

**TOWN OF RUTLAND  
SELECT BOARD MEETING  
RUTLAND TOWN MUNICIPAL BUILDING**

MINUTES:  
TUESDAY, August 22, 2017

Board members present: Josh Terenzini, Mary Ashcroft, John Paul Fagnant, Chris Kiefer-Cioffi  
Joe Denardo.

- Meeting opened at 6:30 P.M. with the Pledge of Allegiance.

Approval of Orders:

The Board approved the orders.

Select Board Minutes-Tuesday, July 25, 2017:

Ms. Ashcroft made a motion to approve. Ms. Kiefer-Cioffi made a second to the motion.  
Motion passed unanimously.

Questions from the floor:

There were no questions from the floor.

New Business:

- Mr. Daniel Riley the CEO of Lilly Pad Organics addressed the Board and presented information regarding the operation of the proposed medical marijuana dispensary and wellness center on Route 4 East in the Town.

The Mr. Riley entertained questions from the Board regarding medical knowledge, cost to the consumer and how much is allowed per month.

Mr. Terenzini asked where the marijuana will be grown. Mr. Riley stated the marijuana will not be grown at the Norman Rockwell Museum location rather an off-site growing facility.

Mr. Terenzini asked how far along Lilly Pad Organics is in the permitting process. Mr. Riley said they are waiting approval from the State and have put a down payment on the Norman Rockwell Museum.

The Board entertained comments from State Representative Mr. Tom Terenzini, Ms. Deborah Poplawski, and Gail Desroches. State Representative Mr. Jim Harrison asked Mr. Riley if there is a ban on cultivating marijuana and Mr. Riley said there is not.

- Stephan Mader and Bryan Haggerty from Kinney Motors presented information regarding the expansion plans at the dealership.

Ms. Ashcroft asked if they are aware of the construction of a service road behind the dealership. Mr. Haggerty stated they are not opposed to it.

Mr. Terenzini asked Mr. Zingale what else the Town could do to support the expansion. Mr. Zingale stated a letter of support from the Planning Commission would help. Ms. Ashcroft asked if they were planning on presenting to the Planning Commission. Rutland Town Planning Commission Chair said the next meeting is Sept 7, 2017 at 7:00 P.M.

Rutland Town Clerk/Treasurer Ms. Kirsten Hathaway reported:

- 1) Ms. Hathaway stated her office has been answering questions regarding tax bills and catching up from maternity leave.
- 2) Ms. Hathaway gave an overview of the proposed water/sewer program. Ms. Hathaway stated the cost would approximately \$10,000.00 and can be taken from the water and sewer fund. Mr Zingale requested that General Electric be added to the program as he has to calculate the bills by hand. Mr. Faignant made a motion to approve the purchase of the program through the water and sewer fund. Ms. Ashcroft made a second to the motion. Motion passed unanimously.

Rutland Town Administrator Mr. Joseph Zingale, Jr reported:

- 1) Mr. Zingale updated the Board on the rail/sewer/waterline issue. Mr. Zingale said he had a site visit with Mr. Greg Kepler who estimated the project at approximately a quarter of a million dollars. Mr. Denardo suggested approaching the rail road and asking them to move 200 feet of track. Ms. Ashcroft inquired about moving the sewer line. Mr. Zingale stated that if the Town did that it would lack room for future growth.
- 2) Mr. Zingale said his office is in the process of sending out delinquent sewer notices.
- 3) Mr. Zingale informed the Board the Town credit card was hacked for a \$583.59 purchase in Spain. Mr. Zingale said the credit card has been cancelled and he is in the process of contesting the charge.

Rutland Town Recreation Director Mr. Mike Rowe reported:

- 1) Mr. Rowe stated the new gator is in and running.

- 2) Mr. Rowe updated the Board on the new trail work at Northwood Park as well as the walk of the Park with Town citizens, staff and the Rutland City Mayor Mr. Dave Allaire.
- 2) Mr. Rowe said soccer sign-ups are on the website, at the Town Hall and at Northwood Pool.
- 3) Mr. Rowe said the pool is closing on Saturday, August 26, 2017 and there will be a dog swim event to benefit the Humane Society on Sunday, August 27, 2017.
- 4) Mr. Rowe said there were over 14,000 visitors at Northwood Pool and presented information on activity. Mr. Rowe thanked his lifeguards and staff.
- 5) Mr. Rowe said he has information regarding the lights at Dewey Field and a Recreation Committee meeting should be warned.

