

**\*\*\*\* CITY COUNCIL WORKSESSION \*\*\*\***  
**CITY HALL, CONFERENCE ROOM 12**  
**MONDAY, OCTOBER 26, 2009**  
**6:00 P.M. TO 7:00 P.M.**

1. AGENDA
2. COMMUNICATION: City Council President Bill Keogh, re: City Council Staffing (oral)  
**\*please note: packet of written material\***
3. ADJOURNMENT

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**DELIBERATIVE AGENDA**

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**LOCAL CONTROL COMMISSION**  
**CONTOIS AUDITORIUM, CITY HALL**  
**MONDAY, OCTOBER 26, 2009**  
**7:15 P.M.**

1. AGENDA
2. CONSENT AGENDA
  - 2.01. EXPANSION OF LIQUOR LICENSE SPACE (2009-2010):

Radio Bean Coffeehouse, 8 North Winooski Avenue  
\*waive the reading, accept the communication, place it on file, approve the expansion of the liquor license space for Radio Bean Coffeehouse with all standard conditions, monitoring of potential overcrowding and Fire Marshal approval
3. FIRST CLASS RESTAURANT LIQUOR LICENSE APPLICATION (2009-2010):

Hen Zen Inc., d/b/a Miguels on Main (formerly Callahan's Pub), 30 Main Street, Suite 100

  - 3.01. OUTSIDE CONSUMPTION PERMIT APPLICATION (2009-2010):

Hen Zen Inc., d/b/a Miguels on Main (formerly Callahan's Pub), 30 Main Street, Suite 100
4. FIRST CLASS RESTAURANT LIQUOR LICENSE APPLICATION (2009-2010):

Bocabella Inc., d/b/a Norm's Grill (formerly Avenue Bistro), 1127 North Avenue

  - 4.01. OUTSIDE CONSUMPTION PERMIT APPLICATION (2009-2010):

Bocabella Inc., d/b/a Norm's Grill (formerly Avenue Bistro), 1127 North Avenue

*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 October 28, 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).*

5. SECOND CLASS STORE LIQUOR LICENSE APPLICATION (2009-2010):

Balance Team, Burlington Bay Market and Café, 125 Battery Street

6. ADJOURNMENT

**ADJOURNED MEETING, CITY COUNCIL**  
**MONDAY, OCTOBER 26, 2009**

1. AGENDA

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

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

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

5. COMMITTEE REPORTS (10 mins.)

6. CONSENT AGENDA

7. INDOOR ENTERTAINMENT PERMIT APPLICATION (2009-2010):

Bocabella Inc., d/b/a Norm's Grill (formerly Avenue Bistro), 1127 North Avenue

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

8.01. APPOINTMENT: Housing Board of Review (Term expires 6/30/13)

8.02. APPOINTMENT: Housing Board of Review (Term expires 6/30/14)

8.03. APPOINTMENT: Telecommunications Advisory Comm. (Term expires 6/30/11)

9. PUBLIC HEARING: Burlington Comprehensive Development Ordinance ZA-09-08 Parking  
Lot Shading Requirement and ZA-09-17 Street Facing Garage Wall  
Design Standards

9.01. COMMUNICATION: Clerk/Treasurer's Office, re: Public Hearing Notice Burlington  
Comprehensive Development Ordinance ZA-09-08 Parking Lot  
Shading Requirement and ZA-09-17 Street Facing Garage Wall  
Design Standards

9.02. ORDINANCE: COMPREHENSIVE DEVELOPMENT ORDINANCE –  
Parking Lot 30% Shading Requirement #ZA 09-08 (Planning  
Dept.)(2<sup>nd</sup> reading)

9.03. ORDINANCE: COMPREHENSIVE DEVELOPMENT ORDINANCE –  
Street-Facing Garage Wall Design Standards #ZA 09-17  
(Planning Dept.)(2<sup>nd</sup> reading)

10. ORDINANCE: FIRE PROTECTION AND PREVENTION Chapter 13 Revisions  
(Councilors Shannon, Bushor, Mulvaney-Stanak: Ordinance Committee)  
(2<sup>nd</sup> reading)

11. COMMUNICATION: Bob Kiss, Mayor, re: Burlington Telecom
  - 11.01. RESOLUTION: Burlington Telecom (City Council President Keogh and others)  
**(material to be sent under separate cover)**
12. COMMUNICATION: Dan Bradley, Transportation/Special Projects Planner, DPW, re: FTA grant to support development of South End Park and Ride
  - 12.01. RESOLUTION: Authorization to Purchase Property from Burlington Community Development Corporation for the South End Transit Center (Board of Finance)**(material to be sent under separate cover)**
13. ADJOURNMENT

