

Brandon Select Board Meeting
March 14, 2022
7:00 p.m.

The Brandon Select Board will meet Monday, March 14, 2022 at 7:00 p.m. at the Brandon Town Hall located at 1 Conant Square 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.

Interested parties may also attend this meeting electronically:

- Video Conference via ZOOM: Meeting ID (253 279 4161)
- Conference call: Dial (929) 205 6099

- 1) Call to Order
 - a) Agenda Adoption
- 2) Election of Select Board Officers
 - a) Chair
 - b) Vice-Chair
 - c) Clerk
- 3) Designation of Select Board as Other Statutory Bodies:
 - a) Board of Liquor Control Commissioners (Title 7, Section 166)
 - b) Board of Health (Title 18, Section 604)
 - c) Board of Sewer Commissioners
a/k/a – Board of Sewage System Commissioners (Title 24, Section 3506)
Board of Sewage Disposal Commissioners (Title 24, Section 3614)
 - d) Housing Board of Review (Title 24, Section 5005)
- 4) Establish Meeting Schedule, Time and Location
 - a) Second and Fourth Mondays
 - b) 7:00 p.m.
 - c) Brandon Town Hall or Zoom meeting ID#253 279 4161
- 5) Adopt Meeting Rules & Procedures –
 - a) Rules of Procedure for Select Board of the Town of Brandon, Vermont
 - b) Reports of Appointed Boards, Commissions, and Officials to the Select Board
- 6) Designate Official and Alternate Newspaper(s) of Record
 - a) Official – The Reporter
 - b) Alternate – The Rutland Daily Herald
- 7) Appointments:
 - a) March Appointments (term ends at first Select Board meeting after the 2023 Town Meeting)
 - Fence Viewers
 - Green-up Day Coordinator
 - Inspector of Lumber, Shingles and Wood
 - Otter Creek Watershed Insect Control District
 - Rutland County Solid Waste District
 - Tree Warden
 - Weigher of Coal
 - b) Other Appointments
 - Historic Preservation (terms are indefinite)
 - Otter Creek Communications Union District (term is from April 1st until March 31st)
- 8) Approval of Minutes
 - a) Select Board Minutes – February 14, 2022
 - b) Select Board Minutes – February 28, 2022
- 9) Town Manager's Report
- 10) Public Comment and Participation
- 11) Local Emergency Plan Adoption
- 12) National Incident Management System (NIMS) Adoption
- 13) Retail Cannabis Licensing and Ordinance Discussion
- 14) Fiscal
 - a) Warrant – March 14, 2022- \$106,128.47
- 15) Adjournment

To: Select Board Members
From: Elaine S. Smith
Re: Appointments
Date: March 11, 2022

1) March appointments (*term ends at first Select Board meeting after the 2023 Town Meeting*)

I contacted everyone appointed to these positions last year. Lou Faivre can't continue as Fence Viewer. John Reynolds advises that Bill Warner is interested in taking Lou's spot. I wasn't able to reach Mr. Warner. Jim Leary is willing to continue as Green-up Coordinator or if someone else is interested, Jim will be happy to help him/her out. Neil Silins has offered to fill the Tree Warden vacancy. His letter of interest is attached. All other incumbents have expressed interest in reappointment.

Alternates are needed for the Otter Creek Watershed Insect Control District and the Rutland County Solid Waste District.

Fence Viewers

- Todd Nielsen
- John Reynolds
-

Green-up Day Coordinator

- James Leary

Inspector of Lumber, Shingles and Wood

- Bob Kilpeck

Otter Creek Watershed Insect Control District Representative

- Wayne Rausenberger
- Richard Russ

Rutland County Solid Waste District Representative

- Gabe McGuigan

Tree Warden

- Neil Silins

Weigher of Coal

- Lou Faivre
- Olya Hopkins

2) Historic Preservation Commission (*terms are indefinite*)

Two individuals have expressed interest in serving on the Historic Preservation Committee. Their emails are attached.

- Roy Murdock
- Dennis Reisenweaver

3) Otter Creek Communications Union District Representative (*term is April 1st – March 31st*)

As of this year, our Otter Creek Communications Union District Representative will be appointed annually. Bill Moore was previously appointed on July 13, 2020 to an indefinite term. He would like to continue. Dave Atherton was the Alternate. He does not want to be reappointed.

- Bill Moore

4) Energy Committee (*term is indefinite*)

There is an open spot on the Energy Committee as Matt Orchard has submitted his resignation.

To Whom It May Concern:

Please accept this as my letter of interest in the position of Tree Warden for the Town of Brandon. I think my background and interests qualify me to perform the requirements of this position.

My relevant training includes the TreeKeeper program developed by Openlands and the Tree Warden course hosted by the Vermont Urban & Community Forestry Program with the Vermont Department of Forests, Parks and Recreation. Contents of both programs are available online.

I actively participated in the first Brandon Tree Inventory in about 20 years. I have been in close communication with the current Tree Warden since my arrival in Brandon.

If appointed to this position, in addition to the regulatory mandates of the Tree Warden, I hope to help develop a durable framework to maintain Brandon's tree canopy.

Respectfully,
Neil Silins

David Atherton

From: Roy Murdock <roy.murdock07@gmail.com>
Sent: Thursday, March 3, 2022 5:25 PM
To: David Atherton
Subject: Re: Historic Preservation Commission

To the Town of Brandon Select Board,

My Name is Roy Murdock, a resident of Brandon. I am writing to bring to your attention my interest in becoming a member of the Historic Preservation Commission.

My intention in being appointed to the committee is to actively participate in the projects and meetings to learn, maintain, and educate as well as research the historical resources and attributes of our town.

I look forward to your response; I can be contacted by phone or email.

Respectfully,
Roy Murdock
C: (802)989-4256

On Thu, Mar 3, 2022 at 11:21 AM David Atherton <datherton@townofbrandon.com> wrote:
Roy,

Thank you for your interest in serving on the Historic Preservation Committee.

If you could send me a letter of interest via email and a brief explanation of why you would like to be appointed to the Committee, I will present it to the Select Board at their next meeting for consideration.

Regards,
David Atherton
Brandon Town Manager

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: Roy Murdock <roy.murdock07@gmail.com>
Date: 3/3/22 10:09 AM (GMT-05:00)
To: David Atherton <datherton@townofbrandon.com>
Subject: Historic Preservation Commission



IRONSCALES couldn't recognize this email as this is the first time you received an email from this sender
roy.murdock07@gmail.com

Good morning,

I am interested in becoming a member with the Historic Preservation Commission. Who do I need to contact, and what steps are required to persue this?

Respectfully,
Roy Murdock
(802)989-4256

David Atherton

From: dennwr3@aol.com
Sent: Tuesday, February 15, 2022 8:18 AM
To: David Atherton
Subject: Historical Preservation Committee



IRONSCALES couldn't recognize this email as this is the first time you received an email from this sender dennwr3@aol.com

Hi Dave

Per our discussion last night, I would like to volunteer to be a member of the Brandon Historical Preservation Committee. I have a Master of Arts degree in Archaeology and Heritage from The University of Leicester, UK. I have been reviewing the Chamberlin papers at the Brandon Free Library and scanning them for electronic storage. These documents are concerned with the history of Brandon and contain a large amount of land ownership information. Being retired, I have time to support this activity.

Thanks

Dennis W. Reisenweaver
Private Consultant
International Decommissioning Subject Matter Expert
518 Richmond Road
Brandon, VT 05733
(505)-490-9148
Dennwr3@aol.com

**Brandon Select Board Meeting
February 14, 2022**

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

Board Members in Attendance: Seth Hopkins, Brian Coolidge, Tim Guiles, Tracy Wyman, Michael Markowski

Others in Attendance: Dave Atherton, Bill Moore, Dennis Reisenweaver, Ralph Ethier, Jack Schneider, Liz Gregorek, Doug Perkins, Jeff Schumann, Richard Russ, Wayne Rausenberger, Mike Bailey

Other In Attendance Via Zoom: Keith Whitcomb

1. Call to order

The meeting was called to order by Seth Hopkins - Chair at 7:02PM.

a) Agenda Adoption

Motion by Brian Coolidge/Tracy Wyman to adopt the agenda as amended. **The motion passed unanimously.**

Seth Hopkins suggested due to the heavy agenda that Items 2, 10, 11, 12 and 13 be combined to a consent agenda. All Board members were in agreement.

Tim Guiles questioned if the Town roads meet the standards for Item 11. Dave Atherton advised the Select Board approves the standards each year as it would affect State funding if not approved.

b) Consent Agenda

Motion by Mike Markowski/Tracy Wyman to approve Items 2, 10, 11, 12, 13 as a consent agenda. **The motion passed unanimously.**

2. Approval of Minutes

- a) Special Select Board Meeting – January 18, 2022
- b) Select Board Meeting – January 24, 2022

Approved under Item 1b – Consent Agenda.

3. Town Manager's Report

Dave Atherton provided a report through February 12, 2022:

. Applied for a VTrans Class 2 Highway paving grant to repave the Arnold District Road from the intersection of Hollow Road north to the town line.

. Applied for a PACIF safety grant to cover the cost of new reflective roll-up warning sign for the Highway Department.

They are funding 100% on their grants this year.

. Had a meeting with the engineers and structure fabricator to discuss the Arnold District box culvert replacement. We are hoping to get this project out to bid in March for late-summer/early-fall construction.

. Currently reaching out to contractors to complete the repairs from the 1/31/22 flooding due to a broken pipe on the first floor of the Town Office. Disaster Recovery responded to the call immediately and had it cleaned up in six days.

A claim has been submitted with the insurance carrier and the damage assessor has already visited and will send their report to VLCT. They had one contractor look at the work already.

. The subgrant agreement was signed for \$458,970.00 for the three property buyouts on Newton Road. Once it has been signed by DPS, the appraisals will be ordered. There is also an additional grant for \$22,948.50 to cover all management costs associated with this project.

. Signed another subgrant agreement for \$7,612.50 with DPS that will cover 75% of the cost to update the Local Hazard Mitigation Plan.

. A tractor trailer hit the bridge on Carver Street that took a lot of time to clean up. The bridge inspector has been called to assess the bridge to assure that the bridge is okay.

Rec Department News:

. The Brandon Rec decided to cancel Winter Carnival this year.

. Baseball Sign-ups open up on February 28th for PK- 6th grades.

. A Jon Gailmor concert is tentatively scheduled for March 18th. Ticket details to follow.

