

PLEASE NOTE: REMOTE MEETING via ZOOM

Meeting ID (253 279 4161)

Dial: (929) 205 6099

**Brandon Select Board Meeting
February 22, 2021
7:00 p.m.**

The Brandon Select Board will meet Monday, February 22, 2021 at 7:00 p.m. expecting to consider the items noted on this agenda. Agendas shall be posted on the community bulletin board located at the Town Office at 49 Center Street and on the community bulletin board located at the Junction Store & Deli at 2265 Forest Dale Road. The Select Board reserves the right to add additional items, if necessary, at the beginning of the meeting.

- 1) Call to Order
 - a) Agenda Adoption
- 2) Approval of Minutes
 - a) Select Board Minutes – February 8, 2021
- 3) Town Manager's Report
- 4) Public Comment and Participation
- 5) Town Report and Town Meeting Discussion
- 6) Sewage Treatment Bond Upgrades
- 7) Noise Ordinance Discussion
- 8) Ratification of Policy on Filling Vacancies on Boards & Committees and of Appointed Officers & Delegates
- 9) Appointments
 - a) Planning Commission - Remainder of 3-year Term Ending June 30, 2021
 - b) Development Review Board Alternate - Remainder of 1-year Term Ending June 30, 2021
 - c) Revolving Loan Fund Committee Alternate - Remainder of 1-year Term Ending June 30, 2021
- 10) Consider Bergevin Request
- 11) Fiscal
 - a) Warrant – February 22, 2021- \$1,207,546.21
- 12) Executive Session

The appointment or employment or evaluation of a public officer or employee under the provisions of 1 V.S.A. § 313(a)(3). To include the Town Manager.
- 13) Executive Session

The appointment or employment or evaluation of a public officer or employee under the provisions of 1 V.S.A. § 313(a)(3). To include the Town Manager.
- 14) Adjournment

Brandon Select Board Meeting February 8, 2021

NOTE: These are unapproved minutes, subject to amendment and/or approval at a subsequent board meeting.

All in Attendance via Zoom.

Board Members In Attendance: Seth Hopkins, Tim Guiles, Brian Coolidge, Doug Bailey, Tracy Wyman

Others In Attendance: Dave Atherton, Butch Shaw, Bill Moore, Chris Brickell, Allie Breyer, Bernie Carr, Lindsey Berk, Lee Kahrs, Deb Bratton, Ralph Ethier, Robert Foley, Barry Varian, Jan Coolidge, Mei Mei Brown, Joel MacClaren, Allie Walter

The meeting was called to order by Seth Hopkins – Chair at 7:00PM.

1. Call to order

a) Agenda Adoption – Motion by Brian Coolidge/Tracy Wyman to adopt the agenda **The motion passed unanimously.**

2. Approval of Minutes

a) Select Board Meeting – January 25, 2021

Motion by Tracy Wyman/Brian Coolidge to approve the minutes of the January 25th Select Board meeting. **The motion passed unanimously.**

3. Town Manager's Report

Dave Atherton provided a report for the week of January 25th and February 1st, 2021.

. The EVSE charger stations are now active and online through ChargePoint in the Conant Square Parking Lot. Per our grant we will be offering free charging for one year.

. VTrans has offered re-submission of last year's Class 2 Highway Structures grant. Mr. Atherton has re-applied for funding for the replacement of the structure known as Bridge #6 on Arnold District Road.

. VTrans is also accepting Class 2 Highway paving grants again this year. Mr. Atherton has submitted an application for shim and overlay on 1.35 miles of Arnold District Road. This section of the road starts on the north end of Bridge #6 and ends at the town line. Quotes are currently being obtained from pavers for this project.

. Mr. Atherton has been working with Hazard Mitigation on the buyout for 389 Newton Road. We have submitted all of the required paperwork (so far) to FEMA to proceed. We have secured the additional 25% match through Two Rivers Ottauquechee Regional Commission to make this a zero cost to the landowner.

. Mr. Atherton attended another meeting with Hazard Mitigation and the Army Corp of Engineers as the next steps in creating a Flood Loss Avoidance Study. We are still in the fact gathering stage to show the history of our flood losses and mitigation efforts. They chose Brandon because of all the flood work the town has been doing over the last few years.

Rec News:

Bill Moore reported there are some modifications to sports and have moved on to Phase 3 and are looking for a way to provide a middle season for the sports. For the first time, we have let someone use the town hall.

Tim Guiles asked about the swamp land and whether the sale went through. Dave Atherton does not have an answer on this yet. The legal counsel for Vermont Fish and Wildlife has contacted the Town's attorney to request more lenient language on the purchase and sales agreement. The Nature Conservancy was a middleman for Fish and Wildlife and it looks like Nature Conservancy has stepped out and it would be state-owned land and would be a payment in lieu of taxes. Mr. Atherton will advise the Select Board once he has heard back from them. Mr. Guiles also asked about the town hall walkway and how it came out with the Friends of the Town Hall. Mr. Atherton reported he spoke to Dennis Marden and noted it has worked out okay.

4. Public Comment and Participation

Tim Guiles requested an addition to the next meeting's agenda regarding a noise ordinance. He noted this has been a discussion of the Planning Commission and there have been some thoughts developed around this subject and he would like to discuss this at the Select Board level. Doug Bailey was not in favor of a noise ordinance as he read in the Planning Commission minutes as it would be hard to enforce. Mr. Bailey thought trying to have a limitation on shooting guns in the entire Town of Brandon would be something the general population would not be in favor of and he does not think that infringing on people's rights should go that far. Mr. Bailey advised he would be opposed to this and noted he has an area on his property where guns are shot. His neighbors also shoot and hunt and pay taxes on land in the Basin to be able to do this. Mr. Bailey was not sure how to enforce the car noise and if it can't be enforced, it should not be included. Tracy Wyman echoed Mr. Bailey's comments but does not have an issue with discussing it at the next meeting. Allie Breyer stated there are a lot of people in Town that have issues with noise and there needs to be consideration about not just guns, but loud music being played at all hours of the day. She is aware the Police Chief has had to deal with a lot of noise issues and cannot do anything about them at this point. There are cars that make a lot of noise and disrupt local business and she wants this taken into consideration, as it is a huge issue with a lot of people she

knows. Dave Atherton stated with the series of events that have happened, he suggested this be a joint discussion with the Planning Commission, Select Board and Police Department. He noted it gets tricky when infringing on people's rights and suggested the Boards should tread lightly and cautiously on this topic.

Dave Atherton reported Representative Jerome had advised that she was unable to make this evenings' meeting.

Barry Varian stated there are new financial projections for the school district since the annual report was done. Due to the State yield increasing by \$500 from the original projection, the change in the school district's unified tax rate will go from 3.03% to a negative 2.6%. This is positive for the taxpayers and is due to the unexpected strength of the economy. The school district will be sending out a mailer to describe the changes prior to their annual meeting on February 24th.

