



Agenda

City Council Meeting

City Council Chambers, City Hall
Wednesday, November 13, 2019
6:30 P.M.

1. Call To Order By The Mayor
2. 19-325. Review and approve agenda
3. 19-326. General business and apperances
4. 19-327. Consideration of the Consent Agenda
 - a. Cross Vermont Trail Assoc. Letter of Support
 - b. Become the Liquor Control Commission for the purpose of approving applications for liquor licenses.
 - c. Payroll and bills
5. 19-328. Students on committees appointments
6. 19-329. Emerald Ash Borer update
7. 19-330. Police officer involved shooting discussion
8. 19-331. Recreation building update
9. 19-332. Animal and Noise ordinance
10. 19-333. Responsible Employer ordinance, 2nd public reading
11. 19-334. Other business
12. 19-335. Council reports
13. 19-336. Mayor's report
14. 19-337. City Clerk's report
15. 19-338. City Manager's report

16. Adjournment



CITY COUNCIL Agenda Item #19-327(a)

Date: 11/13/19

Consent X **Discussion** ____

SUBJECT: Endorsement for Cross Vermont Trail Association's Application for Transportation Alternative Program Funding

SUBMITTING DEPARTMENT: Public Works

RECOMMENDED ACTION: Approve and sign letter of support for Cross Vermont Trail Association's Application for Transportation Alternative Program Funding

STRATEGIC OUTCOME/PRIOR ACTION: Thoughtfully Planned Built Environment

EXPENDITURE REQUIRED: N/A

SOURCE OF FUNDS: N/A

LEGAL REQUIREMENTS: N/A

BACKGROUND INFORMATION: The Cross Vermont Trail Association will be applying for construction funds through the State's Transportation Alternative Program. The funds, if awarded, will be applied to the construction of the Cross Vermont Trail from Gallison Hill Road, into East Montpelier and over the Winooski River via a pedestrian bridge. This path will serve as a direct connection between the City's new shared use path and U32 High School as well as neighboring communities.

CVTA has requested the City present support for the project in the form of a letter which they will include with their funding application. The City has committed \$41,000 to the design and construction of the Cross Vermont Trail, \$13,000 of which is earmarked for the construction of the pedestrian bridge over the Winooski River. No additional funds are being requested from the City in association with the grant application.

At their November meeting the Montpelier Transportation Infrastructure Committee received a brief update on the project as well as this potential funding opportunity. The Committee fully endorses this project and recommends the Council approve and sign the letter of support.

SUPPORTING DOCUMENTS: City Council Letter of Support

INTERESTED PARTIES: Public Works, MTIC

CITY MANAGER'S APPROVAL:

A handwritten signature in black ink, appearing to read "W. Hoffman", is written over the "CITY MANAGER'S APPROVAL:" text.



America's Small Town Capital

November 13, 2019

Scott Robertson, PE
Municipal Assistance Bureau - Local Projects
Vermont Agency of Transportation
219 North Main St, 4th Floor
Barre, VT 05641

Dear Mr. Robertson,

The Montpelier City Council fully supports this application to the Transportation Alternatives Program for additional federal funding needed for construction of the Cross Vermont Trail along the route of the former Montpelier & Wells River Railroad parallel to Rte 2. The City of Montpelier has long recognized the importance of increased efficiency and safety for all modes of transportation throughout the City and continuing to improve the City's bike and pedestrian infrastructure is a necessary step towards achieving that. The proposed project furthers the goals of the City Council and is consistent with the City's bike and pedestrian master plan, "Montpelier in Motion", adopted by the City in 2015.

The Cross Vermont Trail will act as an extension to the City's new shared use path and provide an off road connection to U-32 High School as well as the towns of Berlin and East Montpelier. The City has already committed \$41,100 for the design and construction of the Cross Vermont Trail project and supports this application for Transportation Alternative Program funding which if granted will close the funding gap and allow for construction to take place.

Thank you for your consideration.

Sincerely,

Mayor Anne Watson

From: noreply@civicplus.com
Sent: Monday, November 4, 2019 10:11 PM
To: Jamie Carroll
Subject: Online Form Submittal: City of Montpelier Boards & Commissions Application

City of Montpelier Boards & Commissions Application

APPLICATION FORM MONTPELIER CITY BOARDS AND COMMITTEES

Please use this form to express your interest in serving on a particular board/committee or commission. For information on our boards and committees, please visit <https://www.montpelier-vt.org/committeevacancies>. The Montpelier City Council makes appointments to board/committees at their regular meetings as vacancies occur. Completed applications are public documents and are subject to the Vermont Public Records Act.

The Montpelier City Council is committed to seeking diversity on all boards, committees and commissions, including but not limited to geographic, racial, gender, cultural, age, socio economic diversity. Montpelier residency for applicants is preferred but not required.

Name	Erin Kelley
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Email Address	[REDACTED]
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Address	[REDACTED]
---------	------------

City	[REDACTED]
------	------------

State	VT
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Zip Code	05602
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Phone Number	[REDACTED]
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Occupation	Student
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Are you 18 years of age or older?	No
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Are you a registered voter in the City of Montpelier?	No
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Are you a resident of the City of Montpelier?	Yes
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How long have you been a resident of the City of Montpelier?	16 years
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Are you related to any elected City Councilor (including by marriage)?	No
Do you have any pending litigation against the City?	No
Name of City Board or Committee: (If applying for more than one board/committee, please list order of preference)	Tree board, Homelessness Task Force
Are you currently serving or have you served on any City board or committee? If so, please list and give approximate dates.	No
Please answer each question in as much detail as possible.	
Education/Credentials:	High School Student.
Professional activities that relate to this board/committee:	<i>Field not completed.</i>
Community activities that relate to this board/committee:	<i>Field not completed.</i>
Why are you interested in serving on this board/committee?	1. I am just generally really interested in being an active member in positively interacting with the environment and the natural world particularly if I can get a physical hands on role. Also, the trees in Montpelier are one of the reasons why I love living here and so I would love to be able to get the chance to help maintain the things that are so important to me. 2. I am generally very concerned about the homeless population in Vermont and I really want to help out particularly because when I see homeless people on the street I don't know how to support them even though I feel the need to.
What talents or experience would you bring to the board/committee?	1. This summer I participated in the Food Farm Society program at Montpelier High School and so I have some experience working with plants, though not so much trees, and I have very occasionally volunteered with Hubbard Park. 2. N/A
Any other comments or information you wish to	<i>Field not completed.</i>

provide to the Mayor and
City Councilors?

Are you involved in any
personal, professional or
business pursuit that
would affect your ability
to make fair and impartial
recommendations as a
member of a City
advisory board or
committee?

No

ACKNOWLEDGMENT

I have read and accept the terms of board/committee
appointment.

By e-signing this
application, I certify that
there are no
misrepresentations,
omissions or falsifications
on this application.

Erin Kelley

11/4/2019

Submitted on:

***Thank you for your interest in serving the City of Montpelier as a volunteer
board or committee member. Your willingness to serve is greatly appreciated.***

Email not displaying correctly? [View it in your browser.](#)

From: noreply@civicplus.com
Sent: Monday, November 4, 2019 3:00 PM
To: Jamie Carroll
Subject: Online Form Submittal: City of Montpelier Boards & Commissions Application

City of Montpelier Boards & Commissions Application

APPLICATION FORM MONTPELIER CITY BOARDS AND COMMITTEES

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Name	Alex Smart
Email Address	[REDACTED]
Address	[REDACTED]
City	[REDACTED]
State	VT
Zip Code	[REDACTED]
Phone Number	[REDACTED]
Occupation	High school student
Are you 18 years of age or older?	No
Are you a registered voter in the City of Montpelier?	No
Are you a resident of the City of Montpelier?	Yes
How long have you been a resident of the City of Montpelier?	16 years

Are you related to any elected City Councilor (including by marriage)?	No
Do you have any pending litigation against the City?	No
Name of City Board or Committee: (If applying for more than one board/committee, please list order of preference)	Homelessness Task Force
Are you currently serving or have you served on any City board or committee? If so, please list and give approximate dates.	No
<i>Please answer each question in as much detail as possible.</i>	
Education/Credentials:	I am a high school student (at Montpelier High) and I am interested in gaining knowledge about the homeless situation in Montpelier.
Professional activities that relate to this board/committee:	I am a member of the club interact and club action. These clubs support change and help the community through youth. I am volunteering at a warming shelter on Wednesdays this winter, through these clubs.
Community activities that relate to this board/committee:	I work for Voice for Vermont Children and I am interning at the Vermont Network. I have worked with the legislature on gun violence and women's rights.
Why are you interested in serving on this board/committee?	I am a member of this community and I feel like I can't do anything, but also that I am ignorant about what is even going on. I want to help people because I care about the city that has raised me and I want to pay it back. Educating myself, and empathizing, with others, seems like a good way to start.
What talents or experience would you bring to the board/committee?	I am a determined and hard worker. I have more knowledge and experience than your average 16-year-old, and if there is something I don't know I will strive to learn it.
Any other comments or information you wish to provide to the Mayor and City Councilors?	<i>Field not completed.</i>

Are you involved in any personal, professional or business pursuit that would affect your ability to make fair and impartial recommendations as a member of a City advisory board or committee?

No

ACKNOWLEDGMENT

I have read and accept the terms of board/committee appointment.

By e-signing this application, I certify that there are no misrepresentations, omissions or falsifications on this application.

Alex Smart

11/4/2019

Submitted on:

Thank you for your interest in serving the City of Montpelier as a volunteer board or committee member. Your willingness to serve is greatly appreciated.

Email not displaying correctly? [View it in your browser.](#)

From: noreply@civicplus.com
Sent: Tuesday, November 5, 2019 2:33 PM
To: Jamie Carroll
Subject: Online Form Submittal: City of Montpelier Boards & Commissions Application

City of Montpelier Boards & Commissions Application

APPLICATION FORM MONTPELIER CITY BOARDS AND COMMITTEES

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Name	Sophia Clark
Email Address	[REDACTED]
Address	[REDACTED]
City	[REDACTED]
State	VERMONT
Zip Code	[REDACTED]
Phone Number	[REDACTED]
Occupation	Field not completed.
Are you 18 years of age or older?	No
Are you a registered voter in the City of Montpelier?	No
Are you a resident of the City of Montpelier?	No
Are you related to any elected City Councilor (including by marriage)?	No

Do you have any pending litigation against the City?

No

Name of City Board or Committee: (If applying for more than one board/committee, please list order of preference)

Homelessness Task Force

Are you currently serving or have you served on any City board or committee? If so, please list and give approximate dates.

I haven't yet.

Please answer each question in as much detail as possible.

Education/Credentials:

I am a sophomore at MHS. I don't have all my credits to graduate but I am trying to get them as soon as possible because I want to graduate early and do early college.

At MHS, we have an extra-curricular program called a CBL that stands for Community Based Learning and can actually get a student credit since it can be taken as a class. For my CBL I am working with a resident at Heaton Woods, a nursing home in Montpelier. I really like volunteering and helping and would love to be a part of helping the homeless of Montpelier.

Professional activities that relate to this board/committee:

n/a

Community activities that relate to this board/committee:

I am a part of a few communal-based clubs such as Interact Club, Club Action, Earth Group, and RJA (Racial Justice Alliance). These clubs are important because they offer support and volunteer work in Montpelier.

