CITY OF RUTLAND, VERMONT
Board of Aldermen Minutes
Monday, February 1, 2010

Members present; President Allaire, Aldermen Dress, Barrett, Notte, Thomas, Robinson, Slattery, Coleman, *DePoy (Arrived late) and Davis. City Attorney Costello and City Clerk Heck, Alderman Tilden was absent.

At 7:03 PM President Allaire called the meeting to order.

MINUTES OF PREVIOUS MEETING (Tuesday, January 19, 2010)
A motion to approve the minutes was made and seconded (Davis, Coleman). Motion passed.

OUTSIDE THE RAIL
Jamie Pemrick of Evergreen Ave, in Rutland spoke on her street condition. She stated that there was an access road at the end of her street being used by logging trucks. With their constant use and weight of the trucks it is destroying the road. Alderman Davis said she spoke with Commissioner Shelvey and he was going to inspect the road in the morning.

COMMUNICATIONS FROM THE MAYOR
Untable Thomas Bixby nomination (RCSWD)
A motion was made and seconded (Dress, Notte) to untable the Mayoral appointment of Thomas Bixby. Motion passed. A motion to circulate the ballot box was made and seconded (Coleman, Notte). Motion passed. City Clerk Heck circulated the ballot box, Alderman Slattery abstained from voting. The ballot box was given to Attorney Costello to tabulate the votes. Thomas Bixby's appointment to the RCSWD was confirmed 7-0.

President Allaire also stated that the Mayor presented to the Board a letter pertaining to a Capitol Improvement Program and Budget. The Mayor was requesting a referral to the appropriate committee. A motion to refer to General Committee the issue of capitol improvements was made and seconded (Davis, Notte). After brief debate, the motion passed 7-1 with Alderman Coleman voting no.

REPORTS AND LETTERS FROM DEPARTMENT HEADS AND OFFICIALS
City Engineer Evan Pilachowski, Request for Board approval to increase Bond
Engineer Pilachowski explained to the Board that his request was necessary because bids for two ARRA funded projects exceeded their cost estimate (Cresent and West Streets). Evan told the Board that they had the authority to increase each project by $75,000 according to State law as voters had already approved a total of $1.56 million dollars. A motion to suspend the rules was made and seconded (Notte, Robinson). Motion passed. Debate ensued; a motion to deny the additional $75,000 per project was made and seconded (Notte, Slattery). Motion passed with Aldermen Thomas & Robinson voting no.

Barbara Allen; RRA, Berwick Implementation Grant Application
Barbara Allen came before the Board to request a time for a public hearing on March 1, 2010. President Allaire stated that the time would be 6:50 PM on March 1, 2010. Alderman Davis so moved and with a second from Alderman Robinson. Motion passed.

Treasurer Wilton; Treasurer's Report QTR 2, (Reports were handed out at the last meeting)
Treasurer Wilton came before the Board to discuss the quarterly report which was distributed to the Board at their last meeting. She gave a very detailed overview of the City's financial situation to date. A concern she brought to the Board were delinquencies on water and sewer payments. She stated that they were not so much city residences, but delinquencies from Alpine and Rutland Town business users. A request for referral on the issue to

Public Works was made by the Treasurer. Alderman Davis stated that a similar issue was already in Intermunicipal Committee. It was decided that this issue would be placed there as well.

Treasurer Wilton; Report on CEN Water Roof Repair
Treasurer Wilton brought the Board up to date on the status of the Current Expense Note for the Water Roof Repair.

Treasurer Wilton; Update on FY 2009 Audit
Treasurer Wilton stated that her office is working feverishly to finalize the FY 2009 audit. She stated that she may even have the auditor present for the Board at their next meeting.

Treasurer Wilton; Cost to tax payers on Budget Articles
Treasurer Wilton presented the Board with a breakdown of costs to homeowners on the financial questions proposed for the March ballot. The chart outlined specific cost to all financial articles.

REPORTS OF STANDING COMMITTEES
Sharon Davis; Chair Community and Economic Development, Killington Classic.
Alderman Davis stated that her committee met on January 25th. All members were present. The issue in committee was the Killington Classic and specifically the motorcycle parade. Alderman Davis stated that she and Michael Coppinger met with representatives to discuss the event to be held September 9-12. The focus was to bring the parade back downtown in a block party format as had been done in the past. The report was for information only and the committee will update the Board as needed.

Sharon Davis; Co-Chair Form of Government Committee
Alderman Davis stated that the committee met on January 28th. Their continued discussion was on the Assessors' position. The committee is still reviewing information received from VLCT, and will do so until finished. Their next meeting is scheduled for February 4th.

Dave Dress; Co-Chair Form of Government Committee
Alderman Dress stated that the topic of discussion before the committee was the manner in which the City selects its officials. This was the eighth meeting of the subcommittee empanelled to address this subject.
The committee spent time at this meeting modifying the composite City Manager position description submitted by Ben Lynch. This process accomplished about 1/3 of the description and will continue at the next meeting. This report was for information only.

REPORTS OF SELECT COMMITTEES
None to Report

REPORTS OF REPRESENTATIVES
None to Report

PETITIONS, LETTERS, MISCELLANEOUS COMMUNICATION
Jerry Hansen; Rutland City Planning Commission, Request to amend Rutland City Zoning Ordinance and Zoning Map
President Allaire stated that a referral to Charter and Ordinance was in order. Alderman Robinson so moved and Alderman Slattery seconded. There was brief debate. Attorney Costello stated that the "clock" starts as of February 1, 2010 to warn a meeting for the planned Ordinance and mapping request change. Attorney Costello stated that from February 1, the Board had 120 days to warn the hearing. The motion passed to refer to Charter and Ordinance the aforementioned issue.

Jim Goss; Request re: Airport Industrial Park

Jamie Stewart of REDIC was requesting from the Board, the authorization of Mayor Louras to sign a release transferring City lots at the Airport Industrial Park. A motion to suspend the rules was made and seconded (Notte, DePoy). Motion passed. Debate. Attorney Costello informed the Board that this was the past practice of the City. A motion to authorize the Mayor to relinquish reversionary interest in lots C1, F1, and F2 at the Airport Industrial Park was made and seconded (Notte, Davis). Motion passed.

BOARD OF CONTROL COMMISSIONERS
None to Report

UNFINISHED BUSINESS
Alderman Davis asked if Attorney Costello would research the agreement between the City and Town on the responsibility of collecting overdue water and sewer bills.

Treasurer Wilton asked for a referral to the Finance Committee in regards to policy on interfund loans. Alderman Davis so moved and Alderman Robinson seconded. Motion passed.

MISCELLANEOUS MOTIONS, RESOLUTIONS, NEW BUSINESS
None to Report

At 8:16 PM a motion to go into executive session to discuss water roof repairs and City litigation where premature or general public knowledge would place the City at a substantial disadvantage was moved and seconded (Robinson, Davis). Motion passed.

At 8:31 PM a motion to come out of executive session was made and seconded (Robinson, Notte). Motion passed.

At 8:32 PM a motion to adjourn was made and seconded (Robinson, Slattery). Motion passed.

Respectfully Submitted,

Henry A. Heck
Rutland City Clerk