

**CITY OF RUTLAND, VERMONT**  
**Board of Aldermen Minutes**  
**Tuesday, September 8, 2015**

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

President Notte called the meeting to order at 7:03 PM

**MINUTES OF PREVIOUS MEETINGS (August 17, 2015)**

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

**OUTSIDE THE RAIL**

Kam Johnston, Pine Street spoke on two issues. The first was asking the BOA to correct a listors card and the second issue was a public apology to Officer Todd.

A resident (Rick) from Library Avenue spoke on sidewalk issues associated with the sewer separation project in his neighborhood.

**COMMUNICATIONS FROM THE MAYOR**

There were no communications from the mayor.

**ADDITIONS AND DELETIONS TO THE AGENDA**

There was brief discussion on whether an unfinished business issue needed to be added to the agenda. Upon confirmation from Attorney Romeo, a motion was made and seconded (Davis, Allaire) to add Rail Car Funding to the unfinished business portion of the agenda. **Motion passed.**

**REPORTS AND LETTERS FROM DEPARTMENT HEADS AND OFFICIALS**

***Barbara Spaulding; RRA, Resolution for VCDP Grant Application Authority***

President Notte introduced the request. A motion was made and seconded (Davis, Allaire) to suspend the rules and take the issue up that evening. **Motion passed.** A motion was made and seconded (Allaire, Davis) to circulate the resolution for signatures. **Motion passed.**

***Brennan Duffy; Director, RRA, Request referral of Evelyn St. Redevelopment Concept***

Brennan Duffy introduced the request and gave the Board a brief review and sought a referral to committee for further discussion. A motion was made and seconded (DePoy, Larson) to refer the issue of the Evelyn Street Corridor conceptual sight plan to the Community & Economic Development Committee. **Motion passed.**

***Attorney Romeo; Authorization to Sign Amendment to Settlement Agreement in Stonegate Properties, LLC PUD Amendment***

Attorney Romeo introduced the request and noted it was an amendment to stipulated agreement in *Stonegate Properties, LLC PUD Amendment* Docket No. 19-1-10 Vtec. There was brief debate. A motion was made and seconded (Allaire, Larson) to suspend the rules and take the issue up that evening. **Motion passed.** A motion was made and seconded (Allaire, Davis) to authorize the City Attorney to sign the amendment before them. There was brief debate. **Motion passed.**

***Commissioner Wennberg; Leave Transfer Request***

Commissioner Wennberg spoke very briefly on the request and noted the accumulated total hours was 562.5 to be transferred if approved. 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) approving the leave transfer request for 562.5 hours. **Motion passed.**

***Commissioner Wennberg; Authorization to Contract for Professional Services***

Commissioner Wennberg noted an earlier request for RFP's related to the Moon Brook court-ordered settlement agreement and stated that he sought the Board's approval for his recommendations to award to the low bidders. A motion was made and seconded (DePoy, Davis) to suspend the rules and take the issue up that evening. **Motion passed.** A motion was made and seconded (DePoy, Davis) authorizing the Mayor to sign the contract for land surveying services to define the parcel containing Combination Pond. **Motion passed.** A motion was made and seconded (DePoy, Davis) to authorizing the Mayor to sign the contract for appraisal services pertaining to the same parcel. There was brief debate. **Motion passed.**

**REPORTS OF STANDING COMMITTEES**

***Alderman DePoy; Chair, Public Works, Melrose & North St. Water Issue***

Alderman DePoy read his committee report from August 24<sup>th</sup> and noted a continued water issue associated with several homes in the North St. and Melrose Avenue area. Alderman DePoy outlined the events to date and noted that DPW had spent an enormous amount of time researching the issue. It

was also noted that ECS, Environmental Consulting Services was also working to find the source of the water and gas and oil substances in the area. Alderman DePoy noted that his report was for information only.