. B-Rec is fielding a U12 soccer team to compete in the Rutland Rec indoor turf league starting in March.

. Writing a Summer Matters grant in hope of providing free summer camp opportunities for Brandon Youth. This is a competitive program.

. Carnival plans are brewing and hoping to secure the end of July date; Miller Amusements will be providing date by St. Patrick's Day.

. Quiz night with the Brandon Free Public Library will hold another 4-week session, this time at the Brandon Inn. Sign up your team @ Brandonpubliclibrary.org.

Seth Hopkins noted the Board appreciates the work that Mr. Atherton does on grant activity that the community benefits from. Tim Guiles asked what the extra grant for the management costs covers. Mr. Atherton advised it will cover work that is done by the Town's staff.

Wayne Rausenberger questioned the status of the estimate for windows at the town office as that was to be part of the repairs for the \$500,000 that was received for renovating the town office. Mr. Atherton advised that the estimate received was very high and they did not have enough money to do everything. Mr. Rausenberger requested another RFQ be done. Mr. Atherton will look into doing another RFQ.

4. Public Comment and Participation

Wayne Rausenberger asked when the kiosk in Kennedy Park will be removed. Dave Atherton noted they did try to remove them but were frozen to the ground and he will look into this again when the temperature warms up this week. Mr. Rausenberger asked if there were any decisions about how the ARPA funds will be used and how long the Town has to use them. Dave Atherton reported the Town has until December 2024 to obligate the funds to projects and until December 2026 to spend the funds. There has been discussion of using the funds for water/sewer projects like the Newton Road Pump station and continuing sewer down Champlain Street. Seth Hopkins stated there are projects like water/sewer and broadband that are automatically eligible and there are some projects the Board did not think would be good as they want to provide the largest benefit to the most people in the community. There were four projects discussed that appear to last a long time and be of most benefit to the Town.

Mr. Atherton suggested the Board meet at an earlier time for the next regular meeting as the Town Meeting is also scheduled for that evening. It was decided to schedule the February 28th Select Board meeting for 6PM in the Town Office prior to Town Meeting.

5. Otter Creek Watershed Insect Control District

Doug Perkins, Chair of the Otter Creek Watershed Insect Control District, advised the primary reason for their attendance was for introductions to the Select Board and to determine if the Board had any questions or concerns. Mr. Perkins introduced Jeff Schumann as Vice-Chair of their Board. Mr. Perkins stated Brandon has two representatives to the district however is missing an alternate and it is in the Town's best interest to have an alternate if a regular member is not present as the Town would only have one vote. Mr. Perkins asked if the Select Board had any questions and whether there are things the Board may want. Seth Hopkins thanked the District's representatives for attending and advised the Board feels well informed of the District from Mr. Rausenberger's and Mr. Russ' participation in the Town's budget process and the Board is in agreement with the operation. Mr. Hopkins asked if there has been consideration for the District to move from a calendar to a fiscal year. Mr. Perkins spoke with the State Grant Administrator and the sense of the Board has been because the mosquito season runs through the summer, a calendar basis would be better but the towns and state are on a fiscal year basis. It is

an item on the table and will be discussed again, but there is no decision yet. Wayne Rausenberger stated the reason for his question about the ARPA funds is he would like the Board to consider payment of the assessment to the mosquito district using the ARPA funds to take the burden off the taxpayers. Mr. Hopkins advised the ARPA funds are designed for economic recovery and operation assessments do not qualify. Dave Atherton noted the ARPA funds cannot be used for recurring cost. Liz Gregorek stated she lives in the High Pond area and asked if specific requests have to be made for spraying in that area. Mr. Perkins reported the BLS District website, under the Route Maps tab, shows all routes the District does adulticide spraying. Mr. Perkins stated if there is a special event that someone needs special attention, they can call the District. Mr. Perkins advised that as of December 28, 2021, Salisbury was the 4th town to approve the amendment that made it the legal date of the name change. Mr. Rausenberger noted the District is considered the Otter Creek Watershed but in the eyes of the IRS and Workman's Comp they have not yet considered the name change. The bank wants to know what the District's EIN # is, and it is 99.9% sure that it will be the same number. Mr. Hopkins thanked the local representatives for the work that they do and noted Mr. Russ and Mr. Rausenberger have represented Brandon for a number of years and the Board appreciates their work. Mr. Hopkins stated anyone who is willing to serve as the alternate to the Otter Creek Watershed Insect Control District can contact the Town Manager.

6. Consider Letter of Understanding from the Planning Commission Regarding Proposed Solar Project

Liz Gregorek, Chair of the Planning Commission, was present to introduce the MHG Solar project. Ms. Gregorek stated the attachments provided in the Select Board's packet were provided by MHG Solar who is looking for a letter of approval for the project from the Town. They provided a presentation to the Planning Commission that was very comprehensive, completed the solar developer's questionnaire that is in the Brandon Town Plan and provided material to consider. The Planning Commission felt the project should be moved forward. Mr. Hopkins thanked the members of the Planning Commission and Energy Committee for attending the meeting. Mr. Hopkins noted there was watershed mitigation discussed, concerns from an abutting neighbor were addressed and the RRPC has advised this is not prime ag soil. Mr. Hopkins asked if there is any town infrastructure in the area. Mr. Atherton advised there is none as the last sewer line is at the Champlain pump station.

Motion by Tim Guiles/Tracy Wyman to write a letter of support for MHG Solar to proceed with their project and request party status from the PUC. **The motion passed unanimously.**

Dave Atherton advised there is nothing on the Town's end that indicate an MOU is required. A meeting was held with MHG and they had a very good conversation and they are doing their due diligence. The PUC only requires a letter of support from the Select Board. Mr. Atherton stated the RRPC will also need to write a letter. Mr. Hopkins thanked the Planning Commission, as the Select Board defers to them for the extensive work to assure the projects fit the Town Plan.

Mike Bailey, representing SolarFest, noted they are in support of the solar project and SolarFest also hopes to meet with the Select Board at a later date. Dave Atherton advised he will invite MHG and SolarFest to do presentations for the Board after town meeting.

7. Consider Energy Committee Survey

Jim Emerson advised the Energy Committee intends to do a survey to create a baseline for achieving the goal to reduce greenhouse gases to enable the Committee to measure progress going forward. They hope to distribute the survey electronically and also follow-up with a written version to those who do not have access to electronic media. The BEC will do a follow-up survey every five years to see what progress is being made and determine what efforts to focus on. Seth Hopkins stated the BEC had asked for funding that will start July 1st and asked if the BEC is requesting the use of some of those funds prior to July 1st or if they can restrict the survey to digital only until that time. Mr. Emerson stated they would like to get it done before July 1st and the cost would be around \$2,400. Dave Atherton advised he had a discussion with Lowell Rasmussen and he had advised that funding is not available to the BEC until July 1st. Tim Guiles asked if it is determined there is extra funding available in the budget if it could be provided sooner. Mr. Atherton advised the budget is running tight and he does not know if any funding will be available sooner. Mr. Emerson stated they would like to proceed with getting the survey ready and will discuss with the Town Manager later to see if funds are available. Mr. Hopkins stated there is no Board action required; the Energy Committee will develop the survey, issue it digitally before July 1st and then check with the Town Manager at a later date to see if there are funds available prior to July 1st. Mr. Hopkins thanked the Energy Committee for the work they are doing.

8. Town Meeting Discussion and Preparation

Seth Hopkins reported the Town Meeting will be held on February 28th via Zoom and voting by Australian ballots. The ballots are mailed and people can drop them at the Town Office or at the Town Hall from 10AM to 7PM on March 1st. Mr. Hopkins thanked Tim Guiles for his work on the Town Report and asked if the honorees can be present during Town Meeting. Mr. Atherton will request them to be present. Mr. Hopkins noted the dedication is for the Police Department as a whole. Mr. Hopkins stated there is an exemption with the open meeting law for town meeting preparation and Board members can meet to discuss it. Tim Guiles suggested it would be good for the Board to be well prepared and suggested holding a brief meeting. Mr. Hopkins noted last year was a webinar format and the zoom will accommodate 500 participants. The Select Board could do a practice session. Mr. Atherton asked if there will be an option for people to attend who do not have a computer available and noted he is willing to facilitate a location so that people can attend. Bill Moore suggested reaching out to the schools to possibly make one of their computer labs available. Mr. Atherton will look into a location for people to participate via zoom.

9. ARPA Projects Discussion

Dave Atherton noted he is the Chair for Fire District 2 and Mike Markowski is also a member of the Prudential Board for Fire District 1. There is a proposed use of ARPA funds for the connection of Fire Districts 1 and 2 with an estimated cost between \$85,000 and \$125,000 or 12% of the ARPA funding. Fire District 2 is the Forestbrook Development at the North end of North Street that has 58 homes. Seth Hopkins advised this is one of the projects that is on the list

of automatic approvals for ARPA funding as the regulations allow for towns to grant to other municipal entities that did not get direct ARPA funds, like fire districts.

Motion by Brian Coolidge/Tracy Wyman to approve the use of ARPA funds to connect Fire District 1 and Fire District 2 not to exceed \$125,000.

Dennis Reisenweaver advised the estimated cost does have a 10% contingency and it is hoped to cover any material fluctuation. Dave Atherton noted Fire District 2 had an estimate done that included a new hydrant and includes discontinuance of the well and the pump house. Work has been done with Otter Creek Engineering and these numbers came from that company and includes the entire project. Seth Hopkins asked if this would complete the entire project. It was noted that all funds are going to Fire District 1 and is for the total project. Tim Guiles asked the benefit to connect the systems. Mr. Atherton stated they have been looking to upgrade the pump station in Forestbrook but there were not enough funds to do the upgrade. In doing work with Otter Creek Engineering to provide alternatives, one of the suggestions was to connect to Fire District 1. There had been discussion with combining the two districts with the State and they have advised to maintain Fire District 2 for a certain amount of time but the physical assets of Fire District 2 will be combined with Fire District 1.

The motion passed unanimously.

Tracy Wyman requested the funding for the Newton Road Pump station also be considered for ARPA funding. Dave Atherton advised the estimated cost for the submersible pump station option is \$730,700.

Motion by Tracy Wyman/Brian Coolidge to approve the use of ARPA funds for an amount of \$365,350 to the Newton Road pump station reconstruction.