**BOARD OF ABATEMENT OF TAXES**  
**MONDAY, OCTOBER 26, 2009**

1. AGENDA
2. CONSENT AGENDA
  - 2.01. COMMUNICATION: Clerk/Treasurer's Office, re: Notice City of Burlington Board of Abatement of Taxes **(published in 10/21/09 Seven Days)**  
\*waive the reading, accept the communication and place it on file
  - 2.02. REQUEST FOR ABATEMENT OF TAXES: Kathryn Silliman  
Susan Schomody  
26 Edgemoor Drive  
028-3-067-000  
\*waive the reading and grant the request for abatement of taxes
  - 2.03. REQUEST FOR ABATEMENT OF TAXES: Susan Schomody  
10 Curtis Avenue  
027-1-007-000  
\*waive the reading and grant the request for abatement of taxes
  - 2.04. REQUEST FOR ABATEMENT OF TAXES: Steer and Stein  
Jeff Herwood  
147 North Winooski Avenue  
PPP19777  
\*waive the reading and grant the request for abatement of taxes
  - 2.05. REQUEST FOR ABATEMENT OF TAXES: Ernest Dorey  
205-207 North Winooski Avenue  
044-3-129-000  
\*waive the reading and grant the request for abatement of taxes
  - 2.06. REQUEST FOR ABATEMENT OF TAXES: Laura Schned  
26 Clymer Street  
058-1-027-001  
\*waive the reading and deny the request for abatement of taxes

- 2.07. REQUEST FOR ABATEMENT OF TAXES: Stuart & Sarah Wichert  
6 Summit Ridge  
050-2-046-000  
\*waive the reading and deny the request for abatement of taxes
- 2.08. REQUEST FOR ABATEMENT OF TAXES: Ann Crane  
905 South Prospect Street  
058-4-013-000  
\*waive the reading and grant the request for abatement of taxes
- 2.09. REQUEST FOR ABATEMENT OF TAXES: Brian Lansbury  
35 Bayview Street  
054-1-038-000  
\*waive the reading and deny the request for abatement of taxes
- 2.10. REQUEST FOR ABATEMENT OF TAXES: Barbara Arnold  
28 Farrington Parkway  
029-1-105-000  
\*waive the reading and grant the request for abatement of taxes
- 2.11. REQUEST FOR ABATEMENT OF TAXES: Barbara Arnold  
140 Howard Street  
053-3-021-000  
\*waive the reading and grant the request for abatement of taxes
- 2.12. REQUEST FOR ABATEMENT OF TAXES: Ruth Latshaw  
175-177 South Union Street  
049-3-202-000  
\*waive the reading and deny the request for abatement of taxes
- 2.13. REQUEST FOR ABATEMENT OF TAXES: Burlington CoHousing Dev LLC  
Anke Tremback  
22 East Village Drive  
051-1-020-022  
\*waive the reading and deny the request for abatement of taxes
- 2.14. REQUEST FOR ABATEMENT OF TAXES: Burlington CoHousing Dev LLC  
Anke Tremback  
26 East Village Drive  
051-1-020-026  
\*waive the reading and deny the request for abatement of taxes
- 2.15. REQUEST FOR ABATEMENT OF TAXES: Francis & Renee Deligio  
161 Austin Drive #222  
059-3-006-022  
\*waive the reading and deny the request for abatement of taxes
- 2.16. REQUEST FOR ABATEMENT OF TAXES: 28-30 Conger Avenue LLC  
Doug Goodman  
28 Conger Avenue  
053-2-021-000  
\*waive the reading and deny the request for abatement of taxes