Interact Club is a club that focuses on helping the community by doing volunteer work such as shoe drives where we send gifts to children in poverty for the holidays, making food for homeless shelters, doing food drives to local food banks and just helping with certain activities in Montpelier and at the middle and high school.

Club Action has a focus on social injustices, women's rights and climate stuff such as Climate Strikes, climate change, and organizations with important committees and so on. We helped organize the last Climate Strike a few weeks ago in Montpelier.

Earth Group focuses on earth and the climate and what's going

on with all the pollution and waste created each year and how to create new alternatives so that the earth can last a longer time than it's currently facing. We basically just meet with the Montpelier community and talk about ways to reduce fossil fuels and start making a change.

RJA works on social and racial equity in Montpelier and all of Vermont. MHS was one of the first schools to raise a Black Lives Matter Flag.

Why are you interested in serving on this board/committee?

I am interested in being a part of this committee because I want to make an impact on society and help others. I believe that by helping others we are making big, impactful, and meaningful decisions that benefit others as well as ourselves. I chose this committee because it stood out to me more than other committees in the sense that it was about making new decisions and acting on them and repairing human needs that have not been fully met.

What talents or experience would you bring to the board/committee?

I am creative and think outside the box. I enjoy helping others. My experiences included working with homeless shelters in the past, spending time at nursing homes, making an effort on making a change with climate action, and being a part of food drives.

Any other comments or information you wish to provide to the Mayor and City Councilors?

Field not completed.

Are you involved in any personal, professional or business pursuit that would affect your ability to make fair and impartial recommendations as a member of a City advisory board or committee?

No

ACKNOWLEDGMENT

I have read and accept the terms of board/committee appointment.

By e-signing this application, I certify that there are no misrepresentations, omissions or falsifications on this application.

Sophia Clark

11/5/2019

Submitted on:

Thank you for your interest in serving the City of Montpelier as a volunteer board or committee member. Your willingness to serve is greatly appreciated.

Email not displaying correctly? [View it in your browser.](#)

From: noreply@civicplus.com
Sent: Sunday, November 3, 2019 5:23 PM
To: Jamie Carroll
Subject: Online Form Submittal: City of Montpelier Boards & Commissions Application

City of Montpelier Boards & Commissions Application

APPLICATION FORM MONTPELIER CITY BOARDS AND COMMITTEES

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Name	Merrick Modun
Email Address	[REDACTED]
Address	[REDACTED]
City	Montpelier
State	Vermont
Zip Code	05602
Phone Number	[REDACTED]
Occupation	N/A - student at Montpelier High School
Are you 18 years of age or older?	No
Are you a registered voter in the City of Montpelier?	No
Are you a resident of the City of Montpelier?	Yes
How long have you been a resident of the City of Montpelier?	7 years

Are you related to any elected City Councilor (including by marriage)?	No
Do you have any pending litigation against the City?	No
Name of City Board or Committee: (If applying for more than one board/committee, please list order of preference)	Complete Streets Commission.
Are you currently serving or have you served on any City board or committee? If so, please list and give approximate dates.	I am not currently serving on or have served on a city board or committee in the past.
<i>Please answer each question in as much detail as possible.</i>	
Education/Credentials:	Freshman studying at Montpelier High School.
Professional activities that relate to this board/committee:	N/A
Community activities that relate to this board/committee:	N/A
Why are you interested in serving on this board/committee?	As a student at Montpelier High School, I am interested in serving on the Complete Streets Commission because I would like to advance my community through ensuring the safety of our streets for everyone from all walks of life.
What talents or experience would you bring to the board/committee?	While I lack specific community or professional experience, I seek to amend that by being diligent and increasing my community outreach through serving on city commissions such as the Complete Streets Commission, etc. If selected, I will bring the motivation to help my community.
Any other comments or information you wish to provide to the Mayor and City Councilors?	I have no comments or information to provide the Mayor of Montpelier or City Councilors at this time.
Are you involved in any personal, professional or business pursuit that would affect your ability	No

to make fair and impartial
recommendations as a
member of a City
advisory board or
committee?

ACKNOWLEDGMENT

I have read and accept the terms of board/committee
appointment.

By e-signing this
application, I certify that
there are no
misrepresentations,
omissions or falsifications
on this application.

Merrick Modun

11/3/2019

Submitted on:

***Thank you for your interest in serving the City of Montpelier as a volunteer
board or committee member. Your willingness to serve is greatly appreciated.***

Email not displaying correctly? [View it in your browser.](#)

From: noreply@civicplus.com
Sent: Friday, September 27, 2019 11:24 AM
To: Jamie Carroll
Subject: Online Form Submittal: City of Montpelier Boards & Commissions Application

City of Montpelier Boards & Commissions Application

APPLICATION FORM MONTPELIER CITY BOARDS AND COMMITTEES

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Name	Evan Rohan
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Email Address	[REDACTED]
---------------	------------

Address	[REDACTED]
---------	------------

City	Montpelier
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State	VT
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Zip Code	05602
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Phone Number	[REDACTED]
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Occupation	Student
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Are you 18 years of age or older?	No
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Are you a registered voter in the City of Montpelier?	No
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Are you a resident of the City of Montpelier?	Yes
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How long have you been a resident of the City of Montpelier?	All of my life
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Are you related to any elected City Councilor (including by marriage)?	No
Do you have any pending litigation against the City?	No
Name of City Board or Committee: (If applying for more than one board/committee, please list order of preference)	Energy Advisory Committee
Are you currently serving or have you served on any City board or committee? If so, please list and give approximate dates.	No
<i>Please answer each question in as much detail as possible.</i>	
Education/Credentials:	I am a junior at Montpelier High School. I have done work with the earth group for the last 2 years, and I am very interested in energy.
Professional activities that relate to this board/committee:	<i>Field not completed.</i>
Community activities that relate to this board/committee:	I have been part of many of the climate strikes my school has taken place in, along with working with Earth Group when I can. I also went to an energy conference at UVM with a focus on the foundation, Pro Snow.
Why are you interested in serving on this board/committee?	Because I am looking into a future involving mechanical engineering, with a focus on a renewable energy, and I wanted to look into what my community is doing about the subject.
What talents or experience would you bring to the board/committee?	I love math and have been beginning physics this year. Also, I am also very concerned about the energy crisis that we are in right now.
Any other comments or information you wish to provide to the Mayor and City Councilors?	Hi Mayor Watson, I think I have seen you around school before!! Anyways I am excited to see what our small town is doing towards our energy use, and what we are doing to change it, and if we are not, why not?
Are you involved in any personal, professional or business pursuit that	No

would affect your ability to make fair and impartial recommendations as a member of a City advisory board or committee?

ACKNOWLEDGMENT

I have read and accept the terms of board/committee appointment.

By e-signing this application, I certify that there are no misrepresentations, omissions or falsifications on this application.

Evan Rohan

9/27/2019

Submitted on:

Thank you for your interest in serving the City of Montpelier as a volunteer board or committee member. Your willingness to serve is greatly appreciated.

Email not displaying correctly? [View it in your browser.](#)

**Highlights from Montpelier's 2019 Emerald Ash Borer (EAB) Monitoring Activities
The Beginning of the Implementation of Our Ten Year EAB Management Plan
by the Tree Board, Parks Department and Volunteers**

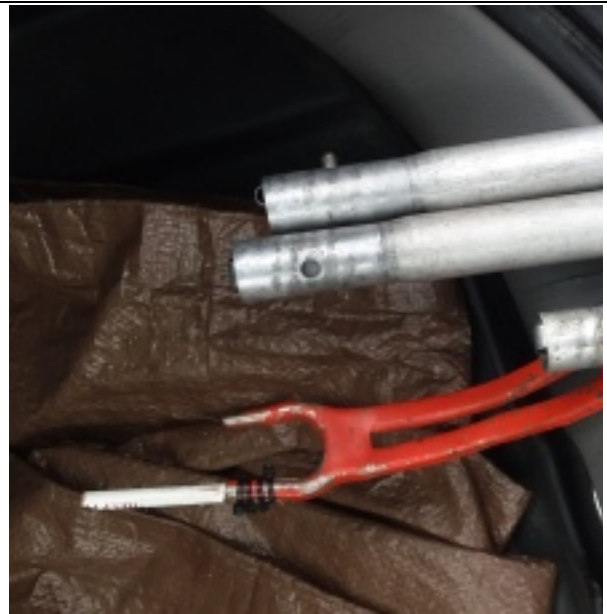
- EAB awareness educational activities were conducted at the Montpelier Festival of Trees in February and at City Hall in March on Town Meeting Day. We also used the events to promote tree plantings around the city. During the year 150 trees were planted by the Tree Board with volunteer assistance. Twenty more trees were planted in neighborhoods this fall.
- On March 7, 2019 the Times Argus ran a front page story on the adoption of the EAB Management Plan by the Montpelier City Council.
- In April we held a meeting with National Life personnel to discuss the plans for dealing with the EAB infestation there. Three infested trees there were removed and chipped in April. Tree Board personnel verified the EAB infestation.
- On May 1st we instructed a CCV class on ash tree identification and EAB with a field trip to Hubbard Park.
- At the Arbor Day Conference we participated in a forum on how communities are preparing for and responding to EAB. We are proud to report Montpelier's plan has served as a model for several other Vermont communities.
- We participated in the North Branch Nature Center Bugfest on June 30th and provided information on EAB in Montpelier and what citizens can do.
- In August the Tree Board and Parks Department provided support to several people who were learning to identify Ash trees as part of completing their Vermont Master Naturalist programs to inventory wild Ash trees in the parks.
- With the help of Tree Board members and several volunteers, (after some minimal training) approximately 450 street ash were checked for suspected EAB activity and/or hazard potential. Approximately two dozen trees were flagged as suspicious and requiring a second check, sometimes including branch sampling involving use of a bucket truck by Adam McCullough. No EAB were detected in these follow-up checks. Volunteers participating in the survey included the following individuals: Jose Aguayo, Lesley Allen, Brenda Brigham, Ellen Doyle, Amy Ehrlich, Sarah Hoffmeier, Meredith Kitfield, Catherine Lowther, Ginger Nickerson, Cara Robeck and daughter, Phyllis Rubenstein, Art Stukey, Sue Stukey, Meredith Summer, Shawn White, and Lynn Wild.
- In May and early June, ten green prism traps (similar to purple traps) were placed in ash trees around town. Alec Ellsworth, Adam McCullough, John Snell and John Akielaszek were involved in the deployment of these traps. Locations included at National Life downhill from the location where infested trees were removed earlier in the year, in Hubbard Park at

the Old Shelter, at the Montpelier Civic Center. Other locations included at the Pioneer Apartments, at the VSECU, on Main Street at the Down Home Kitchen, at the North Branch Nature Center, on College Street at the College Green, at Hubbard Park Drive. Traps were placed in the mid-canopy on the southwest side of each tree (usually green ash) and were put in place with a modified tree pruning tool or modified roof snow rake. Most traps were checked monthly. By the end of the monitoring season (early October), three EAB look-a-likes had been caught and delivered to the State Entomologist, Judy Rosovsky. Two came from the National Life trap and one from the Civic Center trap. Initial examination indicated that these were not EAB but they will be sent out for verification that they are not EAB.

