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**DELIBERATIVE AGENDA**  
**REGULAR MEETING, CITY COUNCIL**  
**MONDAY, JANUARY 10, 2011**  
**CONTOIS AUDITORIUM, CITY HALL**  
**7:00 P.M.**

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1. AGENDA
2. PUBLIC FORUM (Time Certain: 7:30 p.m.)
3. CONSENT AGENDA
4. PUBLIC HEARINGS: Burlington Comprehensive Development Ordinance-Proposed Amendments:
  - ZA-11-03 Wetland Conservation Zone
  - ZA-11-04 Mental Health Crisis Center
  - ZA-11-05 Tree List Requirement
  - 4.01. ORDINANCE: COMPREHENSIVE DEVELOPMENT ORDINANCE—Wetland Conservation Zone #ZA 11-03 (Planning Commission, Councilors Shannon, Kranichfeld, Bushor: Ordinance Committee)(2<sup>nd</sup> reading)
  - 4.02. ORDINANCE: COMPREHENSIVE DEVELOPMENT ORDINANCE—Mental Health Crisis Center #ZA 11-04 (Planning Commission, Councilors Shannon, Kranichfeld, Bushor: Ordinance Committee)(2<sup>nd</sup> reading)
  - 4.03. ORDINANCE: COMPREHENSIVE DEVELOPMENT ORDINANCE—Tree List Requirement #ZA 11-05 (Planning Commission, Councilors Shannon, Kranichfeld, Bushor: Ordinance Committee)(2<sup>nd</sup> reading)
  - 4.04. COMMUNICATION: David E. White, AICP, Director of Planning & Zoning, re: Proposed Zoning Amendments
  - 4.05. COMMUNICATION: Clerk/Treasurer's Office, re: Public Hearing Notice: Burlington Comprehensive Development Ordinance
5. RESOLUTION: Authorization to Execute Easement for Underground Placement & Maintenance of Nine Foundation Footings for 180-188 Battery Street Construction Project (Councilors Wright, Paul)
6. RESOLUTION: Authorization to Execute Amended Obstruction License Agreement With I.C.V. Construction, Inc. for 180-188 Battery Street Project Construction (Councilors Wright, Paul)

*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 January 12, 2011 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).*

7. PRESENTATION: Jeanne Collins, Superintendent of Schools, Keith Pillsbury, Finance Chair, Fred Lane, Board Chair, re: Burlington Schools FY 12 Budget Presentation (15 mins.)
  - 7.01. COMMUNICATION: Burlington School District, re: PowerPoint Slides
  - 7.02. COMMUNICATION: Burlington School District, re: FY12 Budget Preparation
8. PRESENTATION: CEDO's Economic Development Division, re: Update on their Activities (15 mins.)
  - 8.01. COMMUNICATION: CEDO, re: January 10, 2011 Summary of Presentation to the City Council by: CEDO's Economic Development Division
9. RESOLUTION: Resolution to Reconvene the Blue Ribbon Committee to Review Burlington Telecom (Councilor Shannon)
10. COMMITTEE REPORTS (5 mins.)
11. COMMUNICATION: City Councilors, re: General City Affairs (oral)(10 mins.)
12. COMMUNICATION: Mayor Kiss, re: General City Affairs (oral)(5 mins.)
13. ADJOURNMENT

**CITY COUNCIL WITH MAYOR PRESIDING**  
**MONDAY, JANUARY 10, 2011**

1. AGENDA
2. CONSENT AGENDA
  - 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: Electric Light Commission (Term expires 6/30/11)
4. APPOINTMENT: Board of Tax Appeals (Term expires 6/30/12)
5. ADJOURNMENT

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**CONSENT AGENDA**

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**REGULAR MEETING, CITY COUNCIL**  
**MONDAY, JANUARY 10, 2011**

- 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: Reorganization of the Burlington Electric Department Generation and Power Resources Area (Board of Finance)  
 \*waive the reading and adopt the resolution

