

Burlington Department of Public Works Special Commission Meeting
Final Minutes, 8 March 2016
53 Lavalley Ln

Commissioners Present: Robert Alberry; Tiki Archambeau (Vice Chair); Chris Gillman; Jeff Padgett (Chair); Tom Simon (*arrives at 6:39pm*). **Commissioners Absent:** Jim Barr; Solveig Overby.

Item 1 Call to Order – Welcome – Chair Comments

Chair Padgett calls meeting to order at 6:36PM and makes opening comments.

Item 2 – Agenda

Commissioner Alberry makes motion to remove Agenda Item 3 of Public Forum and approve the altered Agenda and is seconded by Vice Chair Archambeau.

Action taken: motion approved;

oAyeso are unanimous.

Commissioner Simon arrives

Item 3 – 10-12 Intervale Ave Appeal of Plumbing Code

A) Staff Presentation introduced by Assistant Director of Technical Services Norm Baldwin (introducing a copy of the Notice of Hearing), Senior Assistant City Attorney Eugene Bergman (introducing copies of appellant's 2 plumbing permit applications; of Burlington City Ordinances 25-2 of 25-4, 25-9, 25-10; of the Inspection Agreement Between the State of Vermont and the City of Burlington; of pages 1 of 3, 5, 9 of 11 in the Vermont Plumbing Rules), and given by Plumbing/Mechanical Inspector John Ryan who presents the city's case concerning the 2 denials of issuance for the appellant's 2 separate permit applications; Appellant Presentation by Dr. Chris Khamnei who responds to the city's case (introducing copies of page 11 of document listed as (A); of page 28 of document listed as (B); of pages 240 of 245 of Public Acts, 1959; of pages 130 of 133 of Public Acts, 1979; of Public Acts, 1994 number 176; of page 5 of document listed as (F)) with Attorney Bergman replying.

B) Commission Questions

Chair Padgett, Vice Chair Archambeau, and Commissioners Alberry, Gillman, and Simon ask questions concerning staff's presentation with Attorney Bergman and Inspector Ryan answering; Chair Padgett, Vice Chair Archambeau, and Commissioner Simon ask questions with Dr. Khamnei answering and Attorney Bergman replying.

C) Public Comment

D) Commissioner Discussion

E) Motion made by Commissioner Alberry to move into Executive Session.

Seconded by Vice Chair Archambeau.

Discussion

Action taken: motion passed;

oAyeso unanimous.

Item 4 – Executive Session for Appeal

Item 5 – Adjournment

No action taken.