***Alderman Donahue; Vice-Chair, Public Works, DPW Request***

Alderman Donahue read his committee report from September 3<sup>rd</sup> and noted that the committee met to discuss two issues. The first request was to authorize the Mayor to sign a contract with ECS, Environmental Consulting Services, in the amount of \$11,760, to install test equipment at several locations in the Melrose and North St. area. Alderman Donahue so moved the request, it was seconded by Alderman DePoy. There was brief debate. **Motion passed.**

Alderman Donahue then noted the second request was to authorize the Mayor to sign a renewal lease agreement between the City of Rutland and the Catamount Trail Association. The renewal is to run through December 31, 2017 and Alderman Donahue so moved. The request was seconded by Alderman DePoy. There was brief debate. **Motion passed.**

***Alderman Humphrey; Chair, Recreation, Municipal Pool Next Steps***

Alderman Humphrey read her committee report from September 1<sup>st</sup>. It was noted that this report was for pool related issues and for a request from the Recreation Department to approve the vendor of Weston and Sampson as well as approving \$20,000 for design study and rendering. A motion came out of committee approving the choice of Weston and Sampson for services outlined in the Recreation request for proposal and it was so moved to the full Board. Alderman DePoy seconded the motion. There was brief debate. **Motion passed.**

Alderman Humphrey continued with her report and sought approval for funding the Weston and Sampson hazardous material assessment and the rendering of illustrative graphics for a municipal pool. Funding was to come from three (3) different accounts, \$17,262.28 balance of White's Fund, \$1,800 Activities Fund (Pool Project) and \$1,000 – 100-7-60-40-430.003. Alderman Humphrey so moved and the motion was seconded by Alderman DePoy. There was brief debate. **Motion passed.**

**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; Northwest Block Party, Sat., Oct., 3, 2015, 11 AM – 3PM***

President Notte introduced the request. A motion was made and seconded (DePoy, Ettori) to suspend the rules and take the issue up that evening. **Motion passed.** A motion was made and seconded (DePoy, Davis) authorizing the President to sign the request for the Northwest Block Party, Saturday, October 3, 2015. **Motion passed.**

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

**BOARD OF TAX ABATEMENT**

***Abatement Request 12 North St, Debra Poplawski***

President Notte introduced the request and sought to change up the normal three man committee and asked the Board to hear the request on Monday, September 28<sup>th</sup> at 5:30 PM. There was debate to the request and Alderman Davis asked to actually visit the site because of the situation associated with the request. Debate continued until the Board vetted all concerns. A motion was made and seconded (Davis, Allaire) for a site visit of the entire Board to meet at 12 North St. on September 28<sup>th</sup>, Monday at 5:30 PM. Brief debate followed. **Motion passed.**

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 (Allaire, Skates) to move into the Board of Control Commissioners. **Motion passed.**

**BOARD OF CONTROL COMMISSIONERS**

***Outside Consumption Request; CJ's Suds South, 9-19-2015***

President Notte introduced the request. A motion was made and seconded (Davis, Allaire) to authorize the Clerk to sign the request. **Motion passed.**

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

### **UNFINISHED BUSINESS**

The issue of Rail Car Funding was added earlier in the meeting. Alderman Davis noted a request by the Treasurer dealing with an account with \$2,800 in it, to be used for a cover to be built for the train. Alderman Davis noted an earlier approved request to not exceed \$33,000 from the Zamias account which did not include this amount. The question is, what should happen with the \$2,800. Debate followed until a motion was made and seconded (Allaire, Davis) including the \$2,800 for the building of a cover structure over the train at the Farmer's Food Center. **Motion passed.**

### **MISCELLANEOUS MOTIONS, RESOLUTIONS, NEW BUSINESS**

#### ***"Handicapped Parking Spot on Strongs Ave."***

President Notte introduced the request and sought a motion to refer the request to the Police Chief. The request was so moved and seconded (Allaire, Davis) **Motion passed.**

Alderman Allaire noted the Police Chief Search committee was meeting with the five (5) applicants over the next day and a half and stated the process was moving along.

Alderman Humphrey sought information on the request earlier from Mr. Johnston on requesting a change to a listers card. Attorney Romeo voiced his opinion with regards to how that change would be processed. Alderman Humphrey noted that she could meet with the Assessor to get more details.

President Notte asked if there was any other business to come before the Board. Seeing none, he asked for a motion to adjourn. The request was so moved and seconded (Davis, DePoy). **Motion passed.**

At 8:14 PM the Board of Alderman adjourned.

Respectfully submitted,

Henry A. Heck  
Rutland City Clerk