- Funding provided by the City Council enabled the hiring of a full time Parks Department tree professional starting in July, 2019 which has allowed getting a head start on removing existing hazard trees and a number of potentially dangerous ash trees that we will not treat.
- The Tree Board has plans to increase the number of downtown tree planting locations in coordination with the Department of Public Works, adding three/year over the next three years. We'd hoped that three new tree wells would be installed this summer under C.I.P. but due to a miscommunication with DPW this did not happen. We are aiming to establish six new locations in the spring. Establishing trees in these new locations will lessen the impact of the eventual loss of downtown ash, some of which were planted in 1976.
- Parks Department personnel were trained and received certification to be able to inject ash trees with Emamectin Benzoate (TREE-äge). All downtown ash were treated in 2019 by Parks staff. This was deemed important in order to stretch available funding for protecting ash trees in the City by use of this insecticide. This enabled the City to treat other trees in the City.
- On October 16, 2019 participated in a coordination meeting with the contractor for Green Mountain Power whose firm will be removing ash trees pre-emptively to protect GMP power lines and poles. The contractor is New England Tree Experts (NETE) from Hardwick, VT and they will be seeking permission from landowners for the trees they want to remove. For those landowners that do not want the resulting firewood, the Parks Department will collect that wood and utilize it in their low income firewood program. NETE will notify both the Parks Department and the Tree Board of the trees they plan to remove as well as informing both entities if any EAB suspect trees are encountered.
- The green prism traps have been cleaned and are stored at the Parks Department for re-use next year.
- The bottom line: the advance of EAB beyond the initial area at National Life may not be as significant as we had believed it might be. It is possible that the prompt removal of infested trees by National Life contractors served to slow the spread of EAB. But it should be noted that the insect could, of course, be established elsewhere around the city but without being detected at this time.



Pictures clockwise from upper left: Trap Near VSECU, Signage for Green Trap at National Life, Various Beetles including Buprestids (Jewel Beetles), Branch Sampling Using Bucket Truck



Pictures Clockwise from Upper Left: Possible EAB from National Life Trap (collected 9/29/19), Modified Snow Roof Rake for Setting and Retrieving Traps, Participant at Tree Festival, Insects Captured on Green Prism Trap



Pictures Clockwise from Upper Left: Ash tree infestation – non EAB, Main Street trap at Down Home Kitchen, EAB infested tree at National Life, modified Parks Dept. pruner cover for removing traps



CITY COUNCIL Agenda Item #19-331

Date: November 13, 2019

Consent Discussion X

SUBJECT: Recreation Building Update

SUBMITTING DEPARTMENT: Recreation Department

RECOMMENDED ACTION: Review the Architect's Plan's approve a direction for the next step.

RELATED COUNCIL GOAL/PRIOR ACTION: Community Prosperity; Public Health; Sustainable Infrastructure; Inclusive, Equitable and Engaged Community

EXPENDITURE REQUIRED: To be determined.

SOURCE OF FUNDS: To be determined.

LEGAL REQUIREMENTS: Need to have all permits in place before project can start.

BACKGROUND INFORMATION: See attached.

SUPPORTING DOCUMENTS: See attached.

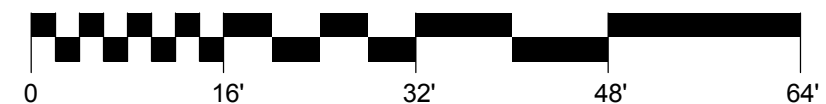
INTERESTED PARTIES: Community Services Department; Residents and visitors

CITY MANAGER'S APPROVAL:

A handwritten signature in black ink, appearing to read "W. J. [unclear]", written over a faint, circular official stamp.