Tim Guiles stated the full cost would be the majority of the ARPA money and in his experience, he avoids borrowing and understands that, but he felt the ARPA money is supposed to be a way for towns to do things they would not normally do. He would like to move slow with this process, as it represents a large amount of funding. Seth Hopkins asked if funding could be available similar to what was done with the Champlain pump station. Dave Atherton advised the Town could borrow through the USDA. Mr. Hopkins was also not in favor of obligating 75% of the funding and has concerns with assuring a large portion of the community benefits from the funding. Tracy Wyman stated if the funding keeps the pump station from failing, the Town will benefit from it. Mr. Atherton stated the station is in very bad shape and it will need to be determined how to fund this project. Mr. Hopkins stated the Board should consider moving forward with funding this project. Mr. Atherton stated the user fees have already gone up for the \$5 million of upgrades of the wastewater treatment plant and additional borrowing would raise the user fees more. He noted previously a line went down and the Town had to pay fines to the State and had to have representation in Environmental Court and the sewer users had to pay the fines. Mr. Atherton stated the sewer system is 60 years old and needs upgrades and there is an opportunity to use these funds to repair a major item. Dennis Reisenweaver stated it is important to have a good sewer system in Brandon. Mr. Hopkins stated the sewer operating fund could fund the engineering through wastewater until it is determined how to fund the project. Ralph

Ethier suggested funding a portion project. Mr. Atherton noted the engineering costs are \$30,000. Mike Markowski stated knowing it is a pressing matter he would be in favor of funding half of the project with ARPA money and finding other means of funding the remainder of the project. Mr. Hopkins stated the Board has committed ARPA funds for the Fire District 1 and 2 connection and the Newton Road Pump Station engineering has been authorized through the wastewater fund and suggested the ARPA projects should be done in a prioritized way. Mr. Wyman thought the Board had determined at the last meeting to do the Newton Road Pump Station upgrade and since the Town has the ARPA funds, he thinks it is where the money should be spent. Liz Gregorek questioned whether broadband is being considered. Mr. Hopkins advised that broadband is another automatic use for ARPA funds and the Otter Creek Communications District is working to put out an RFP to expand it in the district. Bill Moore advised the State has \$160 million of funding for broadband that will be based on underserved miles of road in each community,

Motion by Tim Guiles/Mike Markowski to amend the original motion to fund half of the Newton Road Pump Station project with ARPA funds in an amount of \$365,350, with the remaining half funded through an alternative funding source. **The motion passed 3 to 2.**

The original amended motion passed 3 to 2.

10. Approve Annual Financial Plan – Town Highways

Approved under Item 1b – Consent Agenda.

11. Approve Town Road and Bridge Standards

Approved under Item 1b – Consent Agenda.

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

Approved under Item 1b – Consent Agenda.

13. Fiscal

a) Warrant – February 14, 2022 - \$198,223.61

Approved under Item 1b – Consent Agenda.

The Select Board recessed at 8:18PM.

The Select Board reconvened at 8:26PM.

Motion by Brian Coolidge/Tracy Wyman to enter into executive session at 8:26PM, with the session to include the Town Manager, to discuss the appointment or employment, or evaluation

of a public officer or employee under the provisions of 1 V.S.A. 313 (a)(3). **The motion passed unanimously.**

14. Executive Session

Motion by Brian Coolidge/Tracy Wyman to come out of executive session at 8:38PM. **The motion passed unanimously.**

There was no action required.

15. Adjournment

Motion by Brian Coolidge/Tracy Wyman to adjourn the Select Board meeting at 8:39PM. **The motion passed unanimously.**

Respectfully submitted,

Charlene Bryant
Recording Secretary

Brandon Select Board Special Meeting Minutes
February 28, 2022

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

Board Members in Attendance: Brian Coolidge, Tim Guiles, Seth Hopkins, Michael Markowski and Tracy Wyman

Others in Attendance: Dave Atherton

There were no Zoom options for this meeting.

1) Call to Order

The meeting was called to order at 6:01 PM.

a) Agenda Adoption

Motion by Tracy Wyman/Tim Guiles to approve the agenda as posted. Motion was approved.

2) Public Comment and Participation

None

3) Consent Agenda

a) Consider Rutland Regional Planning Commission Emergency Mutual Aid Agreement for the Public Works Departments of its Member Municipalities

b) Road Posting

c) Fiscal: Warrant – February 28, 2022 - \$1,276,407.36

Motion by Michael Markowski/Tracy Wyman to approve the consent agenda as presented. Motion was approved.

4) Adjournment

The Select Board adjourned at 6:02 PM.

Respectfully submitted,

David Atherton

Town Manager Report for March 14, 2022

- I have update the Local Emergency Management Plan (LEMP) for its annual submission to the RRPC for approval. Not much has changed in the LEMP since last year other than local contacts and regional contacts.
- Attended an RRPC meeting to discuss the vulnerable populations section of the LEMP which was very helpful as there were folks from most of the regional entities like Bayada, RRMC, etc., to answer questions and discuss protocol for when these services are needed.
- We are still prepping the bid documents for the Arnold District Road culvert replacement and do hope to have this post by the end of March. I will have to meet with a couple landowners for temporary easements.
- DPW used their time during winter operations to rebuild and repaint our wood chipper. This kind of project really shows that we have an amazing group of guys in the DPW and that they take a lot of pride in their job.
- I have sent an invitation to attend the March 28th Select Board meeting to the residents that live on the section of Union Street where we are going to be replacing the sidewalk and curb for a presentation by Dubois & King and a provide an opportunity for Q&A.
- We had a sewer issue on Park Street and discovered that a couple of properties were still connected to the old sewer main. This has been corrected and they are now connected to the new main. This should all be reimbursed through the Segment 6 project as it was missed during the project.

Subject:

Rec Report

- Baseball Sign-ups are happening now for grades PK-6th!
- Jon Gailmor will be performing live at the Brandon Town Hall on March 17th. This is a partnership with the Neshobe School and the Brandon Children's Music Fund following a 2 week fellowship with their music department. Doors open at 6:00 pm. Free Will donation
- Miss Michaela B-rec Dance is back. Ballet, Tap and Hip-hop classes: Tuesdays at the Town Hall for ages 3-6, Saturdays at the Pilar Pillates Studio for ages 7-12.
- April will be a full of Town Hall happenings, stay tuned for Indoor Min-Golf, Rusty DeWees, Mom Prom and more...

Local Emergency Management Plan Municipal Adoption Form 2022

**Town of Brandon
49 Center Street
Brandon, VT 05733**

The Local Emergency Management Plan (LEMP) must be (re)adopted annually, after town meeting day, and submitted to the Rutland Regional Planning Commission (RRPC) by May 1st.

At a warned public meeting (regular selectboard/city council meeting), the municipality adopted the Local Emergency Management Plan (LEMP) **on the date shown at right.**

At a warned public meeting (regular selectboard/city council meeting), the municipality adopted the National Incident Management System (NIMS) **on the date shown at right.**

If Vermont Emergency Management needs to contact municipal leaders to determine status and support requirements during an emergency, the Emergency Management Director (EMD) and two other local Points of Contact (POCs) who should have authoritative local information **are listed at right.**

Mark this block if a readopted plan has no changes since the previous year.

Municipality	Town of Brandon
LEMP Adoption Date	March 28, 2022
NIMS Adoption Date	March 28, 2022
EMD Name	David J. Atherton
Position	Town Manager/EMD
Primary Phone ¹	w:802-247-3635 x210
Alternate Phone ¹	m:802-236-0890
Email	datherton@townofbrandon.com
Public Contact ²	David J. Atherton
POC 2 Name	David Kachajian
Position	Chief of Police
Primary Phone ¹	w:802-247-0222
Alternate Phone ¹	m:802-752-5872
Email	David.kachajian@vermont.gov
POC 3 Name	Shawn Erickson
Position	Department of Public Works
Primary Phone ¹	w:802-247-3600
Alternate Phone ¹	m:802-353-1768
Email	highway@townofbrandon.com

¹Indicate whether phone is mobile (M), home (H), work (W).
²EMD Public Contact will be posted on the VEM website.

I hereby certify that the LEMP meets Vermont National Incident Management System (NIMS) requirements and current LEMP Implementation Guidance as on page 2:

Signed* _____

David J. Atherton, Town Manager/EMD

Printed Name; certifying individual must have taken, at a minimum, ICS402 or ICS100/IS-100 training

I hereby attest that the municipality has adopted NIMS and the LEMP as stated above:

Signed* _____

Seth M. Hopkins, Select Board Chair

Printed Name, Selectboard / council member

*A typed name is acceptable as an electronic signature if it represents an act of that person in accordance with 9 V.S.A. § 278.

Once completed, send Adoption Form and copy of Local Emergency Management Plan to Rutland Regional Planning Commission.

**NIMS Adoption Document for
Town of Brandon, Vermont**

**DESIGNATION OF THE NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS) AS
THE BASIS FOR ALL INCIDENT MANAGEMENT IN THE TOWN OF BRANDON, VERMONT**

WHEREAS, Homeland Security Directive (HSPD)-5 directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS) to provide a consistent nationwide approach for federal, state, local, and tribal governments to work together to prevent, prepare for, respond to and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, Presidential Policy Directive (PPD)-8 describes the approach to national preparedness, including the National Preparedness System, as the instrument the nation will employ to build, sustain, and deliver core capabilities; and

WHEREAS, the NIMS standardized procedures for managing personnel, communications, facilities and resources improve the Town of Brandon's ability to utilize federal funding to enhance local and state agency readiness, maintain first responder safety, and streamline incident management processes; and

WHEREAS, the Incident Command System components of NIMS are integral to various incident management activities, including emergency management training programs.

NOW, THEREFORE, I, **Seth Hopkins, Select Board Chair**, of the Town of Brandon, Vermont, by the virtue of the authority vested in me by the Constitution and Laws of the State of Vermont, do hereby establish the National Incident Management System (NIMS) as the Town of Brandon's standard for incident management.

GIVEN under my hand and the Privy Seal of the Town of Brandon
this _____ day of _____ in the year 2022.

BY

/s/ _____

Signature

Print Name

MEMO: 3/4/22

TO: Town Managers for Pittsford, Brandon, West Rutland

FROM: Jeff Biasuzzi, ZA

RE: Cannabis Growing & Licensing; VT Act 164

Dear Management;

I have received a growing number of inquiries about local rules on the cultivation processing, and sale of recreational Pot. At this time, our towns do not appear to have the ordinance or licensing requirements adopted in accordance with Act 164, in order to regulate locally any or all of the several cannabis activities that investors are already buying real estate with plans to use this year. Zoning regulations may be given authority to administer local rules, although the Act seems to favor a stand-alone Ordinance (Section 863(b)). Since Towns cannot prohibit cannabis, but do not have appropriate regulation; a "wild west" situation seems to exist at the local level. Operators may set up business, and avoid paying the municipality any Option Taxes.

