

**CITY OF RUTLAND, VERMONT**  
**Board of Aldermen Minutes**  
**Monday, May 15, 2017**

Members present; President Davis, Aldermen Notte, Humphrey, Ryan, Etori, Tommola, Mattis, Cook, Larson, DePoy, and Donahue. Also present, Mayor Allaire and City Clerk Heck.

**7:00 PM BOARD OF ALDERMEN MEETING**

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

**MINUTES OF PREVIOUS MEETINGS (May 1, 2017)**

A motion was made and seconded (Mattis, Larson) approving the minutes of the previous meeting. Alderwoman Mattis asked for two corrections, the first, Alderwoman Mattis was not present and the spelling of a last name. Those requests were noted by the Clerk. **Motion passed.**

**OUTSIDE THE RAIL**

Mayor Allaire spoke briefly asking the Board to add two (2) items to the agenda. The first was his reading of a proclamation for Water Quality Day to be added under Communications from the Mayor. That request was so moved and seconded (Etori, DePoy). **Motion passed.** The second request was for an executive session at the end of the meeting, to hire a firm to handle professional legal services related to labor relations. That request was so moved and seconded (Etori, Notte). **Motion passed.**

Cindi Wight, superintendent of Recreation spoke about certifications within her office and honored each of those recipients. Superintendent Wight also noted several awards received by her staff.

**COMMUNICATIONS FROM THE MAYOR**

***Storm Update***

Mayor Allaire reviewed the storm from last Friday and highlighted the positives and thanked the various departments that worked very hard over that weekend to get the city back on line. Mayor Allaire also noted areas to work on to improve response and information sharing. Mayor Allaire noted the potential for so very serious situations with downed powerlines and was thankful that there were no injuries reported. A motion was made and seconded (Etori, DePoy) to refer storm recap to the Public Safety Committee. **Motion passed**

Mayor Allaire noted the water infrastructure within the City and on Post Road. Mayor Allaire then read a prepared proclamation for Water Quality Day to be held on Friday, May 19<sup>th</sup>, 2017 for open houses at all of the water facilities.

**ADDITIONS AND DELETIONS TO THE AGENDA**

President Davis noted the items requested by Mayor Allaire and passed by the Board, but also noted a request she would like the Board to add as well. The request was to add a Special Events Permit request for the Crowley Brother Road race held annually in the City. The request was so moved and seconded (Notte, Etori). **Motion passed.**

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

***Treasurer Wilton; Treasurer's Report, April FY 17, Period 10***

Treasurer Wilton reviewed her period 10 report noting highlights and the direction of the city finances. Treasurer Wilton then asked the Board to refer the issue of a local option tax to the finance committee to discuss a potential way of funding the pension deficit. There was a fair amount of discussion with that request. A motion was made and seconded (DePoy, Donahue) referring the request to the Finance Committee. The Board spent nearly 20 minutes discussing this motion. Upon taking a vote the President was unsure of the result and asked for a show of hands. The results of the vote showed a 5-5 tie to refer. President Davis spoke briefly on the request as she was the tie breaker. President Davis voted yes to send to committee. **Motion passed.**

***City Engineer Rotondo; Authorize Mayor to Sign Services Contract***

City Engineer Rotondo reviewed his request with the Board noting the scoring sheet his office used to determine the best bid received. Engineer Rotondo gave a very detailed and well prepared outline on that process. Upon the completion of his report Engineer Rotondo asked the Board to authorize the Mayor to sign the contract naming DuBois & King Inc. for construction inspection services. A motion was made and seconded (DePoy, Etori) to suspend the rules and take the issue up that evening.

**Motion passed.** President Davis then stated "we would need a motion authorizing the Mayor to sign a professional services contract to perform construction inspection on the Killington Avenue Sidewalk Extension Project to DuBois & King. The request was so moved, (DePoy) then seconded, (Etori). **Motion passed.**

## **REPORTS OF STANDING COMMITTEES**

### ***Alderman Donahue, Charter & Ordinance***

Alderman Donahue read his committee report from May 4, 2017. Alderman Donahue noted the request before his committee was referred by Alderman Larson and asked that the committee look at making the Charter gender natural. Alderman Donahue noted a motion out of his committee to refer the gender update to City Attorney Bloomer and he so moved. Alderman Cook seconded. There was some debate as to the timing of the request with the staggering work load present on the new City Attorney. There was also discussion on a further referral of the "whole" charter to the Charter & Ordinance Committee. A motion was made and seconded (Notte, Etti) to refer the Charter and Ordinances, to the Charter and Ordinance Committee. There was debate from the Chair of the committee to the reasoning of the referral. **Motion passed.**