Bill Moore stated there is more funding that will become available and he will be working with Bernie Carr, and their contacts at VEDA and the SBA to come up with a training webinar.

Butch Shaw provided an update regarding the pilot money that is funded in the budget, noting it is a moving target. It is an annual appropriation made by the legislature and they have not voted on the yield bill yet and the numbers could change depending on town meeting day. This is an estimated yield until the legislature gets the numbers from voting day. All money coming out of Montpelier is in a state of flux as it is not known day to day because of incoming federal funds. The State has an additional \$50 million to put into the Transportation fund and there is a proposal to double the Town Highway Class 2 funding this year. Bridge funding is up over \$5 million this year and there is a great deal of optimism that things will get back on track, but nothing has been voted on yet. Dave Atherton stated all this information is good to know. Seth Hopkins thanked Mr. Atherton for being proactive with applying for all grants that can be advantageous for Brandon.

Allie Breyer stated it is unfortunate that Margert Kahrs was let go as the ACO, as it is important to talk about animal rights. Ms. Breyer is trying to understand the role of the Department of Agriculture as it pertains to animal welfare as the ACO would be investigating some of the issues, but it does not appear to be the case. Seth Hopkins stated there is a significant difference between animals on farms and those that are not, and the Department of Agriculture has specific rules. In December, there was an animal welfare specialist sent to a property in Brandon and the determination was made by the specialist the animals were being kept according to Ag practices and were in good health with access to feed, water, and shelter. The Department took seriously the complaint and it respected the rights of the animal owner and is a good example of how it should work towards animal welfare in Brandon. Ms. Breyer stated she does not consider having a farm, but they have farm animals that they take care of. Mr. Hopkins stated the Department of Agriculture has an info graphic that is an appendix to the animal control ordinance. Tim Guiles stated there may be farm animals that someone has as pets, that would not be considered farm animals. Mr. Guiles suggested the ACO has a different role in all of these cases and is supposed to

work in harmony with the State. Ms. Breyer asked who does the regulating at the Department of Agriculture. Chief Brickell advised that he deals with the local representative, Darryl Kuehne, but notes that one can go to the website to talk with the State veterinarian. They have a definition of what is considered a farm and it is not necessarily the same definition as everyone else. The law requires the Police Department check first with the Agency of Agriculture as to whether it is an issue for them to deal with and the role he thought the ACO has is to work in harmony with the Agency of Agriculture and Police Department on complaints to determine who is to take the complaint. Dave Atherton stated the Town has not eliminated the ACO position and is moving forward in finding a replacement, with an interim person in that position currently. There is still an animal control ordinance and the Town will still work with the Department of Agriculture, Fish and Wildlife and the Police Department. The statutory law allows the Select Board to create what type of animal control ordinance they want for their town. Mr. Atherton noted this is not being taken lightly and they are still going to move forward with this job. Doug Bailey suggested it would be helpful if Mr. Atherton sent the form that shows what the definitions of farms are to Ms. Breyer. Mei Mei Brown asked about the animal control position as she would like assurance from the Board the Town will continue to have a strong ordinance. She would like to know the ACO is going to be a proactive position, as allowing the ACO to become reactive would be a huge step backwards in animal welfare. Seth Hopkins stated he wants a responsive ACO because he believes it is what is required and warranted. He does not believe there is a need for a proactive ACO to be making preemptive visits to properties with animals and he does not want an ACO driving around Town looking for problems and opening gates. Ms. Brown stated animals need help and she is concerned that a lot of human abuse starts with animal abuse and if we are not progressive we could be allowing people to go down the wrong path. Tim Guiles understood the concerns, but the ACO should be paying attention and if they observe abuse, they should initiate action. In developing the ordinance there is concern the Town does not want someone spending an overly large amount of effort sleuthing around for problems, if there is no cause. Similarly, the Town would not want the Police Department stopping people without cause and they are looking for a legitimate middle ground where there is an ACO that has a heightened awareness. Ms. Brown stated in hiring a new ACO, it is hoped that appropriate training is provided so they understand what is needed. Ms. Brown also noted there has been a noise ordinance in the BLUO but it has never been enforced and she stated the Town needs to have an enforceable noise ordinance.

5. Town Report and Town Meeting Discussion

Seth Hopkins stated the town reports have been mailed, with the town and school district's information published in the same report. For town meeting, Bill Moore will facilitate a webinar practice, with the meeting webinar to be held on March 1st. Mr. Moore stated the access on the side of the public will be different in that the entire gallery will not be seen, but people will be able to ask questions. Mr. Moore advised he will have a tech person lined up for the webinar because he will be the moderator for the meeting. People will also be able to call in, similar to a conference call. Mr. Hopkins advised the Select Board will be doing a presentation on the budget during this meeting and Mr. Atherton has arranged for the engineers for the wastewater

improvement project to be present to provide a presentation. All voting will take place on Tuesday, March 2nd by Australian ballot.

6. Update on Board Vacancies

Dave Atherton provided a letter of interest to the Board for the Planning Commission vacancy and advised he had received two additional letters over the weekend. He noted the plan was to gather interested letters and do the appointment at the next Select Board meeting. Mr. Atherton will provide all letters to the Select Board for review prior to the next meeting. Seth Hopkins requested Mr. Atherton provide a summary sheet of all positions and the people that have expressed interest in the specific positions. Mr. Hopkins expressed the Board's gratitude for those who have sent letters of interest in the positions. Dave Atherton thanked Allie Breyer and Lindsey Berk for posting the positions on their Facebook page.

7. Consider Board Policy on Filling Vacancies

Seth Hopkins advised there is a policy for the Select Board's consideration on filling vacancies that has 7 steps and is based on previous conversations and what the statutes require the Select Board to do. Doug Bailey stated it appears to fall in line with what was discussed and he was in favor of adopting it. It was noted that prior discussion on policy adoption was a discussion of the policy at one Select Board meeting and voting at the next meeting. Mr. Wyman thought what was discussed is outlined very well and Mr. Coolidge also agreed it looked good. Mr. Hopkins requested Mr. Atherton to place this item on the next meeting agenda for ratification.

8. Approve Annual Financial Plan – Town Highways

Dave Atherton advised that the Financial Plan and Road and Bridge Standards are annual requirements that enable the Town to apply for Class 2 Structures grants and other grants. The Financial Plan is based on the Town's budget and how much is estimated will be spent on Class 1, 2 and 3 roads. The Town has adopted the State's Road and Bridge Standards that provides more funding. The Certificate of Compliance for Road and Bridge Standards has been done in the past with the Regional Planning Commission with the bridge and culvert studies. One can view information on our bridges on the VTrans website. This is another thing that is done to keep a good rapport with VTrans.

