report that was published rebutting this report included comments about the role of families and the community. He stated this is a means for the school district to explain away performance of marginalized students by placing blame on home life. He inquired if they can see how this could be interpreted in this way. Ms. Collins stated she believes that everyone has a voice in the conversation. Students have come forward and indicated this conversation that the adults are having is impacting how they feel they are being seen. Councilor Brennan stated in the follow up report, it was stated that hiring teachers of color has little if any correlation in student performance. Hiring competent teachers, regardless of color, does. He inquired what the value of their report is in seeking people of color. Ms. Collins stated she is committed to hiring qualified people of color. There is a resistance and a belief that people of color are less qualified; that is not true. Practice is to seek qualified teachers in a way that removes bias in the process. There is an objective process that sets out clear criteria and values to help bring people of color into the system. There were 12 teachers hired in the last process. Retaining teachers of color is also important and is absolutely valuable. Students have a unique opportunity to live and go to school in an international school district. Next to Winooski, this is the only district that can provide that. Students may work outside of Vermont and will work in a global workforce. This gives them a background in interacting with different cultures. Councilor Brennan stated he has lost faith in the administration and new leadership should be brought forward to bring the Schools through this crucial moment. He stated he has

felt a lot of privilege by discussing and making judgments about people who are not here. These conversations need to keep happening.

6. RESOLUTION: Recognizing The Importance of Social Media In Transparency and Communication (@CCPrezShannon, @CouncilorAdrian, @karen\_paul, @rachelsiegelbtv) (10 mins.)

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

Councilor Adrian stated that the "@" before the names represents Twitter handles. The Mayoral campaign saw heavy use of social media for the first time in Vermont. He commended the new Mayor for engaging the community in this way. People appreciate being able to follow the action when they may not otherwise be able to. If the public can be informed better, that is a good thing. The twitter handle @BTVMayor has been reserved to be turned over to the actual Mayor. It will remain with the office so that others can use it beyond the Mayor personally.

Mayor Weinberger stated he is honored and excited to be the first @BTVMayor and plans to use it heavily. The importance of social media in the elections cannot be overstated. It is a way that public officials should be communicating with the public.

The motion passed unanimously.

7. COMMITTEE REPORTS (5 mins.)

City Council President Shannon thanked Lori Olberg for breaking in a new Council President. She thanked the new Councilors and the public. There will be a Council retreat and stated she will appreciate help planning that. Some retreats have been more productive than others. She asked for volunteers to form a committee.

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

Councilor Bushor stated the last Council requested a vote on a resolution regarding fluoride. The Public Safety Committee gave a communication with a recommended action. She stated it was naïve to think this would happen immediately with the reorganization and changes in the Mayor's Office. It is important, but a draft was put forth that was not ready. She requested that it appear in the future, but not at this time. She stated there were a few letters and a book included. The book has short summaries at the end of each chapter. When it does appear, hopefully the Board of Health and others who came to speak will be notified. There will be a public hearing on the Transit and Parking Facility that is proposed to be located at the satellite parking lot behind the Sheraton. There will be a ramp and parking structure there. The property belongs to South Burlington, but Ward 1 will be affected. She recommended a resident from Ward 1 be included in the process. There is a need for a park and ride to alleviate traffic downtown, but this proposed location is next to Centennial Woods and Wetlands.

Councilor Decelles stated Ward 4 & 7 NPA will be meeting with Mayor Weinberger. He stated his daughter got a bike for her birthday because she outgrew the old one. He decided to donate it to the Boys and Girls' Club and suggested others consider doing the same.

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

Mayor Weinberger stated that being Mayor is a great job. There is no other form of employment that would involve activities that range from going to Spectrum to root on members of the community and bring attention issues of homelessness, then get to parade down Church Street with champion athletes, then end

up on stage ringing a cowbell with members of Phish. He cannot imagine a community with as much good will towards a new Mayor. The bulk of time has been spent on appointments. He stated he intended to appoint a candidate for City Attorney, Ian Carleton, and welcomed Councilors to meet with him. He stated he has been working hard on the budget with Interim CAO Sisson. Mr. Sisson and other members of the Clerk/Treasurer's Office have developed questionnaires for department heads to answer about their budgets. There has been time spent on the Moran project and he will make a decision on the direction that will go. There are 76 days left to make that decision. Burlington Telecom has also been addressed. There was a discussion during Board of Finance about reorganizing BT which will involve two positions. This is work that has been lingering and will be acted on at the next meeting. Effort has been put into engaging the public and the media. There will be the meeting at Ward 4 & 7 NPA, weekly breakfasts, use of Facebook and Twitter, and press conferences. Those will continue to allow interaction at least every two weeks. The Board of Finance met and worked out a good schedule and budget process going forward. The weekend weather initiative has moved forward in fine fashion. It has been an exciting two weeks.

10. ADJOURNMENT

On a motion by Councilors Dober and Decelles the Regular Meeting of the City Council voted unanimously to adjourn at 9:28 p.m.

Attest:

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

CITY COUNCIL WITH MAYOR PRESIDING

MONDAY, APRIL 16, 2012

9:30 P.M.

PRESENT: see above

MAYOR WEINBERGER PRESIDING:

1. AGENDA

On a motion by City Council President Shannon and Councilor Siegel the agenda was adopted as is.

2. CONSENT AGENDA

On a motion by City Council President Shannon and Dober the consent agenda was unanimously adopted as is thus taking the following actions as indicated:

2.01. COMMUNICATION: Clerk/Treasurer's Office, re: Openings Burlington City  
Commissions/Boards

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

3. APPOINTMENT: Airport Commission (Term expires 6/30/14)

City Council President Shannon nominated Bill Keogh.

