

Waterbury Select Board and Trustees Joint Meeting  
May 7, 2012  
Main Street Fire Station

Present: R. Ellis, Vice Chair; C. Nordle, C. Viens, and K. Miller (by phone, briefly) Select Board; L. Sayah and N. Howell-Sherman, Trustees; W. Shepeluk, Municipal Manager; S. Lotspeich, Community Planner; J. Pizzi, Times Argus; K. Fountain, Waterbury Record; A. Imhoff, ORCA Media; and C. Lawrence, Town Clerk.

Public: Theresa Wood, Patty Meade, Harry Shepard, Al Lewis, Everett Coffey, Kane Smart, Jeff Larkin, Jason Wulff, and Becca Washburn.

The meeting was called to order at 7:00pm.

**REBUILD WATERBURY ITEMS**

Theresa Wood was present on behalf of RBW seeking to obtain labor through a VT Department of Labor grant and requested town approval. She also asked for in-kind labor in the form of using staff to haul debris. C. Nordle recused himself as he is on the Board of RBW. C. Viens made a motion to authorize the Manager to write a letter of support for the grant application that RBW is submitting to the VT Department of Labor. The motion was seconded by K. Miller and passed by those present.

Eileen Simpson, RBW Case Manager, has stepped down. T. Woods has been filling in and they are working with CVCAC to request help with case management, and volunteers are also helping.

**WATERBURY ROTARY CLUB REQUESTS**

Al Lewis was present on behalf of the Waterbury Rotary Club requesting permission to replace the banner posts by the Library. The posts are on town land and he asked for the Select Boards support. The Rotary Club will submit a permit for the new posts. The structure can be done with volunteers and some help from the Rotary Club. S. Lotspeich explained the zoning by-laws for the banners and the structure itself. The Zoning Administrator is working with A. Lewis on the design and review process. C. Nordle made a motion to authorize the Manager to sign the zoning application. The motion was seconded by C. Viens and passed by those present.

E. Coffey asked if he was being considered to be re-appointed to the State Police Advisory Board. There is a meeting next week and he is still interested in serving. R. Ellis explained that the appointments will be done all at the same time and encouraged him to continue his participation.

Patty Meade and Harry Shepard were present to discuss the festival permit for the 'Not Quite Independence Day Festival' on June 29-30. The event will be at Rusty Parker Park and the Select Board would have to approve the liquor permit. The permit includes a beer and wine tent from 5:00pm to 10:00pm on Friday June 29<sup>th</sup> and noon to 10:00pm on Saturday June 30<sup>th</sup> at Rusty Parker Park. It was suggested that the festival permit be accompanied by a local permit with conditions. H. Shepard explained the layout of the food, beer and wine tent area. L. Sayah will work with the group to work on the area as described. Music will wind down by 8:30pm, but the tent will stay open until the approved time. C. Viens made a motion to approve the liquor license subject to local conditions similar to the Stowe Street festival. The motion was seconded by C. Nordle and passed by those present. L. Sayah made a motion to allow music until 8:30pm and the tent to be open until 10:00pm on both June 29<sup>th</sup> and 30<sup>th</sup>. The motion was seconded by N. Howell-Sherman and passed by those present.

### **CROSSROADS MOTORCYCLE RALLY**

The permit application for the Crossroads Motorcycle rally on July 20 through 22<sup>nd</sup>, 2012 was reviewed. W. Shepeluk explained the schedule of events for the 2 day rally and suggested that the time to cease music on both Friday and Saturday be 12:59am (following morning). C. Nordle made a motion to approve the entertainment permit for the Crossroads Motorcycle rally in the form presented by the Manager. The motion was seconded by C. Viens and passed by those present.

### **FLOOD RECOVERY UPDATE**

R. Ellis updated the Board on the May 3<sup>rd</sup> LCTR meeting and indicated that it was very successful. She distributed a list of LCTR project updates.

There is a joint meeting of the Select Board, Trustees, and Library Commissioners next Monday 5/14 at 5:30pm to determine the top priorities of each board. The Commissioner of BGS would like to meet with members to discuss options for potential use of a portion of the State complex.

R. Ellis reviewed an email from P. H. Flanders about the Joint meeting scheduled for 5/14. The Select Board may have a short meeting prior to the Joint meeting to discuss their five top priority objectives for the location of the new municipal office, library and police station. The tentative meeting date is Friday at 8:00am.

An RFP (scope of work) needs to be developed for the EDA Economic Disaster Recovery Director/Consultant.

R. Ellis explained an application for an Americorp VISTA Program person to come to Waterbury to help with grant writing. There is a letter of support from the Select Board in support of the application. C. Viens made a motion to spend \$7,000 to pay for administrative fees and expenses for a VISTA member and have the Manager sign the application. The motion was seconded by C. Nordle and passed by those present.

C. Nordle made a motion to authorize R. Ellis to sign the letter of support and VISTA application on behalf of the Select Board. The motion was seconded by C. Viens and passed by those present.

At 8:23pm, C. Nordle made a motion to move into Executive Session to discuss a pending civil action. The motion was seconded by C. Viens and passed by those present. The Board came out of Executive Session at 8:46pm.

