

**TOWN OF RUTLAND
SELECT BOARD**

MINUTES: August 24, 2015

Board members present: Mary Ashcroft, Joe Dicton, Don Chioffi and Joshua Terenzini

The meeting at the Town School opened at 5:10 P.M. with the Pledge of Allegiance.

The Board reviewed the August 11, 2015 meeting minutes. Ms. Ashcroft moved to accept the minutes as printed. Mr. Terenzini made a second to the motion. The motion passed by a vote of three to 0. Mr. Chioffi abstained from the vote.

There were no questions from the floor.

Town Planning Commission Chairman Andrew McKane reported:

Not present.

Town SWAC & Transfer Station representative Mr. Richard Lloyd reported:

1. He told the Board he has changed recycling collection by allowing all plastics to be mixed and all glass to be mixed.

Town Emergency Management Director and Transportation Council representative Mr. Martin Wasserman reported:

Not present.

Town Clerk & Treasurer Ms. Donna Zeller reported:

1. She announced that the election will be held the following day.
2. She told the Board that Mr. Leigh Adams would be the presiding election officer at the school and that the polls will open at 7:00 A.M.
3. Ms. Zeller told the Board that the audit is underway.
4. Ms. Zeller told the Board that the BCA will meet on 9-8-15 at 5:00 PM at the Town Hall.
5. She said taxes are due September 10, 2015.

Town Road Commissioner Mr. Byron Hathaway reported:

1. Mr. Hathaway asked if anyone had received word regarding the proposed Garage AIA contract. Mr. Zingale will check with attorney Mr. Kevin Brown regarding the matter.
2. He informed the Board that the Town has received **\$90,000.00** from the State for the Prospect Hill Road culvert project.
3. He told the Board that roadside mowing has begun.

Mr. Diction cited the proposed Stop Sign amendments and said the locations listed in the amendments are not in the Town ordinance. Ms. Ashcroft moved to approve the amendments to ordinance. Mr. Terenzini made a second to the motion. The motion passed unanimously.

Board members and Mr. Hathaway discussed where the 25 mph School Zone on the Post Road begins and ends. Mr. Zingale will research the matter and report to the Board.

Town Fire Chief Mr. Frank Cioffi reported:

1. Chief Cioffi submitted an application for a new Fire Department cadet. Mr. Cioffi said the Fire Department has already approved the application. Mr. Cioffi moved to approve the application submitted by Mr. Eric J. McDonnell. Mr. Terenzini made a second to the motion. The motion passed unanimously. Mr. Cioffi made a motion for the Chairman to sign on behalf of the Board. Ms. Ashcroft made a second to the motion. The motion passed unanimously.
2. Mr. Cioffi submitted proposed Fire Department bylaw amendments to the Board for consideration. The Board will consider at the next meeting.
3. Mr. Cioffi told the Board that the Fire Committee needs to discuss a burning ordinance as well as a means to fine property owners who fail to notify the Fire Department before working on their fire alarm system.

The Chief said such work often results in a false alarm call being made to the Town, to which the Fire department must respond.

Chief Cioffi informed the Board that the Fire Department will begin to gather flow data from the various hydrants in Town. He said he would purchase a flow gage and do the flow measuring on meeting nights.

Chief Cioffi said the gutter work at the Joseph J. Denardo Fire Station is complete.

Town representative to the Rutland Regional Planning Commission Mr. Sherman Hunter reported:

Not Present.

Town Police Deputy Chief Mr. Ed Dumas Reported:

1. Chief Dumas told the Board that the past two weeks have been very busy.
2. He said a major accident on US Route 7 South near the Holiday Inn required a week of police time to complete.
3. Mr. Diction said the Board would table the discussion regarding outside police work until Mr. Faignant is present.

Town Recreation Director Mr. Mike Rowe reported:

Not present.

Town Administrator Mr. Joseph Zingale Jr. reported:

1. Mr. Zingale presented a proposed contract from Town Storm water consultant Mr. Andres Torizzo. The Board will discuss the proposed contract with Mr. Torizzo, when he meets with the Board on September 8, 2015.
2. Mr. Zingale informed the Board that the State of Vermont has requested additional information prior to considering the Town proposed land swap with the Cunninghams. Mr. Zingale told the Board that he and Mr. Hathaway would be meeting with the Cunninghams to address their lawn restoration concerns.
3. Mr. Zingale told the Board that as a result of the planned renovation of his and the police office, two air/heat units will be required verses one unit. Mr. Zingale said the second unit would cost **\$4,500.00**.

Board members discussed the additional air/heat unit and decided to wait to hear from Mr. Faignant before acting on the revised McGee Mechanical price quote. Mr. Diction said the Board has to determine whether the Board has the money to pay for the planned renovations.

