

CITY OF RUTLAND, VERMONT
Board of Aldermen Minutes
Monday, April 18, 2016

Members present; Alderwoman Robertson, Aldermen Allaire, Humphrey, Ettori, Tommola, Donahue, Larson, Bloomer, and Davis. Also present, Attorney Romeo and Clerk Heck. *Alderman DePoy and Notte were absent.

City Clerk Heck opened the meeting with the pledge of allegiance.

Clerk Heck opened the floor for President Pro Tem nominations.

A motion was made and seconded (Donahue, Davis) nominating Alderman Allaire as President Pro Tem. **Motion passed.**

A motion was made and seconded (Davis, Larson) closing the nominations. **Motion passed.**

Clerk Heck called the motion closing the nominations. **Motion passed.**

Clerk Heck then noted the nomination of David Allaire as President Pro Tem and called the question. **Motion passed.**

President Pro Tem Allaire took his seat as the chair. For this meeting Alderman Allaire will be recognized as President PT Allaire.

MINUTES OF PREVIOUS MEETINGS (April 4, 2016)

A motion was made and seconded (Davis, Larson) approving the minutes of the previous meeting. **Motion passed.**

OUTSIDE THE RAIL

Charles Blaze of 142 Stratton Rd. spoke on several issues with a neighbor and water related issues. A motion was made and seconded (Larson, Davis) to refer drainage issues from the neighbor to the Public Works Committee and to report back to the full board. **Motion passed.** A motion was made and seconded (Larson, Davis) to refer wetland issues to Building & Zoning. **Motion passed.**

COMMUNICATIONS FROM THE MAYOR

There was one handout from the Mayor Louras.

ADDITIONS AND DELETIONS TO THE AGENDA

Treasures Report Request and brief Audit update. President Allaire asked for the issues to be added. The request was so moved and seconded (Davis, Larson)

REPORTS AND LETTERS FROM DEPARTMENT HEADS AND OFFICIALS

Charles Romeo; City Attorney, Request Executive Session, Discuss Pending Civil Matter

Per past practice to President moved to move the request to the end of the meeting.

Treasurer Wilton; Treasurer's Report and Audit update

Treasurer Wilton reviewed the 3rd Qtr. Treasurer's Report. There were several areas highlighted within the General Fund and Water Fund. Treasurer Wilton asked for a review of the 3rd qtr. Report be referred to the Finance Committee. A motion was made and seconded (Bloomer, Davis) to refer the request to the Finance Committee. **Motion passed.** Treasurer Wilton then reviewed the 2015 Audit. Treasurer Wilton made specific references to the Pension Deficit and how serious of an issue it has become. The Treasurer also spoke on the parking kiosk and increasing the two hour limit to three. There was debate about the kiosk system and the Aldermen's non-involvement with the process. A motion was made and seconded (Ettori, Davis) to refer the issue to the Public Works Committee. Debate. Alderman Ettori decided to withdraw his request for referral to Public Works and moved to refer the Kiosk issue to Community & Economic Development, Alderman Larson seconded. **Motion passed.**

REPORTS OF STANDING COMMITTEE

Ed Larson; Chair, Public Works, Request to seek RFP for Hydrologic & Hydraulic Model

Alderman Larson read his committee report from April 5, 2016 and not May 5, 2016 as the report stated. Alderman Larson stated that his committee met to discuss the authorization to seek proposal for Hydrologic & Hydraulic models of the waste water & storm water collection system in the City. The committee discussed the needs for this requested based on the States new criteria. Alderman Larson noted several areas of concern within the City and the State's new standards. A motion was made and seconded (Larson, Davis) authorizing the Mayor seek proposals from qualified individuals and firms to

analyze and create a computer based Hydrologic & Hydraulic model of the Rutland City Waste Water and Storm Water Collection System. **Motion passed.**

Melinda Humphrey; Chair Charter & Ordinance, Owner – Occupant Ordinance

Alderman Humphrey read her report from committee on the issue of Owner – Occupant Ordinances. The issue was referred as owners of apartment houses wanted to hold occupants more accountable with violations within the City Ordinances. The report noted that according to City Attorney Romeo the City did have the ability to hold both owner and occupants liable if ordinances were not being followed. Alderman Humphrey reviewed the logistics of these rules and noted that for now there was no motion to forward to the full board and reported that her report was for information only.

At this part of the agenda President PT Allaire moved to take up some request from people waiting in the audience.

