



**CITY OF
MONTPELIER
MONTPELIER,
VERMONT**

Agenda for City
Council Meeting
Wednesday, May 11,
2011
07:00 P.M.

- 1) Call to Order by the Mayor
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- 2) 11-121. General Business and Appearances
- 3) 11-122. Consideration of the Consent Agenda:
 - a) Consideration of the Minutes from the April 27th, 2011 Regular Meeting.
 - b) Consideration of a request from Connor Brothers Stonecutters, LLC, for Council approval to work within the existing Stone Cutters Way right-of-way at the frontage of the subject property in order to construct, at their expense, ten (10) parallel parking spaces with granite curbing and a concrete sidewalk from their boundary with Turntable Park to their existing curb cut. They are also requesting that Council approve the issuance of a Parking Permit for these ten spaces, automatically renewable on a year-to-year basis ? and as the parking fee is \$500/space/year, and their project cost will be \$50,000, they are requesting approval of their work as an advance payment of 10 years of Parking Permit fees for these spaces, commencing on the occupancy dates for the subject building.
 - c) Consideration of awarding a construction contract for a project entitled "Montpelier STP SRIN(11)" and also known as the Safe Routes to School Infrastructure Program - Main Street Middle School (MSMS) project. The Safe Routes to School Infrastructure Program is a federally funded initiative developed to encourage and promote projects that provide for, or enhance, safe walking and bicycle riding to and from primary and

secondary schools in lieu of motorized school transportation. The MSMS project consists of crosswalk improvements and new signs including radar detected traffic speed displays and replacement flashing beacons. The grant awarded to Montpelier in the amount of \$101,700 is a reimbursement program intended to cover 100% of the construction costs with the City assuming the design and administration expenses. The Vermont Agency of Transportation administers the Federal funding for the program. The Public Works Department advertised for construction bids with five bids received and opened on April 22nd. The designated "municipal project manager" prepared a tabulation of bids received and conducted a bid analysis, copies of which are included in the Council's packets. The Vermont Agency of Transportation has indicated its intent to authorize award of the contract to the low bidder per staff's recommendation.

Recommendation: Approval and award of a construction contract to the lowest and eligible bidder, Dubois Construction, Inc. in the amount of \$88,098.99. Designation of the City Manager to execute the contract agreement and associated documents as the City's duly authorized agent.

d) Consideration of becoming the Liquor Control Commission for the purpose of acting on the following:

1. Ratification of a poll vote taken of City Councilors for a Catering Permit Application from The Skinny Pancake for an event they're calling "Green Drinks"; they will be serving beer and wine in the hallway/lobby area of City Center, 89 Main Street, from 6:00 to 8:00 P.M. on Tuesday, May 10th. Staff received 4 votes of approval.

e) Payroll and Bills

3) 11-122. Consideration of the Consent Agenda:

4) 11-123. Appointments to a newly-formed Taser Committee.

- a) As directed by Council, staff advertised. An excerpt from the ad read: "The City Council would like the committee to specifically consider and make recommendations about the following: assessment of need, appropriate policy and standards, training requirements and public accountability for use or display. Additionally, the Council would like the committee to recommend a public engagement process for both the committee and for the City Council after receiving the committee's

report. The Council is interested in all perspectives but would like to hear, particularly, from the mental health community, law enforcement, schools, the medical community and the legal community."

- b) As of the deadline, Thursday, May 5th, e-mails/letters of interest had been submitted by: Polly Ellerbee Marilyn Mode Nick Marro 56 Independence Green 4 Summer Street 305 State Street

- c) Recommendation: Appointments to this committee. Possible Executive Session in accordance with Title I, §313, Executive Sessions, (3) The appointment or employment or evaluation of a public officer or employee.

4) 11-123. Appointments to a newly-formed Taser Committee.

5) 11-124. Appointments to form an E.C. Fiber Committee.

- a) When reviewing the list of City committees which have Council representation, it was suggested that staff advertise for an E.C. Fiber Committee.

- b) An excerpt from this ad read: "EC Fiber is a joint venture of 23 Vermont towns, seeking to build and operate a municipally-owned universal, open access, fiberoptic telecommunications network. Each town appoints a delegate and alternate to the Governing Board; the Board adopts by-laws and operating policies and procedures, and elects an Executive Committee to handle matters that may arise between monthly meetings of the full Governing Board."