Time to act is running short. This year the Cannabis Board is indicating only "small cultivator" approvals will be issued (maximum of 1000 sq. ft. of growing area, about equal to ¼ of a basketball court), and this is for either indoor or outdoor cultivation. Labs, processing, and retail facilities are a different matter, and are expected to proliferate. This ZA seeks the Managers, Planning Commissions and Select Boards preference & guidance on how to proceed with the requests anticipated.

I attach the key sections (pages 21-54) of Act 164; which addresses Town level of activity.

Gratefully,



No. 164
2020

No. 164. An act relating to the regulation of cannabis.

(S:54)

Page 1 of 102

(THIS IS PARTIAL
COPY OF ACT)
PS 21-54B
WHICH BECAME LAW
10/7/2020

It is hereby enacted by the General Assembly of the State of Vermont:

* * * Title Redesignation * * *

Sec. 1. Title 7 of the V.S.A. is redesignated to read:

7. ALCOHOLIC BEVERAGES, CANNABIS, AND TOBACCO

* * * Cannabis Generally; Cannabis Control Board * * *

Sec. 2. 7 V.S.A. chapter 31 is added to read:

CHAPTER 31. CANNABIS

Subchapter 1. General Provisions

§ 831. DEFINITIONS

As used in this chapter:

(1) "Board" means the Cannabis Control Board.

(2)(A) "Cannabis" means all parts of the plant Cannabis sativa L.,

except as provided by subdivision (B) of this subdivision (2), whether growing or harvested, and includes:

(i) the seeds of the plant;

(ii) the resin extracted from any part of the plant; and

(iii) any compound, manufacture, salt, derivative, mixture, or

preparation of the plant, its seeds, or resin.

(B) "Cannabis" does not include:

(i) the mature stalks of the plant and fiber produced from the stalks;

(ii) oil or cake made from the seeds of the plant;

(iii) any compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks, fiber, oil, or cake;

(iv) the sterilized seed of the plant that is incapable of germination; or

(v) hemp or hemp products, as defined in 6 V.S.A. § 562.

(3) "Cannabis product" means concentrated cannabis and a product that is composed of cannabis and other ingredients and is intended for use or consumption, including an edible product, ointment, and tincture. Cannabis product shall include a vaporizer cartridge containing cannabis oil that is intended for use with a battery-powered device.

(4) "Chair" means the chair of the Cannabis Control Board.

(5) "Criminal history record" shall have the same meaning as in 20 V.S.A. § 2056a(a).

(6) "Public place" means any street, alley, park, sidewalk, public building other than individual dwellings, any place of public accommodation as defined in 9 V.S.A. § 4501, and any place where the use or possession of a lighted tobacco product, tobacco product, or tobacco substitute is prohibited by law pursuant to 18 V.S.A. chapter 37.

Cannabis Regulation Fund made pursuant to subsection (a) of this section has not been fully repaid to the General Fund, the positive Cannabis Regulation Fund balance shall be transferred to the General Fund.

(c) Thirty percent of any transfers made to the General Fund pursuant to subsection (b) of this section or subdivision 5(a)(2) of Sec. 5 of this act shall be allocated to substance misuse prevention activities consistent with Sec. 19 of this act.

Sec. 6d. AUDITOR OF ACCOUNTS REPORT

On or before November 15, 2023, the Auditor of Accounts shall report to the General Assembly regarding the organizational structure and membership of the Cannabis Control Board and whether the structure continues to be the most efficient for carrying out the statutory duties of the Board.

Sec. 6e. REPEAL OF CANNABIS CONTROL BOARD

The following are repealed on July 1, 2024:

(1) 7 V.S.A. § 841 (Cannabis Control Board; appointment);

(2) 7 V.S.A. § 842 (Cannabis Control Board Nominating Committee);

and

(3) 7 V.S.A. § 843 (Cannabis Control Board; members; duties).

* * * Cannabis Establishments * * *

Sec. 7. 7 V.S.A. chapter 33 is added to read:

CHAPTER 33. CANNABIS ESTABLISHMENTS

Subchapter 1. General Provisions

§ 861. DEFINITIONS

As used in this chapter:

(1) “Affiliate” means a person that directly or indirectly owns or controls, is owned or controlled by, or is under common ownership or control with another person.

(2) “Applicant” means a person that applies for a license to operate a cannabis establishment pursuant to this chapter.

(3) “Board” means the Cannabis Control Board.

(4) “Cannabis” shall have the same meaning as provided in section 831 of this title.

(5) “Cannabis cultivator” or “cultivator” means a person licensed by the Board to engage in the cultivation of cannabis in accordance with this chapter.

(6) “Cannabis establishment” means a cannabis cultivator, wholesaler, product manufacturer, retailer, or testing laboratory licensed by the Board to engage in commercial cannabis activity in accordance with this chapter.

(7) “Cannabis product” shall have the same meaning as provided in section 831 of this title.

(8) “Cannabis product manufacturer” or “product manufacturer” means a person licensed by the Board to manufacture cannabis products in accordance with this chapter.

(9) "Cannabis retailer" or "retailer" means a person licensed by the Board to sell cannabis and cannabis products to adults 21 years of age and older for off-site consumption in accordance with this chapter.

(10) "Cannabis testing laboratory" or "testing laboratory" means a person licensed by the Board to test cannabis and cannabis products in accordance with this chapter.

(11) "Cannabis wholesaler" or "wholesaler" means a person licensed by the Board to purchase, process, transport, and sell cannabis and cannabis products in accordance with this chapter.

(12) "Chair" means the Chair of the Cannabis Control Board.

(13) "Characterizing flavor" means a taste or aroma, other than the taste or aroma of cannabis, imparted either prior to or during consumption of a cannabis product. The term includes tastes or aromas relating to any fruit, chocolate, vanilla, honey, maple, candy, cocoa, dessert, alcoholic beverage, mint, menthol, wintergreen, herb or spice, or other food or drink or to any conceptual flavor that imparts a taste or aroma that is distinguishable from cannabis flavor but may not relate to any particular known flavor.

(14) "Child-resistant packaging" means packaging that is designed or constructed to be significantly difficult for children under five years of age to open or obtain a toxic or harmful amount of the substance in the container within a reasonable time and not difficult for normal adults to use properly, but does not mean packaging that all children under five years of age cannot open

or obtain a toxic or harmful amount of the substance in the container within a reasonable time.

(15) "Controls," "is controlled by," and "under common control" mean the power to direct, or cause the direction or management and policies of a person, whether through the direct or beneficial ownership of voting securities, by contract, or otherwise. A person who directly or beneficially owns 10 percent or more equity interest, or the equivalent thereof, of another person shall be deemed to control the person.

(16) "Dispensary" means a business organization licensed pursuant to chapter 37 of this title or 18 V.S.A. chapter 86.

(17) "Enclosed, locked facility" means a building, room, greenhouse, outdoor fenced-in area, or other location that is enclosed on all sides and prevents cannabis from easily being viewed by the public. The facility shall be equipped with locks or other security devices that permit access only by:

(A) Employees, agents, or owners of the cultivator, all of whom shall be 21 years of age or older.

(B) Government employees performing their official duties.

(C) Contractors performing labor that does not include cannabis cultivation, packaging, or processing. Contractors shall be accompanied by an employee, agent, or owner of the cultivator when they are in areas where cannabis is being grown, processed, packaged, or stored.

(D) Registered employees of other cultivators, members of the media, elected officials, and other individuals 21 years of age or older visiting the facility, provided they are accompanied by an employee, agent, or owner of the cultivator.

(18) "Flavored oil cannabis product" means any oil cannabis product that contains an additive to give it a characterizing flavor.

(19) "Integrated licensee" means a person licensed by the Board to engage in the activities of a cultivator, wholesaler, product manufacturer, retailer, and testing laboratory in accordance with this chapter.

(20) "Municipality" means a town, city, or incorporated village.

(21) "Person" shall include any natural person; corporation; municipality; the State of Vermont or any department, agency, or subdivision of the State; and any partnership, unincorporated association, or other legal entity.

(22) "Plant canopy" means the square footage dedicated to live plant production and does not include areas such as office space or areas used for the storage of fertilizers, pesticides, or other products.

(23) "Principal" means an individual vested with the authority to conduct, manage, or supervise the business affairs of a person, and may include the president, vice president, secretary, treasurer, manager, or similar executive officer of a business; a director of a corporation, nonprofit corporation, or mutual benefit enterprise; a member of a nonprofit corporation,

cooperative, or member-managed limited liability company; and a partner of a partnership.

(24) "Small cultivator" means a cultivator with a plant canopy or space for cultivating plants for breeding stock of not more than 1,000 square feet.

§ 862. NOT APPLICABLE TO HEMP OR THERAPEUTIC USE OF
CANNABIS

This chapter applies to the regulation of cannabis establishments by the Board and shall not apply to activities regulated by 6 V.S.A. chapter 34 (hemp), 18 V.S.A. chapter 86 (therapeutic use of cannabis), or chapters 35 (Medical Cannabis Registry) and 37 (cannabis medical dispensaries) of this title.

§ 863. REGULATION BY LOCAL GOVERNMENT

(a)(1) Prior to a cannabis retailer or an integrated licensee operating within a municipality, the municipality shall affirmatively permit the operation of such cannabis establishments by majority vote of those present and voting by Australian ballot at an annual or special meeting warned for that purpose. A municipality may place retailers or integrated licensees, or both, on the ballot for approval.

(2) A vote to permit the operation of a licensed cannabis retailer or integrated licensee within the municipality shall remain in effect until rescinded by majority vote of those present and voting by Australian ballot at a subsequent annual or special meeting warned for that purpose. A rescission of

the permission to operate a licensed cannabis retailer or integrated licensee within the municipality under this subdivision shall not apply to a licensed cannabis retailer or integrated licensee that is operating within the municipality at the time of the vote.