Graphic Scale: 1 inch = 16 feet



Site Plan

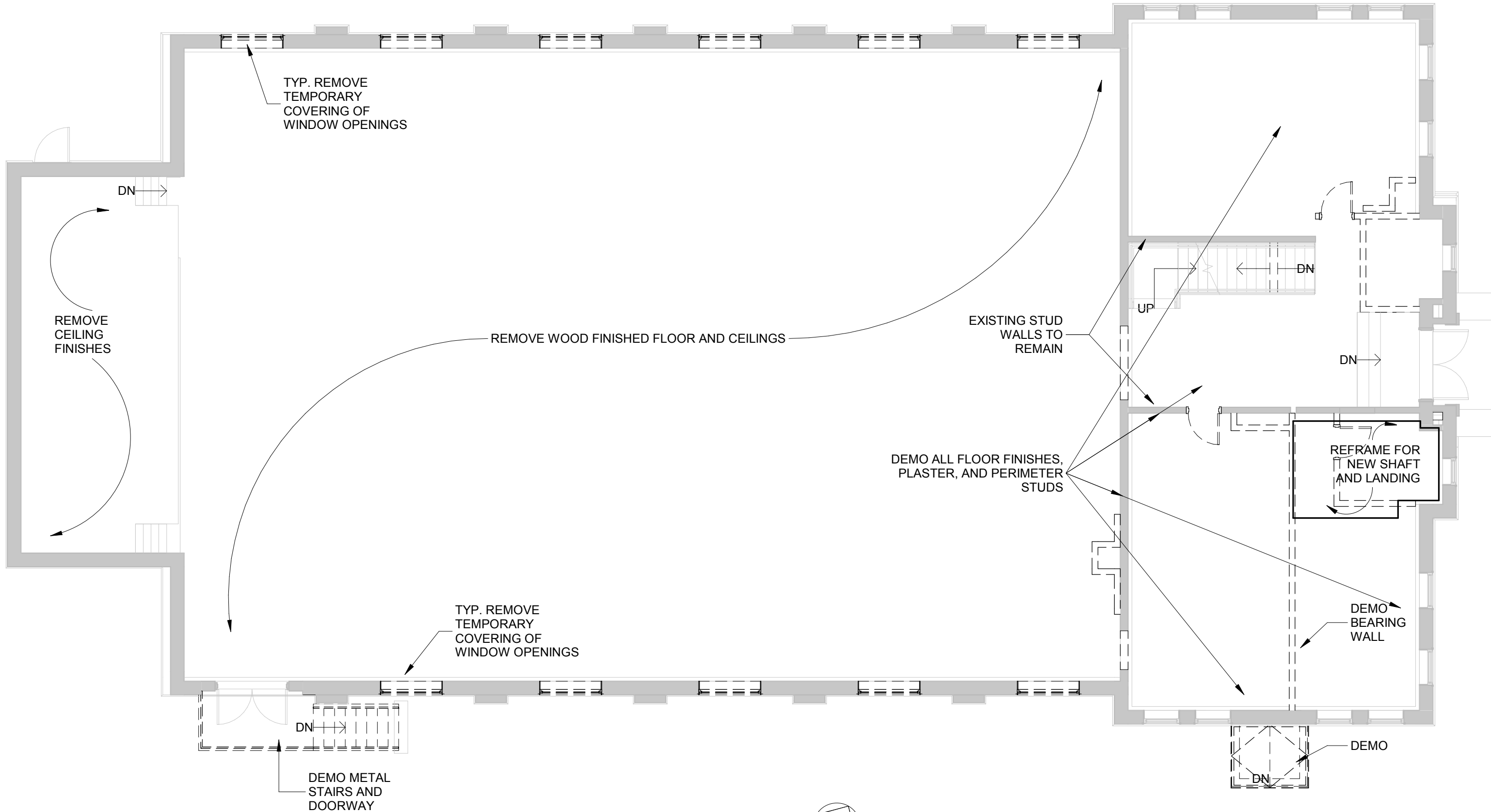
Montpelier Recreation Center Study

© 2019, Bread Loaf Corporation

11/04/2019

BreadLoaf

Architects
Planners
BreadLoaf
Page 17 of 45

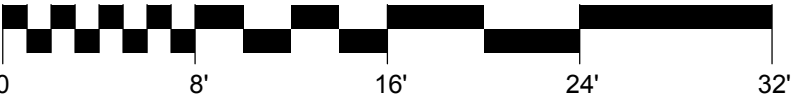


First Floor Demo

Montpelier Recreation Center Study

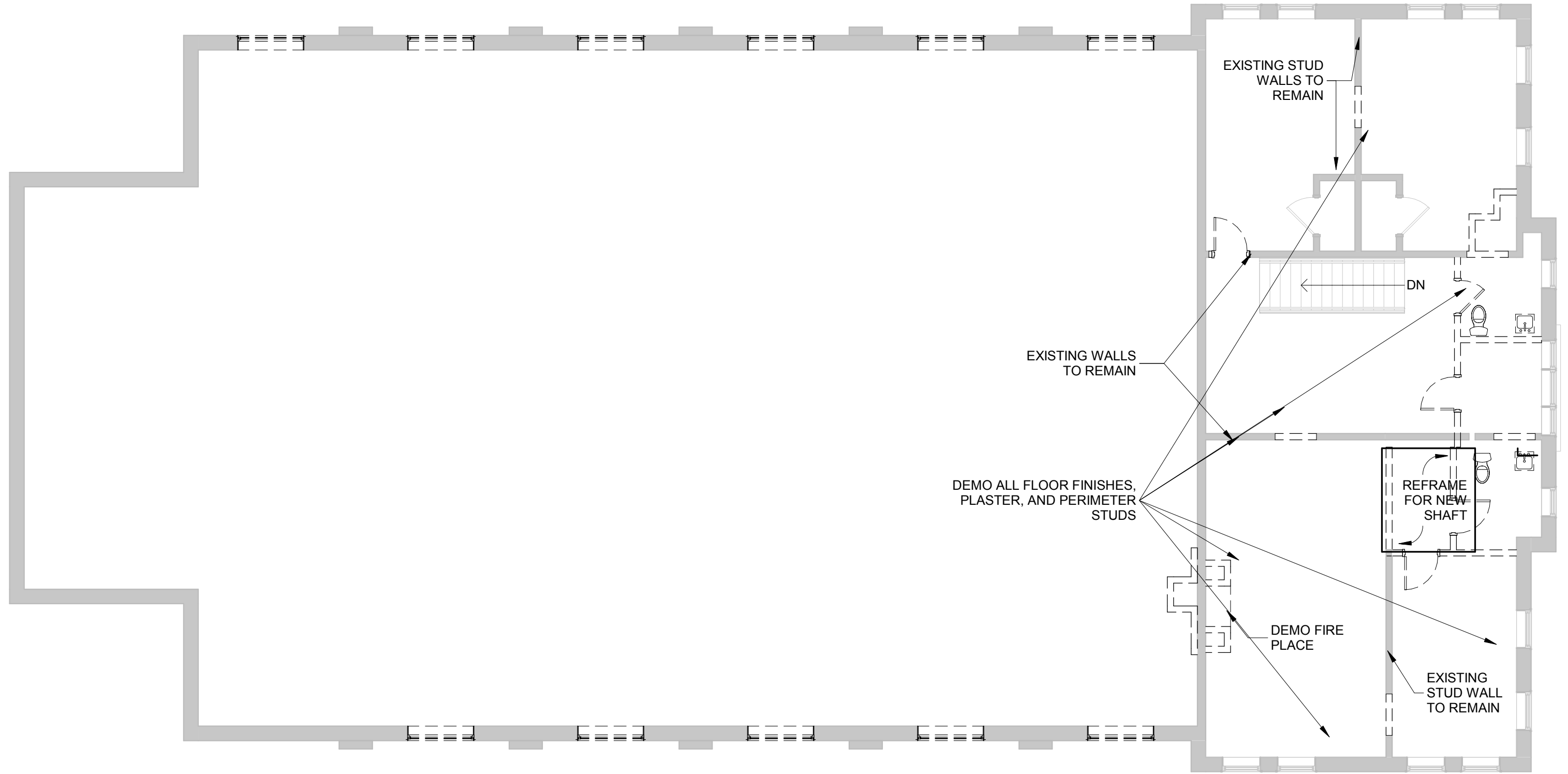


Graphic Scale: 1 inch = 8 feet



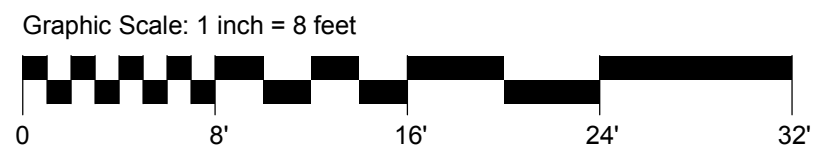
© 2019, Bread Loaf Corporation

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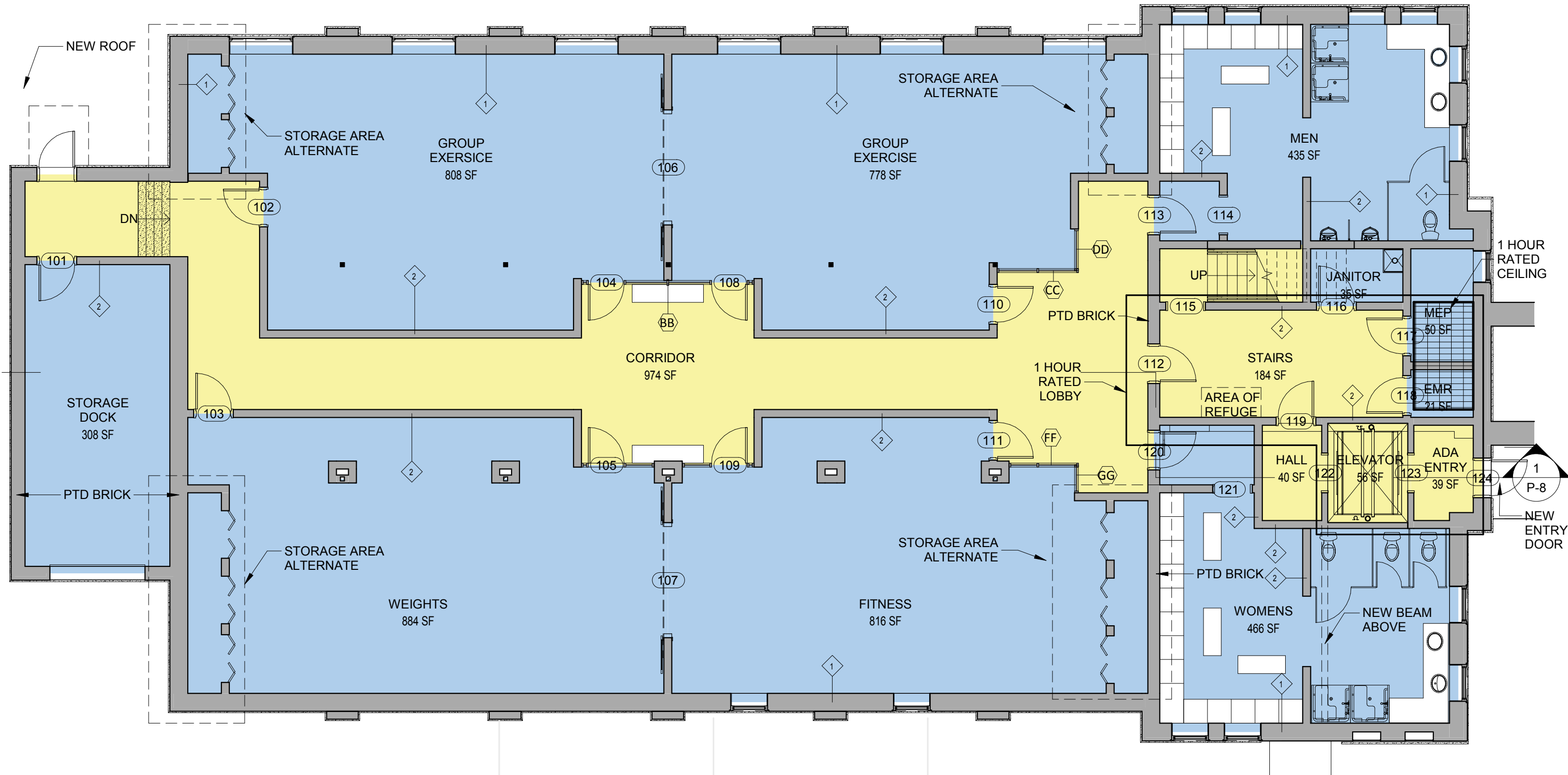


Second Floor Demo

Montpelier Recreation Center Study



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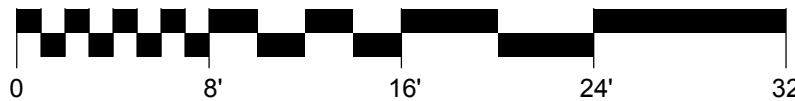