2.17. REQUEST FOR ABATEMENT OF TAXES: Maplehurst Florist  
(Vermont Floral)  
62 Church Street  
Various Accounts

\*waive the reading and grant the request for abatement of taxes

2.18. REQUEST FOR ABATEMENT OF TAXES: Richard Yeaw  
Linda Cooper  
24 East Village Drive  
051-1-020-024

\*waive the reading and grant the request for abatement of taxes

2.19. REQUEST FOR ABATEMENT OF TAXES: Pearl Street Apartments LLC  
234 Pearl Street  
044-4-104-000

\*waive the reading and deny the request for abatement of taxes

2.20. REQUEST FOR ABATEMENT OF TAXES: Barbara Gay, Trustee  
154 Birchcliff Parkway  
057-3-081-000

\*waive the reading and deny the request for abatement of taxes

2.21. REQUEST FOR ABATEMENT OF TAXES: Barbara Collins  
166 Ferguson Avenue  
057-4-085-000

\*waive the reading and grant the request for abatement of taxes

3. REQUEST FOR ABATEMENT OF TAXES: Summit Financial Center  
112 Lake Street  
PPP198955

4. REQUEST FOR ABATEMENT OF TAXES: Chase-Huxtable and Assoc LLC  
139 Maple Street #1  
049-4-056-001

5. ADJOURNMENT

**CITY COUNCIL WITH MAYOR PRESIDING**  
**MONDAY, OCTOBER 26, 2009**

1. AGENDA

2. APPOINTMENT: Design Advisory Board (Term expires 6/30/10)

3. ADJOURNMENT

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**CONSENT AGENDA**

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**ADJOURNED MEETING, CITY COUNCIL**  
**MONDAY, OCTOBER 26, 2009**

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

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

- 6.02. TOBACCO LICENSE APPLICATION (2009-2010): Burlington Bay Market and Café, 125 Battery Street  
\*waive the reading, accept the communication, place it on file and approve the 2009-2010 Tobacco License Application for Burlington Bay Market and Café
- 6.03. RESOLUTION: Creation of the Public Works Department Utility Billing Coordinator Position (Board of Finance)  
\*waive the reading and adopt the resolution
- 6.04. RESOLUTION: City Benefit Coverage of Domestic Partners (Councilor Dober)  
\*waive the reading and adopt the resolution
- 6.05. COMMUNICATION: Jennifer Green, Legacy Project, CEDO, re: Energy Efficiency Conservation Block Grant (EECBG)  
\*waive the reading, accept the communication and place it on file
- 6.06. RESOLUTION: Authorization to Accept 2009 Energy Efficiency and Conservation Block Grant (Board of Finance)  
\*waive the reading and adopt the resolution
- 6.07. RESOLUTION: License Agreement with KAS, Inc. to Install Ground Water Monitoring Wells on Portions of the Public Rights-of-way on Center St., College St., and No. Winooski Ave. (Councilors Davis, Dober, Berezniak: License Committee)  
\*waive the reading and adopt the resolution
- 6.08. PEDDLER LICENSE APPLICATION (2009-2010): Bri's Fries, University Place  
\*waive the reading, accept the communication, place it on file, approve the 2009-2010 peddler license application for Bri's Fries with all standard conditions for peddlers along with a national record check for Brian Billings
- 6.09. PEDDLER LICENSE APPLICATION (2009-2010): Elena Cucina LLC, City only  
\*waive the reading, accept the communication, place it on file and approve the 2009-2010 peddler license application for Elena Cucina LLC with all standard conditions for peddlers
- 6.10. INDOOR ENTERTAINMENT PERMIT RENEWAL (2009-2010): Radio Bean Coffeehouse  
\*waive the reading, accept the communication, place it on file and approve the 2009-2010 Indoor Entertainment Permit Application for Radio Bean Coffeehouse with all standard and added conditions as noted along with monitoring of potential overcrowding
- 6.11. COMMUNICATION: Lori Olberg, Licensing, Voting and Records Coordinator and Sue Trainor, Assistant to the CAO, re: Minutes, City Council, June 1, 2009  
\*waive the reading, accept the communication, place it on file and approve the minutes at the November 9, 2009 City Council Meeting
- 6.12. COMMUNICATION: Thomas M. Salmon, COA, State Auditor to Mr. Bill Keogh, President, City Council, re: Burlington's alternate telecommunication network  
\*waive the reading, accept the communication and place it on file
- 6.13. COMMUNICATION: Lenore Broughton, 52 Henry Street, re: Burlington Telecom  
\*waive the reading, accept the communication and place it on file

6.14. COMMUNICATION: Barbara Nolfi, 4 East Village Drive, re: Burlington Telecom  
\*waive the reading, accept the communication and place it on file

6.15. COMMUNICATION: Jonathan P.A. Leopold, Jr., CAO, re: Board of Finance Minutes for  
October 5, 2009 **(material to be sent under separate cover)**  
\*waive the reading, accept the communication and place it on file

6.16. COMMUNICATION: Jonathan P.A. Leopold, Jr., CAO, re: Board of Finance Minutes for  
October 13, 2009 **(material to be sent under separate cover)**  
\*waive the reading, accept the communication and place it on file