
DELIBERATIVE AGENDA

LOCAL CONTROL COMMISSION
CONTOIS AUDITORIUM, CITY HALL
MONDAY, SEPTEMBER 27, 2010
7:00 P.M.

1. AGENDA
2. CONSENT AGENDA
 - 2.01. FIRST CLASS RESTAURANT LIQUOR LICENSE RENEWAL (2010-2011):

Manhattan Pizza

*waive the reading, accept the communication, place it on file and approve the 2010-2011 Restaurant Liquor License Renewal for Manhattan Pizza with all standard conditions along with special conditions to include: proper hood cleaning; all contractor work to be completed by 11/1/10 and cages need to be mounted around all smoke detectors
 - 2.02. OUTSIDE CONSUMPTION PERMIT RENEWAL (2010-2011):

Manhattan Pizza

*waive the reading, accept the communication, place it on file and approve the 2010-2011 Outside Consumption Permit Renewal for Manhattan Pizza with all standard conditions along with special conditions to include: proper hood cleaning; all contractor work to be completed by 11/1/10 and cages need to be mounted around all smoke detectors
3. FIRST CLASS CABARET LIQUOR LICENSE APPLICATION (2010-2011):

JRS Corp., d/b/a Akes Place, 134 Church Street

 - 3.01. OUTSIDE CONSUMPTION PERMIT APPLICATION (2010-2011):

JRS Corp., d/b/a Akes Place, 134 Church Street
4. ADJOURNMENT

REGULAR MEETING, CITY COUNCIL
MONDAY, SEPTEMBER 27, 2010

1. AGENDA
2. PUBLIC FORUM (Time Certain: 7:30 p.m.)
3. CONSENT AGENDA

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 29, 2010 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 Scott Schrader, Assistant CAO for Administration and Management (865-7140) or Lori Olberg, Licensing, Voting and Records Coordinator (865-7136) (TTY 865-7142).

4. PUBLIC HEARING: Burlington Municipal Development Plan – 2010 Transportation Plan
 - 4.01. COMMUNICATION: David E. White, AICP, Director of Planning & Zoning, Re: Proposed Municipal Development Plan Amendment: MDP-10-01 Burlington Transportation Plan
 - 4.02. COMMUNICATION: DPW, P& Z, CEDO, re: Moving Forward Together: Transportation Plan for the City of Burlington
 - 4.03. COMMUNICATION: Clerk/Treasurer’s Office, re: Public Hearing Notice Burlington Municipal Development Plan – 2010 Transportation Plan
5. PUBLIC HEARING: Consolidated Annual Performance & Evaluation Report
 - 5.01. COMMUNICATION: Margaret Bozik, Assistant Director for Community Development, CEDO, re: CAPER
6. PUBLIC HEARING: Burlington Comprehensive Development Ordinance #ZA 10-08
 - 6.01. ORDINANCE: COMPREHENSIVE DEVELOPMENT ORDINANCE—Amendment Related to Special Flood Hazard Area Regulations #ZA 10-08
 - 6.02. COMMUNICATION: Clerk/Treasurer’s Office, re: Public Hearing Notice Burlington Comprehensive Development Ordinance
7. RESOLUTION: November 2, 2010 Ballot Question on Legalization of Cannabis and Hemp Products (Councilor Mulvaney-Stanak)
8. COMMUNICATION: Michael Schirling, Chief of Police, Karen Vastine, Community Justice Center, Richard Haesler, Assistant City Attorney, re: Update on Pilot Project – Civil Ticketing (10 mins.)
9. REPORT: Sharon Bushor, Ward One Councilor, re: Ambassador’s Report (oral)(10 mins.)
10. REPORT: Jonathan P.A. Leopold, Jr., Chief Administrative Officer, re: FY2010 Revenues & Expenses (oral)(15 mins.)
11. COMMITTEE REPORTS (5 mins.)
12. COMMUNICATION: City Councilors, re: General City Affairs (oral)(10 mins.)
13. COMMUNICATION: Mayor Kiss, re: General City Affairs (oral)(5 mins.)
14. ADJOURNMENT

CONSENT AGENDA

REGULAR MEETING, CITY COUNCIL
MONDAY, SEPTEMBER 27, 2010

- 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. ORDINANCE: COMPREHENSIVE DEVELOPMENT ORDINANCE—Front Yard Setback Illustration #ZA 11-01 (Planning Commission)(1st reading)
*consider first reading and refer to the Ordinance Committee
- 3.03. ORDINANCE: COMPREHENSIVE DEVELOPMENT ORDINANCE—Emergency Demolition Exemption #ZA 11-02 (Planning Commission)(1st reading)
*consider first reading and refer to the Ordinance Committee
- 3.04. COMMUNICATION: David E. White, AICP, Director of Planning & Zoning, re: Proposed Zoning Amendments: ZA-11-01 Front Yard Setback Illustration and ZA-11-02 Emergency Demolition Exemption
*waive the reading, accept the communication, place it on file and send a copy to the Ordinance Committee
- 3.05. RESOLUTION: Approval of Agreement Between Georgia Mountain Community Wind, LLC and Burlington Electric Department (Board of Finance)
*waive the reading and adopt the resolution
- 3.06. RESOLUTION: Authorization to Execute the 2010 Tiger Grant Agreement for the Waterfront Access North Project (Board of Finance)
*waive the reading and adopt the resolution
- 3.07. COMMUNICATION: Kirsten Merriman Shapiro, CEDO, Special Projects Manager, re: Authorization to Execute the 2010 TIGER grant agreement for the Waterfront Access North Project
*waive the reading, accept the communication and place it on file
- 3.08. RESOLUTION: Authorization for Land Purchases and Relocation Services in Anticipation of AIP Grant Funds for Burlington International Airport (Board of Finance)
*waive the reading and adopt the resolution
- 3.09. RESOLUTION: Ratification of Acceptance of Grant Offer for Continuation of Construction of Taxiway “J” Connection to Runway 33 at Burlington International Airport (Board of Finance)
*waive the reading and adopt the resolution
- 3.10. RESOLUTION: Authorization to Contract for Services Associated with Escalator Replacement Project at Burlington International Airport (Board of Finance)
*waive the reading and adopt the resolution
- 3.11. RESOLUTION: Authorization to Lease Business at Burlington International Airport (Board of Finance)
*waive the reading and adopt the resolution
- 3.12. RESOLUTION: Supplemental Budget Resolution #2010-11-06 Authorization for Acceptance and Appropriation of 2010 Justice Assistance Grant (JAG) Funding for Crime Prevention Programs (Board of Finance)
*waive the reading and adopt the resolution
- 3.13. RESOLUTION: Authorization to Enter into License Agreement to Maintain Bike Racks On a Portion of the City’s Right-of-way with Courtyard Burlington Harbor Hotel (Councilors Dober, Berezniak, Mulvaney-Stanak: License