Basement Floor Plan

Montpelier Recreation Center Study

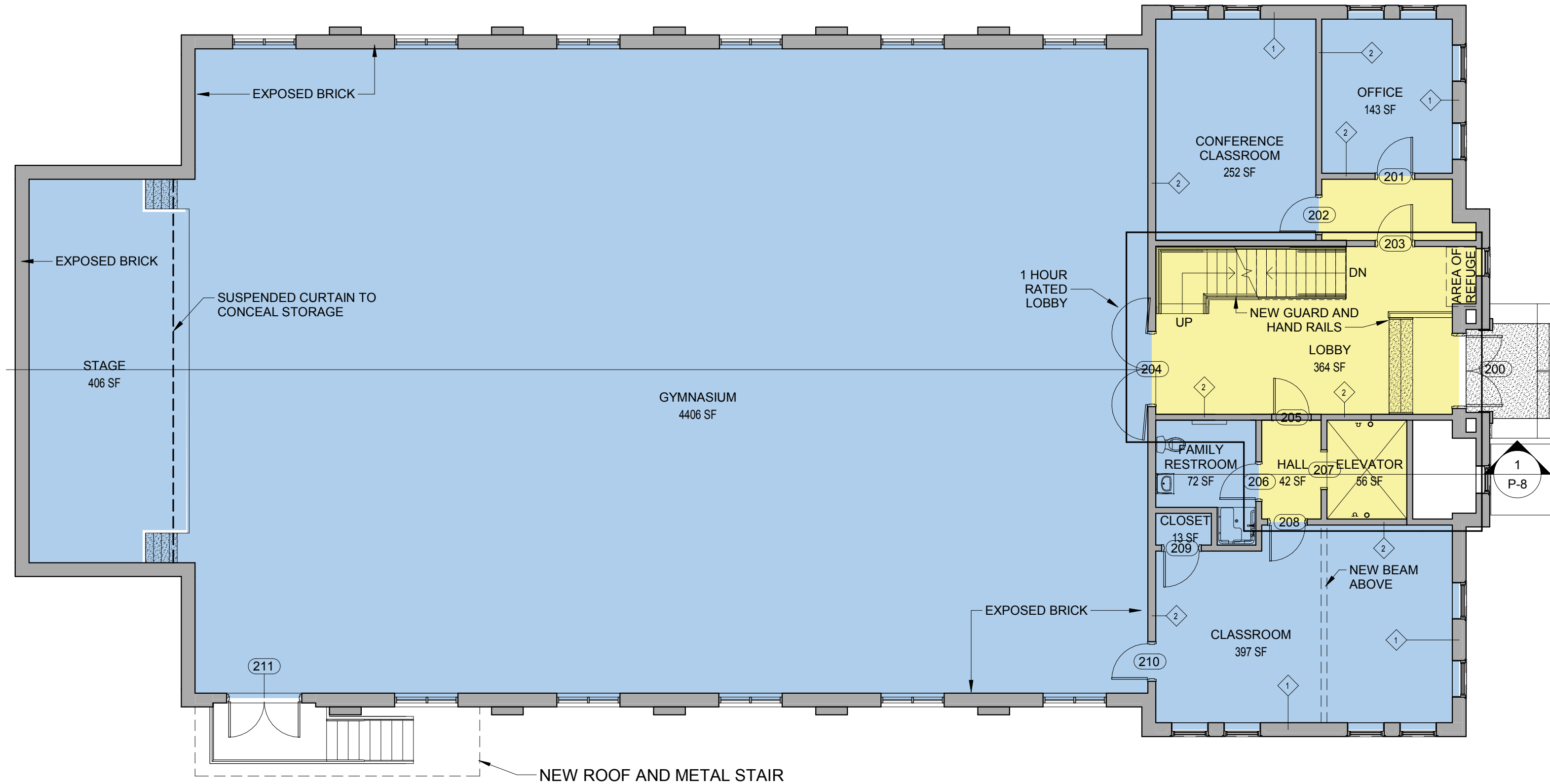


Graphic Scale: 1 inch = 8 feet



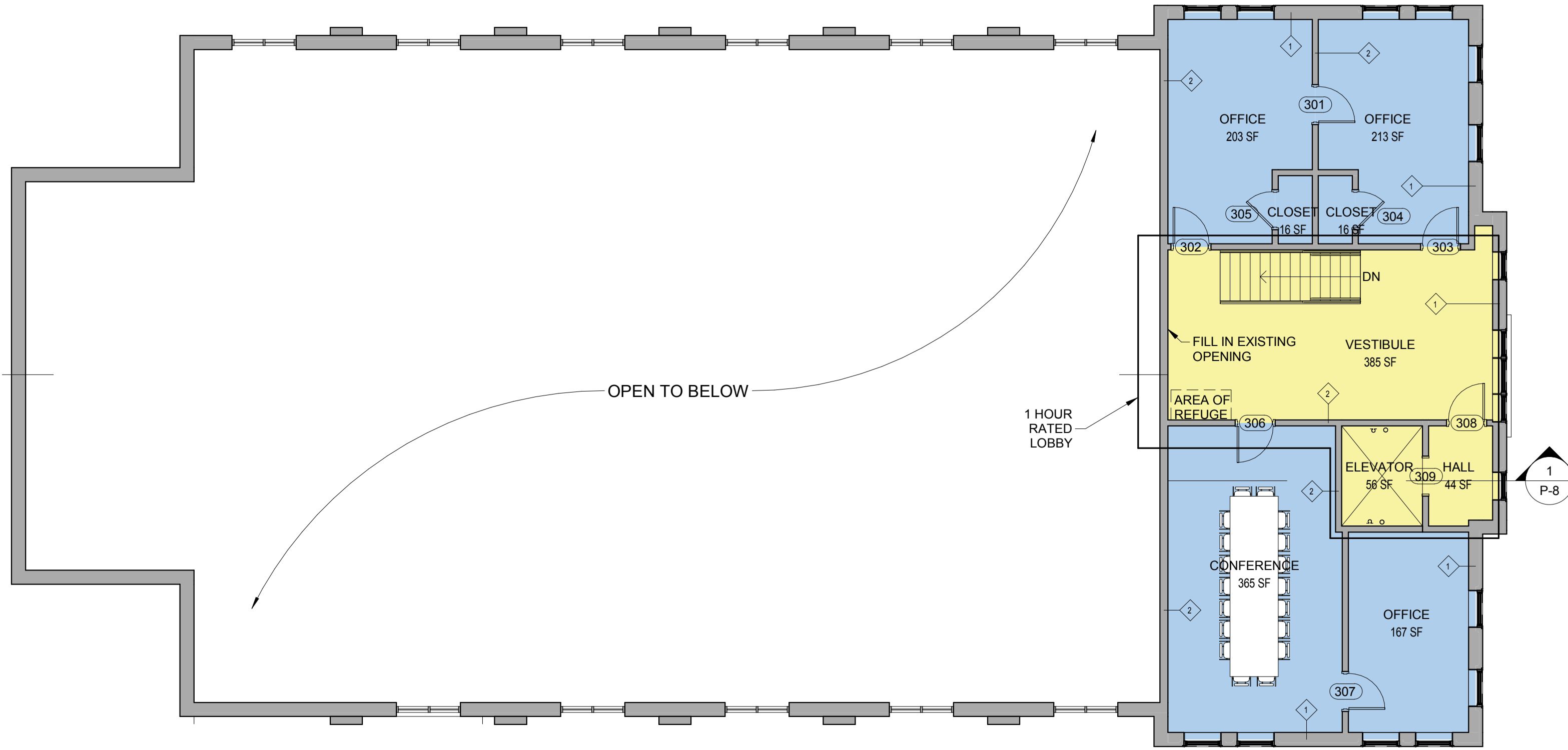
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First Floor Plan

Montpelier Recreation Center Study



Second Floor Plan

Montpelier Recreation Center Study

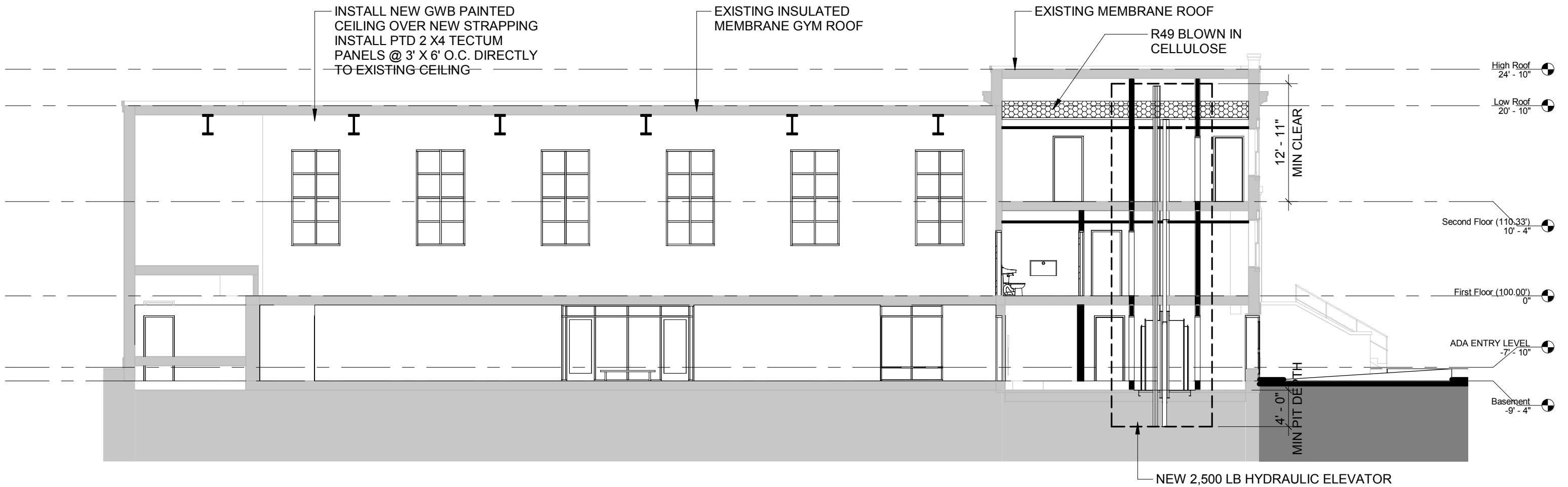
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BreadLoaf

Architects
Planners

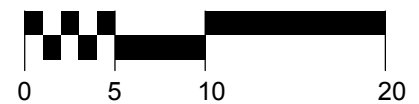
Page 10 of 15



Building Section

Montpelier Recreation Center Study

GRAPHIC SCALE: 3/32" =



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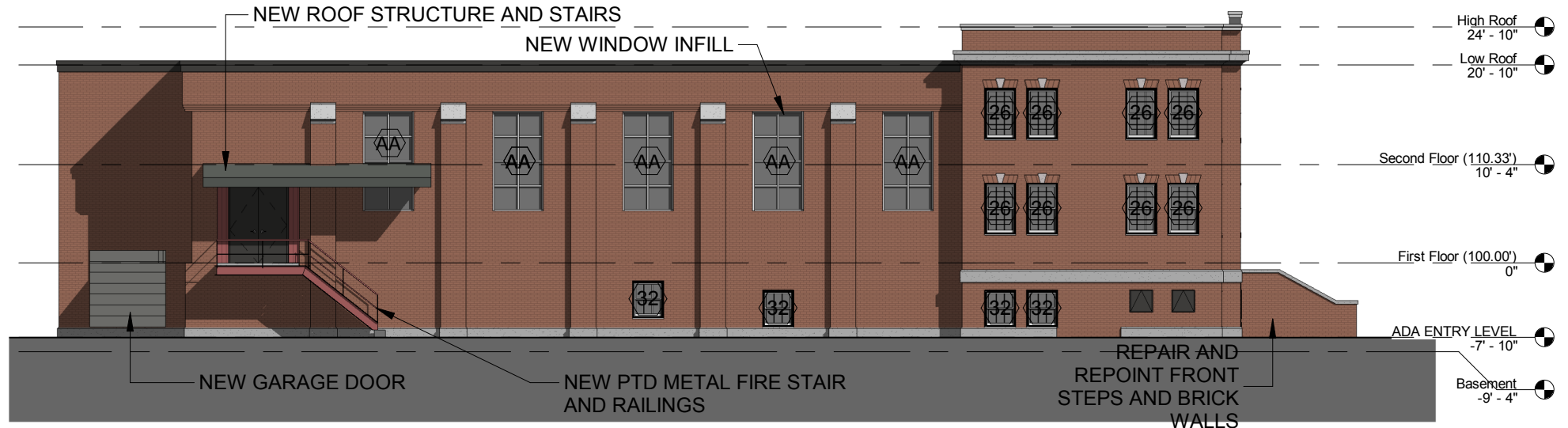
BreadLoaf

Architects
Planners

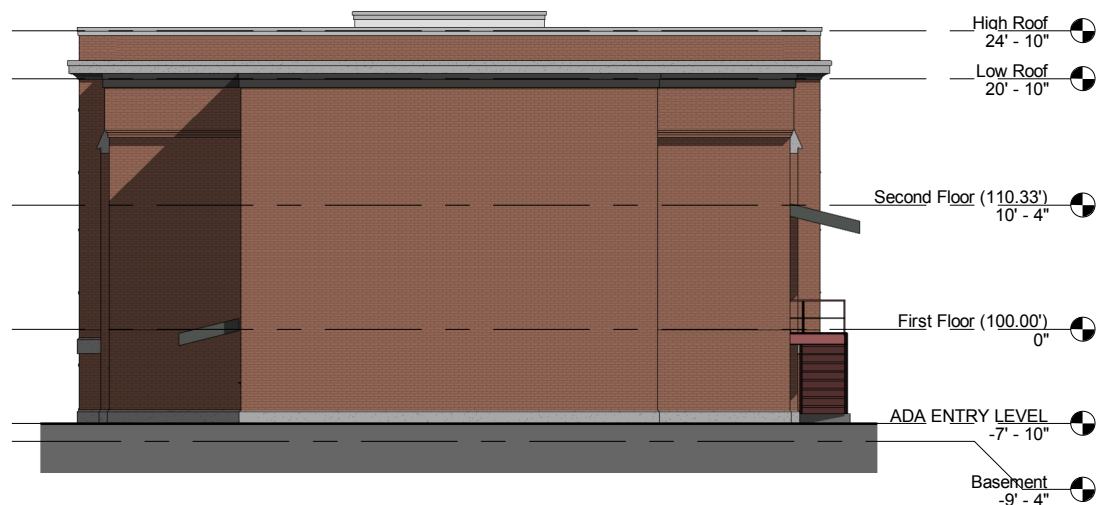
Page 04 of 15



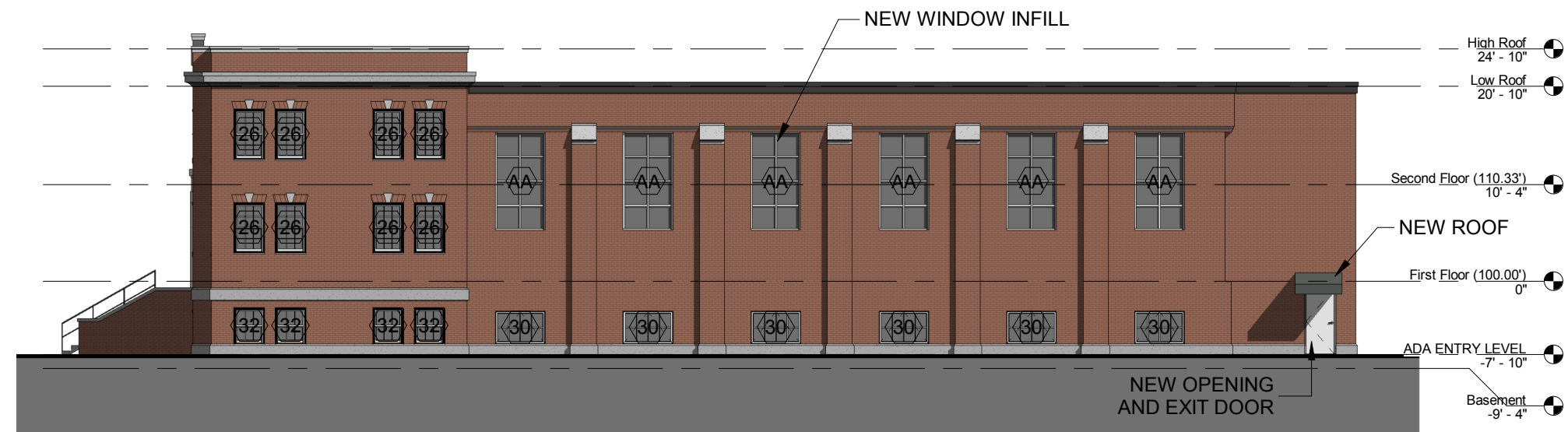
1 East Elevation
1/16" = 1'-0"