Motion by Tracy Wyman/Doug Bailey to approve the Annual Financial Plan – Town Highways as presented. **The motion passed unanimously.**

9. Approve Town Road and Bridge Standards

Motion by Brian Coolidge/Tracy Wyman to approve the Town Road and Bridge Standards as presented. **The motion passed unanimously.**

Tim Guiles asked the Town Manager to confirm this information to the best of his knowledge. Dave Atherton started this is not something the Town has a lot of leeway with, as they have to build roads in accordance with the standards.

10. Approve Certification of Compliance for Town Road and Bridge Standards and Network Inventory

Motion by Tracy Wyman/Doug Bailey to approve the Certification of Compliance for Town Road and Bridge Standards and Network Inventory as presented. **The motion passed unanimously.**

11. Consider Use of Local Options Tax Funds for Route 7, Segment 6 Matching Funds

Dave Atherton stated the town clerk is asking to transfer money from the Local Option Tax fund to pay for the Segment 6 matching funds. Seth Hopkins stated this is \$295,109 that the treasurer is asking to transfer from the Local Option Tax Fund and is the first time from its inception. Dave Atherton stated this is the last construction invoice that will be seen from Segment 6 and as far as construction, the sidewalk repairs will be done but that is not a cost to the Town. The project is still running a little under budget and there were some change orders that all leveled out and this is the end of the project. Mr. Hopkins stated as of June 30th the Fund had \$483,000 so it will not deplete the fund and is what the Fund was set aside for. It allows the Town to meet the grant match without going to the voters for an additional appropriation or a hike in the tax rate. This is the result of a lot of foresight and there was a lot of effort by the Town Manager, State Representatives and Select Board in creating this charter through the legislature to impose the 1% tax. It had not been previously allotted to a town like Brandon and had previously been reserved for the towns on the sending side of the education formula. The board and the town management have shown real restraint in not spending this fund except for Segment 6. Mr. Hopkins stated this is a great testimony for the community working together. Doug Bailey stated the work with the charter started around 2015 and its success is the reason that he feels comfortable in not running for office again. He is happy it worked out and the reality is that there is still a good amount of money to spend on other infrastructure. Mr. Bailey is pleased that there is money left over and that the Town Manager was able to keep the money situation in hand and not have to spend any of the fund. Dave Atherton noted the conversation of this fund was originated by Sue Gage. Mr. Hopkins wished to thank the merchants for their efforts through trying times in being the middleman to add the tax and remit it to the State. The Board has tried to help out the vendors with signage through the project and Bill Moore has done some huge economic development efforts to assist the local merchants. Mr. Hopkins noted this is a story that Brandon should be proud of for many years to come.

Motion by Doug Bailey/Seth Hopkins to approve the use of the Local Options Tax funds for the Route 7, Segment 6 matching funds in the amount of \$295,109.63. **The motion passed unanimously.**

Butch Shaw congratulated everyone for the work on this project. Mr. Shaw advised that the State has a book that lists all the projects in the State and Brandon's Segment 6 has been in the book since before 2006 and this will be the last time that they will see this project in the book and he congratulated everyone for getting through this project.

10. Fiscal

- a) *Warrant – February 8, 2021 - \$80,341.39*
- b) *Route 7 Construction Warrant – February 8, 2021 - \$2,895.00*

Motion by Tracy Wyman/Brian Coolidge to approve the February 8th warrant in the amount of \$80,341.39 and the February 8th Route 7 Construction warrant in the amount of \$2,895.00. **The motion passed unanimously.**

Doug Bailey questioned if the two bills for fencing had offsetting funds. Bill Moore advised these expenses will be offset by the \$10,000 grant that the Town had received.

The Board recessed at 8:08PM.

Seth Hopkins thanked everyone for their attendance at this evening's meeting.

The Board reconvened at 8:11PM.

Motion by Tim Guiles/Doug Bailey to find that premature general public knowledge of a pending or probable civil litigation or prosecution, to which the public body is or may be a party will clearly place the Town at a substantial disadvantage. **The motion passed unanimously.**

Motion by Tim Guiles/Doug Bailey to enter into executive session at 8:12PM to discuss the pending or probable civil litigation or prosecution, under the provisions of 1 V.S.A. Section 313(a)(1), with the session to include the Town Manager. **The motion passed unanimously.**

11. Executive Session

The Board came out of Executive session at 8:32PM.

There were no actions required.

12. Adjournment

Motion by Tracy Wyman/Brian Coolidge to adjourn the Select Board meeting at 8:32PM. **The motion passed unanimously.**

Respectfully submitted,

Charlene Bryant
Recording Secretary

Town Manager Report for the week of February 8th and February 15th, 2021

- The Park Street project is officially closed out. Markowski will be back when weather permits to repave the intersection at the east and install a riser on one of the sewer manholes.
- I had a meeting with our VLCT/PACIF rep Wade Masure to do an annual overview and discuss future needs. Wade did provide me this history of our WC mod rate: 2015- 1.54%, 2016- 1.89%, 2017- 1.52%, 2018- 1.43%, 2019- .99%, 2020- .98%, 2021- .79%. We have cut our mod rate in half since 2015 by educating employees on safety and wellbeing.
- The Public Works Department has been working around the clock plowing and removing snow. The last big storm produced a good amount of rain that hardened the snow and made it difficult to move. The sidewalk plow has been out every day plowing and treating the sidewalks. Sometimes mailboxes are damaged by a plow wing and sometimes snow will fall in a driveway. This is not intentional.

Rec. Dept. News:

- The Skating Rink at Neshobe Country Club is open.
- Baseball planning is starting. County Meeting will be held the first week in March.

Other items will be covered in the agenda.

Elaine Smith

From: Seth Michael Hopkins
Sent: Wednesday, February 17, 2021 1:02 PM
To: David Atherton; Elaine Smith
Subject: Fwd: Agenda - Sewage Treatment Bond Upgrades

Another item for the agenda please.

Can be done in SB. Do not need separate Sewer commission meeting as no action or vote will result. Thank you.
Sent from my iPhone

Begin forwarded message:

From: Details <details@detailsinteriordesign.com>
Date: February 17, 2021 at 10:29:54 AM EST
To: Brian Coolidge <bcoolidge@townofbrandon.com>, Tracy Wyman <twyman@townofbrandon.com>, Doug Bailey <dbailey@townofbrandon.com>, Tim Guiles <tguiles@townofbrandon.com>, Seth Michael Hopkins <shopkins@townofbrandon.com>
Subject: Agenda - Sewage Treatment Bond Upgrades

Gentlemen,

I would like to request that a brief discussion of the upgrades proposed in the Bond issue be addressed to the next Select Board Meeting, prior to the annual town meeting for this reason:

I've notice in my life that things and events happen for a reason, sometimes coincidentally, but shouldn't be ignored. Given the recent cyber-attack on the sewer treatment facility in Florida, do we know if the 5.7 million dollar improvements could be vulnerable to attack, and if so, will it have any protections against that sort of thing. I think it is important to know, and presented for this Bond Issue. It would be a travesty to spend that amount of money on a system that would be vulnerable to attack now that the issue has presented itself. I imagine the professionals that designed these upgrades should be able to answer this query easily.