(b) A municipality that hosts any cannabis establishment may establish a cannabis control commission composed of commissioners who may be members of the municipal legislative body. The local cannabis control commission may issue and administer local control licenses under this subsection for cannabis establishments within the municipality. The commissioners may condition the issuance of a local control license upon compliance with any bylaw adopted pursuant to 24 V.S.A. § 44-14 or ordinances regulating signs or public nuisances adopted pursuant to 24 V.S.A. § 2291. The commission may suspend or revoke a local control license for a violation of any condition placed upon the license. The Board shall adopt rules relating to a municipality's issuance of a local control license in accordance with this subsection and the local commissioners shall administer the rules furnished to them by the Board as necessary to carry out the purposes of this section.

(c) Prior to issuing a license to a cannabis establishment under this chapter, the Board shall ensure that the applicant has obtained a local control license from the municipality, if required.

(d) A municipality shall not:

(1) prohibit the operation of a cannabis establishment within the municipality through an ordinance adopted pursuant to 24 V.S.A. § 2291 or a bylaw adopted pursuant to 24 V.S.A. § 4414;

(2) condition the operation of a cannabis establishment, or the issuance or renewal of a municipal permit to operate a cannabis establishment, on any basis other than the conditions in subsection (b) of this section; and

(3) exceed the authority granted to it by law to regulate a cannabis establishment.

§ 864. [Reserved]

§ 865. EDUCATION

(a) A licensee shall complete an enforcement seminar every three years conducted by the Board. A license shall not be renewed unless the records of the Board show that the licensee has complied with the terms of this subsection.

(b) A licensee shall ensure that each employee involved in the sale of cannabis or cannabis products to the public completes a training program approved by the Board prior to selling cannabis or cannabis products and at least once every 24 months thereafter. The training shall include information about the health effects of the use of cannabis and cannabis products. A licensee shall keep a written record of the type and date of training for each employee, which shall be signed by each employee. A licensee may comply with this requirement by conducting its own training program on its premises.

using information and materials furnished by the Board. A licensee who fails to comply with the requirements of this section shall be subject to a suspension of not less than one day of the license issued under this chapter.

§ 866. YOUTH

(a) A cannabis establishment licensed pursuant to this chapter shall not dispense or sell cannabis to a person under 21 years of age or employ a person under 21 years of age. The Board may assess civil penalties against or suspend or revoke the license of a cannabis establishment that dispenses or sells cannabis or cannabis products to a person under 21 years of age.

(b) A cannabis establishment shall not permit a person under 21 years of age to enter a building or enclosure on the premises where cannabis is located. This subsection shall not apply to a registered patient visiting a dispensary even if that dispensary is located in a building that is located on the same premises of a cannabis establishment.

(c) The Board, in consultation with the Department of Health, shall adopt rules in accordance with section 881 of this title to:

(1) prohibit cannabis products or the packaging of such products that are designed to make the product more appealing to persons under 21 years of age;

(2) prohibit the packaging of cannabis and cannabis products that is designed to make the product more appealing to persons under 21 years of age;

(3) require that cannabis products sold by licensed retailers and integrated licensees are contained in child-resistant packaging; and

(4) require that cannabis and cannabis products sold by licensed retailers and integrated licensees are packaged with labels that clearly indicate that the contents of the package contain cannabis and should be kept away from persons under 21 years of age.

§ 867. STANDARD SYMBOL FOR CANNABIS

The Board shall create a standard symbol that shall be used on all cannabis and cannabis products sold by a licensed cannabis retailer to indicate that the contents of a package contain cannabis.

§ 868. PROHIBITED PRODUCTS

(a) The following are prohibited products and may not be cultivated, produced or sold pursuant to a license issued under this chapter:

(1) cannabis flower with greater than 30 percent tetrahydrocannabinol;

(2) solid concentrate cannabis products with greater than 60 percent tetrahydrocannabinol;

(3) oil cannabis products except for those that are sold prepackaged for use with battery-powered devices;

(4) flavored oil cannabis products sold prepackaged for use with battery-powered devices and any cannabis flower that contains characterizing flavor that is not naturally occurring in the cannabis;

(5) cannabis products that contain delta-9 tetrahydrocannabinol and nicotine or alcoholic beverages; and

(6) any cannabis, cannabis products, or packaging of such items that are designed to make the product more appealing to persons under 21 years of age.

§ 869. CULTIVATION OF CANNABIS; ENVIRONMENTAL AND LAND

USE STANDARDS

(a)(1) A cannabis establishment shall not be regulated as “farming” under the Required Agricultural Practices, 6 V.S.A. chapter 215, or other State law, and cannabis produced from cultivation shall not be considered an agricultural product or agricultural crop for the purposes of 32 V.S.A. chapter 124, 32 V.S.A. § 9741, or other relevant State law.

(2) Notwithstanding subdivision (1) of this subsection, the cultivation of cannabis on agricultural land and the use of farm buildings to dry or process that cannabis shall not disqualify the land or buildings from the use value appraisal program or constitute “development” under 32 V.S.A. § 3752(5), provided that:

(A) the agricultural land or farm building is enrolled in the use value appraisal program at the time cannabis cultivation commences;

(B) the agricultural land or farm building is not transferred to another owner;

(C) the cultivation, drying, or processing of cannabis is done by a licensed small cultivator on 1,000 square feet or less of agricultural land; and

(D) all other requirements under 32 V.S.A. chapter 124 continue to be met.

(b) The cultivation, processing, and manufacturing of cannabis regulated under this chapter shall comply with all applicable State, federal, and local environmental, energy, or public health law, unless otherwise provided under this chapter.

(c) A cannabis establishment regulated under this chapter shall be subject to regulation under 24 V.S.A. chapter 117 as authorized by this chapter.

(d)(1) The cultivation, processing, and manufacturing of cannabis regulated under this chapter shall comply with the following sections of the Required Agricultural Practices:

(A) section 6, regarding conditions, restriction, and operating standards;

(B) section 8, regarding groundwater quality and groundwater quality investigations; and

(C) section 12, regarding subsurface tile drainage.

(2) Application of or compliance with the Required Agricultural Practices under subdivision (1) of this subsection shall not be construed to provide a presumption of compliance with or exemption to any applicable State, federal, and local environmental, energy, public health, or land use law required under subsections (b) and (c) of this section.

(e) Persons cultivating cannabis or handling pesticides for the purposes of the manufacture of cannabis products shall comply with the worker protection standard of 40 C.F.R. part 170.

Subchapter 2. Administration

§ 881. RULEMAKING; CANNABIS ESTABLISHMENTS

(a) The Board shall adopt rules to implement and administer this chapter in accordance with subdivisions (1)–(7) of this subsection.

(1) Rules concerning any cannabis establishment shall include:

(A) the form and content of license and renewal applications;

(B) qualifications for licensure that are directly and demonstrably related to the operation of a cannabis establishment, including:

(i) a requirement to submit an operating plan, which shall include information concerning:

(I) the type of business organization, the identity of its controlling owners and principals, and the identity of the controlling owners and principals of its affiliates; and

(II) the sources, amount, and nature of its capital, assets, and financing; the identity of its financiers; and the identity of the controlling owners and principals of its financiers;

(ii) a requirement to file an amendment to its operating plan in the event of a significant change in organization, operation, or financing; and

(iii) the requirement for a fingerprint-based criminal history record check and regulatory record check pursuant to section 883 of this title;

(C) oversight requirements, including provisions to ensure that a licensed establishment complies with State and federal regulatory requirements

governing insurance, securities, workers' compensation, unemployment insurance, and occupational health and safety;

(D) inspection requirements;

(E) records to be kept by licensees and the required availability of the records;

(F) employment and training requirements;

(G) security requirements, including any appropriate lighting, physical security, video, and alarm requirements;

(H) health and safety requirements;

(I) regulation of additives to cannabis and cannabis products, including those that are toxic or designed to make the product more addictive, more appealing to persons under 21 years of age, or to mislead consumers;

(J) procedures for seed-to-sale traceability of cannabis, including any requirements for tracking software;

(K) regulation of the storage and transportation of cannabis;

(L) sanitary requirements;

(M) procedures for the renewal of a license, which shall allow renewal applications to be submitted up to 90 days prior to the expiration of the cannabis establishment's license;

(N) procedures for suspension and revocation of a license;

(O) requirements for banking and financial transactions, including provisions to ensure that the Board, the Department of Financial Regulation,

and financial institutions have access to relevant information concerning licensed establishments to comply with State and federal regulatory requirements;

(P) disclosure or eligibility requirements for a financier, its owners and principals, and its affiliates, which may include:

(i) requirements to disclose information to a licensed establishment, the Board, or the Department of Financial Regulation;

(ii) a minimum age requirement and a requirement to conduct a background check for natural persons;

(iii) requirements to ensure that a financier complies with applicable State and federal laws governing financial institutions, licensed lenders, and other financial service providers; and

(iv) any other requirements, conditions, or limitations on the type or amount of loans or capital investments made by a financier or its affiliates, which the Board, in consultation with the Department of Financial Regulation, determines is necessary to protect the public health, safety, and general welfare; and

(Q) policies and procedures for conducting outreach and promoting participation in the regulated cannabis market by diverse groups of individuals, including those who have been disproportionately harmed by cannabis prohibition.

(2)(A) Rules concerning cultivators shall include:

- (i) creation of a tiered system of licensing based on the plant canopy size of the cultivation operation or plant count for breeding stock;
 - (ii) pesticides or classes of pesticides that may be used by cultivators, provided that any rules adopted under this subdivision shall comply with and shall be at least as stringent as the Agency of Agriculture, Food and Markets' Vermont Pesticide Control Regulations;
 - (iii) standards for indoor cultivation of cannabis;
 - (iv) procedures and standards for testing cannabis for contaminants, potency, and quality assurance and control;
 - (v) labeling requirements for cannabis sold to retailers and integrated licensees, including health warnings developed in consultation with the Department of Health;
 - (vi) regulation of visits to the establishments, including the number of visitors allowed at any one time and record keeping concerning visitors; and
 - (vii) facility inspection requirements and procedures.
- (B) The Board shall consider the different needs and risks of small cultivators when adopting rules and shall make an exception or accommodation to such rules for cultivators of this size where appropriate.
- (3) Rules concerning product manufacturers shall include:
- (A) requirements that a single package of a cannabis product shall not contain more than 50 milligrams of THC, except in the case of:

(i) cannabis products that are not consumable, including topical preparations; and

(ii) cannabis products sold to a dispensary pursuant to 18 V.S.A. chapter 86 and regulations issued pursuant to that chapter;

(B) requirements that cannabis products are labeled in a manner that states the number of servings of tetrahydrocannabinol in the product, measured in servings of a maximum of five milligrams per serving, except:

(i) cannabis products that are not consumable, including topical preparations; and

(ii) cannabis products sold to a dispensary pursuant to 18 V.S.A. chapter 86 and regulations issued pursuant to that chapter;

(C) requirements that cannabis products are labeled with the date the product was manufactured, the date the product is best used by, the ingredients contained in the product, information on the length of time it typically takes for products to take effect, and appropriate warnings developed by the Board in consultation with the Department of Health;

(D) requirements that a cannabis product is clearly identifiable with a standard symbol adopted by the Board indicating that it contains cannabis;

(E) procedures and standards for testing cannabis products for contaminants, potency, and quality assurance and control; and

(F) requirements for opaque, child-resistant packaging.