2 South Elevation
1/16" = 1'-0"



3 West Elevation
1/16" = 1'-0"



4 North Elevation
1/16" = 1'-0"

Elevation

Montpelier Recreation Center Study

Graphic Scale: 1 inch = 16 feet



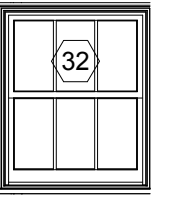
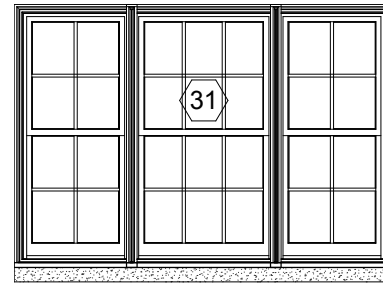
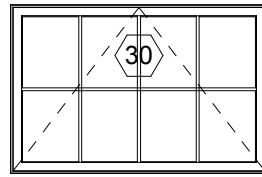
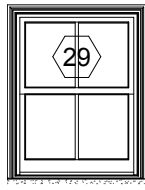
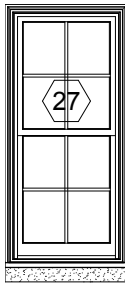
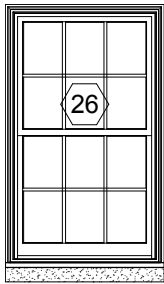
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Architects
Planners

Page 15 of 15



1 Window Type 26
A100/P-10 1/4" = 1'-0"

2 Window Type 27
A100/P-10 1/4" = 1'-0"

3 Window Type 29
A100/P-10 1/4" = 1'-0"

4 Window Type 30
A100/P-10 1/4" = 1'-0"

5 Window Type 31
A100/P-10 1/4" = 1'-0"

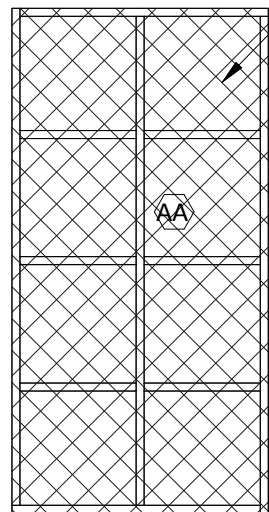
6 Window Type 32
A100/P-10 1/4" = 1'-0"

EXISTING WINDOWS:

ADD NEW INTERIOR STORM WINDOWS TO ALL EXISTING WINDOWS
SCRAPE, PAINT, AND CAULK

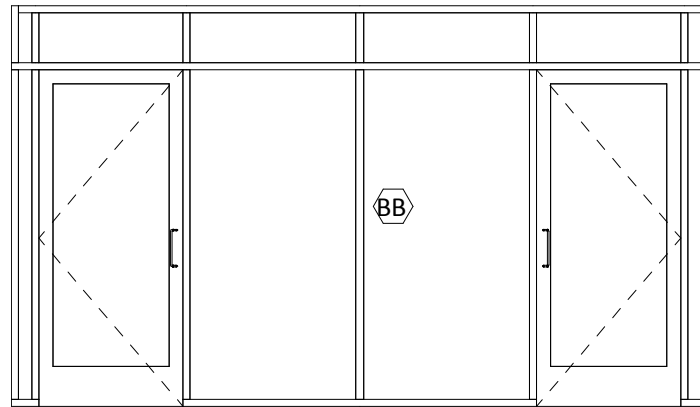
NEW WINDOWS:

INTERIOR AND EXTERIOR STOREFRONT

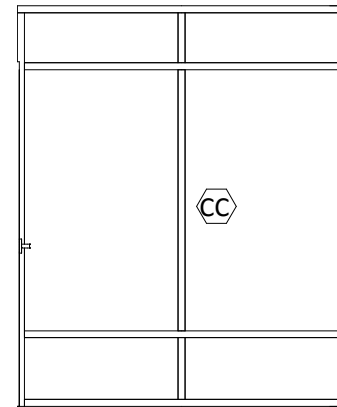


INSTALL PTD
ALUMINUM MESH
ON INTERIOR FOR
IMPACT
PROTECTION

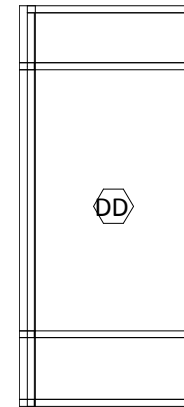
7 Window Type AA
A120/P-10 1/4" = 1'-0"



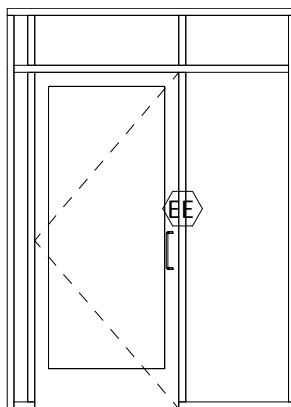
8 Window Type BB
A120/P-10 1/4" = 1'-0"



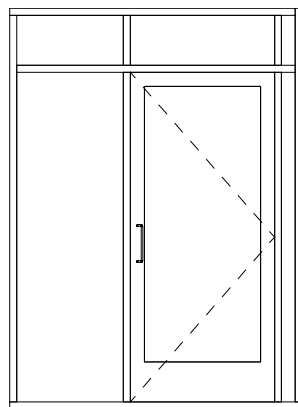
9 Window Type CC
A120/P-10 1/4" = 1'-0"



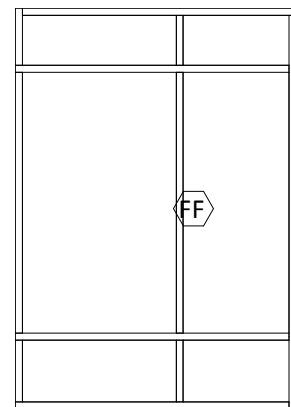
10 Window Type DD
A120/P-10 1/4" = 1'-0"



