

**\*\*\*\* CITY COUNCIL WORKSESSION \*\*\*\***  
**CITY HALL, CONFERENCE ROOM 12**  
**MONDAY, SEPTEMBER 21, 2009**  
**6:00 P.M. TO 7:00 P.M.**

1. AGENDA
2. COMMUNICATION: Bill Ellis, Esq. and Jonathan P.A. Leopold, Jr., CAO, re: Burlington Telecom (oral)

**\* \* \* \* EXPECTED EXECUTIVE SESSION \* \* \* \***

3. ADJOURNMENT

---

---

**DELIBERATIVE AGENDA**  
**LOCAL CONTROL COMMISSION**  
**CONTOIS AUDITORIUM, CITY HALL**  
**MONDAY, SEPTEMBER 21, 2009**  
**7:00 P.M.**

1. AGENDA
2. CONSENT AGENDA
  - 2.01. COMMUNICATION: Nikki Fuller, Esq., Assistant City Attorney to License Committee, re: Esox-Liquor License Renewal  
\*waive the reading, accept the communication, place it on file and approve the conditions
  - 2.02. FIRST CLASS CABARET LIQUOR LICENSE RENEWAL (2009-2010):  
  
Esox, 194 Main Street  
  
\*waive the reading, accept the communication, place it on file and approve the 2009-2010 First Class Cabaret Liquor License Renewal for Esox with all standard conditions and Fire Marshal approval
  - 2.03. COMMUNICATION: Jessica Frank, Executive Secretary, re: Local Control Sub-Committee/City Council License Committee Minutes for **April 21, May 6, May 12, June 17, July 8, July 14, August 5, August 19, August 27 and September 9, 2009**  
\*waive the readings, accept the communications and place them on file
3. FIRST CLASS RESTAURANT LIQUOR LICENSE RENEWAL (2009-2010):  
  
Avenue Bistro, 1127 North Avenue, Suite 20

*Members of the public may speak when recognized by the Chair, during the Public Forum (time certain: 7:30 p.m.) or during a Public Hearing. This agenda is available in alternative formats upon request. Persons with disabilities, who require assistance or special arrangements to participate in programs and activities of the Clerk/Treasurer's Office, are encouraged to contact us at 865-7000 (voice) or 865-7142 (TTY) at least 72 hours in advance so that proper arrangements can be made. This meeting will air live on the night of the meeting on Burlington Telecom, Channel 317. This meeting will also air on Channel 17 on September 23, 2009 at 8:00 p.m., repeating at 1 a.m., 7 a.m. and 1 p.m. the following day. For information on access, call Ben Pacy, Assistant Chief Administrative Officer-Administration and Operations (865-7013) or Lori Olberg, Administrative Assistant (865-7136) (TTY 865-7142).*

4. **FIRST CLASS RESTAURANT LIQUOR LICENSE APPLICATION (2009-2010):**

Saigon Bistro, 119 College Street

5. **ADJOURNMENT**

**ADJOURNED MEETING, CITY COUNCIL**  
**MONDAY, SEPTEMBER 21, 2009**

1. **AGENDA**

2. **RESOLUTION:** Recognition of Community Justice Center Volunteer Contribution  
(Councilors Bushor & Mulvaney-Stanak)

3. **PUBLIC FORUM** (Time Certain: 7:30 p.m.)

4. **COMMUNICATION:** City Councilors, re: General City Affairs (oral) (15 mins.)

5. **COMMUNICATION:** Mayor Kiss, re: General City Affairs (oral) (10 mins.)

6. **COMMITTEE REPORTS** (10 mins.)

7. **CONSENT AGENDA**

8. **INDOOR ENTERTAINMENT PERMIT RENEWAL (2009-2010):**

Avenue Bistro, 1127 North Avenue, Suite 20

9. **INDOOR ENTERTAINMENT PERMIT APPLICATION (2009-2010):**

Saigon Bistro, 119 College Street

9.01. **TOBACCO LICENSE APPLICATION (2009-2010):**

Saigon Bistro, 119 College Street

10. **TOBACCO LICENSE APPLICATION (2009-2010):**

Himalayan Food Market LLC, 28 North Street

11. **PUBLIC HEARING:** Consolidated Annual Performance & Evaluation Report: Community  
Development Block Grant and HOME Investment Partnership Act  
Funds

11.01. **COMMUNICATION:** Margaret Bozik, Assistant Director for Management, Planning &  
Communications, re: Consolidated Annual Performance &  
Evaluation Report

12. **APPOINTMENT:** Bob Kiss, Mayor, re: Human Resources Director appointment

12.01. **COMMUNICATION:** Larry Kupferman, HR Director (interim) to Board of Finance,  
re: step placement for S. Leonard, Mayoral appointment for  
Director of Human Resources

12.02. **RESOLUTION:** Establishing Pay Level for Human Resources Director Susan  
Leonard (Board of Finance)