(4) Rules concerning wholesalers shall include any provisions the Board has not addressed in subdivision (a)(1) of this section that are appropriate for safe regulation of wholesalers in accordance with this chapter.

(5) Rules concerning retailers shall include:

(A) requirements for proper verification of age of customers;

(B) restrictions that cannabis shall be stored behind a counter or other barrier to ensure a customer does not have direct access to the cannabis;

(C) requirements that if the retailer sells hemp or hemp products, the hemp and hemp products are clearly labeled as such and displayed separately from cannabis and cannabis products;

(D) requirements for opaque, child-resistant packaging of cannabis and cannabis products at point of sale to customer; and

(E) facility inspection requirements and procedures.

(6) Rules concerning testing laboratories shall include:

(A) procedures and standards for testing cannabis and cannabis products for contaminants, potency, and quality assurance and control;

(B) reporting requirements, including requirements for chain-of-custody record keeping; and

(C) procedures for destruction of all cannabis and cannabis products samples.

(7) Rules concerning integrated licensees shall include the provisions provided in subdivisions (1)-(6) of this subsection and any additional

provisions the Board deems appropriate for safe regulation of integrated licensees in accordance with this chapter.

(b) The Board shall consult with other State agencies and departments as necessary in the development and adoption of rules where there is shared expertise and duties.

§ 882. SUSPENSION AND REVOCATION OF LICENSES; CIVIL

PENALTIES

(a) The Board shall have the authority to suspend or revoke a cannabis establishment license for violations of this chapter in accordance with rules adopted pursuant to this chapter.

(b) The Board shall have authority to issue civil citations for violations of this chapter in accordance with rules adopted pursuant to this chapter. Any proposed rule under this section shall include the full, minimum, and waiver penalty amounts for each violation.

§ 883. CRIMINAL BACKGROUND RECORD CHECKS; APPLICANTS

(a) The Board shall obtain from the Vermont Crime Information Center a copy of a license applicant's fingerprint-based Vermont criminal history records, out-of-state criminal history records, and criminal history records from the Federal Bureau of Investigation.

(b) The Board shall adopt rules that set forth standards for determining whether an applicant should be denied a cannabis establishment license because of his or her criminal history record based on factors that demonstrate

whether the applicant presently poses a threat to public safety or the proper functioning of the regulated market. Nonviolent drug offenses shall not automatically disqualify an applicant.

§ 884. CANNABIS ESTABLISHMENT IDENTIFICATION CARD

(a) Every owner, principal, and employee of a cannabis establishment shall obtain an identification card issued by the Board.

(b)(1) Prior to issuing the identification card, the Board shall obtain from the Vermont Crime Information Center a copy of the person's Vermont fingerprint-based criminal history records, out-of-state criminal history records, and criminal history records from the Federal Bureau of Investigation.

(2) The Board shall adopt rules that set forth standards for determining whether a person should be denied a cannabis establishment identification card because of his or her criminal history record based on factors that demonstrate whether the applicant presently poses a threat to public safety or the proper functioning of the regulated market. Nonviolent drug offenses shall not automatically disqualify an applicant.

(c) Once an identification card application has been submitted, a person may serve as an employee of a cannabis establishment pending the background check, provided the person is supervised in his or her duties by someone who is a cardholder. The Board shall issue a temporary permit to the person for this purpose, which shall expire upon the issuance of the identification card or disqualification of the person in accordance with this section.

(d) An identification card shall expire one year after its issuance or upon the expiration of the cannabis establishment's license, whichever occurs first.

Subchapter 3. Licenses

§ 901. GENERAL PROVISIONS

(a) Except as otherwise permitted by law, a person shall not engage in the cultivation, preparation, processing, packaging, transportation, testing, or sale of cannabis or cannabis products without obtaining a license from the Board.

(b) All licenses shall be valid for one year and expire at midnight on the eve of the anniversary of the date the license was issued. A licensee may apply to renew the license annually.

(c) Applications for licenses and renewals shall be submitted on forms provided by the Board and shall be accompanied by the fees provided for in section 909 of this title.

(d)(1) There shall be six types of licenses available:

(A) a cultivator license;

(B) a wholesaler license;

(C) a product manufacturer license;

(D) a retailer license;

(E) a testing laboratory license; and

(F) an integrated license.

(2)(A) The Board shall develop tiers for:

(i) cultivator licenses based on the plant canopy size of the cultivation operation or plant count for breeding stock; and

(ii) retailer licenses.

(B) The Board may develop tiers for other types of licenses.

(3)(A) Except as provided in subdivision (B) of this subdivision (3), an applicant and its affiliates may obtain a maximum of one type of each type of license as provided in subdivisions (1)(A)–(E) of this subsection (d). Each license shall permit only one location of the establishment.

(B) An applicant and its affiliates that are a dispensary registered pursuant to 18 V.S.A. chapter 86 may obtain one integrated license provided in subdivision (1)(F) of this subsection (d) or a maximum of one of each type of license provided in subdivisions (1)(A)–(E) of this subsection (d). An integrated licensee may not hold a separate cultivator, wholesaler, product manufacturer, retailer, or testing laboratory license. An integrated license shall permit only one location for each of the types of activities permitted by the license: cultivation, wholesale operations, product manufacturing, retail sales, and testing.

(e) A dispensary that obtains a retailer license or an integrated license pursuant to this chapter shall maintain the dispensary and retail operations in a manner that protects patient and caregiver privacy in accordance with rules adopted by the Board.

(f) Each licensee shall obtain and maintain commercial general liability insurance in accordance with rules adopted by the Board. Failure to provide proof of insurance to the Board, as required, may result in revocation of the license.

(g) All licenses may be renewed according to procedures adopted through rulemaking by the Board.

(h)(1) The following records shall be exempt from public inspection and copying under the Public Records Act and shall be confidential:

(A) any record in an application for a license relating to security, public safety, transportation, or trade secrets, including information provided in an operating plan pursuant to subdivision 881(a)(1)(B) of this title; and

(B) any licensee record relating to security, public safety, transportation, trade secrets, or employees.

(2) Notwithstanding 1 V.S.A. § 317(e), the Public Records Act exemption created in this subsection shall continue in effect and shall not be repealed through operation of 1 V.S.A. § 317(e).

§ 902. LICENSE QUALIFICATIONS AND APPLICATION PROCESS

(a) An applicant, principal of an applicant, and person who owns or controls an applicant, who is a natural person:

(1) shall be 21 years of age or older; and

(2) shall consent to the release of his or her criminal and administrative history records.

(b) As part of the application process, each applicant shall submit, in a format prescribed by the Board, an operating plan. The Board shall adopt rules regarding the required components of an application for each type of license.

(c) The Board shall obtain a fingerprint-based Vermont criminal history record, an out-of-state criminal history record, a criminal history record from the Federal Bureau of Investigation, and any regulatory records relating to the operation of a business in this State or any other jurisdiction for each of the following who is a natural person:

- (1) the applicant;
- (2) each proposed principal; and
- (3) each individual who would control the business.

(d) An applicant who is denied a license may appeal the Board's determination in accordance with section 847 of this title.

§ 903. PRIORITIES; BUSINESS AND TECHNICAL ASSISTANCE

(a) The Board shall issue licenses pursuant to this chapter as determined according to a system of priorities adopted by rule by the Board. The system of priorities shall require consideration of criteria, including:

- (1) whether the applicants have an existing medical cannabis dispensary license in good standing;
- (2) whether the applicants would foster social justice and equity in the cannabis industry by being a minority or women-owned business;

(3) whether the applicants propose specific plans to recruit, hire, and implement a development ladder for minorities, women, or individuals who have historically been disproportionately impacted by cannabis prohibition;

(4) whether applicants propose specific plans to pay employees a living wage and offer benefits;

(5) whether the project incorporates principles of environmental resiliency or sustainability, including energy efficiency; and

(6) the geographic distribution of cannabis establishments based on population and market needs.

(b) The Agency of Commerce and Community Development, in collaboration with the Agency of Agriculture, Food and Markets, shall provide business and technical assistance to Vermont applicants with priority for services based on criteria adopted by the Board in accordance with subsection (a) of this section.

(c) No later than September 1, 2021, the Board shall begin working with the Department of Labor, Agency of Commerce and Community Development, the Department of Corrections, and the Director of Racial Equity to develop outreach, training, and employment programs focused on providing economic opportunities to individuals who historically have been disproportionately impacted by cannabis prohibition.

§ 904. CULTIVATOR LICENSE

(a) A cultivator licensed under this chapter may cultivate, process, package, label, transport, test, and sell cannabis to a licensed wholesaler, product manufacturer, retailer, integrated licensee, and dispensary.

(b) Cultivation of cannabis shall occur only in an enclosed, locked facility.

(c) Representative samples of each lot or batch of cannabis intended for human consumption shall be tested for safety and potency in accordance with rules adopted by the Board.

(d) Each cultivator shall create packaging for its cannabis.

(1) Packaging shall include:

(A) The name and registration number of the cultivator.

(B) The strain and variety of cannabis contained.

(C) The potency of the cannabis represented by the amount of tetrahydrocannabinol and cannabidiol in milligrams total and per serving.

(D) A "produced on" date reflecting the date that the cultivator finished producing the cannabis.

(E) Appropriate warnings as prescribed by the Board in rule.

(F) Any additional requirements contained in rules adopted by the Board in accordance with this chapter. Rules shall take into consideration that different labeling requirements may be appropriate depending on whether the cannabis is sold to a wholesaler, product manufacturer, or retailer.

(2) Packaging shall not be designed to appeal to persons under 21 years of age.

(e)(1) Only unadulterated cannabis shall be offered for sale. If, upon inspection, the Board finds any violative pesticide residue or other contaminants of concern, the Board shall order the cannabis, either individually or in blocks, to be:

(A) put on stop-sale;

(B) treated in a particular manner; or

(C) destroyed according to the Board's instructions.

