CITY OF RUTLAND, VERMONT
Board of Aldermen Minutes
Tuesday, September 4, 2012

Members present; President Allaire, Aldermen Kiernan, Romeo, Notte, Donahue, Siliski, Sargeant, DePoy, Davis, Attorney Andrew Costello, and City Clerk Heck. Aldermen Robinson and Wallstrom were absent.

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

MINUTES OF PREVIOUS MEETING (Monday, August 20, 2012)
A motion was made and seconded (Davis, Romeo) to approve the minutes of the previous meeting. **Motion passed.**

OUTSIDE THE RAIL
Lynn Walsh from RUN announced that the South West Community & Police Commission would hold their meeting at the Franklin Center on September 10 at 6PM and it would include a promotion ceremony for several police officers.

COMMUNICATIONS FROM THE MAYOR
Mayor Louras asked the Board to refer a draft resolution to the appropriate committee. A motion was made and seconded (Davis, Romeo) to refer the issue to the Community and Economic Development Committee. **Motion passed.**

REPORTS AND LETTERS FROM DEPARTMENT HEADS AND OFFICIALS
Evan Pilachowski; Commissioner DPW, Recommendation of Award & Application for Loan
After a brief outline of the request, a motion was made and seconded (Davis, Romeo) to suspend the rules and take the issue up that evening. **Motion passed.** A motion was made and seconded (Davis, Romeo) to award the preliminary design to Otter Creek Engineering for the proposed Library Ave. Stormwater Separation Project. **Motion passed.** In regards to the application, a motion was made and seconded (Davis, Romeo) to suspend the rules and take the issue up that evening. **Motion passed.** A motion was made and seconded (Notte, Romeo) to approve the application through the Clean Water State Revolving Fund to cover the preliminary engineering expenses. **Motion passed.**

Brennan Duffy; Director of RRA, Revision of Stabilization Policy & Tax Stabilization Applicant
After a brief outline from Brennan, a motion was made and seconded (Davis, Romeo) to accept the changes as presented incorporating the vacant, blighted, industrial and commercial property and the Industrial & commercial property tax stabilization policy as proposed by the RRA director. **Motion passed.** Mr. Duffy stated that there was an application already in place and asked for a referral for further discussion to a committee of the Boards choice. A motion was made and seconded (Davis, Romeo) to refer the issue to the Community and Economic Development Committee. **Motion passed.**

Barbara Allen; RRA' Municipal Planning Grant FY 13 Resolution
Barbara Allen asked the Board for their support with the grant application and the signing of the resolution. A motion was made and seconded (Notte, Davis) to suspend the rules and take the issue up that evening. **Motion passed.** A motion was then made and seconded (Notte, Davis) authorizing the RRA to apply for the Grant and to circulate the resolution for signatures. **Motion passed.**

REPORTS OF STANDING COMMITTEES
Sean Sargeant; Chair, Public Safety, Drought Management Plan
Alderman Sargeant stated that his committee met to discuss the DPW Commissioners Drought Management Plan. Alderman Sargeant stated five suggestions coming from committee, but noted that the Commissioner

has exclusive power to operate the water system as he saw fit. His report was for information only. Alderman Sargeant did warn a Public Safety meeting, on the issue of a cannabis distribution plan.

William Notte; Chair, Public Works, 1) Purchase of Excavator,
Alderman Notte gave an overview of his report stating a request from DPW Commissioner Pilachowski to lease a excavator. A motion was made and seconded (Notte, Sargeant) authorizing the Commissioner to go out to bid for a contract to lease a excavator. **Motion passed.**

2) Meadow St.
Alderman Notte explained the issue of a signed petition on the condition of Meadow Street. There were several options discussed by the committee. No formal action was taken and the issue is to remain in committee.

3) Bond Question Wording
Alderman Notte read his report on potential language for a bonding question to be placed on the November ballot to build a GAC facility or Chloramination system. The language presented from the committee to the full Board was "Shall the bonds of the City of Rutland, in an amount not to exceed $5.5 million, be issued for the purposes of building an activated carbon water filtration system? **IF VOTED YES**, the yearly cost for the activated carbon system will be about $125 per meter. **IF VOTED NO**, the City will build a chloramination system. The yearly cost for the chloramination system will be about $7 per meter."

