

# Town of Proctor Selectboard Special Meeting Minutes

Draft

January 18, 2012

3:31 P.M. – 6:25 P.M.

## Board Members Present

Rick Anderson, Chair

Bruce Baccei

Susan Feenick

Vincent Gatti (4:05 pm)

## Employees Present

Todd Blow, Chief Operator

Stan Wilbur, Town Administrator

## Other Guests Present

Kevin Smith, Marble Valley Engineering

Steffanie Bourque, Marble Valley Engineering

Roger Bergeron, VT Facilities Engineering Division

Paul Brown

Brent Curtis, Rutland Herald

Ted Schaft

Thomas Grace

John Jozwiak

Teresa Felix

## **I. Call to Order**

The meeting was called to order at 3:31 p.m. by Chair Anderson

Because Vincent Gatti would be late and since he could not participate in Outer District discussion because of a conflict of interest, Chair Anderson recommended that the Board change the order of the agenda and take up item IV. Outer District first.

## **IV. Outer District**

Bruce Baccei made the motion at 3:35 p.m. to enter executive session to discuss legal issues relating to meditation and H-470. The motion was seconded by Eric Anderson. After discussion the motion was approved by a two to one vote.

Bruce Baccei made the motion at 3:55 p.m. to leave executive session. The motion was seconded by Susan Feenick and was approved by a majority.

There was no action taken as a result of the executive session.

## **II. Review of December 14, 2011 Special Meeting Minutes**

Because of the length and detail of the minutes, it was agreed to defer approval until the January 23, 2012 meeting.

### **III. Water System Improvement Project**

#### **A. Field Street Well – Contract No. 3 Negotiations Update**

Kevin Smith, the Town's engineer, recommended the Board enter executive session because we will be discussing contractual matters. Prior to taking action on executive session, Chair Anderson reviewed the situation for the benefit of the member of the public that were present.

Vincent Gatti made the motion at 4:10 p.m. to enter executive session for the purpose of discussing contract negotiations with Kingsbury Companies. The motion was seconded by Bruce Baccei. After discussion the motion was approved by a three to one vote.

Bruce Baccei made the motion at 6:05 p.m. to leave executive session. The motion was seconded by Susan Feenick and was approved by a majority.

After coming out of executive session, Kevin Smith explained that the contract dollar amount discussed during the executive session was not a firm number, but one he felt was achievable. With input from Kevin Smith and Roger Bergeron, the Board discussed how to proceed in order to keep the project on track.

Susan Feenick made the motion to have Kevin Smith, Marble Valley Engineering, continue negotiations with the low bidder, Kingsbury Companies, LLC, consistent with the discussions that took place in executive session. The motion was seconded by Vincent Gatti and approved by the majority.

Assuming he is successful in his negotiations with Kingsbury Companies, Kevin Smith will prepare an Engineer's Recommendation and a draft change order which reflects the negotiated changes to the contract scope and price for Board review and acceptance and for submittal to the State for approval to award.

### **V. Other New and/or Old Business**

Vincent Gatti made the motion to submit a Vermont Drinking Water State Revolving Fund Letter of Intent Priority List Application. The motion was seconded by Bruce Baccei and approved by the majority.

### **VI. Adjourn**

Vincent Gatti made the motion at 6.25 p.m. to adjourn the January 18, 2012 special meeting of the Selectboard. The motion was seconded by Bruce Baccei and approved by the majority.