Sewer treatment is way out of my wheelhouse, and my concerns may not be relevant, in which case, that would be nice to know as well.

Respectfully Submitted,

Brent L. Buehler
4 Conant Square
Brandon, VT 05733
757-621-1450

details@detailsinteriordesign.com
www.detailsinteriordesign.com

David Atherton

From: Seth Michael Hopkins
Sent: Thursday, February 18, 2021 6:49 PM
To: David Atherton
Subject: next steps suggestion

Dear Dave,

Please include this in the board packet for the 22 February Selectboard meeting. Thank you.

Very respectfully,
Seth Hopkins, board chair

Suggested Next Steps Regarding Noise Ordinance:

- 1 The selectboard has now received, directly and indirectly (through third parties), input both positive and negative regarding the necessity and/or efficacy of a Brandon noise ordinance. The selectboard should adopt a posture of active listening at this time in an endeavor to ascertain the will of the residents of Brandon.
- 2 The selectboard should schedule, soon after its annual reorganizational meeting of March 8th, at least two Zoom hearings or intentional listening sessions, one at our customary hearing time a hour ahead of a regular board meeting, and one at a time designed to encourage involvement by those who find weeknight evenings inconvenient for whatever reason. The board should primarily listen and not attempt to take a stance at these public-comment-driven hearings.
- 3 The selectboard should solicit written input from Brandon residents who do not wish to participate in the hearings for any reason or no reason. Written contributions may not be anonymous for many reasons, beginning with the simple reason of verification that the writer is a Brandon resident. The board should disregard anonymous input to preserve the integrity of the process.
- 4 The selectboard should request the town manager to gather the professional judgement of the Brandon chief of police, Brandon code enforcement officer, VLCT staff, and/or the town attorney and any others he deems helpful regarding the enforcement of, and other aspects to consider regarding, a potential noise ordinance.
- 5 The selectboard should conduct these two Zoom hearings and consider written contributions before it turns its attention to the VLCT model ordinance, any other municipality's ordinance, any work product from any other Brandon board or commission, or its own ideas, regarding noise.
- 6 At the conclusion of the listening portion, the board should determine whether or not to proceed with drafting a noise ordinance for Brandon.
- 7 If the board determines to proceed to consideration of a noise ordinance, it should designate one or two selectboard members as a working group to produce a draft for the consideration of the full board and further deliberation. The board must meticulously comply with Vermont statutory requirements regarding adoption of a municipal ordinance. The board should assure this by consulting published VLCT guidance distilling the same into practical terms.

###

Policy on Filling Vacancies on Boards & Committees and of Appointed Officers & Delegates
TOWN OF BRANDON, VERMONT

When a vacancy occurs in an office, board, or commission to which the selectboard is the appointing authority:

- 1 The board will announce the vacancy at the first regular selectboard meeting following notification of the vacancy, and request letters of interest from those wishing to serve
- 2 The town manager or designee will post the vacancy in the town clerk's office, the two bulletin boards, and Front Porch Forum; the town manager may also post in the newspaper of record
- 3 Letters of interest will be due to the town manager by 9AM on the Friday before the second regular board meeting after the board's announcement of the vacancy (one regular board meeting having occurred in-between) for inclusion in the board packet
- 4 The board will determine whether interviews are required
- 5 The board will make an appointment not earlier than the second regular board meeting after the announcement of the vacancy
- 6 The board may choose to make an interim appointment at any time
- 7 The board may choose to make no appointment and leave the position vacant.

ADOPTED: _____

Signatures

Date

January 10, 2021

Dear Mr. Atherton,

I am writing to express my interest in joining the Brandon Planning Commission as I was recently made aware that a space has opened up. I believe the combination of my experience, skills and passions make me an ideal candidate to serve on this Commission.

My husband and I purchased our house in Brandon in early 2019 for many reasons, a few of which were the town's walkable downtown, full of vibrant local businesses, and the potential to become an active member in the community. While I am already part of the Restorative Justice committee and served as a Poll Worker this past November, I would love another opportunity to contribute civically.

My work with ACORN (the Addison County Relocalization Network) has given me first-hand experience working with various town, county and statewide institutions as well as with community members and businesses to encourage the relocalization of our area's food and agricultural economy. I have worked with the Hunger Council, Department of Health, ACEDC, ACRPC, Chamber of Commerce, Porter Medical Center, Vermont Farm to Plate, Dig In VT and others to address issues including food insecurity, food access and local agricultural viability.

Additionally, the experiences I have gained as a small business owner and educator for the past eight years have also given me great perspective in the challenges of owning a small business and finding innovative solutions to complex problems.

Thank you for your time and I look forward to hearing from you soon.

Warmly,
Lindsey Berk
8 Rossiter St
Brandon, VT 05733

.....
Executive Director, ACORN
Co-Founder, Origins of Food
(802) 989-0883
lindseyberk@gmail.com

Robert Foley
79 Stone Mill Dam Rd
Brandon Vt 05733

February 3, 2021

Mr. David Atherton
Town Manager Brandon VT

Please consider me for the vacant position on the Planning Board. I have been a resident in Brandon for over 14 years. I own and operate 3 businesses entities and have an interest in seeing that Brandon fosters good development plans for the benefit of all. I have served as a planning official in the town of Maynard Ma. while a resident and have a BS degree in Urban Planning, an MBA in Business and a MS degree in Strategic planning.

Sincerely

Robert A Foley

David Atherton

From: Seth M. Hopkins <oskarhop@me.com>
Sent: Sunday, February 7, 2021 12:10 PM
To: David Atherton
Subject: Fwd: Board Member

Sent from my iPhone

Begin forwarded message:

From: "Seth M. Hopkins" <oskarhop@me.com>
Date: February 7, 2021 at 12:09:28 PM EST
To: Todd Nielsen <tnielsen7777@gmail.com>
Subject: Re: Board Member

Excellent, Todd! Thank you. Will pass this along to the town manager. We have not appointed yet. Appreciate your response! Seth.
Sent from my iPhone

On Feb 7, 2021, at 12:07 PM, Todd Nielsen <tnielsen7777@gmail.com> wrote:

Hi Back from Florida ,Interested in applying for Planning Commission Board Member .