C. Nordle made a motion to authorize the Town Manager to enter into settlement negotiations in the case of Town of Waterbury Redetermined 2010 EEPV and COD and sign a settlement agreement provided it is consistent with the advice of the Town's attorney. The motion was seconded by C. Viens and passed by those present.

### **PLANNING COMMISSION REPORT**

K. Smart updated the Board on the proposed zoning amendments including subdivision bylaws. S. Lotspeich distributed a working draft dated April 29, 2012. A lengthy discussion followed. S. Lotspeich suggested that a public informational meeting be held to review the draft, prior to the formal public hearing.

The interim flood plain regulations were discussed. A standard for interim regulations is that they are adopted for two years. This standard needs to be clarified. It is also the hope to adopt these as permanent by-laws, which will have to go through the Planning Commission.

#### **MANAGER'S BUSINESS**

At the last Select Board meeting, the name of Keefe Lane was changed to Palermo Lane. There was concern expressed by the Keefe family about the change, and the Manager recommended changing the name back to Keefe Lane. C. Nordle made a motion to change the name of the road back to Keefe Lane. The motion was seconded by C. Viens and passed by those present.

W. Shepeluk explained that the annual fee for the kennel has been \$1,800 since inception of the agreement in 2009. He recommended a 3% increase for 2012 to \$1,855 based on the CPI change in the past 12 months. C. Nordle made a motion to authorize the Municipal Manager to sign the Memorandum of Understanding for kennel services with Bark and Be Wild Boarding Kennel as proposed and to make a payment of \$1,855 for the 2012 fee. The motion was seconded by C. Viens and passed by those present.

The Town sought bids for hauling gravel from Varin's pit in Bolton to the Town's stock pile. Sealed bids were due last Friday and 8 bids were received. The Manager opened them in the presence of the Town Clerk, and recommended awarding the contract to the lowest bidder. C. Viens made a motion to accept the bid submitted by Wilder Trucking for gravel hauling and authorize the Municipal Manager to enter into an agreement for the services at a price of \$2.92/cy, provided the Manager deems the entire bid, including insurance requirements, to be valid and in compliance with the specifications of the Town. The motion was seconded by C. Nordle and passed by those present.

The current contract for trash hauling for the Town and Village is expiring. The Town sought prices from the current hauler, Myers Container Services and from Casella Waste Management. Casella offered a better price and the Manager recommended accepting Casella's offer of service. C. Nordle made a motion to accept the bid submitted by Casella Waste Management System for trash hauling and to authorize the Municipal Manager to enter into an agreement for the service at the prices quoted for a period of two years. The motion was seconded by C. Viens and passed by those present. On behalf of the Trustees, L. Sayah made a like motion. The motion was seconded by N. Howell-Sherman and passed by those present.

Thatcher Brook Primary School has requested the use of the pool for a party on June 18<sup>th</sup>. C. Viens made a motion to allow the Thatcher Brook Primary School to use the town pool for a party on June 18, 2012 provided the town can provide an adequate number of lifeguards for the event and that the fee for the use of the pool and lifeguards shall be waived. The motion was seconded by C. Nordle and passed by those present.

Scott Culver has requested permission to have a graduation party at the pool in June. Last year, he did the same and the fee was \$75 plus the labor expense for the lifeguards provided by the Town. C. Nordle made a motion to allow Scott Culver to use the town pool for a party in June, as long as it is not June 18<sup>th</sup>, and provided that the Town can supply an adequate number of lifeguards for the event, and that the fee for use of the pool shall be \$75 plus the cost of labor for the lifeguards. The motion was seconded by C. Viens and passed by those present.

The Town budgeted \$161,000 for the purchase of a new single axel dump truck, equipped with a body and snow-fighting equipment. The Manager recommended purchasing a 2013 International Truck from Clark's Truck Center at a price of \$87,340 and to accept their offer of a trade-in of the truck we are replacing at a value of \$43,000, for a net cost of \$44,340. At a future meeting the Board will act on a recommendation for the body and snow-fighting equipment, estimated to cost between \$58,000 and \$64,000. C. Nordle made a motion to authorize the Manger to purchase a new International Truck from Clark's Truck Center for a net price of \$44,340, which includes a trade in of the town's vehicle that will be replaced, and to appoint Chris Viens to work with the Manager and staff to evaluate the proposals for a dump body and snow-fighting equipment that will be purchased to outfit this truck and to bring a recommendation for same to the Select Board no later than its meeting scheduled for May 21, 2012. The motion was seconded by C. Viens and passed by those present.

W. Shepeluk distributed information on the budget 33% of the way through the year. He also sent a copy of the reconciliation report from the Department of Taxes. He will review the budget at a future meeting.

**TOWN CLERK ITEMS**

Spice of Life Catering has submitted a catering permit for an event at Evergreen Gardens on May 10, 2012 from 5:00pm to 8:00pm for approximately 100 people. C. Viens made a motion to approve the catering permit. The motion was seconded by C. Nordle and passed by those present.

C. Nordle made a motion to approve the minutes of the April 2<sup>nd</sup> and April 16<sup>th</sup> meetings. The motion was seconded by C. Viens and passed by those present.

There being no further business, the meeting was adjourned at 10:08pm.

Respectfully submitted,

Carla Lawrence, Town Clerk

Approved on: \_\_\_\_\_

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P. Howard Flanders

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Lawrence Sayah

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Natalie Howell-Sherman