Rutland Town Planning Commission Chair Ms. Barbara Noyes-Pulling reported:

- 1) Mr. Terenzini informed the Board he spoke with Ms. Pulling regarding advertising for a new Planning Commission member.
- 2) Ms. Pulling explained to the Board the need for an Aesthetic Consultant for a Viewshed Analysis to protect the scenic resources of the Town with regard to the Renewable Energy Plan. Ms. Ashcroft asked if there is grant money available. Ms. Pulling stated the Municipal Energy Grants have taken energy planning off the table. Ms. Pulling stated the cost would be \$5,000.00. After reviewing the Town's Planning Commission's budget and further discussion the Board decided not to fund the analysis.
- 3) Ms. Pulling cited an email she sent regarding changes and amendments to the MS4 Permit including making the regulations municipal-wide. Ms. Ashcroft stated that Rutland Town is ahead of many other municipalities and the Town should stay with the designated areas. Ms. Ashcroft suggested forming a sub-committee to determine the state of the regulations and review the language.
- 4) Ms. Pulling reminded the Board of the meeting at the West Rutland Town Hall regarding the proposed bike/pedestrian path between Rutland Town and West Rutland at 5:30, P.M. Wednesday, August 23, 2017. Ms. Kiefer-Cioffi, Mr. Fagnant and Mr. Terenzini are not in favor of the reduction of the lanes. Ms. Ashcroft and Mr. Denardo said they are in favor. Rutland Town Fire Chief Mr. Frank Cioffi said he is against the plan because he feels it is a safety issue.

Rutland Town Road Commissioner Mr. Byron Hathaway reported:

- 1) Mr. Fagnant made a motion to accept the easement deed between the Town and Courtyard Partners. Ms. Ashcroft made a second to the motion. Motion passed unanimously. Mr. Fagnant made a motion for the Chair to sign. Ms. Ashcroft made a second to the motion. Motion passed unanimously.
- 2) Ms. Ashcroft inquired about the easement for Reynolds. Mr. Zingale said the sign issue has been resolved and it should be ready soon.
- 3) Mr. Hathaway said clean up at the Town school is almost complete.
- 4) Mr. Hathaway updated the Board on the sidewalk project on Cold River Road.

Rutland Town Fire Chief Mr. Frank Cioffi reported:

- 1) Mr. Cioffi presented the propane bid for Proctor Gas. Mr. Fagnant made a motion to designate Proctor Gas as a preferred vendor for propane at the price of \$1.2928 per gallon. Ms. Ashcroft made a second to the motion. Motion passed unanimously. Mr. Fagnant made a motion to approve the proposal from Proctor Gas as presented and for the Chair to sign. Ms. Ashcroft made a second to the motion. Motion passed unanimously.
- 2) Mr. Cioffi informed the Board of a fire at the solar field on Seward Road. Mr. Cioffi attributed it to equipment that was recalled but never changed. Mr. Cioffi said he tried to schedule a site visit with the owners of the Cold River Road project to inspect the equipment but they refused. Mr. Cioffi suggested drafting language stating the Town Fire Department should be able to visit solar project sites to check equipment and asked the Board to pursue the issue with the Public Service Board.
- 3) Mr. Cioffi updated the Board on the repairs to the Center Rutland station's ventilation system.
- 4) Mr. Denardo made a motion to purchase an AED radio for the Town Municipal Building in the amount of \$1,500.00 from the Building Maintenance Fund. Mr. Fagnant made a second to the motion. Motion passed unanimously.

Rutland Regional Planning Commission (RRPC) Representative Mr. Fred Nicholson reported:

No meeting no report.