- 3.03. COMMUNICATION: Carol Weston, PE, Department of Public Works to the Underground Utilities Review Committee, re: Undergrounding of Utilities along Champlain Parkway Corridor  
\*waive the reading, accept the communication and place it on file
- 3.04. RESOLUTION: Resolution and Order Relating to Underground Relocation of Utilities on the Champlain Parkway (Councilors Paul, Wright)  
\*waive the reading and adopt the resolution
- 3.05. COMMUNICATION: Karen Vastine, Community Justice Center Coordinator, re: Legislative Advocacy for CJC  
\*waive the reading, accept the communication and place it on file
- 3.06. RESOLUTION: Supplemental Budget Resolution #2011-08 Appropriation Changes to City Attorney's Budget (Board of Finance)  
\*waive the reading and adopt the resolution
- 3.07. COMMUNICATION: Donald L. Weaver, MD, Professor of Pathology, UVM, Attending Pathologist, FAHC, re: Smoking on Church Street and all areas of significant public congregation in downtown Burlington  
\*waive the reading, accept the communication, place it on file and send a copy to the Ordinance Committee
- 3.08. COMMUNICATION: Jillian Bogert, Clerk of the Board, Board of Fire Commissioners, re: Attendance Record for the period from 2/2/10 to 6/22/10  
\*waive the reading, accept the communication and place it on file
- 3.09. COMMUNICATION: Frank Cioffi, President, GBIC, re: Information about GBIC  
\*waive the reading, accept the communication and place it on file
- 3.10. COMMUNICATION: Brian R. Searles, Director of Aviation to Mayor Kiss, re: Resignation  
\*waive the reading, accept the communication and place it on file
- 3.11. COMMUNICATION: Karen Lafayette & Erhard Mahnke, Legislative Liaisons, re: 2010 Burlington Legislative Review  
\*waive the reading, accept the communication and place it on file
- 3.12. COMMUNICATION: Doug Dunbebin, Burlington Resident, re: Concerns and Ideas about Burlington Telecom (12/6/10 Public Forum Speaker)  
\*waive the reading, accept the communication and place it on file
- 3.13. COMMUNICATION: Office of the Clerk/Treasurer, re: Notice of Public Hearings  
\*waive the reading, accept the communication and place it on file
- 3.14. COMMUNICATION: Assistant Judges of Chittenden County to Chittenden County Governing Bodies, re: Proposed County Tax  
\*waive the reading, accept the communication and place it on file
- 3.15. COMMUNICATION: Larkin & Associates, PLLC, Certified Public Accountants and Regulatory Consultants to the State of Vermont Public Service Board, re: To amend Condition No.17 of its Certificate of Public Good, enlarging the date by which it must complete its system building out/ Investigation into City of Burlington d/b/a Burlington Telecom's Non-Compliance with Condition No. 60 of its Certificate of Public

Good

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

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

156 Bistro, 156 St. Paul Street, 12/31/10, 9:00 p.m. – 1:00 a.m., DJ Paul Pecor, No dancing

\*waive the reading, accept the communication, place it on file and ratify the Special Event Indoor Entertainment Permit Application for 156 Bistro for one day only

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

The Skinny Pancake, 60 Lake Street, Suite 1A, 12/31/10 – 01/01/11, 10 p.m. – 2 a.m., Band, Cover, Dancing

\*waive the reading, accept the communication, place it on file and ratify the Special Event Indoor Entertainment Permit Application for The Skinny Pancake for one day only

3.18. COMMUNICATION: Sara Moulton, Mapping & GIS Specialist, State of Vermont, Agency of Transportation, Division of Planning, Outreach and Community Affairs – Mapping Unit, re: 2011 Certificate of Highway Mileage

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

3.19. COMMUNICATION: Lori Olberg, Licensing, Voting and Records Coordinator and Sue Trainor, Assistant to the CAO, re: Minutes, City Council for August 9, 2010

\*waive the reading, accept the communication, place it on file and adopt the minutes at the January 24, 2011 City Council Meeting

3.20. COMMUNICATION: Lori Olberg, Licensing, Voting and Records Coordinator and Sue Trainor, Assistant to the CAO, re: Minutes, City Council, September 13, 2010

\*waive the reading, accept the communication, place it on file and adopt the minutes at the January 24, 2011 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 September 27, 2010

\*waive the reading, accept the communication, place it on file and adopt the minutes at the January 24, 2011 City Council Meeting

3.22. COMMUNICATION: Meg Klepack, Burlington Food Council, Facilitator, re: January 2011 Burlington Food Council Report

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

3.23. COMMUNICATION: Leslie Martin, re: Taxi Licensing Board (Public Hearing)

\*waive the reading, accept the communication, place it on file and refer it to the Airport and the City Attorney's Office

3.24. COMMUNICATION: Mayor Bob Kiss, re: Appointment of the Next Burlington Fire Chief

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

3.25. COMMUNICATION: Mayor Bob Kiss, re: Interim Director of Aviation, BTV Designation

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

3.26. COMMUNICATION: Jonathan P.A. Leopold, Jr., Chief Administrative Officer, re: General

Fund Financial Report and Budget Projections for FY 2012

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