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H.882

Introduced by Representatives Donovan of Burlington, Bissonnette of
Winooski, Cole of Burlington, Gonzalez of Winooski,
Krowinski of Burlington, McCormack of Burlington,
O’Sullivan of Burlington, Pearson of Burlington, Rachelson of
Burlington, Ram of Burlington, Sullivan of Burlington, and
Wright of Burlington

Referred to Committee on

Date:

Subject: Municipal government; municipal charters; City of Burlington;
amendments

Statement of purpose of bill as introduced: This bill proposes to approve
amendments to the charter of the City of Burlington.

An act relating to approval of amendments to the charter of the City of
Burlington

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. CHARTER AMENDMENT APPROVAL

The General Assembly approves the amendments to the charter of the City
of Burlington as set forth in this act. Proposals of amendments were approved
by the voters on March 1, 2016.

1 Sec. 2. 24 App. V.S.A. chapter 3 is amended to read:

2 CHAPTER 3. CITY OF BURLINGTON

3 * * *

4 Subchapter 3. City Council With Mayor Presiding and City Council

5 * * *

6 ARTICLE 26. EXPENDITURES

7 * * *

8 § 69. FISCAL YEAR, REPORTS REQUIRED

9 (a)(1) The fiscal year of the City shall begin on the first day of July in one
10 year and end on the 30th day of June in the next year. A full record of the
11 revenues and expenditures of all City departments shall be kept; and a clear
12 statement of the affairs of the City generally, including all receipts and
13 disbursements of City ~~moneys and the~~ monies shall be published online and be
14 available for inspection upon request.

15 (2) ~~The name and amount of compensation for services from the City of~~
16 ~~every person receiving such compensation by way of salary or otherwise to the~~
17 ~~amount of \$300 or more per year, shall be published under the direction of the~~
18 ~~Mayor as soon as may be and the City Council may determine, but not later~~
19 ~~than five months after June 30, 1963, and annually thereafter within five~~
20 ~~months after the close of each fiscal year~~ salary paid to every City employee
21 shall be published in the City's annual report. The name and amount of

1 compensation paid to any other individual to the extent required to be reported
2 to the Internal Revenue Service on a 1099 form or otherwise shall be published
3 online and available for inspection upon request prior to the annual meeting.

4 (3) The annual audit of the City's financial records shall be finalized at
5 least 30 days before the annual meeting or as the City Council may by
6 resolution prescribe, and any City official responsible in whole or in part for a
7 failure to substantially comply with the provisions of this section shall be
8 ineligible to hold office under the authority of this charter for the year next
9 ensuing after such failure so to comply with the provisions of this section. The
10 annual report of the City shall include a summary of the audit and a copy of the
11 management letter, and full copies of each annual audit shall be published
12 online and available upon request.

13 ~~(b) It shall be the duty of those who were members of any board or~~
14 ~~commission during and just before the close of any fiscal year, though the term~~
15 ~~of one or more of them as a member of such board or commission may have~~
16 ~~expired at the close of such fiscal year, to prepare, sign, and present to the~~
17 ~~Chief Administrative Officer after the close of said fiscal year and in time for~~
18 ~~publication of the same in the City report for that year, in the name and on~~
19 ~~behalf of such board and commission, a full financial report including all~~
20 ~~revenues and expenses of all the matters and statistics of which a full record is~~
21 ~~required by this section to be kept by such board or commission during such~~

1 ~~fiscal year and to be published in the City report.~~ Each City Department that
2 has a commission shall consult with and seek the recommendation of its
3 commission prior to submission of its annual budget to the Mayor.

4 * * *

5 Subchapter 5. Officers

6 * * *

7 ARTICLE 37. BOARDS ESTABLISHED

8 § 120. ENUMERATED

9 There shall be maintained in said City a Board of Assessors consisting of
10 the City Assessor and two legal voters of said City; a Board of Tax Appeals
11 normally consisting of seven legal voters of said City; a Board of Public Works
12 Commissioners consisting of seven legal voters of said City; a Board of
13 Cemetery Commissioners, ~~a Board of Police Commissioners~~, a Board of Light
14 Commissioners, a Board of Fire Commissioners, and a Board of Health, each
15 consisting of five legal voters of said City; a Board of Airport Commissioners
16 consisting of four legal voters of the City of Burlington and one legal voter of
17 the City of South Burlington; a Board of Police Commissioners, consisting of
18 seven legal voters of said city; a Board of Park and Recreation Commissioners,
19 consisting of ~~five~~ seven legal voters of said City; a Board of Library
20 Commissioners consisting of 10 members; a Board of Planning
21 Commissioners, the members of such boards to be appointed by the City

1 Council with Mayor presiding; a Board of School Commissioners consisting of
2 12 legal voters of said City and of the respective wards in which they are
3 elected; and a Board of Finance to be constituted as hereinafter provided.

4 * * *

5 Subchapter 6. Executive Departments

6 * * *

7 ARTICLE 62. POLICE DEPARTMENT

8 § 183. BOARD OF POLICE COMMISSIONERS; COMPOSITION; TERMS

9 The Board of Police Commissioners shall consist of ~~five~~ seven legal voters
10 of said City, to be appointed by the City Council with Mayor presiding to serve
11 for three years and until their successors are appointed and qualified.

12 * * *

13 ARTICLE 72. DEPARTMENT OF PUBLIC PARKS

14 § 203. COMMISSIONERS TO MANAGE PARKS; COMPOSITION OF
15 BOARD

16 The public parks of the City of Burlington now in existence, and those
17 which may hereafter be established, together with all park property which may
18 be acquired and all public recreational activities hereafter sponsored by the
19 City, shall be under the management, care, and control of the City Council.
20 The Parks and Recreation Department may likewise cosponsor recreational
21 activities with other public and/or private agencies. The City Council may by

1 resolution delegate any of the powers relating to parks and recreation to the
2 Board of Parks and Recreation Commissioners. The Board of Parks and
3 Recreation Commissioners shall consist of ~~five~~ seven legal voters of said City,
4 to be appointed as hereinbefore provided.

5 * * *

6 Sec. 3. EFFECTIVE DATE

7 This act shall take effect on passage.