(2) Cannabis ordered destroyed or placed on stop-sale shall be clearly separable from salable cannabis. Any order shall be confirmed in writing within seven days. The order shall include the reason for action, a description of the cannabis affected, and any recommended treatment.

(3) A person may appeal an order issued pursuant to this section within 15 days after receiving the order. The appeal shall be made in writing and in accordance with section 847 of this title and shall clearly identify the cannabis affected and the basis for the appeal.

§ 904a. SMALL CULTIVATORS

(a) It is the intent of the General Assembly to move as much of the illegal cannabis market as possible into the regulated market for the purposes of consumer protection and public safety. It is also the intent of the General Assembly to encourage participation in the regulated cannabis market by

small, local farmers. In furtherance of these goals, the Board shall consider policies to promote small cultivators as defined in section 861 of this title.

(b) The application for small cultivator licenses shall be prioritized over larger cultivation licenses during the initial application period.

(c) In accordance with subdivision 881(a)(2)(B) of this chapter, the Board shall consider the different needs and risks of small cultivators when adopting rules and shall make an exception or accommodation to such rules for cultivators of this size where appropriate, provided that the rules shall not provide for an exception or accommodation to the requirements of section 869 of this title.

(d) Upon licensing, a small cultivator may sell cannabis to a licensed dispensary at any time for sale to patients and caregivers pursuant to the dispensary license or to the public pursuant to an integrated license, including the time period before retail sales are permitted for licensed cannabis retailers.

§ 905. WHOLESALER LICENSE

A wholesaler licensed under this chapter may:

(1) purchase cannabis from a licensed cultivator and integrated licensee, and cannabis products from a licensed product manufacturer, integrated licensee, and dispensary; and

(2) transport, process, package, and sell cannabis and cannabis products to a licensed product manufacturer, retailer, integrated licensee, and dispensary.

§ 906. PRODUCT MANUFACTURER LICENSE

A product manufacturer licensed under this chapter may:

(1) purchase cannabis from a licensed cultivator, wholesalers, or integrated licensee, and cannabis products from a licensed wholesaler, product manufacturer, integrated licensee, and dispensary;

(2) use cannabis and cannabis products to produce cannabis products;
and

(3) transport, process, package, and sell cannabis products to a licensed wholesaler, product manufacturer, retailer, integrated licensee, and dispensary.

§ 907. RETAILER LICENSE

(a) A retailer licensed under this chapter may:

(1) purchase cannabis from a licensed cultivator, wholesaler, or integrated licensee, and cannabis products from a licensed wholesaler, product manufacturer, integrated licensee, and dispensary; and

(2) transport, possess, and sell cannabis and cannabis products to the public for consumption off the registered premises.

(b) In a single transaction, a retailer may provide one ounce of cannabis or the equivalent in cannabis products, or a combination thereof, to a person 21 years of age or older upon verification of a valid government-issued photograph identification card.

(c)(1) Packaging shall include:

(A) the strain and variety of cannabis contained;

(B) the potency of the cannabis represented by the amount of tetrahydrocannabinol and cannabidiol in milligrams total and per serving;

(C) a “produced on” date reflecting the date that the cultivator finished producing the cannabis;

(D) appropriate warnings as prescribed by the Board in rule; and

(E) any additional requirements contained in rules adopted by the Board in accordance with this chapter.

(2) Packaging shall not be designed to appeal to persons under 21 years of age.

(d) A retailer shall display a safety information flyer at the point of purchase and offer a customer a copy of the flyer with each purchase. A retailer shall inform the customer that if the customer elects not to receive the flyer, the information contained in the flyer is available on the website for the Board. The flyer shall be developed by the Board in consultation with the Department of Health, posted on the Board’s website, and supplied to the retailer free of charge. At a minimum, the flyer or flyers shall contain information concerning the methods for administering cannabis, the amount of time it may take for cannabis products to take effect, the risks of driving under the influence of cannabis, the potential health risks of cannabis use, the symptoms of problematic usage, how to receive help for cannabis abuse, and a warning that cannabis possession is illegal under federal law.

(e) Internet ordering and delivery of cannabis to customers are prohibited.

§ 908. TESTING LABORATORY LICENSE

(a) A testing laboratory licensed under this chapter may acquire, possess, analyze, test, and transport cannabis and cannabis products obtained from a licensed cannabis establishment, dispensary, or a member of the public.

(b) Testing may address the following:

- (1) residual solvents;
- (2) poisons or toxins;
- (3) harmful chemicals;
- (4) dangerous molds, mildew, or filth;
- (5) harmful microbials, such as E. coli or salmonella;
- (6) pesticides; and
- (7) tetrahydrocannabinol and cannabidiol potency.

(c) A testing laboratory shall have a written procedural manual made available to employees to follow meeting the minimum standards set forth in rules detailing the performance of all methods employed by the facility used to test the analytes it reports.

(d) In accordance with rules adopted pursuant to this chapter, a testing laboratory shall establish a protocol for recording the chain of custody of all cannabis samples.

(e) A testing laboratory shall establish, monitor, and document the ongoing review of a quality assurance program that is sufficient to identify problems in the laboratory systems when they occur.

(f) A cannabis establishment that is subject to testing requirements under this chapter or rules adopted pursuant to this chapter shall have its cannabis or cannabis products tested by an independent licensed testing laboratory and not a licensed testing laboratory owned or controlled by the license holder of the cannabis establishment.

§ 909. INTEGRATED LICENSE

(a) An integrated license shall allow the licensee to engage in the activities of a cultivator, wholesaler, product manufacturer, retailer, and testing laboratory as provided in sections 904–908 of this title.

(b) An integrated license is only available to an applicant and its affiliates that hold a dispensary registration on April 1, 2022. There shall be no more than five total integrated licenses, one for each registered dispensary. Upon compliance with all application procedures and requirements, the Board shall issue an integrated license to the applicant. The licensee shall have the right to renew the license in accordance with rules adopted by the Board.

Sec. 8. IMPLEMENTATION OF LICENSING CANNABIS

ESTABLISHMENTS

(a)(1) The cannabis plant, cannabis product, and useable cannabis possession limits for a registered dispensary set forth in 18 V.S.A. chapter 86 shall no longer apply on and after February 1, 2022. A dispensary shall be permitted to cultivate cannabis and manufacture cannabis products for the purpose of transferring or selling such products to an integrated licensee on or

after April 1, 2022 and engaging in the activities permitted by 7 V.S.A. chapter 33.

(2) On or before April 1, 2022, the Board shall begin accepting applications for integrated licenses.

(3) On or before May 1, 2022, the Board shall begin issuing integrated licenses to qualified applicants. An integrated licensee may begin selling cannabis and cannabis products transferred or purchased from a dispensary immediately.

(b)(1) On or before April 1, 2022, the Board shall begin accepting applications for small cultivator licenses and testing laboratories. The initial application period shall remain open for 30 days. The Board may reopen the application process for any period of time at its discretion.

(2) On or before May 1, 2022, the Board shall begin issuing small cultivator and testing laboratories licenses to qualified applicants. Upon licensing, small cultivators shall be permitted to sell cannabis legally grown pursuant to the license to an integrated licensee and a dispensary licensed pursuant to 18 V.S.A. chapter 86 prior to other types of cannabis establishment licensees beginning operations.

(c)(1) On or before May 1, 2022, the Board shall begin accepting applications for all cultivator licenses. The initial application period shall remain open for 30 days. The Board may reopen the application process for any period of time at its discretion.

(2) On or before June 1, 2022, the Board shall begin issuing all cultivator licenses to qualified applicants.

(d)(1) On or before July 1, 2022, the Board shall begin accepting applications for product manufacturer licenses and wholesaler licenses. The initial application period shall remain open for 30 days. The Board may reopen the application process for any period of time at its discretion.

(2) On or before August 1, 2022, the Board shall begin issuing product manufacturer and wholesaler licenses to qualified applicants.

(e)(1) On or before September 1, 2022, the Board shall begin accepting applications for retailer licenses. The initial application period shall remain open for 30 days. The Board may reopen the application process for any period of time at its discretion.

(2) On or before October 1, 2022, the Board shall begin issuing retailer licenses to qualified applicants and sales of cannabis and cannabis products by licensed retailers to the public shall be allowed immediately.

* * * Medical Cannabis Registry * * *

Sec. 9. 7 V.S.A. chapter 35 is added to read:

CHAPTER 35. MEDICAL CANNABIS REGISTRY

§ 951. DEFINITIONS

As used in this chapter:

(1) "Board" means the Cannabis Control Board.

