

CITY OF RUTLAND, VERMONT
PUBLIC HEARING
MASTER PLAN AMENDMENT
JUNE 1, 2015

Members present; President Notte, Aldermen Allaire, Humphrey, Skates, Etori, Siliski, Donahue, Larson, DePoy, and Davis. Also present, City Clerk Heck. Alderman Bloomer was absent.

President Notte called the public meeting to order at 6:45 PM.

President Notte stated that this was the second meeting for public input and asked Barbara Spaulding from the RRA to introduce the issue. Mrs. Spaulding stated that these meetings were for public input on the proposed amendment to the City's Master Plan which is to include designated downtown language. Mrs. Spaulding noted this was necessary to receive benefits from the Downtown Fund. The amendment included new language and a map. Board President Notte asked if anyone from the public had a comment or question. There were no public comments or questions from the Board.

A motion to close the public hearing was made and seconded (Allaire, Davis). **Motion passed.**

The public hearing adjourned at 6:47 PM.

Respectfully Submitted,


Henry A. Heck
Rutland City Clerk

**CITY OF RUTLAND, VERMONT
BOARD OF TAX ABATEMENT
MONDAY, JUNE 1, 2015**

Members Present: Board President Notte, Aldermen Allaire, Humphrey, Skates, Etori, Siliski, Donahue, Larson, and Davis. Also present, City Clerk Heck. Alderman DePoy and Bloomer were absent.

Board President Notte called the meeting to order at 6:30 PM.

Giancola, 103 Library Ave:

Board President Notte noted that Alderman DePoy, Chair of the abatement committee was not present and asked committee member Alderman Larson to read the report. Alderman Larson noted the meeting with the committee, Mr. Giancola and Commissioner Wennberg. The committee heard the concerns from Mr. Giancola in regards to road construction in front of one of his properties. The concern involved the raised level of the road and the potential of runoff or flooding to occur, thus Mr. Giancola's request for an abatement. The Board asked Commissioner Wennberg to follow up with Mr. Giancola on a plan to address those concerns and to keep the board updated. The committee then moved to deny the abatement request. Alderman Larson so moved and Alderman Davis seconded. There was brief debate. **Motion passed.**

At 6:39 PM a motion was made and seconded (Allaire, Davis) to adjourn. **Motion passed.**

Respectfully submitted,



Henry A. Heck
Rutland City Clerk

CITY OF RUTLAND, VERMONT
Board of Aldermen Minutes
Monday, June 1, 2015

Members present; President Notte, Aldermen Allaire, Humphrey, Skates, Etori, Siliski, Donahue, Larson, Bloomer, DePoy and Davis. Also present, City Attorney Romeo and City Clerk Heck.

President Notte called the meeting to order at 7:00 PM.

MINUTES OF PREVIOUS MEETINGS (May 18, 2015)

A motion was made and seconded (Allaire, Etori) to approve the minutes of the previous meeting. **Motion passed.**

OUTSIDE THE RAIL

A half dozen residents of the Bardwell House came before the Board to present them with a plaque, showing their appreciation for the Cities resolution to the crossing concerns in front of the Bardwell House.

Kam Johnston spoke on the Board of Civil Authority (BCA) appeal process. Mr. Johnston also questioned Assessor Keefe's procedures for assessing property values.

COMMUNICATIONS FROM THE MAYOR

Untable Mayoral Appointments

A motion was made and seconded (Davis, Allaire) to untable the Mayoral appointments. **Motion passed.** President Notte reviewed the past practice when the Board voted on a large group of appointments and sought to use the same voting method. A motion was made and seconded (Davis, Donahue) to circulate the ballots for voting. There were no objections from the Board. **Motion passed.** Clerk Heck passed out the voting sheets. Clerk Heck collected all the sheets and presented all but the nomination of Stephanie Romeo, to Attorney Romeo to be tabulated. Clerk Heck counted the Romeo appointment votes. President Notte then read the results to the Board.

Police Commission – Dr. Luther Brown (3yr)	9 YES	2 NO	Confirmed
Development Review Board - Stephen Wilk (3yr)	11 YES	0 NO	Confirmed
Cemetery Commission - Thomas Giffin (3Yr)	11 YES	0 NO	Confirmed
Rut. Redevelopment Authority – Stephanie Romeo (3yr)	7 YES	4 NO	Confirmed
Rut. Redevelopment Authority – David Cooper (3yr)	9 YES	2 NO	Confirmed

ADDITIONS AND DELETIONS TO THE AGENDA

Outside Consumption request; Downtown Bar & Grill

President Notte noted the addition request and gave a brief review. A motion was made and seconded (Allaire, DePoy) to add the request presented by President Notte.