Committee)

*waive the reading and adopt the resolution

3.14. RESOLUTION: License Agreement with Chittenden County Transportation Authority to Place Two Bus Shelters and Bike Racks On a Portion of the Public Rights-of-way on Shelburne Road (Councilors Dober, Berezniak, Mulvaney-Stanak: License Committee)

*waive the reading and adopt the resolution

3.15. RESOLUTION: Authorization to Enter into License Agreement to Maintain Outdoor Furniture On a Portion of the City's Right-of-way with Sam's Unfinished Furniture (Councilors Dober, Berezniak, Mulvaney-Stanak: License Committee)

*waive the reading and adopt the resolution

3.16. RESOLUTION: Authorization to Enter into License Agreement with ICV Construction, Inc. to Erect Construction Barriers On a Portion of the City's Right-of-Way (Councilors Dober, Berezniak, Mulvaney-Stanak: License Committee)

*waive the reading and adopt the resolution

3.17. INDOOR ENTERTAINMENT PERMIT RENEWAL (2010-2011): Manhattan Pizza

*waive the reading, accept the communication, place it on file and approve the 2010-2011 Indoor Entertainment Permit Renewal for Manhattan Pizza with all standard conditions along with special conditions to include: proper hood cleaning; all contractor work to be completed by 11/1/10 and cages need to be mounted around all smoke detectors

3.18. COMMUNICATION: Lori Olberg, Licensing, Voting and Records Coordinator and Sue Trainor, Assistant to the CAO, re: Minutes, City Council, Organization Day, April 5, 2010

*waive the reading, accept the communication, place it on file and adopt the minutes as received at the September 13, 2010 City Council Meeting

3.19. COMMUNICATION: Lori Olberg, Licensing, Voting and Records Coordinator, re: Minutes, City Council Worksession, April 7, 2010

*waive the reading, accept the communication, place it on file and adopt the minutes as received at the September 13, 2010 City Council Meeting

3.20. COMMUNICATION: Lori Olberg, Licensing, Voting and Records Coordinator and Sue Trainor, Assistant to the CAO, re: Minutes, City Council, April 26, 2010

*waive the reading, accept the communication, place it on file and adopt the minutes as received at the September 13, 2010 City Council Meeting

3.21. COMMUNICATION: Lori Olberg, Licensing, Voting and Records Coordinator and Sue Trainor, Assistant to the CAO, re: Minutes, City Council for May 10, 2010

*waive the reading, accept the communication, place it on file and adopt the minutes as received at the September 13, 2010 City Council Meeting

3.22. COMMUNICATION: Steven Offenhartz, Alternate Member, Design Advisory Board, re: Resignation

*waive the reading, accept the communication, place it on file and advertise the vacancy (already did) and send a congratulatory letter (already did) to Steven Offenhartz on his DAB appointment as a Full Member

- 3.23. COMMUNICATION: Lieutenant Art Cyr, Burlington Police Department, re: 18 plus permits change in policy
*waive the reading, accept the communication and place it on file
- 3.24. COMMUNICATION: Harris Roen, Member, Conservation Board, re: Resignation
*waive the reading, accept the communication, place it on file and advertise the vacancy (already did) and send a congratulatory letter (already did) to Harris Roen on his Planning Commission appointment
- 3.25. COMMUNICATION: Marc D. Landry, Chair, CCMPO to Brian Searles, Director of Aviation, re: Thank you for the Tour
*waive the reading, accept the communication and place it on file
- 3.26. COMMUNICATION: Diane Noyes, Ward Seven, Ward Clerk, re: Opposition to Moving Ward 7 Polling Place back to Hunt Middle School (9/13/10 Public Forum Handout)
*waive the reading, accept the communication and place it on file
- 3.27. COMMUNICATION: Helen Hossley, Ward Seven, Resident, re: Opposition to the City Paying for the Fit Up at the Miller Center for a private entity, Y (9/13/10 Public Forum Handout)
*waive the reading, accept the communication and place it on file
- 3.28. COMMUNICATION: University of Vermont Transportation Research Center, re: Estimating Tourism Expenditures for the Burlington Waterfront Path and the Island Line Trail (9/13/10 Public Forum Handout)
*waive the reading, accept the communication and place it on file
- 3.29. COMMUNICATION: Jonathan P.A. Leopold, Jr. CAO, re: Board of Finance Minutes for September 13, 2010 (**material to be sent under separate cover**)
*waive the reading, accept the communication and place it on file