### ***Alderman Larson, Public Works***

Alderman Larson read his committee report from May 11, 2017, noting that he lacked a quorum and his report would be for information only. The committee had been asked to hear a request from Commissioner Wennberg on a proposal to construct a new digester facility. Alderman Larson presented the Clerk with a large packet of information to be held in his office in case anyone was interested. The report included potential locations and the possibility of private construction, ownership and running of the plant. Alderman Larson noted feasibility discussions would be on going and further committee meetings would be necessary. Alderman Larson asked for a motion where the Board of Aldermen provides a vote of confidence for the public Works Department to continue the investigation for the feasibility of the waste to energy project at the Waste Water Treatment Plant. Alderman Donahue seconded the motion . There was no 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**

### ***SEP Request; Walk for The Children, Sept 16, 2017, 7AM to Noon***

President Davis introduced the request. A motion was made and seconded (Notte, DePoy) to suspend the rules and take the issue up that evening. **Motion passed.** A motion was made and seconded (Notte, DePoy) approving the Special Events Permit for Walk for the Children on September 16 from 7Am to noon. **Motion passed.**

### ***SEP Request; Summer Festival 2017, Sat, June 10, 2017, 11AM – 2PM***

President Davis introduced the request. A motion was made and seconded (Notte, Larson) to suspend the rules and take the issue up that evening. **Motion passed.** A motion was made and seconded (Notte, Larson) approving the Special Events Permit for Summer Festival 2017 on Saturday, June 10 from 11Am – 2PM. **Motion passed.**

### ***SEP Request; RRMC 8.02K To GO, Sept 23, 2017, 3 – 9PM***

President Davis introduced the request. A motion was made and seconded (Mattis, Notte) to suspend the rules and take the issue up that evening. **Motion passed.** A motion was made and seconded (Mattis, Cook) approving to accept the Special Events Permit application for the RRMC 8.02K to GO to be held on September 23, of this year from 3 – 9PM. **Motion passed.**

### ***SEP Request; The 41<sup>st</sup> Annual Crowley Brothers Road Race***

President Davis introduced the request. A motion was made and seconded (Mattis, Etti) to suspend the rules and take the issue up that evening. **Motion passed.** As this item was added to the agenda president Davis provided the language for the motion, noting the motion would be to approve the request for the 41<sup>st</sup> Annual Crowley Brothers Memorial Day Road race and Events to be held June 11<sup>th</sup> (Sunday) from 5 AM – to noon. Alderman Etti so moved the language. Alderman DePoy seconded the motion. **Motion passed.**

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

## **BOARD OF CONTROL COMMISSIONERS**

### ***1<sup>st</sup> Class Liquor Request; Pizza Hut, New Owner***

President Davis introduced the request. A motion was made and seconded (Notte, Etti) to circulate the application for signatures. **Motion passed.**

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

## **UNFINISHED BUSINESS**

There was no unfinished business to come before the Board.

**MISCELLANEOUS MOTIONS, RESOLUTIONS, NEW BUSINESS**

President Davis sought any miscellaneous motions, resolutions or new business to come before the Board. Seeing none, President Davis gave the Board a brief review of her attending the first zoning meeting and what took place there.

President Davis then noted the last order of business was to move into executive session and provided the language for doing so. President Davis noted a motion was in order, finding that premature general public knowledge regarding the selection of outside legal counsel would clearly place the City at a substantial disadvantage because the selection will involve discussion of specific elements of certain labor relations agreements. Alderman Notte and Mattis so moved and seconded the request.

**Motion passed.**

President Davis then sought a motion to enter into executive session to discuss the selection of outside legal counsel as allowed under Title 1, Section 313(a)(1)(B). Alderman Ryan and DePoy so moved and seconded the request. **Motion passed.**

At 8:13 PM the Board moved into executive session.

At 8:19 PM a motion was made and seconded (DePoy, Notte) to come out of executive session.

**Motion passed.**

A motion was made and seconded (Notte, DePoy) confirming the Mayor's selection of Primmer, Piper, Eggleston & Cramer PC to provide legal services related to labor relations. There was no debate.

**Motion passed.**

At 8:21 PM a motion was made and seconded (Mattis, Ryan) to adjourn. **Motion passed.**

Respectfully submitted,

Henry A. Heck  
Rutland City Clerk