REPORTS AND LETTERS FROM DEPARTMENT HEADS AND OFFICIALS

Barbara Spaulding; RRA, Request Aldermen Vote on Master Plan Amendment

President Notte asked Barbara Spaulding from the RRA to give a brief review of the request. Mrs. Spaulding stated that the City has applied to redesignate its downtown. In order to do so, the new language and map need to be approved. The process started with two public hearings that had been held to take public comment or questions. There were no public comments and the BOA is being asked to take the amendment under consideration. A motion was made and seconded ((Davis, Larson) to suspend the rules and take the issue up that evening. **Motion Passed.** A motion was made and seconded (Davis, Larson) to adopt the Master Plan as amended including the attached map. **Motion passed.**

Attorney Romeo; "Request for Executive Session—Labor Relations Agreement"

Per the Boards prior history on Executive Sessions, the request from Attorney Romeo was moved to the end of the meeting.

Attorney Romeo; Amendment to Taxi Ordinance

Attorney Romeo noted an amendment to the Taxi Ordinance and reviewed those changes with the Board. (Please see the amended Ordinance #282) Attorney Romeo also noted that if the Board chooses to take the issue up that evening, the vote to approve would need to be unanimous. A motion was made and seconded (Allaire, Siliski) to suspend the rules and take the issue up the evening.

Motion passed. A motion was made and seconded (Allaire, Davis) to approve the aforementioned amendments to the ordinance title 11 Business Licenses & Registration Vehicles for Hire. There was brief discussion on the process and enforcement. **Motion passed unanimously, passing the Ordinance on Ordinances.**

Commissioner Wennberg; Request for Proposal, Survey and Appraisal

President Notte noted the request and asked the Commissioner if he wanted to review it. The Commissioner noted his request was pretty much self-explanatory but, would be happy to answer any questions. A motion was made and seconded (Davis, DePoy) suspending the rules and taking the issue up that evening. **Motion passed.** A motion was made and seconded (Davis, DePoy) authorizing the Mayor to seek proposals from qualified individuals and firms for the following professional services 1) A survey of the property associated with Combination Pond, and 2) an appraisal of the fair market value of that property. There was no debate. **Motion passed.**

REPORTS OF STANDING COMMITTEES

Alderman Davis; Chair, Community and Economic Development, Business Incentive Fund

Alderman Davis read her report from her committee meeting on Business Incentive Fund proposal. The report noted funding issues that were discussed and the issue is to remain in committee and was for information only.

Alderman DePoy; Chair, Public Works, MS 4 & Justice Square

Alderman DePoy read his committee report from May 12, 2015, noting there were two (2) issues discussed that evening. The first request was from a referral from Nate Stansberry, Assistant City Engineer. The request was to authorize the Commissioner to enter into an agreement with the Rutland Natural Resources District for a fee of \$6,000.00 to help with creating a plan to meet the six (6) minimum measures as required by the City's MS-4 permit in relations to Moon Brook. The funds would be taken from the Storm Water line in the DPW Budget. Alderman DePoy so moved the motion from committee to the full Board. The motion was seconded by Alderman Davis. There was no debate. **Motion passed.**

The seconded issue discussed was with Michael Coppinger from the Downtown Partnership. The group discussed potential upgrades to the Justice Square area and adjacent Cottage Street. The committee sought some additional ideas from the engineering department after viewing some conceptual photos. The issue is to remain in committee and was for information only. There was brief discussion and Alderman Etori noted his presence at the meeting as well as the others reported out.

Alderman DePoy; Chair, Public Works, Complete Streets

Alderman DePoy noted that his committee met on May 26, 2015 to discuss the concept of "Complete Streets" and how the City is working towards achieving the goals of State law on this concept. The discussion quickly turned to Dorr Drive as this road is scheduled for resurfacing. There was a large group of people who spoke in support of the "Complete Street" concepts for this location. Alderman Siliski had presented a motion out of committee to have DPW develop a draft plan that mirrors the Burlington Complete Streets guidance document. Alderman DePoy so move the committees' motion to the full Board. Alderman Davis Seconded. Alderman Siliski immediately moved to amend the motion

and offered to move, that the Board amend the original motion to the following. "Move the issue to the Public Works Committee to work in collaboration with the Mayor, Commissioner of Public Works and City Engineer to develop a plan to implement the Complete Streets Program for the City of Rutland. There was significant debate. A motion was made and seconded (Larson, Davis) to call the question. **Motion passed on calling the question.** President Notte stated that the motion to amend was called and called the question. **Motion passed.** The President then noted that the original motion was up as amended and called for the vote. **The original motion as amended passed.**

There was brief debate from Aldermen present at the meeting, but not reported during the committee reports.

REPORTS OF SELECT COMMITTEES

There were no Select Committee reports.

REPORTS OF REPRESENTATIVES

There were no Representative reports.