11 Window Type EE
A120/P-10 1/4" = 1'-0"



12 Window Type FF
A120/P-10 1/4" = 1'-0"



13 Window Type GG
A120/P-10 1/4" = 1'-0"

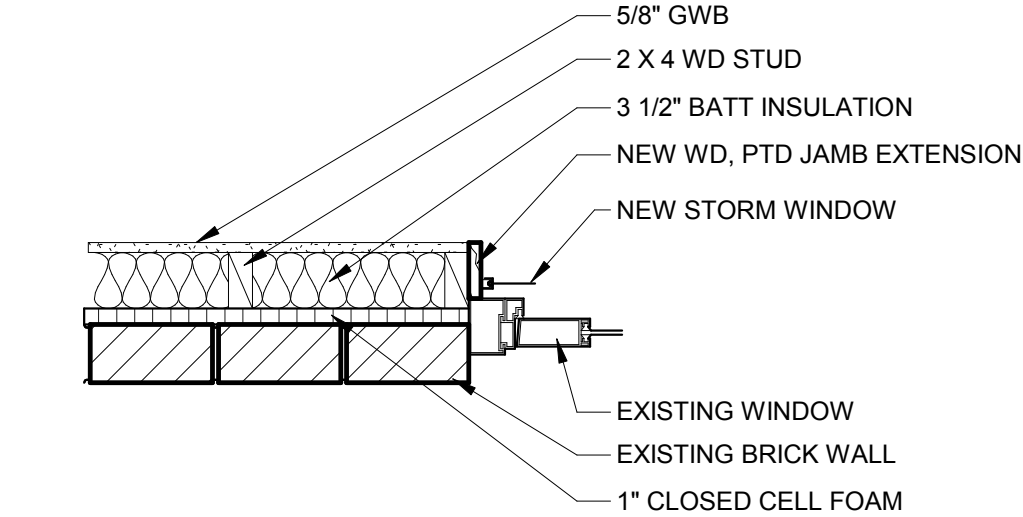
Window Elevations

Montpelier Recreation Center Study

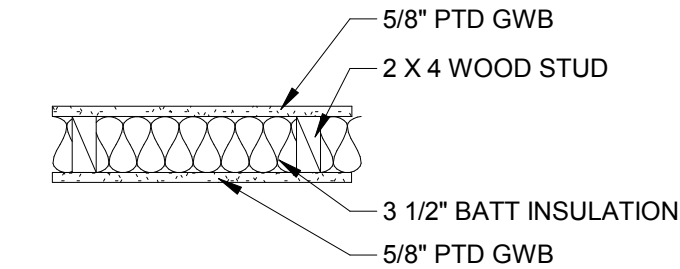
DOOR SCHEDULE															
NO.	FROM	TO	DOOR							FRAME			RATING	HARDWARE SET	Comments
			LEAFS	WIDTH	HEIGHT	THICKNESS	TYPE	MAT	GLAZING	MAT	TYPE	DEPTH			
101	CORRIDOR	STORAGE DOCK		3' - 0"	7' - 0"	1 3/4"	FL	WD		HM	A	9"	-		
102	GROUP EXERSICE	CORRIDOR		3' - 0"	7' - 0"	1 3/4"	FL	WD		HM	A	9"	-		
103	WEIGHTS	CORRIDOR		3' - 0"	7' - 0"	1 3/4"	FL	WD		HM	A	9"	-		
104	GROUP EXERSICE	CORRIDOR		3' - 0"	7' - 0"	1 3/4"	AL-FG	AL	FULL	AL	SEE ELEVS				
105	CORRIDOR	WEIGHTS		3' - 0"	6' - 10 1/4"	1 3/4"	AL-FG	AL	FULL	AL	SEE ELEVS				
108	GROUP EXERCISE	CORRIDOR		3' - 0"	7' - 0"	1 3/4"	AL-FG	AL	FULL	AL	SEE ELEVS				
109	CORRIDOR	FITNESS		3' - 0"	7' - 0"	1 3/4"	AL-FG	AL	FULL	AL	SEE ELEVS				
110	CORRIDOR	GROUP EXERCISE		3' - 0"	7' - 0"	1 3/4"	AL-FG	AL		AL	A	9"	-		
111	FITNESS	CORRIDOR		3' - 0"	7' - 0"	1 3/4"	AL-FG	AL		AL	A	9"	-		
112	CORRIDOR	STAIRS		3' - 0"	7' - 0"	1 3/4"	FL	WD		HM	A	13"	1 HR		
113	CORRIDOR	MEN		3' - 0"	7' - 0"	1 3/4"	FL	WD		HM	A	13"	-		
114	MEN	MEN		3' - 0"	7' - 0"	0"	NA	NA		HM	A	9"	-		
115	Room	STAIRS		3' - 0"	7' - 0"	0"	NA	NA		HM	A	9"	-		
116	STAIRS	JANITOR		3' - 0"	7' - 0"	1 3/4"	FL	WD		HM	A	9"	1 HR		
117	MEP	STAIRS		3' - 0"	7' - 0"	1 3/4"	FL	WD		HM	A	9"	1 HR		
118	EMR	STAIRS		3' - 0"	7' - 0"	1 3/4"	FL	WD		HM	A	9"	1 HR		
119	HALL	STAIRS		3' - 0"	7' - 0"	1 3/4"	FL	WD		HM	A	9"	1 HR		
120	CORRIDOR	WOMENS		3' - 0"	7' - 0"	1 3/4"	FL	WD		HM	A	13"	-		
121	WOMENS	WOMENS		3' - 0"	7' - 0"	0"	NA	NA		HM	A	9"	-		
122	HALL	ELEVATOR		3' - 0"	7' - 0"	0"	NA	NA		HM	A	7"	-		
123	ELEVATOR	ADA ENTRY		3' - 0"	7' - 0"	0"	NA	NA		HM	A	7"	-		
124	ADA ENTRY			3' - 0"	7' - 0"	1 3/4"	DG	MTL-INSUL		HM	A	19"	-		
200	LOBBY		2	3' - 0"	8' - 0"	2"	HG	EXISTING		WD	B	15"	-		RESTORE
201	Room	OFFICE		3' - 0"	7' - 0"	1 3/4"	PANIC	MDF/GL	1/2	WD	A	7"	-		
202	Room	CONFERENCE CLASSROOM		3' - 0"	7' - 0"	1 3/4"	PANIC	MDF/GL	1/2	WD	A	7"	-		
203	LOBBY	Room		3' - 0"	7' - 0"	1 3/4"	PANIC	MDF/GL	1/2	WD	A	7"	1 HR		
204	LOBBY	GYMNASIUM	2	3' - 0"	7' - 0"	1 3/4"	PANIC	MDF		WD	B	9"	1 HR		
205	HALL	LOBBY		3' - 0"	7' - 0"	1 3/4"	PANIC	MDF		WD	A	7"	1 HR		
206	HALL	FAMILY RESTROOM		3' - 0"	7' - 0"	1 3/4"	PANIC	MDF		WD	A	7"	-		
207	HALL	ELEVATOR		3' - 0"	7' - 0"	0"	NA	NA		HM	A	7"	-		
208	HALL	CLASSROOM		3' - 0"	7' - 0"	1 3/4"	PANIC	MDF/GL	1/2	WD	A	7"	-		
209	CLOSET	CLASSROOM		3' - 0"	7' - 0"	1 3/4"	FL	WD		HM	A	7"	-		
210	CLASSROOM	GYMNASIUM		3' - 0"	7' - 0"	1 3/4"	PANIC	MDF/GL	1/2	WD	A	9"	-		
211	GYMNASIUM		2	3' - 0"	8' - 0"	1 3/4"	FL	MTL-INSUL		HM	B	7 1/4"	-		
301	OFFICE	OFFICE		3' - 0"	7' - 0"	1 3/4"	PANIC	MDF		WD	A	7"	-		
302	VESTIBULE	OFFICE		3' - 0"	7' - 0"	1 3/4"	PANIC	MDF		WD	A	7"	1 HR		
303	VESTIBULE	OFFICE		3' - 0"	7' - 0"	1 3/4"	PANIC	MDF		WD	A	7"	1 HR		
304	CLOSET	OFFICE		3' - 0"	7' - 0"	1 3/4"	PANIC	MDF		WD	A	7"	-		
305	CLOSET	OFFICE		3' - 0"	7' - 0"	1 3/4"	PANIC	MDF		WD	A	7"	-		
306	VESTIBULE	CONFERENCE		3' - 0"	7' - 0"	1 3/4"	PANIC	MDF		WD	A	7"	1 HR		
307	CONFERENCE	OFFICE		3' - 0"	7' - 0"	1 3/4"	PANIC	MDF		WD	A	7"	-		
308	HALL	VESTIBULE		3' - 0"	7' - 0"	1 3/4"	PANIC	MDF		WD	A	7"	1 HR		
309	HALL	ELEVATOR		3' - 0"	7' - 0"	0"	NA	NA		HM	A	7"	-		

FINISH SCHEDULE									
NUM.	ROOM	FLOOR	BASE	WALLS				CEILING	COMMENTS
				NORTH WALL	SOUTH WALL	EAST WALL	WEST WALL		
101	STORAGE DOCK	Burnished Concrete	4" Vinyl	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Exposed	
102	WEIGHTS	Matsinc Sports Tile	4" Vinyl	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Type 2	Acoustical Insulation Between Joists
103	GROUP EXERCISE	Marmoleum Sports Floor	4" Vinyl	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Type 2	Acoustical Insulation Between Joists
104	CORRIDOR	Burnished Concrete	4" Vinyl	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Type 2	Acoustical Insulation Between Joists
105	GROUP EXERCISE	Marmoleum Sports Floor	4" Vinyl	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Type 2	Acoustical Insulation Between Joists
106	FITNESS	Marmoleum Sports Floor	4" Vinyl	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Type 2	Acoustical Insulation Between Joists
107	MEN	Burnished Concrete	4" Cer. Tile	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Type 3	
108	STAIRS	Wood, Oak	1 x 6 PTD WD	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Type 3	
109	JANITOR	Burnished Concrete	4" Vinyl	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Type 3	
110	MEP	Concrete	4" Vinyl	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Type 3	1 HR Rated
111	EMR	Concrete	4" Vinyl	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Type 3	1 HR Rated
112	HALL	Marmoleum	4" Vinyl	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Type 3	
113	ELEVATOR			PTD GWB	PTD GWB	PTD GWB	PTD GWB		
114	ADA ENTRY	Walk Off Mat	4" Vinyl	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Type 3	
115	WOMENS	Burnished Concrete	4" Cer. Tile	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Type 3	
201	STAGE	Marmoleum	4" Vinyl	PTD Existing	PTD Existing	PTD Existing	PTD Existing	GWB PTD	
202	GYMNASIUM	Sprung WD	5/4 x 6 WD	Exposed Brick	Exposed Brick	Exposed Brick	Expose d Brick	GWB PTD W/ TECTUM	
203	CONFERENC E CLASSROOM	Carpet Tile	1 x 6 WD	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Type 1	
204	OFFICE	Carpet Tile	1 x 6 WD	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Type 1	
205	LOBBY	Marmoleum / Walk Off Mat	1 x 6 WD	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Type 1	
206	FAMILY RESTROOM	Marmoleum	1 x 6 WD	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Type 1	
207	HALL	Marmoleum	1 x 6 WD	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Type 1	
208	ELEVATOR								
209	CLASSROOM	Carpet Tile	1 x 6 WD	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Type 1	
210	CLOSET	Carpet Tile	1 x 6 WD	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Type 1	
301	OFFICE	Carpet Tile	1 x 6 WD	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Type 1	
302	OFFICE	Carpet Tile	1 x 6 WD	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Type 1	
303	CLOSET	Carpet Tile	1 x 6 WD	PTD GWB	PTD GWB	PTD GWB	PTD GWB	GWB PTD	
304	CLOSET	Carpet Tile	1 x 6 WD	PTD GWB	PTD GWB	PTD GWB	PTD GWB	GWB PTD	
305	VESTIBULE	Marmoleum	1 x 6 WD	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Type 1	
306	CONFERENC E	Carpet Tile	1 x 6 WD	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Type 1	
307	ELEVATOR								
308	HALL	Marmoleum	1 x 6 WD	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Type 1	
309	OFFICE	Carpet Tile	1 x 6 WD	PTD GWB	PTD GWB	PTD GWB	PTD GWB	Type 1	

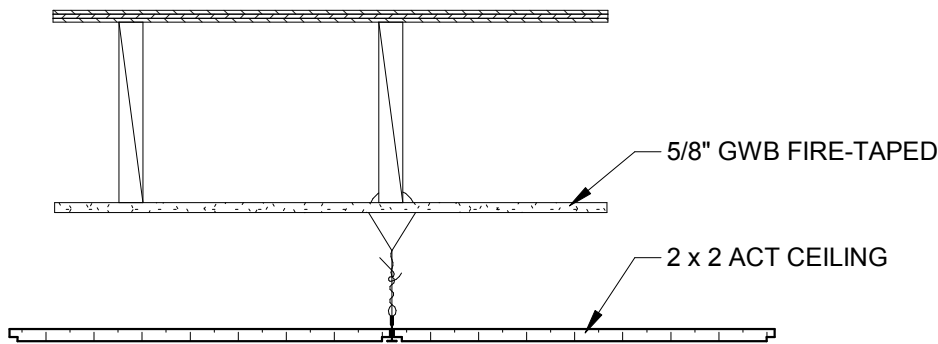
Finish Schedule



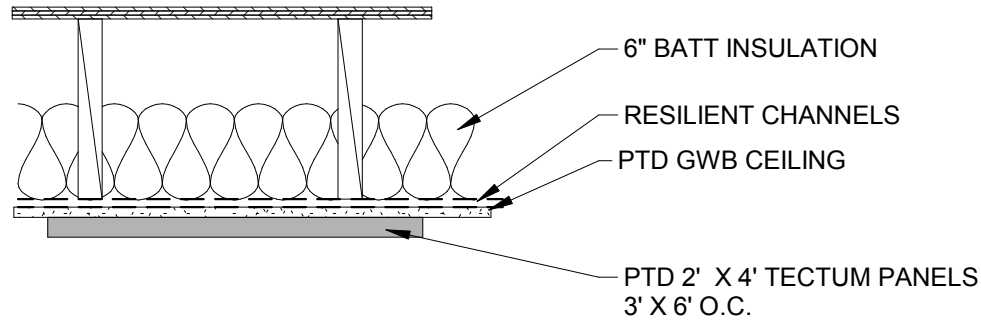
1 Wall Type 1
P-14 1" = 1'-0"



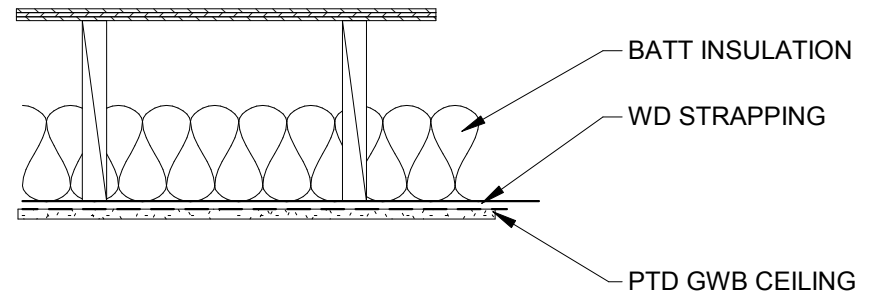
2 Wall Type 2
P-14 1" = 1'-0"



3 Ceiling Type 1
P-14 1" = 1'-0"



4 Ceiling Type 2
P-14 1" = 1'-0"



5 Ceiling Type 3
P-14 1" = 1'-0"

CITY OF MONTPELIER - Recreation Center Renovations

Planning and Feasibility Study

11/13/19

Base Total Project Budget

Basement	7,000	sf
First Floor	7,000	sf
Second Floor	1,500	sf
Total Area	15,500	

CONSTRUCTION COST:

Site Development	\$	66,000
Renovations	\$	2,691,000
Total Construction Cost Without CM Fee + Contingency		\$2,757,000
Construction Management Fee estimated @ 4%		\$110,000
Construction Contingency @ 10%		\$287,000
Total Construction Cost with CM Fee + Contingency		\$3,154,000