13. RESOLUTION: Improvements to the Southern Entrance to the Route 127 Bike Path (Councilors Berezniak, Ellis)
14. RESOLUTION: To Establish the Burlington Telecom Commission (Councilors Keogh, Ellis, Kaplan, Berezniak)
15. ADJOURNMENT

**CITY COUNCIL WITH MAYOR PRESIDING**  
**MONDAY, SEPTEMBER 21, 2009**

1. AGENDA
2. RESOLUTION: Authorization to Grant Charter § 130 Hardship (Councilors Bushor, Kaplan, Dober: Institutions & Human Resources Committee)
3. ADJOURNMENT

---

---

**CONSENT AGENDA**

---

---

**ADJOURNED MEETING, CITY COUNCIL**  
**MONDAY, SEPTEMBER 21, 2009**

- 7.01. COMMUNICATION: Lori Olberg, Licensing, Voting & Records Coordinator, re: Accountability List  
\*waive the reading, accept the communication and place it on file
- 7.02. ORDINANCE: PERSONNEL – Amendments to Chapter 24, Article II, Retirement System Changes in Average Final Compensation for Non-Union Employees (Board of Finance)  
\*consider this 1<sup>st</sup> reading and refer to the Ordinance Committee
- 7.03. ORDINANCE: PERSONNEL – Amendments to Chapter 24, Article II, Retirement System Disability Retirement; Benefits  
\*consider this 1<sup>st</sup> reading and refer to the Ordinance Committee
- 7.04. RESOLUTION: Supplemental Budget Resolution #2009-\_\_\_\_ General Fund Step Increase and Cost of Living Allowance Adjustments (Board of Finance)  
\*waive the reading and adopt the resolution
- 7.05. RESOLUTION: Reorganization of the Public Works Department – Department Working Foreman Positions (Board of Finance)  
\*waive the reading and adopt the resolution
- 7.06. RESOLUTION: Authorization for Acceptance of Justice Assistance Grant (JAG) Funding for Crime Prevention Programs (Board of Finance)  
\*waive the reading and adopt the resolution
- 7.07. COMMUNICATION: Jeanne Collins, Burlington School District Superintendent, re: Resolution Re: Opportunities for Cost Savings from Administrative Collaboration Between the City and the School Department  
\*waive the reading, accept the communication and place it on file
- 7.08. COMMUNICATION: Lori Sullivan, President, Appletree Point Historical Society, re: Preservation of Staniford farmhouse at Appletree Point Farm

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

7.09. COMMUNICATION: Liisa Reimann, Principal, New England Preservation Collaborative, Historic Preservation Consultants to Lea Terhune, Member, Appletree Point Historical Society

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

7.10. COMMUNICATION: Owen Mulligan, Member, Housing Board of Review, re: Resignation

\*waive the reading, accept the communication, place it on file, advertise the vacancy and send a letter of appreciation to Owen Mulligan thanking him for his time served on the Housing Board of Review

7.11. COMMUNICATION: Christopher Burns, General Manager, Burlington Telecom to Jonathan Leopold, CAO, Bill Keogh, City Council President and Tim George, Chair of the TAC, re: Telecommunications Advisory Committee Roles/ Proper Procedure for Reporting Burlington Telecom Troubles

\*waive the reading, accept the communication, place it on file and refer to the Transportation, Energy and Utilities Committee

7.12. COMMUNICATION: Lori Olberg, Licensing, Voting & Records Coordinator and Sue Trainor, Assistant to the CAO, re: Minutes, City Council for Monday, May 18, 2009

\*waive the reading, accept the communication, place it on file and adopt the minutes at the October 5, 2009 City Council Meeting

7.13. COMMUNICATION: Lori Olberg, Licensing, Voting & Records Coordinator and Sue Trainor, Assistant to the CAO, re: Special Meeting, City Council Minutes for January 21, 2009

\*waive the reading, accept the communication, place it on file and adopt the minutes as received at the September 14, 2009 City Council Meeting

7.14. COMMUNICATION: Lori Olberg, Licensing, Voting & Records Coordinator and Sue Trainor, Assistant to the CAO, re: Minutes, City Council for April 27, 2009

\*waive the reading, accept the communication, place it on file and adopt the minutes as received at the September 14, 2009 City Council Meeting

7.15. COMMUNICATION: Lori Olberg, Licensing, Voting & Records Coordinator and Sue Trainor, Assistant to the CAO, re: Minutes, City Council for May 11, 2009

\*waive the reading, accept the communication, place it on file and adopt the minutes as received at the September 14, 2009 City Council Meeting

7.16. SPECIAL EVENT INDOOR ENTERTAINMENT PERMIT APPLICATION (**one day only**):

Tilley's Café, 161 Church Street, Saturday, October 3, 2009, 8:00 p.m. – 1:00 a.m., Celebration Party for Award as Restaurateur of the Year 2009, DJ, Dancing

\*waive the reading, accept the communication, place it on file and approve the Special Event Indoor Entertainment Permit Application for Tilley's Café for one day only