



**CITY OF
MONTPELIER
MONTPELIER,
VERMONT**

Agenda for City
Council Meeting
Wednesday, August
24, 2011
07:00 P.M.

- 1) Call to Order by the Mayor
- 2) 11-201. General Business and Appearances
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- 3) 11-202. Consideration of the Consent Agenda:
 - a) Consideration of Minutes from the August 10th, 2011 City Council Meeting.

 August 10, 2011 Minutes
 - b) Consideration of a request from Roland and Brenda Pepin for a waiver of the City's Noise Ordinance for their son's outdoor wedding on Saturday, October 8th, 2011. Dancing will take place in their barn following the reception; the barn doors and windows will be closed, but the Pepin family feels safer getting the waiver. They have spoken with neighbors, and they have no objections to this request.

 Pepin Request for Waiver of Noise Ordinance
 - c) Consideration of authorizing the Department of Public Works to award the contract to the lowest responsible bidder, J. Hutchins, Inc. of Richmond, Vermont, in the amount of \$658,962 for the FEMA Flood Mitigation Project and authorizing the City Manager to execute the contract documents with the understanding that a change order will be immediately issued to reduce the project by \$100,000 of the amount stated above.

FEMA Flood Mitigation Project

FEMA Flood Mitigation Project - REVISED Memo

- d) Consideration of awarding a contract for Bituminous Concrete Paving - FY2012: The Public Works Department mailed bid invitations to area contractors and also advertised in the newspaper for the scheduled summer paving work. Bids were opened on Wednesday, August 17, 2011. A total of four sealed and competitive unit price bids were received and publicly opened. In addition to paving, the bid items include in-place pavement recycling, excavation, sidewalk and curbing, and other incidental items. Recommendation: Award of the contract for FY 2012 Street Paving to F.W. Whitcomb Corporation in the amount of \$242,674.75. Council also needs to delegate the City Manager as the duly authorized agent to execute the contract documents and change orders.

Bituminous Concrete Paving Bid Results

- e) Consideration of accepting the low bid of \$32,700 submitted by Spectrum Finishes LTD, of Colchester, Vermont, for the Bridge Reconditioning Project for the Public Works Department, and authorize the City Manager to sign the purchase order for said work.

Bridge Reconditioning at WWTP

- f) Consideration of a request from Sandy Vitzthum for the closure of Loomis Street (from Park Avenue to Liberty Street) for their 9th Annual Block Party scheduled to be held on Sunday, September 4th, from 2:00 to 9:00 P.M.

Vitzthum Request for Street Closure

- g) Consideration of a request from Dave Nelson (McGillicuddy's Irish Pub) for the closure of Langdon Street from 12:00 noon until midnight on Saturday, September 24th, for the celebration of their 15th Anniversary. They want to have a street party, along with Langdon Street store sales.

McGillicuddy Request for Street Closure

- h) Consideration of becoming the Liquor Control Commission for the purpose of acting on the following:
1. Application for a Catering Permit from Langdon Street Pub Company, d/b/a McGillicuddy's Irish Pub, in order to serve food

and beverages within a fenced-in area as part of their 15th Anniversary Celebration on Saturday, September 24th, from 12:00 noon until midnight.

 McGillicuddy's Catering Permit Application

2. Application for a Special Event Permit from Vermont Spirits Distilling Company, d/b/a Vermont Spirits, for the "Touch of Vermont Holiday Gift Market" scheduled to be held on Saturday, December 10th, 2011, from 9:00 A.M. to 6:00 P.M. in the Auditorium of City Hall.

g) Payroll and Bills

 Vermont Spirits' Application for Special Event Permit

- g) Consideration of a request from Dave Nelson (McGillicuddy's Irish Pub) for the closure of Langdon Street from 12:00 noon until midnight on Saturday, September 24th, for the celebration of their 15th Anniversary. They want to have a street party, along with Langdon Street store sales.
1. Application for a Catering Permit from Langdon Street Pub Company, d/b/a McGillicuddy's Irish Pub, in order to serve food and beverages within a fenced-in area as part of their 15th Anniversary Celebration on Saturday, September 24th, from 12:00 noon until midnight.
- c) Consideration of authorizing the Department of Public Works to award the contract to the lowest responsible bidder, J. Hutchins, Inc. of Richmond, Vermont, in the amount of \$658,962 for the FEMA Flood Mitigation Project and authorizing the City Manager to execute the contract documents with the understanding that a change order will be immediately issued to reduce the project by \$100,000 of the amount stated above.
- 4) 11-203. Consideration of a proposal and recommendation presented by the Montpelier Americans with Disabilities Act (ADA) Committee for the development of on-street accessible parking for the disabled to be constructed on Main Street at the School Street intersection.
 - a) The ADA Committee, as appointed by the City Council, is charged with reviewing the current compliance status of public facilities, programs and services as a Title II entity as defined by the Americans with Disabilities Act.