David Athertown
Town Manager
Town of Brandon
49 Center Street
Brandon, VT 05733

Dave,

I read the advertisement in the Reporter with the listing of available committee and board vacancies and would appreciate being considered for one or more of the openings.

I am currently a member of the Brandon Energy Committee but would additionally be interested in being considered for one of the Revolving Loan Fund Committee alternate positions. My background is I am recently retired from the world's largest financial technology services firm, FIS, and prior to that I was employed by JPMorgan Chase. So, twenty years of banking experience.

I would also be interested in one of the Development Review Board alternate openings. When my folks moved to Franklin St. in the early '80's, Brandon was not in great shape. The town has progressed so much since then and I hope to be able to volunteer my time to help ensure its continued health and success.

If you have any questions, I would be pleased to provide answers and additional resume-like information.

Regards,

Jack Schneider
7 High Street
schneider@att.net
802 465-8156

RECEIVED

FEB 16 2021

TOWN OF BRANDON

DEAR Brandon Town manager
& select Board, I Trevor Bergevin
am asking for permission to
put a mound system on Town
property that borders mine. I was
not able to find suitable soil on
my property in that area. But
just over my line on town
property the preliminary samples
showed that there was suitable
soils there. I wish to put another
house on my property but in order
to do so I need town permission for use
of 40' x 50' rectangle approximat. For
a mound system there, would not be
any tank on that parcel those would
be on mine only thing that would
be there is a couple pieces of pipe
and a pile of dirt. Attached is
2 maps marked out with area &
a sample of what would be put
there, that is the disine from my
first septic not one asking about.

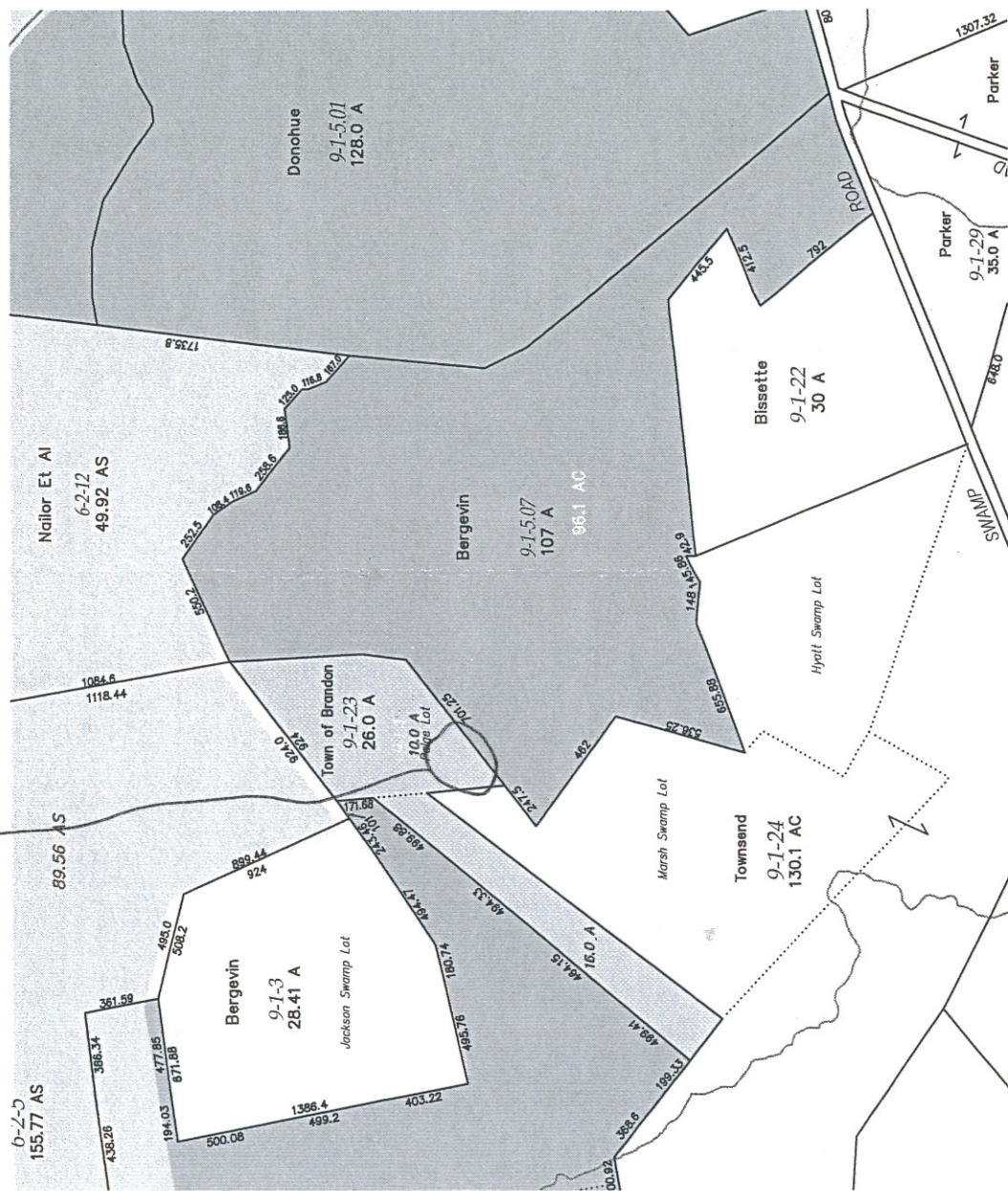
That is just in there as a
example. permission would be
much appreciated. IF permission is
granted the engineer I have has
asked for a short letter of approval
that he could submit to the state
with the permit paper work.
Thank you for your time. Trevor Bergevin
Trevor Bergevin

Phone: 802-774-8300

Address: 9 Longswamp RD Brandon VT

P.S. Sorry for my terrible
spelling and penmanship.

40' x 50' Area in asking
To use.

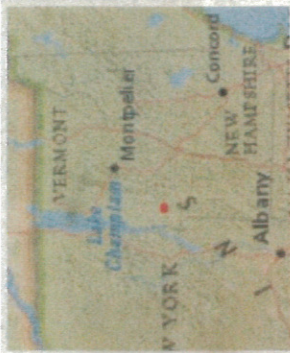




Natural Resources Atlas

Vermont Agency of Natural Resources

vermont.gov



1: 15,236
May 14, 2013

774.0 0 387.00 774.0 Meters
1" = 1270 FL 1cm = 152 Meters
THIS MAP IS NOT TO BE USED FOR NAVIGATION

WGS_1984_Web_Mercator_Auxiliary_Sphere
© Vermont Agency of Natural Resources

LEGEND

- Phase 2 Reach Segment Brea
- Reach Breaks
- Phase 2 Assessed Reaches
- Phase 1 Assessed Reaches
- Project Locations
- Class A Watersheds
 - Class A(2) Public Water Supplies
 - Class A(1) Ecological Waters
- DFIRM Floodways
- Special Flood Hazard Areas (Flood Insurance Study)
- AE (1-percent annual chance flood)
- A (1-percent annual chance floodplains)
- AO (1-percent annual chance zone feet)
- 0.2-percent annual chance flood hazard
- Parcels (where available)

NOTES

Map created using ANR's Natural Resources Atlas

DISCLAIMER: This map is for general reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable. ANR and the State of Vermont make no representations of any kind, including but not limited to, the warranties of merchantability, or fitness for a particular use, nor are any such warranties to be implied with respect to the data on this map.

