

Waterbury Village Trustees
Special Meeting
March 31, 2017
1:30 P.M.

Present: P.H. Flanders, Village President; L. Sayah, N. Sherman, Trustees; Michael Leddy, Esq. of McNeil, Leddy and Sheahan, P.C.; Lovell Beaulieu of the Waterbury Record; W. Shepeluk, Municipal Manager.

P.H. Flanders called the meeting to order at 1:30 p.m. He asked if there were any changes necessary to the agenda.

L. Sayah made a motion to approve the agenda as posted. N. Sherman seconded the motion. The motion was approved unanimously.

There was no comments from the general public.

The President stated the board would now meet with attorney Leddy. L. Sayah made this motion: "The trustees make a specific finding that premature general public knowledge of discussions concerning the probable civil litigation regarding the charge of Simson v. Waterbury, et al. in which the Village of Waterbury may be a party, would clearly place the Village of Waterbury at a substantial disadvantage". N. Sherman seconded the motion. The motion passed unanimously.

N. Sherman then made this motion: "The Trustees will enter executive session pursuant to 1 V.S.A. Section 313 (a)(1)(E) to discuss probable civil litigation regarding the charge of Simson v. Waterbury, as the premature public disclosure of which would clearly place the Village of Waterbury at a substantial disadvantage". L. Sayah seconded the motion. The trustees voted 3-0 in favor of the motion and entered executive session at 1:40 p.m., at which time Lovell Beaulieu left the meeting.

The Trustees left executive session and re-entered open session at 2:47 p.m.

P. H. Flanders asked what the board would do with the information provided about the Simson v. Waterbury, et al. issue. N. Sherman made this motion: "The Trustees authorize its insurance carrier, Vermont League of Cities and Towns Property and Casualty Intermunicipal Fund, Inc., to enter into a settlement of the matter of Simson v. Waterbury, et al. a charge against the Village, and the Trustees hereby ratify and approve said settlement, provided that Village funds of any settlement shall not exceed the deductible amount; the sum of \$2,500". L. Sayah seconded the motion. All three board members voted in favor of the motion.

The President asked for a motion to approve the minutes of the meeting held on March 22, 2017. N. Sherman made that motion. P. H. Flanders seconded the motion. The motion passed 2-0-1, with L. Sayah abstaining.

N. Sherman made a motion to adjourn, which was seconded by L. Sayah. The motion passed without dissent and the meeting adjourned at 3:00 p.m.