



**Killington Selectboard / Board of Health Hearing Agenda
Tuesday, June 10, 2014, 6:00 p.m.
Municipal Offices, 2706 River Road, Killington, VT 05751**

PRESENT: Patty McGrath, Chairwoman (the “Chair”)
Chris Bianchi
Ken Lee
M.B. Neisner, Health Officer (the “Officer”)
Ronald Cohen, Landlord (the “Landlord”)
Leslie Thompson, Tenant (the “Tenant”)
Jordan Loder, Tenant
Robert Ranberg, Neighbor and property manager

PUBLIC PRESENT:

ALSO

PRESENT: Seth Webb, Town of Killington (the “Town”) Manager (the “Manager”)

PUBLIC

PRESENT: None

AGENDA:

1. Call to Order
2. Approval of the Agenda
3. Notice of Intent to Seek a Health Order: Property in Killington at 117 Innsbruck Lane
4. Executive Session (if needed)
5. Adjourn

1. Called to Order

The Chairwoman called the meeting to order at 6:00 p.m.

2. Agenda

On motion duly made by Mr. Lee and seconded, the Agenda, was unanimously **APPROVED.**

3. Notice of Intent to Seek a Health Order: Property in Killington at 117 Innsbruck Lane

The Chair opened the meeting, swore in the Officer, Tenant and Landlord, and provided an overview of the meeting proceedings/agenda.

The Officer summarized his findings and provided the Board with several exhibits, including his letters to the landlord and tenants, pictures, observations, and reports from contractors, to support his findings. He reported all of this evidence clearly justifies the need for a health order.

The Tenant provided their account, corroborating and elaborating on the Officer's report.

The Landlord contested some of the findings, noting that some repairs had been made; contested Mr. Loder's status as a tenant since he was not listed on the lease; and said that the Tenant had not paid rent after the security deposit and first two months.

The Board asked questions about the conditions, terms of lease, status of repairs, expectations of the renters/landlords, and more. It reviewed the specific issues in the Officer's report including the water, heat, mold, dishwasher, refrigerator, electric system, toilets, ceiling fans, and more.

The Officer noted that payment of rent has nothing to do with the landlord's obligations to uphold the Rental Housing Code.

On a motion made Mr. Lee and seconded the Board went into Executive Session to deliberate the matter at 7:04 p.m.

The Chair thanked the participants and went into deliberation, inviting the Manager.

The participants left the building.

4. Executive Session

On a motion made Mr. Bianchi and seconded the Board came out of Executive Session at 7:20 p.m.

On a motion made Mr. Bianchi and seconded the Board voted to draft as amended and send the health order drafted by the Health Officer.

5. Adjournment

On motion duly made by the Chairwoman and seconded, the meeting was adjourned at 7:22 p.m.