N.T.S



) STONE



N.T.S.



N.T.S.

85-100% PASSING #10 SIEVE
30-50% PASSING #40 SIEVE
0-5% PASSING #200 SIEVE

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TOWN OF BRANDON Accounts Payable
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Vendor	Invoice Date	Invoice Description		Account	Amount	Check	Check
		Invoice Number			Paid	Number	Date
310220	ACCESS MOBILITY LLC	02/11/21	CAT-5 test S03893	10-5-22-43150 Town Hall Repair/Maint.	350.00	49376	02/22/21
310220	ACCESS MOBILITY LLC	02/11/21	CAT-5 test S03894	10-5-22-43100 Town Office	250.00	49376	02/22/21
100190	BLUE SEAL FEEDS	02/12/21	Clothing Allow-Pants -JP 329-1186	10-5-15-10320 Clothing Allowance	119.97	49377	02/22/21
100190	BLUE SEAL FEEDS	01/13/21	ice trekkers 329-8425	10-5-15-41120 Safety Equipment	147.96	49377	02/22/21
100255	BRANDON FIRE DISTRICT #1	02/16/21	water portion of payments 2-22-2021	90-5-15-90600 Paid To BFD No 1	19322.75	49378	02/22/21
100255	BRANDON FIRE DISTRICT #1	02/11/21	appropriation FEB 2021	10-2-00-02136 Fire District Payable	71725.00	49379	02/22/21
310699	BRANDON GLC SOLAR, LLC	03/01/21	Solar electric 170	20-5-55-42130 Electric	1935.00	49380	02/22/21
310699	BRANDON GLC SOLAR, LLC	03/01/21	Solar electric 170	10-5-22-42130 Bldgs & Grounds Electric	2365.00	49380	02/22/21
100280	BRANDON LUMBER & MILLWORK	02/10/21	mailboxes 872920/3	10-5-22-43080 Highway Bldg Maint	59.97	49381	02/22/21
100280	BRANDON LUMBER & MILLWORK	02/12/21	chain links 873155/3	20-5-55-43160 Maint. Supplies - General	39.96	49381	02/22/21
200218	BRANDON REPORTER	01/31/21	DRB notice, Get it & Go 1/31/21	10-5-12-30310 Legal Advertising	35.75	49382	02/22/21
200218	BRANDON REPORTER	01/31/21	DRB notice, Get it & Go 1/31/21	10-5-18-10330 Advertising/Recruitment	312.30	49382	02/22/21
100198	CARGILL, INCORPORATED	01/27/21	salt 2905966489	10-5-15-47110 Road Salt	1507.00	49383	02/22/21
100198	CARGILL, INCORPORATED	01/28/21	salt 2905971050	10-5-15-47110 Road Salt	2911.25	49383	02/22/21
100198	CARGILL, INCORPORATED	01/29/21	salt 2905975541	10-5-15-47110 Road Salt	1542.62	49383	02/22/21
100198	CARGILL, INCORPORATED	02/03/21	salt 2905987744	10-5-15-47110 Road Salt	1510.43	49383	02/22/21
100198	CARGILL, INCORPORATED	02/04/21	salt 2905991106	10-5-15-47110 Road Salt	1455.63	49383	02/22/21
100198	CARGILL, INCORPORATED	02/04/21	salt 2905991108	10-5-15-47110 Road Salt	1520.70	49383	02/22/21
100198	CARGILL, INCORPORATED	02/05/21	salt 2905994940	10-5-15-47110 Road Salt	1475.49	49383	02/22/21
100198	CARGILL, INCORPORATED	02/08/21	salt 2905998960	10-5-15-47110 Road Salt	1535.09	49383	02/22/21
100198	CARGILL, INCORPORATED	02/08/21	salt 2905998961	10-5-15-47110 Road Salt	1546.05	49383	02/22/21
100462	CASELLA WASTE MANAGEMENT	02/01/21	Jan trucking of sludge 2507881	20-5-55-50170 Trucking	1417.50	49384	02/22/21
310376	CATERPILLAR FINANCIAL SER	02/02/21	Grader pymt #5 30610195	10-5-15-90400 Leased Equipment	32407.93	49385	02/22/21
310712	CELEBRATION RENTALS, INC.	02/18/21	tent/lights march polls 19561	10-5-13-20010 Elections	445.00	49386	02/22/21
301503	CHAMPLAIN VALLEY FUELS	02/08/21	heating fuel @ Town Hall 480337	10-5-22-42110 Heating Fuel	274.21	49387	02/22/21

