

**Joint Meeting of the Waterbury Select Board & Village Trustees**  
**May 4<sup>th</sup>, 2015**  
**Main Street Fire Station**

Present: C. Nordle, Chair; C. Viens, D. Schneider, M. Frier and J. Brown, Select Board; P. H. Flanders, Village President; L. Sayah and N. Howell-Sherman, Village Trustees; W. Shepeluk, Municipal Manager; A. Imhoff, ORCA Media; M. Mientka, Waterbury Record; and C. Lawrence, Town Clerk.

Public: R. Schiff, A. Tuscany, S. Lotspeich, J. Kampion, E. Coffey, K. Grace, C. Rich, J. Baker, R. Grace, P. Turmelle, R. Finucane, J. Larkin, M. K. Monley, and C. Ummel.

The meeting of the both Boards was called to order at 7:03pm.

**APPROVE AGENDA**

C. Viens made a motion to approve the agenda. The motion was seconded by M. Frier and passed unanimously.

**CONSENT AGENDA ITEMS**

C. Viens made a motion to approve the consent agenda items including the minutes of the April 20<sup>th</sup> meeting, an outside consumption permit for the Cider House, and the Rotary Club Festival Permit for the Waterbury NQID. The motion was seconded by M. Frier and passed unanimously.

**PUBLIC**

K. Grace asked about the purpose of the flood plain discussion this evening. She feels there is frustration around the 500 year flood plain rules. W. Shepeluk stated that the current regulations expire on May 21<sup>st</sup> and that the Planning Commission has submitted their draft ordinance. This can be adopted or amended, or the Planning Commission may work on them further. If the interim by-laws expire, the former by-laws will come back into effect. W. Shepeluk stated that the purpose of the meeting is for the Trustees, Select Board, and public to hear further information from Roy Schiff and determine next steps. The Select Board and Trustees will have to warn at least one public hearing to adopt the by-laws.

E. Coffey asked permission to speak to any agenda items.

C. Rich expressed concern about State Police coverage when the Village police are not on duty, and pointed out that there have been several break-ins in the area. It took over two hours for police to respond this morning to a break-in at the Prohibition Pig. He wants to know what it will take to get the police on premise more quickly.

**FLOOD PLAIN DISCUSSION**

Roy Schiff of Malone and McBroom presented the final report of evaluating the costs and benefits of floodplain protection activities in Waterbury and other areas. The project grew out of the initial Choke Study. He distributed a one-page summary of the work done over the past year (attached). In the Village, 60% of properties are in the current 100-year flood plain. He then reviewed a lot of the data that was collected. One task of the study was to predict what future flows might look like. The size of the 100-year storm is increasing. The hydrology analysis shows that the future 100-year flood line is similar to the current 500-year flood line. There will be building damages in any of the floodplain mitigation options. The more aggressive mitigation will result in less in damages. The 2-foot elevation in the 100-year flood plain is a good middle ground in terms of the cost/benefit analysis.

R. Schiff reviewed the floodplain management summary and recommendations (included in the handout). The full report is located on the Lake Champlain Basin Program website.

C. Nordle stated that the Select Board and Trustees need to sort out where the draft regulations are headed, and asked Board members if they needed any clarifying points. Discussion continued as to how stringent the regulations should be, and the impact of those regulations on dislocation of residences and businesses in the floodplain. R. Schiff stated that the flood insurance rates for a typical policy are \$1,500 per year on average. If the building is elevated, this amount is reduced by 35%, so there are benefits to some mitigation procedures.

C. Nordle would like a better understanding of the variance process and the Board has not discussed some flood hazard areas outside of the Village, so perhaps the Boards are not ready for a public hearing. There are concerns and additional questions that need to be addressed. C. Nordle suggested asking the Planning Commission to adopt existing interim regulations as permanent regulations while the Boards continue to work with the Planning Commission.

D. Schneider made a motion that the Select Board ask the Planning Commission to consider proposing the interim regulations as permanent while continuing to work on longer term permanent regulations. C. Viens seconded the motion. After a brief discussion, the motion passed unanimously.

N. Howell-Sherman made a like motion on behalf of Trustees. The motion was seconded by L. Sayah and passed unanimously.

#### **ECONOMIC DEVELOPMENT DIRECTOR**

A Revitalizing Waterbury organizational chart was distributed. At a recent joint meeting, the economic development director position was discussed. RW and the Waterbury Area Development Committee have been in discussions about the position. A memorandum of understanding has been drafted for consideration between the Town and Village of Waterbury, and Revitalizing Waterbury. RW would like the MOU approved to start the hiring process. The Town and Village have budgeted \$37,800 for 2015. It is the understanding that the position would report to the RW Executive Director. W. Shepeluk stated that the only concern is long-term sustainability.

C. Viens made a motion to approve entering in the MOU with Revitalizing Waterbury for 2015 and continue if funding is available. The motion was seconded by M. Frier and passed unanimously.

L. Sayah made a like motion on behalf of the Trustees. The motion was seconded by N. Howell-Sherman and passed unanimously.

#### **PERSONNEL POLICY**

The Select Board, Trustees and Manager have been working on updating the policy for a couple of years. They are about 75% of the way to completion. It will be taken up again in the near future, and the Boards should review the policy changes to date prior to the meeting. The last time the Boards reviewed the policy was on December 16, 2014. W. Shepeluk will distribute the latest draft to all Board members.

#### **LEAF PEEPERS HALF MARATHON**

Central Vermont Runners have requested that the Leaf Peepers Race be run on October 4<sup>th</sup> on the same route as last year. There is concern that Stowe Street will be one lane through November and that this will cause traffic issues on Stowe Street.

The race organizer has been in touch with the fire chief. The police chief has asked whether the police will lead the race or will need to be present for more direct traffic control.

E. Coffey asked about using the prior route. This is no longer an option due to construction at the State Complex and the organizers do not wish to use the former route.

Staff will work with the race organizers to determine additional challenges and bring solutions to the next meeting.

**MANAGER'S ITEMS**

M. Frier made a motion to approve the Certificate of Compliance for Town Road and Bridge Standards. The motion was seconded by C. Viens and passed unanimously.

C. Viens made a motion to authorize the Manager to sign the Stipulated Sum Contract with ReArch. The motion was seconded by M. Frier and passed unanimously.

W. Shepeluk reviewed proposed changes to the Animal Control Ordinance. If adopted by the Board, the amendments must be published in the newspaper within 14 days and then will be effective 60 days from the date of adoption. Members of public can petition to deny changes. P. Turmelle stated he was happy with the changes, and the Trustees supported the changes to the ordinance.

P. Turmelle asked if it would come to a point where he might patrol some streets to ensure that dog owners are in compliance with the ordinance. W. Shepeluk stated that there are limited funds in the budget and there is not money for an animal patrol, however if he is in the Village and sees something he should react. J. Brown suggested some public education on animal control issues. The ordinance was discussed further. W. Shepeluk asked the Board to review and get additional concerns to him.

The Trustees adjourned at 9:55pm.

Respectfully submitted,

Carla Lawrence, Town Clerk

Approved on: MAY 27, 2015

P. Howard Flanders  
P. Howard Flanders

Natalie Howell-Sherman  
Natalie Howell-Sherman

Lawrence Sayah  
Lawrence Sayah