Rutland Town Police Chief Mr. Ed Dumas reported:

- 1) Mr. Dumas updated the Board on training he had in Maine and Texas regarding human trafficking.
- 2) Mr. Dumas updated the Board on police activity adding up to 68 calls in the last two weeks.
- 3) Mr. Dumas informed the Board on a meeting he had with Ms. Hathaway and Police Department Administrative Assistant Ms. Lynette Gallipo regard billing for the department. Mr. Dumas said that the department's computer can't be hooked up to the Town's computer and will be submitting prices to the Board.
- 4) Mr. Dumas stated he will be attending the next Town School Board meeting to discuss sharing the cost of the SRO Officer Mr. John Sly with the school. Mr. Terenzini cited a meeting with the Board and the school board at the school Thursday, August 31, 2017 at 5:30 P.M.
- 5) Mr. Dumas inquired about the language in the Cell Phone/Texting Ordinance regarding tickets. Mr. Denardo presented Mr. Dumas a response from Town Attorney Mr. Kevin Brown. After some discussion Mr. Dumas will find out which type of ticket will bring more money to the Town, a municipal Ticket and a VCVC Ticket.
- 6) Mr. Dumas stated he received the Memorandum of Understanding with the Sheriff's Department and the patrols are geared for Route 7 and Route 4 East.

Committee Meeting Updates:

Special Select Board Meeting: Ms. Ashcroft reported on the Special Select Board Meeting where the Board approved the revised warrants which included the federal payroll tax for the quarter and the application of a grant for the MS4 project with the Town contributing 20% to the project which is \$61,000.00.

Mr. Terenzini asked Ms. Kiefer-Cioffi to contact the Barnharts for a meeting with Storm Water Consultant Mr. Andres Torrizo.

Transfer Station: Mr. Denardo reported on a meeting he and Mr. Faignant had with Town Transfer Station Manager Mr. Dick Lloyd and Mr. Jim O'Gorman from the Rutland County Solid Waste District RCSWD). Mr. Denardo said Mr. Gorman will be sending a letter to Mr. Terenzini explaining what RCSWD provides. Mr. Denardo presented a letter from Solid Waste Alliance Communities Coordinator Ms. Pam Clapp.

Mr. Denardo said the Committee held a pre-bid meeting regarding the roof repair on Wednesday, August 16, 2017 at 9:00 A.M. and no one showed up. Mr. Denardo gave Mr. Terenzini a list of free websites for Mr. Zingale to post the bid.

Mr. Denardo updated the Board on the progress of the Transfer Station's septic system.

Packet Items:

Mr. Terenzini opened the bids for the replacement of windows at the Town Hall. After some discussion Mr. Faignant made a motion to approve Mountain Glass and Lock in the amount of \$8,800.00 pending conversation they will dispose of the old windows. Mr. Denardo made a second to the motion. Motion passed 4-0-1. Ms. Ashcroft abstained from the vote.

The Board reviewed other packet items. No action was taken.

Minutes: Tuesday, July 18, 2017: Meeting with Andres Torrizo:


Ms. Ashcroft made a motion to approve. Ms. Kiefer-Cioffi made a second to the motion. Motion passed 3-0-2. Mr. Denardo and Mr. Faignant abstained from the vote.

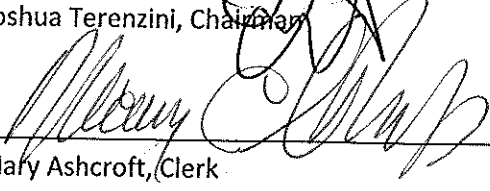
Ms. Ashcroft made a motion to enter into executive session to discuss possible litigation, reviewing attorney/client correspondence, and a personnel issue. Mr. Denardo made a second to the motion. Motion passed unanimously. Board entered into executive session at 8:55 P.M.

The Board came out of executive session at 9:34 P.M. Mr. Faignant made a motion to adjourn. Ms. Ashcroft made a second to the motion. Meeting adjourned at 9:35 P.M.

TOWN OF RUTLAND  
SELECT BOARD

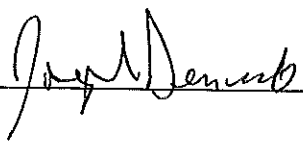
Signed September 5, 2017

  
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Joshua Terenzini, Chairman

  
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Mary Ashcroft, Clerk

  
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John Paul Faignant

  
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Chris Kiefer-Cioffi

  
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Joe Denardo

Center Rutland, VT.