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Vendor	Invoice Date	Invoice Description Invoice Number	Account	Amount Paid	Check Number	Check Date
301503	CHAMPLAIN VALLEY FUELS	02/08/21 diesel fuel	10-5-15-41130	913.02	49387	02/22/21
		480688	Fuel - Vehicles HW			
301503	CHAMPLAIN VALLEY FUELS	02/08/21 heating fuel @ HWY	10-5-22-42110	238.81	49387	02/22/21
		480689	Heating Fuel			
301503	CHAMPLAIN VALLEY FUELS	02/03/21 diesel fuel	10-5-15-41130	1395.30	49387	02/22/21
		483212	Fuel - Vehicles HW			
301503	CHAMPLAIN VALLEY FUELS	02/01/21 heating fuel @ HWY	10-5-22-42110	356.04	49387	02/22/21
		483213	Heating Fuel			
301503	CHAMPLAIN VALLEY FUELS	02/11/21 gasoline	10-5-14-41130	648.54	49387	02/22/21
		483711	Fuel - Vehicles			
100346	CLARK'S TRUCK CENTER	02/11/21 diesel exhaust fluid	10-5-15-41160	141.35	49388	02/22/21
		443399	HW Maint. Supplies-Vehicl			
310097	COMCAST	01/27/21 service: 02/04 - 03/03	10-5-14-42100	309.71	49389	02/22/21
		PD 01/27/21	PD Telephone Service			
310097	COMCAST	02/09/21 service: 02/16 - 03/15	10-5-22-43150	87.78	49390	02/22/21
		TH 02/09/21	Town Hall Repair/Maint.			
310037	CONSOLIDATED COMMUNICATIO	02/06/21 service: Feb 06 to Mar 05	10-5-15-42100	93.49	49391	02/22/21
		HWY 02/06/21	HW Telephone			
310037	CONSOLIDATED COMMUNICATIO	02/06/21 service: Jan 06 to Feb 05	10-5-14-42100	47.67	49391	02/22/21
		PD 02/06/21	PD Telephone Service			
301066	CORE & MAIN LP	02/15/21 disc kit, hinge pin	20-5-55-43160	1243.42	49392	02/22/21
		N652875	Maint. Supplies - General			
311001	DAVIS, MANDY	02/16/21 Get it and Go updates	10-5-18-43120	18.00	49393	02/22/21
		0158	Parks Maintenance			
100456	DUBOIS & KING INC	10/27/20 Site design	56-5-19-20120	2417.00	49394	02/22/21
		1020232	Park & Ride-Engineering			
100456	DUBOIS & KING INC	01/25/21 Design / Lighting	56-5-19-20120	1861.50	49395	02/22/21
		121107	Park & Ride-Engineering			
310956	ERICKSON, SHAWN	02/17/21 Reimb-Pants	10-5-15-10320	59.85	49396	02/22/21
		2/7/21	Clothing Allowance			
300187	FLORENCE CRUSHED STONE	01/31/21 3/4 minus	10-5-15-46140	78.77	49397	02/22/21
		229622	Gravel			
310426	FYLES BROS., INC.	02/08/21 propane @ Town Hall	10-5-22-42100	485.10	49398	02/22/21
		36088	Heating - Propane			
310426	FYLES BROS., INC.	02/08/21 propane @ WW Chem Bldg	20-5-55-42110	193.40	49398	02/22/21
		40433	LP Gas - Bldgs			
310426	FYLES BROS., INC.	02/08/21 propane @ Town Office	10-5-22-42100	289.92	49398	02/22/21
		40455	Heating - Propane			
310426	FYLES BROS., INC.	02/13/21 propane @ WW lab bldg	20-5-55-42110	591.77	49398	02/22/21
		41692	LP Gas - Bldgs			
310426	FYLES BROS., INC.	02/13/21 propane/WW supply garage	20-5-55-42110	92.99	49398	02/22/21
		41693	LP Gas - Bldgs			
310426	FYLES BROS., INC.	02/13/21 propane/WW main garage	20-5-55-42110	128.03	49398	02/22/21
		41694	LP Gas - Bldgs			
310426	FYLES BROS., INC.	02/13/21 propane @ Town Office	10-5-22-42100	129.21	49398	02/22/21
		41713	Heating - Propane			
100645	G STONE MOTORS INC	12/07/20 head light assembly	10-5-14-41180	795.81	49399	02/22/21
		66957	PD Vehicle Maintenance			
310212	GAGE, SUE	02/18/21 pick up ballots in Bethel	10-5-13-20010	39.10	49400	02/22/21
		FEB 2021	Elections			

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		Date	Invoice Number Account		Number	Date
100725	GREEN MOUNTAIN GARAGE	02/01/21	seals 10-5-15-41160	13.68	49401	02/22/21
			162926 HW Maint. Supplies-Vehicl			
100725	GREEN MOUNTAIN GARAGE	02/04/21	cleaner, hose, fittings 10-5-15-41160	68.41	49401	02/22/21
			163125 HW Maint. Supplies-Vehicl			
100725	GREEN MOUNTAIN GARAGE	02/04/21	wipers 10-5-14-41110	19.99	49401	02/22/21
			163158 New Equipment - Vehicles			
100725	GREEN MOUNTAIN GARAGE	02/09/21	washers, nuts, deicer 10-5-15-41160	54.20	49401	02/22/21
			163297 HW Maint. Supplies-Vehicl			
100725	GREEN MOUNTAIN GARAGE	02/10/21	hose end fitting 10-5-15-41160	9.48	49401	02/22/21
			163372 HW Maint. Supplies-Vehicl			
310233	GREEN MOUNTAIN POWER	02/03/21	Central Park, lights 10-5-22-42130	594.39	49402	02/22/21
			170028 02/21 Bldgs & Grounds Electric			
310233	GREEN MOUNTAIN POWER	02/04/21	Estabrook Park 10-5-22-42130	11.61	49402	02/22/21
			240302 02/21 Bldgs & Grounds Electric			
310233	GREEN MOUNTAIN POWER	02/04/21	WWTP 20-5-55-42130	1587.87	49402	02/22/21
			260302 02/21 Electric			
310233	GREEN MOUNTAIN POWER	02/04/21	Carver St Pump Station 20-5-55-42130	31.97	49402	02/22/21
			290502 02/21 Electric			
310233	GREEN MOUNTAIN POWER	02/03/21	Green Park 10-5-22-42130	19.87	49402	02/22/21
			317702 02/21 Bldgs & Grounds Electric			
310233	GREEN MOUNTAIN POWER	02/03/21	Country Club Pump Station 20-5-55-42130	22.55	49402	02/22/21
			338602 02/21 Electric			
310233	GREEN MOUNTAIN POWER	02/02/21	car chargers, 7 Conant Sq 10-5-22-42500	21.93	49402	02/22/21
			339840 02/21 Electric EV Car Stations			
310233	GREEN MOUNTAIN POWER	02/03/21	Brookdale Pump Station 20-5-55-42130	30.54	49402	02/22/21
			467702 02/21 Electric			
310233	GREEN MOUNTAIN POWER	02/02/21	Crescent Park 10-5-22-42130	96.91	49402	02/22/21
			737937 02/21 Bldgs & Grounds Electric			
310233	GREEN MOUNTAIN POWER	02/04/21	Police Station 10-5-22-42130	187.81	49402	02/22/21
			822212 02/21 Bldgs & Grounds Electric			
310233	GREEN MOUNTAIN POWER	02/03/21	street lights 10-5-22-42130	2639.56	49402	02/22/21
			851302 02/21 Bldgs & Grounds Electric			
310233	GREEN MOUNTAIN POWER	02/03/21	WWTP security light 20-5-55-42130	23.52	49402	02/22/21
			860302 02/21 Electric			
310233	GREEN MOUNTAIN POWER	02/04/21	Town Offices 10-5-22-42130	205.27	49402	02/22/21
			941302 02/21 Bldgs & Grounds Electric			
200256	L BROWN & SONS PRINTING I	02/17/21	ballots printing & mailed 10-5-13-20010	6275.38	49404	02/22/21
			94902 Elections			
100873	LHS ASSOCIATES INC	02/16/21	code ballot machine 10-5-13-20010	1206.00	49405	02/22/21
			68976 Elections			
310766	MAINECAL, INC.	02/01/21	equip calibration 20-5-55-20121	440.00	49406	02/22/21
			1974 Professional Services			
310630	MASTERCARD	01/08/21	Polygraph exam 10-5-14-30130	350.00	49407	02/22/21
			60694 Service Contracts			
310630	MASTERCARD	01/15/21	plaque for DB 10-5-14-30110	28.88	49407	02/22/21
			60696 Office Supplies			
310630	MASTERCARD	01/20/21	USB drives 10-5-14-30110	99.95	49407	02/22/21
			60697 Office Supplies			
310630	MASTERCARD	01/22/21	polygraph exam 10-5-14-30130	350.00	49407	02/22/21
			60699 Service Contracts			

