

Public Works Committee 12/8/2015 5:00-6:45

Committee members present: DePoy, Donahue, Siliski, Skates

Others: Notte, Allaire, Humphrey, Romeo

Members of public: A list is submitted with the report.

The committee was charged with reviewing an offer to donate "Combination Pond" and the surrounding lands to the City of Rutland by E & K Management. Many of the residents of the neighborhood came to speak on the issue and even though we were there to discuss the donation of the property, we did listen to many memories and stories about the brook and its designation as an impaired waterway in the state. Jim Notte has been a resident of the area for over 60 years and says that Moon Brook has never had trout in it in the area below the pond even before the pond was created.

Eric Bergendahl questions the accuracy of the temperature readings claiming that those who did the monitoring were not qualified to take the readings.

Jyson Casavant doesn't believe that trout have been in the stream other than those that get stocked every year for the fishing derby that is held.

Art Crowley agrees with the city taking ownership and says that the city will better be able to litigate and represent the neighborhood if it is a publically owned piece of property.

Liz Weinman wants the city and its representatives to keep everyone in the neighborhood in the loop and up to date on any new information.

Mary Crowley wants to know who will take the lead on temp monitoring and other data collection in Moon Brook?

Finally, Mike Messier wants to know if any autopsies have been done on any trout to be sure that increased temps in the brook are in fact why no trout are living in the affected areas below the Pond.

After some more discussion Ald Siliski moved that the City of Rutland accept the offer of donation of Combination Pond and the associated land around the Pond from E & K Management. The vote was 3-1 and I so move.

alds. DeKey, Donahue, Siliski, Stalles; Notte, Allaire, Humphrey
Romeo

Jim Notte Never been a trout stream even before
Comb pond.

Eric Bergendahl. does not believe in the validity of
the temp measurements.

Jayson Casavant - never been a trout stream.
Stock fish in Comb. pond.

Art Crowley - agree with City taking ownership and
working with homeowners to address situation

Liz Weinmann - please keep homeowners in the loop.
- respect fact these are homes.

Mary Crowley - if City takes ownership who takes lead
on temp remediation, care of pond, maintenance?

Chris Siliski - motion - City accept offer of donation
of Comb pond from E+K mgt.

pass - 3-1

E&K ASSET MANAGEMENT, LLC

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November 9, 2015

Mayor Christopher C. Luras
1 Strongs Avenue
Rutland, Vermont 05701

RE: Combination Pond Parcel Donation

Dear Mayor Luras:

Thank you for your letter to E&K Asset Management, LLC dated July 25, 2013 in which you indicated the City's intent to accept a donation of a parcel of land which includes Combination Pond in the event that property became available from its owner, E&K Asset Management, LLC.

On behalf of E&K, as its Manager, we hereby make available and donate to the City of Rutland a 6.6129 Acre parcel, including the Combination Pond, all as described in the City's October 31, 2015 *Appraisal Report and Valuation Analysis prepared for Jeff Wennberg, Commissioner of City of Rutland Department of Public Works* by William C. Scranton, Certified Appraiser; AND as depicted in the October, 2015 survey by Tinker Surveys, included at page 21 therein.

Having completed the above named survey and the above named appraisal paid for by the City of Rutland, E&K will prepare its Warranty Deed and property transfer return transferring to the City this parcel as a donation in adoring memory of our Dad, Edward Godnick who was a life-long resident and business man *for* Rutland. He would want E&K to proceed in the best interest of the City that he so loved.

Please notify me of the City's acceptance of this gift upon which we will deliver the deed and transfer return.

~~Very truly yours,~~

~~Judy Barone, Manager
E&K Asset Management, LLC
/jb
Enclosure~~

cc: Mr. Jeffrey Wennberg, Commissioner of Public Works
Attorney Charles Romeo
Attorney Jack Facey

**CITY OF RUTLAND, VERMONT
Board of Aldermen Minutes
Monday, December 21, 2015**

Absent

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

President Notte called the meeting to order at 7 PM.

MINUTES OF PREVIOUS MEETINGS (December 7, 2015)

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

OUTSIDE THE RAIL

Jack Cranthor - S. Blvd. - Spoke on Pluride spoke on advisory vote.
ZZ Top - Eric Panik ^{Pittsford}? spoke on Pluride
Ken Cormier - 123 Crest St ^{intercrossing transportation} spoke on Taxi ordinance.
no better than prior - Bad Road still driving - Donahue spoke.
Kam Johnston - 4 issues - NON profit in NW neighbourhood
wants to partner. read announcement Defects in grand list. Abolish meeting

~~SATM~~
SATM

COMMUNICATIONS FROM THE MAYOR

7:16 VLCT; Safety Officer Review Mayor Introduced - Fred. Spoke on Risk
7:50 Assessment Officer Q & A after.

Request for Authorization of Zamias Fund Allocation, Automatic Doors at Transit Center

Mayor spoke on it. Look for referral But up to BOA
Refer General Public/Davis. Debate. Passed.

Mayoral Appointment -