S.E.P. Request, Annual Pig Roast for Wonderfeet, May 3, 2016 from 4-9 PM

President PT Allaire introduced the request and sought Board action. 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 approving the annual pig roast to benefit the Wonderfeet Kids Museum for Tuesday, May 3, 2016 from 4 – 9PM on Wales St. in downtown Rutland. Alderman Etori recused himself as he sits on the Board of the Wonderfeet Museum. **Motion passed.**

S.E.P. Request, Walk to Fight Suicide, May 21, 2016 11Am – 1 PM

President PT Allaire introduced the request and sought Board action. A motion was made and seconded (Davis, Larson) to suspend the rules and take the issue up that evening. **Motion passed.** President Allaire stated a motion to approve would be in order. Alderman Davis so moved and Alderman Larson seconded. Nancy a counselor from RHS gave a brief view of the request. **Motion passed.**

S.E.P. Request, RAPAC 100 Miles in 100 Days Kick off Parade

President PT Allaire introduced the request and sought Board action. A motion was made and seconded (Davis, Larson) to suspend the rules and take the issue up that evening. **Motion passed.** Alderman Davis moved to approve the request pending the amended insurance is updated. Alderman Etori seconded. Kimberly Griffin of RAPAC spoke on the event. **Motion passed.**

Kevin Loso; Executive Director Housing Authority, Hickory St. Phase 3 Referral Request

Kevin Loso Executive Director of the Housing Authority spoke on his request for referral. Mr. Loso reviewed the request for the phase 3 portion of the Hickory St. project. President Allaire did note a letter from Mayor Louras and an earlier email from Alderman Allaire on this issue. A motion was made and seconded to refer the request to the Community and Economic Development Committee. **Motion passed.**

President PT Allaire noted two other issues within the petitions and letters section of the agenda and continued on to those.

PETITIONS, LETTERS, MISCELLANEOUS COMMUNICATION

BRIX Wine Bar; Use of Sidewalk Request

A motion was made and seconded (Etori, Robertson) to suspend the rules and take the issue up that evening. **Motion passed.** A motion was made and seconded (Etori, Robertson) to approve the use of sidewalk permit as requested. There was no debate. **Motion passed.**

Vermont Farmers Market, Depot Park License Renewal

President PT Allaire introduced the request. A motion was made and seconded (Davis, Donahue) to suspend the rules and take the issue up that evening. **Motion passed.** A motion was made and seconded (Davis, Etori) approving the application for license of the Rutland County Farmers Market and The Vermont Farmers Market for Saturday's and Wednesday's, May – October, fee to continue at \$500.00. There was no debate. Alderman Larson abstained for he is a member of the market. **Motion passed.**

S.E.P. Request, Buddy Walk Down Right Special, Oct. 1, 2016 8AM – 3 PM

President PT Allaire introduced the request. A motion was made and seconded (Davis, Robertson) to suspend the rules and take the issue up that evening. **Motion passed.** A motion was made and seconded (Davis, Robertson) approving the request for the Buddy Walk, Down Right Special, on October 1, 2016 from 8 AM to 3 PM a one (1) mile walk for people with down syndrome to be held at the Main St. Park. **Motion passed.**

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

BOARD OF CONTROL COMMISSIONERS

BRIX Outside Consumption Request

President PT Allaire introduced the request for an outside consumption request for Brix Wine Bar. A motion was made and seconded (Davis, Etti) authorizing the Clerk to sign the request. **Motion passed.**

A motion was made and seconded (Davis, Etti) to move out of the Board of Control Commissioners.

REPORTS OF SELECT COMMITTEES

There were no Select Committee Reports.

REPORTS OF REPRESENTATIVES

Alderman Allaire; Update & Discussion, National Highway System

President PT Allaire gave his update from his previous meeting with the Transportation Council on the National Highway System. President PT Allaire was looking to see if the Board had any direction for him when he attends the next Transportation Council meeting on this issue. Alderman Davis noted that the Board wants the classification to remain the same as well as the funding that it brings. President PT Allaire noted the request.

UNFINISHED BUSINESS

Alderman Donahue made a statement about the Pension issue discussed earlier. He is very upset with the direction people are taking with this issue.

Alderman Etti asked how the automatic doors at the transit center were coming along. Both Attorney Romeo and Clerk Heck spoke on the issue.

MISCELLANEOUS MOTIONS, RESOLUTIONS, NEW BUSINESS

CSJ Act 250 Receive and File

Upon a brief explanation from President PT Allaire a motion was made and seconded (Davis, Etti) to receive and file the application for this project. **Motion passed.**

President PT Allaire spoke on the MVRTD Board meeting held earlier that morning specifically about who is in charge of what on the first floor of the transit center.

President PT Allaire noted a request for an Executive Session and asked the Attorney for the motions. Attorney Romeo noted a motion needed would be, that premature or general public knowledge of discussions related to pending civil litigation could place the City at a substantial disadvantage. Alderman Davis so moved the motion. Alderman Etti seconded. **Motion passed.**

Attorney Romeo then noted a second motion to enter into executive session for the discussion of pending civil litigation to which the City is a party. Alderman Davis so moved the motion. Alderman Bloomer seconded. **Motion passed.**

At 8:18 PM Alderman Donahue left. The Board moved into Executive Session at 8:19 PM.

At 8:31 PM a motion was made and seconded (Davis, Larson) to come out of Executive Session. **Motion passed.**

A motion was made and seconded (Davis, Larson) authorizing the City Attorney to appeal the Parent Child Center decision. **Motion passed.**

A motion to adjourn was so move and seconded (Davis, Tommola) **motion passed.**

Respectfully submitted,

Henry A. Heck
Rutland City Clerk