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Vendor	Invoice Date	Invoice Description Invoice Number	Account	Amount	Check	Check
				Paid	Number	Date
310630	MASTERCARD	01/15/21 Trivia-10 night package 61426	10-5-18-50090 Adult Activities	150.94	49407	02/22/21
310630	MASTERCARD	01/15/21 Notary renewal- JS 61427	10-5-10-10340 Professional Development	15.00	49407	02/22/21
310630	MASTERCARD	01/17/21 video conf monthly serv. 61428	10-5-10-30130 Service Contracts	15.89	49407	02/22/21
310630	MASTERCARD	01/11/21 Time clock & supplies 61429	10-5-15-10310 Travel & Expenses	150.86	49407	02/22/21
310630	MASTERCARD	01/20/21 Courier Box-Elections 61430	10-5-13-20010 Elections	763.95	49407	02/22/21
330377	MATTHEW BENDER & COMPANY,	01/25/21 VT Stats 20 23915471	10-5-14-10330 Dues & Subscriptions	457.61	49408	02/22/21
301078	MONROE TRACTOR & IMPLEMEN	02/09/21 edges for sidewalk plow P45624	10-5-15-41160 HW Maint. Supplies-Vehicl	364.00	49409	02/22/21
310800	MVP HEALTHCARE	02/05/21 HRA Admin Fee 2021-01	10-5-15-10218 HRA HW	7.50	49410	02/22/21
310800	MVP HEALTHCARE	02/05/21 HRA Admin Fee 2021-01	20-5-55-10218 HRA WW	5.00	49410	02/22/21
310800	MVP HEALTHCARE	02/05/21 HRA Admin Fee 2021-01	10-5-22-10218 HRA	2.50	49410	02/22/21
310800	MVP HEALTHCARE	02/05/21 HRA Admin Fee 2021-01	10-5-18-10218 HRA	2.50	49410	02/22/21
310800	MVP HEALTHCARE	02/05/21 HRA Admin Fee 2021-01	10-5-14-10218 HRA PD	10.00	49410	02/22/21
310800	MVP HEALTHCARE	02/05/21 HRA Admin Fee 2021-01	10-5-13-10218 HRA	5.00	49410	02/22/21
310800	MVP HEALTHCARE	02/05/21 HRA Admin Fee 2021-01	10-5-10-10218 HRA Admin	5.00	49410	02/22/21
310796	NATIONAL BUSINESS LEASING	02/06/21 lease: 2/1/2021-2/28/2021 71387689	10-5-10-30130 Service Contracts	102.00	49411	02/22/21
310617	OTTER VALLEY UNIFIED UNIO	02/11/21 school port of taxes FEB 2021	10-2-00-02137 Property Tax School Share	1019652.37	49412	02/22/21
310793	PRESEAU, JOSH	02/18/21 boot reimbursement 2/18/21	10-5-15-10320 Clothing Allowance	100.00	49413	02/22/21
310488	PRIMMER PIPER EGGLESTON &	02/12/21 WW Bond Financing 216269	20-5-55-21110 Legal Services	700.00	49414	02/22/21
310842	RHR SMITH & COMPANY	02/12/21 Audit/ Federal Compliance 31288	10-5-10-22110 Auditors	2900.00	49415	02/22/21
300502	ROUSE TIRE SALES INC	01/29/21 tire and service call 10308923	10-5-15-41170 HW Tires - Vehicles	675.00	49416	02/22/21
100491	RUTLAND HERALD	02/15/21 Town Meeting 84688	10-5-10-30310 Legal Advertising	388.26	49417	02/22/21
300895	RUTLAND PRINTING COMPANY,	02/10/21 Town Report 27301	10-5-10-30511 Town Report	5700.00	49418	02/22/21
200277	THUNDER TOWING & AUTO REC	12/02/20 battery 6485	10-5-14-41180 PD Vehicle Maintenance	149.95	49419	02/22/21
200277	THUNDER TOWING & AUTO REC	12/11/20 tire change 6494	10-5-14-41180 PD Vehicle Maintenance	40.00	49419	02/22/21
200277	THUNDER TOWING & AUTO REC	01/18/21 lub, oil and filter 6527	10-5-14-41180 PD Vehicle Maintenance	29.95	49419	02/22/21

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Vendor		Invoice Date	Invoice Description Invoice Number	Account	Amount Paid	Check Number	Check Date
200277	THUNDER TOWING & AUTO REC	01/19/21	oil filter, oil\ 6530	10-5-14-41180 PD Vehicle Maintenance	55.29	49419	02/22/21
100630	US POSTMASTER, BRANDON	02/08/21	Town Report 2/8/21	10-5-10-30511 Town Report	1174.77	49375	02/08/21
330348	VERIZON WIRELESS	01/22/21	service: Dec 23 - Jan 22 9871825626	10-5-14-20233 MDT/Aircards	240.06	49420	02/22/21
310988	VERMEER ALL ROADS	01/13/21	blades for chipper A07027	10-5-15-41160 HW Maint. Supplies-Vehicl	186.00	49421	02/22/21
310045	VERMONT DEPT OF HEALTH	02/11/21	engraved vital paper 603	10-5-13-30110 Office Supplies	50.00	49422	02/22/21
100649	VERMONT GFOA	02/09/21	Single Audit-workshop 2021WINTERWK	10-5-10-10340 Professional Development	30.00	49423	02/22/21
100067	VLCT	02/17/21	2020-Comp & Benefit rpt 748	10-5-10-10340 Professional Development	50.00	49424	02/22/21
100648	VTCMA	02/18/21	2021 Membership 2021	10-5-10-10330 Dues & Subscriptions	85.00	49425	02/22/21
310046	W.B. MASON CO INC	02/01/21	report covers 217586798	10-5-14-30110 Office Supplies	23.90	49426	02/22/21
Report Total					1207546.21		

Selectboard

To the Treasurer of TOWN OF BRANDON, We Hereby certify
that there is due to the several persons whose names are
listed hereon the sum against each name and that there
are good and sufficient vouchers supporting the payments
aggregating \$ *1,207,546.21
Let this be your order for the payments of these amounts.