PROFESSIONAL FEES:

Design Services & Construction Administration estimated @ 8%	\$252,000
Architectural	Included Above
Civil	Included Above
Structural	Included Above
Mechanical, Electrical & Fire Protection	Included Above
Subtotal Professional Fees	\$252,000

TOTAL CONSTRUCTION COST AND PROFESSIONAL FEES \$3,406,000

OTHER/ OWNER COSTS

Financing	To be determined
Legal	To be determined
Independent Testing Inspection	\$5,000
Hazardous Material Assessment and Abatement	\$95,000
Builder's Risk Insurance	To be determined
Payment and Performance Bonds	\$25,000
Permits:	
City of Montpelier building permit fee	Fee exempt??
Water Supply/Wastewater	To be determined
Erosion Control Permit	Not Applicable
Town Permits (Planning & Zoning)	Fee exempt??
Demolition Permit	To be determined
Act 250 @ .0074/\$1k (Under 1 Acre Disturbed)	Not Applicable
Utility Charges & Fees	\$20,000
Security and CCTV System	\$20,000
Data/Tele head end equipment, backbone distribution	\$15,000
Telephone System	\$3,000
Audio - Visual Equipment	\$5,000
Moving & Miscellaneous Expenses	To be determined
Furniture, Fixtures and Equipment (Excluding athletic equip.)	To be determined
Owner Contingency @ 10%	\$315,000

TOTAL OTHER/OWNER COSTS \$503,000

TOTAL PROJECT BUDGET \$ 3,909,000



CITY COUNCIL Agenda Item #19-332

Date: November 13, 2019

Consent ____ Discussion X

SUBJECT: Article II Dog Control & Article X Noise Control Ordinances

SUBMITTING DEPARTMENT: Councilor Bate

RECOMMENDED ACTION: Make these two ordinances comparable and more manageable, and advance the following changes to first public hearing in Dec.

Article II Dog Control Ordinance

8. Nuisance shall mean any dog that:

a. chronically disturbs the quiet, comfort and repose of other by barking, whining, calling or howling ***for three or more times throughout the day for three or more days within a week; or once*** for a continuous period of twenty (20) minutes or more.

RELATED COUNCIL GOAL/PRIOR ACTION: N/A

EXPENDITURE REQUIRED: None

SOURCE OF FUNDS: N/A

LEGAL REQUIREMENTS: N/A

BACKGROUND INFORMATION: Received several complaints and recordings of a chronic, persistent dog barking in the upper Elm St neighborhood. Because this dog did not bark “for a continuous period of the 20 minutes or more” it did not qualify as a Nuisance Dog and there was nothing the police could do but recommend mediation. Neighbors were unable to get all parties to participate in the offered mediation; police could not fine and the situation remains unresolved. Yet the Noise Control Ordinance says, “The keeping of any dog, car or other animal which shall become a nuisance to another person in the vicinity where such dog, car or other animal is kept, by frequent or continued barking, howling, yelping or screaming.”

SUPPORTING DOCUMENTS: Article II Dog Control Ordinance and Article X Noise Control Ordinance; emailed complaints and recordings.

INTERESTED PARTIES: Members of previous Dog Committee, Police, Fire and Parks Departments, general public and dog owners.

CITY MANAGER’S APPROVAL:

A handwritten signature in black ink, appearing to read "W. J. [unclear]", written over the City Manager's Approval line.

Article X Noise Control Ordinance

(d) Dogs, cats and Other Animals.

The keeping of any dog, cat or other animal which shall become a nuisance to another person in the vicinity where such dog, cat or other animal is kept, by frequent or continued barking, howling, yelping or screaming.

Article II Dog Control Ordinance

8. "Nuisance" shall mean any dog that:

a. chronically disturbs the quiet, comfort, and repose of others by barking, whining, calling, or howling for a continuous period of twenty (20) minutes or more. This definition shall not apply to: (1) dogs in a kennel/boarding facility which has received a zoning permit under the City's Zoning Regulations; or (2) "working farm dogs" barking in order to herd or to protect livestock or poultry or to protect crops.

b. causes damage to property.

Sec. 8-211. DOGS AS A NUISANCE.

The owner of a dog shall not allow their dog to be or create a "nuisance" as defined in this ordinance.

Sec. 8-212. PENALTIES FOR NUISANCE DOGS.

The penalties for violation of Section 8-211 ("nuisance" dogs) shall be as follows:

1st Offense: Formal warning.

2nd Offense: Fine of \$200. Waiver fine of \$100. No fine shall be levied if the owner completes a restorative process with the Montpelier Community Justice Center and completion of restorative process is certified by the MCJC.

3rd Offense: Fine of \$450. Waiver fine of \$225. The fine shall be reduced to \$150 if the owner completes a restorative process with the MCJC and completion of restorative process is certified by the MCJC.

4th and Subsequent Offenses: Fine of \$500. Waiver fine of \$250. In addition, violators shall participate in meetings of the Animal Control Committee and follow the Committee's recommendations



CITY COUNCIL Agenda Item # 19-333

Date: November 13, 2019

Consent Discussion X

SUBJECT: Responsible Employer Ordinance, 2nd public hearing

SUBMITTING DEPARTMENT: City Manager's Office for Council Member Casey

RECOMMENDED ACTION: Hold public hearing on proposed ordinance, schedule 2nd public hearing.

STRATEGIC OUTCOME: Community Prosperity, Equitable Community, Responsible Government

EXPENDITURE REQUIRED: None at this time

SOURCE OF FUNDS: N/A

LEGAL REQUIREMENTS: N/A

BACKGROUND INFORMATION: Council Member Casey proposes an ordinance to require City contracting, using taxpayer money, to follow 'good employer' requirements. These might include following state law on wages, requiring 'responsible wages' derived from collective bargaining, workers compensation coverage, the proper classifications of individuals as employees and not independent contractors, and other employment protections. Council Member Casey took staff comments from the 9/11/19 meeting into consideration when redrafting.

SUPPORTING DOCUMENTS: Proposed ordinance and memo with staff comments

INTERESTED PARTIES: Finance, DPW, City Manager's Office

CITY MANAGER'S APPROVAL: 

The Montpelier Code of Ordinances is hereby amended by adding after Chapter 2, Article V, a new Article VI.
RESPONSIBLE EMPLOYER ORDINANCE

Sec. 6-1. The City Council hereby finds and determines that taxpayer money is most efficiently and productively spent by awarding construction contracts to firms that include and enforce provisions requiring compliance with state laws governing the payment of wages, the provision of workers compensation coverage, and the proper classification of individuals as employees and not as independent contractors, as well as state law concerning health insurance coverage.

Sec. 6-1. The City Council hereby further finds and determines that it is appropriate for it to exercise entrepreneurial discretion by requiring firms that are awarded such contracts to comply with this ordinance because a failure to comply is injurious to the life, health and happiness of individuals employed by such firms and is deleterious to the quality of life in the City where most of such individuals reside.

Sec. 6-2. Whenever the City of Montpelier is procuring construction services which cost in excess of \$200,000, the following shall be incorporated into the procurement documents and made part of the specifications and contract. Any person, company or corporation shall acknowledge, in writing, receipt of said requirements with their bid or proposal.

Sec. 6-3. All bidders or proposers and all subcontractors shall as a condition for bidding or subcontracting verify under oath and in writing at the time of bidding or submittal in response to a Request for Proposal or in any event prior to entering into a subcontract at any tier, that they comply with the following conditions for bidding or subcontracting and, for the duration of the project, shall comply with the following obligations:

~~Sec. 6-4. The bidder or proposer and subcontractors under the bidder or proposer must comply with the obligations established by the City for payment of a "Responsible Wage", which shall effectively incorporate the rates set under the Vermont Prevailing Wage Law applicable to the regional rates for the Montpelier area derived from collectively bargained agreements, to pay the appropriate lawful Responsible Wage rates to their employees;~~

Sec. 6-4 The bidder or proposer and subcontractors under the bidder or proposer must comply with the obligations established by the City for payment of a "Responsible Wage", which shall effectively incorporate the rates set under the Vermont Prevailing Wage Law applicable to the regional rates for the Montpelier area as calculated in accordance with Vermont's Prevailing Wage Law including the appropriate apprentice classification. Responsible wage rates shall only apply to construction trades workers working directly on the specified construction project.

Sec. 6-5. The bidder or proposer and all trade contractors and subcontractors under the bidder or proposer must maintain appropriate ~~industrial accident insurance~~ workers' compensation coverage for all the employees on the project in accordance with Vermont Workers' Compensation Law;

Sec. 6-6. The bidder or proposer and subcontractors under the bidder must properly classify employees as employees rather than independent contractors and treat them accordingly for purposes of workers' compensation insurance coverage, unemployment taxes, social security taxes and income tax withholding.

Sec. 6-7. The bidder or proposer and subcontractors under the bidder or proposer must be in compliance with the ~~ACA~~ Affordable Care Act;

Sec. 6-8. The bidder or proposer and all subcontractors under the bidder or proposer must make arrangements to ensure that each employee of every contractor entering or leaving the project individually completes the appropriate entries in a daily sign-in/out log. The sign-in/out log shall include: the location of the project; current date; printed employee name; signed employee name; and the time of each entry or exiting. The log shall contain a prominent notice that employees are entitled ~~under state law~~ by law to receive the prevailing wage rate for their work on the project. Such sign-in/out logs shall be provided to the City on a ~~daily~~ weekly basis.

The bidder or proposer and subcontractors under the bidder or proposer, prior to bidding or, if not subject to bidding requirements, prior to performing any work on the project, shall sign under oath and provide to the City a certification that they are not debarred or otherwise prevented from bidding for or performing work on a public project in the State of Vermont or in the City.

Sec. 6-9. A proposal or bid submitted by any general bidder or by subcontractor under the general bidder or proposer that does not comply with any of the foregoing conditions for bidding shall be rejected, and no subcontract for work shall be awarded to a subcontractor that does not comply with the foregoing condition.

Sec. 6-10. All bidders or proposers and subcontractors under the bidder or proposer who are awarded or who otherwise obtain contracts on the projects shall comply with each of the obligations set forth in this Chapter for the entire duration of their work on the project, and an officer of each bidder or subcontractor under the bidder shall certify under oath and in writing on a weekly basis that they are in compliance with such obligations.

Sec. 6-11. Any proposer, bidder, or subcontractor under the bidder or proposer who fails to comply with any one of obligations set forth in this Chapter for any period of time shall be, at the sole discretion of the City, subject to one or more of the following sanctions; (1) ~~cessation of work on the project until compliance is obtained~~ After a reasonable period of time to provide an opportunity to correct, cessation of work on the project until compliance is obtained; (2) withholding of payment due under any contract or subcontract until compliance is obtained; (3) permanent removal from any further work on the project; (4) liquidated damages payable to the City in the amount of 5% of the dollar value of the contract.

Sec. 6-12. In addition to the sanctions outlined above, a proposer, general bidder or contractor shall be equally liable for the violations of its subcontractor. Any contractor or subcontractor that has been determined by the City or by any court or agency to have violated any of the obligations set forth in this Chapter shall be barred from performing any work on any future projects for six months for a first violation, three years for a second violation and permanently for a third violation