This wording was debated with an amendment being made and seconded (Romeo, Kiernan) to replace the words meter with the word rate payer. There was lengthy debate on the word change from meter to rate payer. Alderman Romeo asked the Board to allow the rate payer word change to be changed to account (singular) prior to the vote and approved by the seconder. This request was so moved. **Motion passed.**

The language now reads, "Shall the bonds of the City of Rutland, in an amount not to exceed $5.5 million, be issued for the purposes of building an activated carbon water filtration system? **IF VOTED YES**, the yearly cost for the activated carbon system will be about $125 per account. **IF VOTED NO**, the City will build a chloramination system. The yearly cost for the chloramination system will be about $7 per account."

Alderman Romeo questioned the statement of necessity and the language and moved to divide the question. There was no second, **Motion failed for lack of a second.**

President Allaire stated that the original motion with the approved amended word change was on the floor.

Alderman Romeo moved to strike the language from **"IF VOTED YES**, the yearly cost….. Thru $7 per meter. **Motion failed for lack of a second.**

President Allaire stated that the original motion with the approved amended word change was on the floor.

Alderman Romeo moved to change the words "will" be about to "may" be about (two changes total) there was a second from Alderman Davis. Debate. Upon the taking of the vote the Chair was in doubt and asked for a show of hands the vote was 4-4, **Motion failed.**

President Allaire stated that the original motion with the approved amended word change was on the floor.

Alderman Romeo asked for language to be stricken from the necessity language. The Board recessed for several minutes as that language was copied and presented to them. Upon reconvening, it was determined that the language was needed per State Statue. **Motion was withdrawn.**

President Allaire stated that the original motion with the approved amended word change to account was on the floor.

President Allaire asked if anyone outside the rail had any questions on the wording presented. Beth Berea asked a question on the bid process. Finally, with no further debate the language with the word amendment from meter to account was voted on. The chair was in doubt and asked for a show of hands 6 YES 2 NO, **MOTION PASSED.**

REPORTS OF SELECT COMMITTEES

None to report.

REPORTS OF REPRESENTATIVES

William Notte; RRA Representative, Grant Application Form

Alderman Notte reported that Barbara Allen was willing to research Grant opportunities for Board members if an application was filled out and submitted to her.

Christopher Siliski; Planning Commission

Alderman Siliski gave a brief representative report form the Planning Commission discussing three issues two of which had already been reported out. (Master Plan & Capitol Plan) The third report was on the Housing Needs Assessment.

David Wallstrom; School Board Representative

This report was moved to the end of the meeting, because of the potential of entering into executive session.

PETITIONS, LETTERS, MISCELLANEOUS COMMUNICATION

Special Events Permit; IAFF Local 2323/MDA Coin Drop, 9-22, 10 – 2PM

A motion was made and seconded (Davis, Romeo) to suspend the rules and take the issue up that evening. **Motion passed.** A motion was made and seconded (Davis, Siliski) to approve the request for a coin drop on September 22, from 10 -2 PM. There was brief debate. **Motion passed.**

Abatement Request; Kristin McLaughlin, 12-14 Clover St

President Allaire asked to form the committee of Aldermen Donahue, Siliski, and Robinson with Alderman Robinson as Chair to report back to the full Board on October 1, 2012 at 6:45PM. This request was so moved and seconded (Davis, Notte). **Motion passed.**

BOARD OF CONTROL COMMISSIONERS

No items were presented.

UNFINISHED BUSINESS

There was no unfinished business to discuss.

MISCELLANEOUS MOTIONS, RESOLUTIONS, NEW BUSINESS

President Allaire stated that the issue of the sale of City property was left to discuss. He asked to enter into executive session to discuss the sale of school/city property and also asked to have Superintendent Moran remain as part of the session.

At 8:30 PM this request was so moved and seconded (Notte, DePoy). **Motion passed.**

Alderman DePoy left the meeting at 8:57 PM

At 9:03 PM a motion was made and seconded (Davis, Romeo) to come out of executive session. **Motion passed.**

At 9:04 PM a motion was made and seconded (Davis, Romeo) to adjourn. **Motion passed.**

Respectfully Submitted,
Henry A. Heck
Rutland City Clerk