Councilor Brennan nominated Jeff Schulman.

Councilor Hartnett nominated Pat Kearney.

Councilor Hartnett stated that Pat Kearney has started by working in NPA meetings and has been involved in the community. He has an interest in this commission and it is an important commission for the future. There will be a new Airport Director hired. He has worked with the community and Councilors. The previous Council wanted to get new people involved and stop sending the message that there are pre-picked people that will always be appointed. It is a difficult decision to make, especially with the nomination of Bill Keogh, a longtime friend. However, Mr. Kearney deserves the opportunity to serve the community. Bill has put a lot of hard work in already. It is time to send a message to the ordinary people that they can be involved in City politics too.

Councilor Adrian stated he struggled with this nomination and had difficult conversations with Bill Keogh. Councilor Hartnett raises valid points, and he agrees, but it is important to know if the person is competent and what their service has been like. No one can question Bill Keogh's service. There should be new people, just not in this appointment. Another applicant was the sole applicant for the Retirement Board. He stated he will support Bill Keogh.

Councilor Siegel inquired if there will be another opening on June 1. Mayor Weinberger stated there will be, if not sooner. Councilor Siegel inquired if applicants will have to reapply. City Attorney Schatz stated that is at the discretion of the Council. The only question would be if the applicant remains interested.

Councilor Paul stated this is a difficult decision. It was fortunate to have a large number of qualified applicants. The Airport Commission meets on Monday afternoons at 4:00 p.m., which is very close to the time of the Board of Finance. However, Bill Keogh made that effort on many occasions. He is acutely aware of the issues confronting the Airport and is supportive of finding solutions. She encouraged the other candidates that are not selected to reapply. She stated she served on two commissions, and had to apply more than once. She stated she will support Bill Keogh.

Councilor Decelles stated he thinks this will set a bad precedent. There is a great pool of candidates for many commission spots, but this has happened in the past. A few years ago, an applicant applied four times without being appointed. Then a City Council member retired and was appointed on her first try. That sends a bad message. In a year or two, he would be more likely to vote for Bill Keogh. He stated he will support Pat Kearney.

Councilor Brennan stated he nominated Jeff Schulman and has seen him in action at the University. The Mayor is listed as one of his references and is happy to appoint him as a fresh start.

Mayor Weinberger stated this is also a difficult decision for him. He has positive feelings towards all three nominees. It is great to see so much interest in the position. He stated he will support Bill Keogh, as he respects his experience and the interest he has shown for a long period of time. A nominee needs 8 votes to be appointed.

Bill Keogh received 8 votes.

Jeff Schulman received 4 votes.

Pat Kearney received 3 votes.

Bill Keogh was appointed to the Airport Commission.

4. APPOINTMENT: Design Advisory Board-Alternate- (Term expires 6/30/14)

Councilor Kranichfeld nominated Phil Hammerslough.

Councilor Kranichfeld stated Phil is a great candidate for the position. He cares about Burlington and his community. He has demonstrated his commitment to the community by working tirelessly with a community group he created, a focus on transportation issues, and his development background. He is a great candidate and will make a great board member.

Councilor Bushor stated she is excited he applied. He understands the needs for universal access, a key perspective for this board.

Phil Hammerslough was appointed to the Design Advisory Board-Alternate-.

5. APPOINTMENT: Design Advisory Board-Alternate- (Term expires 6/30/14)

City Council President Shannon nominated Matt Bushey.

Matt Bushey was appointed to the Design Advisory Board-Alternate-.

6. APPOINTMENT: Public Works Commission (Term expires 6/30/14)

Councilor Kranichfeld nominated Solveig Overby.

Councilor Kranichfeld stated that Solveig was a candidate the last time this seat was open. She has been persistent in trying to get this seat. She would make a fantastic commissioner. She is a committed and active member of the community.

Councilor Tracy stated he has spoken with Solveig and is excited about her emphasis on walking. There is a significant need for sidewalk repair and she will bring that perspective. It is also important to have a gender balance on this commission.

Mayor Weinberger stated there was another candidate who submitted an application for this commission and thanked him for his attendance. His would also make an excellent commissioner, having served as a professional on the Public Service Board in Montpelier. He encouraged him to reapply in the future.

Councilor Adrian stated there will be another opportunity to apply to this Commission in June.

Solveig Overby was appointed to the Public Works Commission.

7. APPOINTMENT: Retirement Board (Term expires 6/30/14)

Councilor Paul nominated Jeff Wick

Councilor Paul stated that Jeff is a neighbor of hers and currently serves on the Airport Commission. He has worked hard on that commission and he is committed and dedicated. He also is very well educated and has a JD and an MBA. His background will be valuable to the Retirement Board. The Retirement system faces significant challenges.

Mayor Weinberger stated he served on the Airport Commission with Jeff Wick and he was an excellent commissioner. He respects his work ethic and his skills will serve the new board well.

Jeff Wick was appointed to the Retirement Board.

8. APPOINTMENT: Board of Tax Appeals (Term expires 6/30/14)

City Council President Shannon nominated Andrew Gilbertson

City Council President Shannon stated this seat has been vacated by Councilor Mason. Andrew Gilbertson contacted her and is interested in many positions. He wants to serve where his talents could best be used. Agreeing to this is heroic and she thanked him.

Andrew Gilbertson was appointed to the Board of Tax Appeals.

9. ADJOURNMENT

On a motion by Councilors Adrian and Mason, the City Council With Mayor Presiding Meeting voted unanimously to adjourn at 9:56 p.m.

Attest:

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

DRAFT