PETITIONS, LETTERS, MISCELLANEOUS COMMUNICATION

S.E.P. Request; Coin Drop Special Olympics Vt.: Rutland Eagles Program, July 25th 10-2pm

President Notte read the request and sought the Boards' direction. A motion was made and seconded (Davis, Ettori) to suspend the rules and take the issue up that evening. **Motion passed.** A motion was made and seconded (Davis, DePoy) approving the Coin Drop for the Special Olympics Vt., Rutland Eagles Program to be held July 25th with a rain date of August 8th from 10 AM – 2 PM. **Motion passed.**

S.E.P. Request; Art in the Park, October 10th & 11th 7 AM – 7 PM, Main St. Park

President Notte read the request and sought the Boards' direction. A motion was made and seconded (Davis, DePoy) to suspend the rules and take the issue up that evening. **Motion passed.** A motion was made and seconded (Davis, DePoy) approving the request for Art in the Park October 10th & 11th from 7 AM – 7 PM. **Motion passed.**

S.E.P. Request; Art in the Park, August 8th & 9th 7 AM – 7 PM, Main St. Park

President Notte read the request and sought the Boards' direction. A motion was made and seconded (Allaire, DePoy) to suspend the rules and take the issue up that evening. **Motion passed.** A motion was made and seconded (Allaire, DePoy) approving the request for Art in the Park, August 8th & 9th from 7 AM – 7 PM in Main Street Park. **Motion passed.**

A motion was made and seconded (Siliski, DePoy) to move into the Board of Tax Abatement. **Motion passed.**

BOARD OF TAX ABATEMENT

Marge Johnston; Abatement Request, 94 Library Ave

President Notte read the request from Marge Johnston. Alderman Siliski moved to deny the request. Kam Johnston called a point of order and there was brief "debate". Alderman Siliski continued with his reason for the denial. Mr. Johnston was very adamant with his objections over the process of his request. President Notte noted that there was a motion and asked if there was a second. Alderman Davis seconded to deny. Debate went on for 10 minutes. President Notte called the Board back to order after some, "one on one debate" between Mr. Johnston and Board members. President Notte then called for a vote on the motion to deny. **Motion failed.** Alderman Ettori then moved to hear the abatement request. The Board spent several minutes debating the process and the fact that the President asked the entire Board, not a committee as in past practice to hear the request at 6:30 PM on June 15th prior to the BOA 7 PM meeting. Mr. Johnston got to express his concerns on the process and his desire to have additional materials distributed to the Board. President Notte answered Mr. Johnston's concerns. The Board continued to discuss the process and the decision for a full Board

hearing as well as their concerns with sight visits and the present assessment was post copper removal? Debate continued until President Notte called for a vote on the motion to hear the request. Clerk Heck questioned who had seconded the motion and Alderman Humphrey noted she had seconded. President Notte called for a vote. **Motion passed to hear the abatement request.**

A motion was made and seconded (Davis, DePoy) to move out of the Board of tax Abatement. **Motion passed.**

A motion was made and seconded (Davis, Donahue) to move into the Board of Control Commissioners. **Motion passed.**

BOARD OF CONTROL COMMISSIONERS

First Class Liquor Request; 45 Madison St., Mucken's

President Notte read the request to which a motion was made and seconded (Davis, Allaire) to circulate the First Class Liquor request for signatures. There was no debate. **Motion passed.**

Outside Consumption Request Downtown Bar & Grill

President Notte read the request for June 16th with the associated time. A motion was made and seconded (Davis, DePoy) authorizing the Clerk to Sign. **Motion passed.**

A motion was made and seconded (Davis, Donahue) to move out of the Board of Control Commissioners. **Motion passed.**

UNFINISHED BUSINESS

Alderman Siliski noted a Finance Committee meeting on the Parking garage and its finances.

Alderman Davis asked again, (Possible fourth request) to hear from the BOHC on her request from pre-Christmas on lighting conditions in the Northwest neighborhood and their recommendations on lighting concerns.

MISCELLANEOUS MOTIONS, RESOLUTIONS, NEW BUSINESS

Alderman Donahue spoke on the Pension Board meeting being held tomorrow evening and asked all to attend. Treasurer Wilton voiced support for Alderman Donahue's request.

President Notte asked Attorney Romeo to help with the necessary motions to enter executive session.

Attorney Romeo stated a motion finding that premature or general public knowledge of labor relation agreements with employees would clearly place the Board of Aldermen at a substantial disadvantage. Alderman Donahue so moved and Alderman Davis seconded. **Motion passed.**

Attorney Romeo then noted a motion to move into executive session for the discussion of labor relation agreements with employees would be in order. Alderman Allaire so moved and Alderman DePoy seconded. **Motion passed.**

At 8:42 PM the Board moved into executive session.

At 8:45 PM a motion was made and seconded (Davis, Allaire) to come out of executive session. **Motion passed.**

A motion was made and seconded (Davis, Larson) to suspend the rules and take the issue up that evening. **Motion passed.**

A motion was made and seconded (Davis, DePoy) authorizing the Mayor to sign the agreement between the City of Rutland and AFSCME Local 1201, Council 93, DPW and Clerical (Union). Attorney Romeo asked that "relative to the part-time counter clerk position in the Treasurer's Office" be

included. This request to amend was so moved and seconded by the original maker and seconder. The President noted the addition to the motion and called for the vote. **Motion passed.**

At 8:47 PM a motion was made and seconded (Allaire, DePoy) to adjourn. **Motion passed.**

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'H. Heck', written over the printed name.

Henry A. Heck
Rutland City Clerk