- c) As of the deadline, Thursday, May 5th, letters/e-mails of interest had been submitted by: Peter Timpone 23 Hill Street

- d) Recommendation: Appointments to this committee. Possible Executive Session in accordance with Title I, §313, Executive Sessions, (3) The appointment or employment or evaluation of a public officer or employee.

5) 11-124. Appointments to form an E.C. Fiber Committee.

6) 11-125. Appointment to the Building Code Appeals Committee.

- a) Former City Councilor, Jim Sheridan, was one of the three City Council Member who served on this committee.
 - b) Again, when reviewing the City's list of committees, Council chose to advertise to fill Mr. Sheridan's seat with a citizen at large.
 - c) Staff advertised and as of the deadline, Thursday, May 5th, letters/e-mails of interest had been submitted by the following: Brian Abbott Jeff Stetter, AIA 17 Hebert Road 2 Marvin Street
 - d) Recommendation: Appointment to this committee. Possible Executive Session in accordance with Title I, §313, Executive Sessions, (3) The appointment or employment or evaluation of a public officer or employee.
- 6) 11-125. Appointment to the Building Code Appeals Committee.
- 7) 11-126. Consideration of a draft route and schedule for the "Montpelier Circulator".
- a) David Armstrong, CCTA/GMTA Transit Planner, submitted the draft route and schedule. As indicated in his memo to the City Council, this is the result of "a great deal of insightful input from the Montpelier City Council, Circulator Steering Committee, members of the public and GMTA staff."
 - b) GMTA reps will review these drafts with City Council Members; they will then field questions or comments from the Council and members of the audience.
 - c) Recommendation: GMTA reps are seeking final approval from the City Council of the Circulator route and schedule, with or without further amendments.
- 7) 11-126. Consideration of a draft route and schedule for the "Montpelier Circulator".
- 8) 11-127. Consideration of the Farmers Market's future plans.

- a) The Capital City Farmers Market is considering a move out of the immediate downtown to the Vermont College lawn; Council has asked for this issue to be discussed at this meeting.
 - b) "Montpelier Alive's" Executive Director Phayvanh Luckhamhan has been working with the Farmer's Market reps and City staff and will be in attendance to discuss this issue with Council.
 - c) Recommendation: Opportunity for the parties to present their proposals; discussion; and possible direction to staff.
- 8) 11-127. Consideration of the Farmers Market's future plans.
- 9) 11-128. Set the date, time and location for a Special City Meeting for the purpose of voting on the District Heating issue.
- a) Recommendation: Set the Special City Meeting to be held on Tuesday, June 14, 2011, from 7:00 A.M. to 7:00 P.M. in the City Council Chambers/Memorial Room.
- 9) 11-128. Set the date, time and location for a Special City Meeting for the purpose of voting on the District Heating issue.
- 10) 11-129. Set the Warning for the District Heat vote on June 14th.
- a) Staff prepared the following wording: SPECIAL CITY MEETING WARNING The legal voters of the City of Montpelier, in City Meeting in Montpelier, in the County of Washington and the State of Vermont, are hereby warned to meet in the City Council Chamber/Memorial Room in City Hall, in said Montpelier, on Tuesday, June 14, 2011, at seven o'clock in the forenoon, and there and then to cast their ballot for matters that by law must be determined by ballot, and other matters as directed by the Council. The polls will be opened at 7:00 AM and shall be closed and the voting machine sealed at 7:00 PM. Article 1. Shall the voters authorize the City Council to borrow a sum not to exceed \$2,750,000 for a District Heating system? If approved bonds for up to \$2,000,000 will be issued for a term of 20 years. With a 20 year bond, approximately \$53,373 would be required for the first year interest payment and approximately \$169,191 for the second year principal and interest payment with future payments declining each year as the principal is repaid. Additionally, \$750,000 will be borrowed from the Clean Energy Development Fund at

1% interest with payments deferred until the District Heat system becomes cash positive. These local funds will be combined with \$7 million in capital funds from the State of Vermont serve to match \$8 million in grant funds from the federal Department of Energy. (Requested by the City Council)

b) Recommendation: Set the Warning.

10) 11-129. Set the Warning for the District Heat vote on June 14th.

11) 11-130. Reports by City Council

11) 11-130. Reports by City Council

12) 11-131. Mayor's Report

12) 11-131. Mayor's Report

13) 11-132. Report by the City Clerk-Treasurer

13) 11-132. Report by the City Clerk-Treasurer

14) 11-133. Status Reports by the City Manager

15) 11-134. Agenda Reports by the City Manager

Adjournment

15) 11-134. Agenda Reports by the City Manager