4. Mr. Zingale informed the Board that two Town Flory Heights public sewer users are each approximately **\$2,000.00** delinquent. Board members and Mr. Zingale discussed the various options available to the Town.

Mr. Zingale will investigate placing a lien on the two properties in question.

5. Mr. Zingale told the Board that the refrigerator in the Town Hall basement is not working properly. The Board discussed the matter and decided to have Mr. Chioffi check to see what he can find as a replacement.
6. Mr. Zingale informed the Board that Mr. Philip Alderman will pay the **\$22,000.00** City of Rutland bill in connection with the waterline break.

The Board reviewed packet correspondence.

Ms. Ashcroft reported to the Board on the Administrator Assistant Search Committee meeting. Ms. Ashcroft said a job description has been put together after reviewing descriptions from the Towns of Pittsford and Killington.

Mr. Chioffi suggested the proposed work schedule for the new Assistant Administrator be from Tuesday through Friday and not Monday through Thursday. He cited the fact that Mr. Zingale often works a half day on Fridays.

Mr. Chioffi said the Board's fuel bid notice included the **\$.25** cent add-on in the notice. Mr. Chioffi said it was incorrect to specify the mark-up amount since the Town wants it to vary in the Town's favor.

Mr. Chioffi said the cap should also have not been included in the bid notice. He said the notice should have said "give us your mark-up price over Rutland and give us what you will provide as a cap".

Mr. Dicton opened the fuel oil bid submitted by Johnson Energy. Johnson Energy submitted a bid price of **\$2.199** per gallon or **\$.25** cents per gallon over Rutland VT. rack on day of delivery with a maximum capped rate of **\$2.249** for the contract period.

Board members discussed the matter further. Mr. Ashcroft moved to accept Johnson Energy bid with a cap. Mr. Terenzini made a second to the motion. The motion passed unanimously.

Mr. Chioffi told Board members that prior to the last meeting he had asked Mr. Dicton to phone, when the Board was discussing the proposed agreement with West Rutland. Mr. Chioffi said he hoped Board members had looked at the contract wording more carefully.

Mr. Chioffi said the contract the Board signed with West Rutland did not say what the Board had agreed. He said the Board was told by Ms. Maryann Goulette that Rutland Town will pay the same rate that West Rutland resident pay.

Mr. Terenzini told Board members that as a five member board it takes three members to conduct business. He said he is opposed to putting agenda items off until a Board member can be present for discussion.

Mr. Terenzini said the Board needs to conduct business regardless if all five members are present. Mr. Chioffi said he was asking for the same courtesy which has been extended to other Board members.

Mr. Chioffi said is asking for the same courtesy that is extended to other Board members. He said it feels like the Board is discrimination against certain members on the Board.

Mr. Chioffi said the contract with West Rutland does not state that all rate payers will be treated equally. He said the agreement does not say what West Rutland Officials agreed, when the Board entered into the contract. He said the contract should state that the rate to Rutland Town residents on the system will be the same as the rates charged to West Rutland users.

Mr. Chioffi said the Board should continue with the present minute taking practice because if individuals what to know what happened at a meeting the Board is putting the individuals at a tremendous disadvantage.

He said now an individual can pick up a sheet of paper and can go quickly down through and find what they are looking for in a set of printed minutes. Mr. Chioffi said if the minutes are not detailed enough for people to find what they are looking for then they would have to listen to a 2 to 3 hour video of the meeting to find what they want.

He said if the reason for shortening the minutes is to save money or time he would request hiring his wife, Ms. Marcia Chioffi to write the minutes. He said it would not take his wife as long as it takes Mr. Zingale to write the minutes. Mr. Chioffi told the Board that his wife has done transcription in the past.

Ms. Ashcroft said the Board could hire someone to do a court like transcript. She said to do such a transcript would not be cheap. Ms. Zeller said it cost the Town **\$700.00** to have a three hour grievance hearing type.

Ms. Ashcroft said the new Assistant Administrator could take over doing the minutes. Ms. Ashcroft asked how much time and effort the Board wants put into the minutes when there is a tape for review. Mr. Chioffi said he is asking the Board to allow him to show the Board more efficiencies to see if the Board likes the efficiencies.

Mr. Chioffi said the Board should try someone else to see if they can do the minutes more efficiently and cheaper than Mr. Zingale. Both Ms. Ashcroft and Mr. Terenzini are in favor of condensed minutes.

Ms. Ashcroft made a motion for the next few sets of minutes to be abbreviated. Mr. Terenzini made a second to the motion. Mr. Chioffi said the Board is making a mistake and is watering down the discussions that take place at Select Board meetings. The Board discussed the motion. The motion passed by a vote of three to one. Mr. Chioffi voted in the negative.

Mr. Terenzini moved to close the meeting. Ms. Ashcroft made a second to the motion. The motion passed unanimously.