- b) The ADA Committee, with assistance from the Vermont Center for Independent Living, reviewed the adequacy and sufficiency of accessible parking within municipally owned facilities.
- c) An accessible parking deficiency was discovered in the vicinity of the Main Street/School Street intersection to serve the general public and for the patrons of the Kellogg-Hubbard library.
- d) The ADA Committee concluded that the library and the City are in technical compliance with the law; the spirit of the law that reasonable accommodations be provided has not been accomplished in the northern section of downtown and at the library in particular.
- e) A report outlining the Committee recommendation is included with the agenda. The accompanying sketch plan illustrates the on-street parking spaces (2) which are proposed to be developed within the existing angle spaces on Main Street and entails the conversion of two existing standard parking stalls.
- f) Recommendation: Receive the report from the ADA Committee and provide an opportunity for discussion and questions. Authorize approval of the development of the accessible parking spaces with funding identified in the report.

 ADA Parking Near Kellogg-Hubbard Library - Memo

 Kellogg-Hubbard Library Accessible Parking Site Plan

5) 11-204. District Heat Update

- a) As indicated in the attached memo from the City Manager, "Although there has not been the recent need for Council discussions or decisions, work on the District Heating Project is ongoing."
- b) Recommendation: Opportunity for discussing the summary provided by the City Manager.

 District Heat Update - Memo from City Manager

6) 11-205. HUD Grant.

- a) The HUD grant will consist of six components: 1) The planning and data collection needed to apply for designation as a Tax Increment Financing District with the State of Vermont; 2) a design for intersection improvements where the transit, bicycle, pedestrian, and automobile traffic crosses Main Street and further down Barre Street; 3) the design and engineering for the area where two buildings are being removed to make room for the extended bicycle and pedestrian facilities, and for the capstone building to be constructed at the end of our commercial block to house the two demolished buildings; 4) develop and design an ADA access plan for the upper floors in the downtown buildings just north of the Barre and Main Street intersection; 5) the design and engineering for the affordable housing units and commercial space in the proposed TIF District; and 6) analysis of barriers and recommendations for strategies and regulatory revisions to further encourage housing in the downtown.
- b) Recommendation: Approval of grant application.

 HUD Grant Documentation from Planning Director

- 7) 11-206. Continued review of MATRIX recommendations.
 - a) Since receiving the Final "Management Assessment" Report from the MATRIX Consulting Group, staff has begun implementing, or are at least working on, some of their recommendations.
 - b) At their August 10th meeting, Council began this process by hearing from the Fire Chief, Police Chief, Assessor and Assistant City Manager/Tax Collector; this evening, Council will hear from the Finance Director and City Manager.
 - c) Recommendation: Receive reports; discussion.

 MATRIX Recommendations - Finance Director

 MATRIX Recommendations - City Manager

- 8) 11-207. Events Policy
 - a) The City Manager is again providing a memorandum to City Council Members which outlines "Events Policy Considerations".
 - b) A memorandum from Phayvanh Luekhamhan, Executive Director of

"Montpelier Alive", is also attached with her suggestions for this proposed policy.

- c) Recommendation: Review and discuss the above documents; direction to staff as to whether or not Council supports what staff is recommending, with or without amendments, in order for staff to finalize policy and permits.

 Events Policy Consideration - City Manager Memo

 Events Policy - Recommendations from "Montpelier Alive"

- 9) 11-208. Reports by City Council
- 10) 11-209. Mayor's Report
- 11) 11-210. Report by the City Clerk-Treasurer
- 12) 11-211. Status Reports by the City Manager
- 13) 11-212. Agenda Reports by the City Manager
- 14) 11-213. Appointment of a Council Member to serve as the Voting Delegate at the Vermont League of Cities & Towns' Annual Business Meeting to be held at the Killington Grand Hotel on Thursday, October 6th.

 VLCT Memo - Voting Delegate for Annual Business Meeting

 11-214. Addendum: Executive Session for National Life Tax Valuation Appeal

Adjournment

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