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Vendor	Invoice Date	Invoice Description Invoice Number	Account	Amount Paid	Check Number	Check Date
310220	02/15/22	ACCESS MOBILITY LLC TH-lift maint, battery S04493	10-5-22-43150 Town Hall Repair/Maint.	805.00	50705	03/14/22
310220	02/15/22	ACCESS MOBILITY LLC TO- Lift maint S04494	10-5-22-43100 Town Office	275.00	50705	03/14/22
200263	03/01/22	ALDRICH & ELLIOTT, PC WWTF upgrade final design 80463	20-5-60-20130 WW Final Design	15489.29	50706	03/14/22
200263	03/01/22	ALDRICH & ELLIOTT, PC Forest Dale pump station 80485	20-5-63-20010 Newton PS Study	2675.00	50707	03/14/22
301143	02/24/22	ALLEGIANCE TRUCKS JERICHO diesel exhaust fluid X12200449801	10-5-15-41160 HW Maint. Supplies-Vehicl	204.60	50708	03/14/22
100015	02/28/22	ALLEN ENGINEERING & CHEMI chlorine 11152363201	20-5-55-50120 Sodium Hypochorite	580.80	50709	03/14/22
310590	03/02/22	AMERICAN WINDOW CLEANING Feb windows 6517	10-5-22-43100 Town Office	50.00	50710	03/14/22
100125	03/01/22	BARTOL, CURT R PH D scoring and evaluations MAR 2022	10-5-14-30130 Service Contracts	50.00	50711	03/14/22
100275	03/02/22	BRANDON FREE PUBLIC LIBRA appropriation MARCH 2022	10-5-25-70470 Brandon Library	7666.67	50712	03/14/22
100280	02/23/22	BRANDON LUMBER & MILLWORK washbrush 923940/3	10-5-22-43080 Highway Bldg Maint	12.99	50713	03/14/22
100280	02/24/22	BRANDON LUMBER & MILLWORK trash bags 924061/3	10-5-22-43170 Trash costs-Transfer Stat	33.98	50713	03/14/22
100280	03/02/22	BRANDON LUMBER & MILLWORK garden hose 924646/3	10-5-22-43080 Highway Bldg Maint	36.99	50713	03/14/22
100310	03/02/22	BRANDON SENIOR CITIZENS C appropriation MARCH 2022	10-5-25-70480 Senior Citizen Center	1125.00	50714	03/14/22
310390	03/03/22	BTS, INC troubleshoot voicemail 14711	10-5-10-30130 Service Contracts	85.00	50715	03/14/22
100198	02/23/22	CARGILL, INCORPORATED salt 2906940965	10-5-15-47110 Road Salt	1606.73	50716	03/14/22
100198	02/24/22	CARGILL, INCORPORATED salt 2906945957	10-5-15-47110 Road Salt	2295.84	50716	03/14/22
100198	02/28/22	CARGILL, INCORPORATED salt 2906955872	10-5-15-47110 Road Salt	1944.42	50716	03/14/22
100198	03/02/22	CARGILL, INCORPORATED salt 2906963852	10-5-15-47110 Road Salt	1629.14	50716	03/14/22
100051	03/03/22	CARR, BERNIE town meeting MAR 3, 2022	10-5-13-10160 Election Workers	35.00	50717	03/14/22
100462	03/01/22	CASELLA WASTE MANAGEMENT Feb trucking of sludge 2665796	20-5-55-50170 Trucking	1860.00	50718	03/14/22
301503	02/22/22	CHAMPLAIN VALLEY FUELS diesel fuel 605066	10-5-15-41130 Fuel - Vehicles HW	1099.58	50719	03/14/22
301503	02/22/22	CHAMPLAIN VALLEY FUELS heating fuel @ HWY 605097	10-5-22-42110 Heating Fuel	479.67	50719	03/14/22
301503	02/25/22	CHAMPLAIN VALLEY FUELS heating fuel @ Town Hall 605717	10-5-22-42110 Heating Fuel	341.85	50719	03/14/22
301503	03/01/22	CHAMPLAIN VALLEY FUELS diesel fuel 606032	10-5-15-41130 Fuel - Vehicles HW	1709.99	50719	03/14/22
301503	03/01/22	CHAMPLAIN VALLEY FUELS heating fuel @ HWY 606065	10-5-22-42110 Heating Fuel	455.23	50719	03/14/22

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Vendor	Invoice Date	Invoice Description Invoice Number	Account	Amount Paid	Check Number	Check Date
310703	01/31/22	CC - Jan '22 18244	10-5-18-50060 Corn-Toss League	11.89	50720	03/14/22
310097	03/02/22	service 03/09 - 04/08 EST 03/02/22	10-5-18-42100 Recreation Telephone	111.34	50721	03/14/22
310097	02/27/22	service: 03/04 - 04/03 TO 02/27/22	10-5-10-42100 Telephone Exp. Admin.	608.32	50722	03/14/22
310097	02/21/22	service: 02/28/ - 03/27 WW 02/21/22	20-5-55-42100 Wastewater Telephone	199.86	50723	03/14/22
310037	03/06/22	service Feb 06 to Mar 06 HWY 03/06/22	10-5-15-42100 HW Telephone	93.96	50724	03/14/22
100470	03/04/22	fuel pump kit 0066959	20-5-55-43160 Maint. Supplies - General	8.39	50725	03/14/22
330426	02/25/22	WW pagers 208-16883	20-5-55-42100 Wastewater Telephone	35.85	50726	03/14/22
100456	02/28/22	Arnold Dist Rd- bridge 222286	56-5-10-30100 Arnold Dist Culvert	695.00	50727	03/14/22
100494	02/26/22	testing 401165	20-5-55-22120 Testing	260.00	50728	03/14/22
300187	02/28/22	plant mix 231383	10-5-15-46140 Gravel	1811.46	50729	03/14/22
310426	02/26/22	propane WW lab bldg 69670	20-5-55-42110 LP Gas - Bldgs	385.02	50730	03/14/22
310426	02/26/22	propane @ Town Hall 69687	10-5-22-42100 Heating - Propane	310.23	50730	03/14/22
310426	02/26/22	propane @ Town Offices 69688	10-5-22-42100 Heating - Propane	303.09	50730	03/14/22
310426	03/07/22	propane @ Town Hall 70703	10-5-22-42100 Heating - Propane	328.78	50730	03/14/22
310212	03/03/22	adobe annual plan (2) 2120774508	10-5-10-10330 Dues & Subscriptions	407.76	50731	03/14/22
310158	02/17/22	electric meter tester S3969683.001	20-5-55-43160 Maint. Supplies - General	116.83	50732	03/14/22
100725	02/28/22	de-icer 179714	10-5-14-41160 FD Maint. Supplies-Vehicl	29.70	50733	03/14/22
100725	02/28/22	battery for rodder 179723	20-5-55-41180 Maintenance-Vehicles	123.56	50733	03/14/22
100725	03/01/22	hose, fuel filter, clamps 179753	20-5-55-41180 Maintenance-Vehicles	12.02	50733	03/14/22
100725	03/03/22	filter, windshield wash 179853	10-5-15-41160 HW Maint. Supplies-Vehicl	50.57	50733	03/14/22
100725	03/04/22	diesel exhaust fluid 179897	20-5-55-41180 Maintenance-Vehicles	18.86	50733	03/14/22
100725	03/10/22	wiper blades 180131	10-5-15-41160 HW Maint. Supplies-Vehicl	9.34	50733	03/14/22
300600	03/08/22	sodium aluminate 13960SA	20-5-55-50180 Sodium Aluminate	6296.16	50734	03/14/22
300600	03/08/22	sodium bisulfite 13960SB	20-5-55-50140 Sodium Bisulfite	1957.75	50734	03/14/22
301082	03/02/22	urethane for trackless 3255	10-5-15-41160 HW Maint. Supplies-Vehicl	450.00	50735	03/14/22

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310033	03/03/22	KNAPP, ELLEN town meeting MAR 3 2022	10-5-13-10160 Election Workers	35.00	50736	03/14/22
310406	03/01/22	LINSTAR ID cards 106075	10-5-14-30110 Office Supplies	38.40	50737	03/14/22
300964	03/03/22	MARDEN, DENNIS town meeting MAR 3 2022	10-5-13-10160 Election Workers	35.00	50738	03/14/22
310630	02/09/22	MASTERCARD notary stamp - DK 44687	10-5-14-30110 Office Supplies	37.50	50739	03/14/22
310630	02/15/22	MASTERCARD electric fuse pullers 44791	20-5-55-43160 Maint. Supplies - General	81.98	50739	03/14/22
310630	02/25/22	MASTERCARD large mtg upgrade-zoom 52226	10-5-10-30130 Service Contracts	50.00	50739	03/14/22
310630	02/26/22	MASTERCARD team bracket creator 52227	10-5-18-10320 Dues & Subscriptions	84.97	50739	03/14/22
310630	02/11/22	MASTERCARD Flood damage replacement: 61500 monitor cable, 2 calculators, color document scanner	10-5-22-43100 Town Office	1057.29	50739	03/14/22
310630	02/09/22	MASTERCARD .com domain renewal 61501	10-5-10-30130 Service Contracts	19.17	50739	03/14/22
310630	02/15/22	MASTERCARD CC machine paper 61502	10-5-13-30110 Office Supplies	59.99	50739	03/14/22
310630	02/15/22	MASTERCARD cable hoist pullers 61503	10-5-15-41110 New Equipment-Misc. Tools	144.43	50739	03/14/22
310630	02/16/22	MASTERCARD Chipper decal kits 61504	10-5-15-41120 Safety Equipment	353.95	50739	03/14/22
310630	02/17/22	MASTERCARD VLCT conf.-flight 61505	10-5-10-10310 Travel & Expenses	229.20	50739	03/14/22
310630	02/22/22	MASTERCARD WWTF Upgrade-Stormwater 61506 Construction Discharge General Permit 3-9020. Notice of Intent.	20-5-60-20500 Permits, Fee's, Testing	100.00	50739	03/14/22
301142	02/21/22	MCDONALD UNIFORM CO., INC caps 205029	10-5-14-10320 Clothing Allowance	360.94	50740	03/14/22
100201	03/03/22	MONDLAK, JANET town meeting MAR 3, 2022	10-5-13-10160 Election Workers	35.00	50741	03/14/22
301083	03/04/22	MVP SELECT CARE INC Feb. 2022 - HRA 2022-02	20-5-55-10218 HRA HW	5.00	50742	03/14/22
301083	03/04/22	MVP SELECT CARE INC Feb. 2022 - HRA 2022-02	10-5-22-10218 HRA	2.50	50742	03/14/22
301083	03/04/22	MVP SELECT CARE INC Feb. 2022 - HRA 2022-02	10-5-15-10218 HRA HW	5.00	50742	03/14/22
301083	03/04/22	MVP SELECT CARE INC Feb. 2022 - HRA 2022-02	10-5-10-10218 HRA Admin	5.00	50742	03/14/22
301083	03/04/22	MVP SELECT CARE INC Feb. 2022 - HRA 2022-02	10-5-13-10218 HRA	5.00	50742	03/14/22
301083	03/04/22	MVP SELECT CARE INC Feb. 2022 - HRA 2022-02	10-5-18-10218 HRA	2.50	50742	03/14/22
301083	03/04/22	MVP SELECT CARE INC Feb. 2022 - HRA 2022-02	10-5-14-10218 HRA PD	5.00	50742	03/14/22
310795	02/24/22	NATIONAL BUSINESS TECHNOL service contract printers IN470982	10-5-10-30130 Service Contracts	46.95	50743	03/14/22

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310795	02/24/22	NATIONAL BUSINESS TECHNOL service contract copiers IN470983	10-5-10-30130 Service Contracts	100.00	50743	03/14/22
100788	03/08/22	NEW ENGLAND MUNICIPAL RES Lisa - Feb '22 50010	10-5-11-22140 Property Assessor	475.00	50744	03/14/22
310530	02/24/22	PATCH ELECTRIC INC replaced switch & GFCI 1950	10-5-22-43090 PD Bldg Maint.	152.95	50745	03/14/22
310530	03/09/22	PATCH ELECTRIC INC replace light-conf room 1968	10-5-22-43100 Town Office	205.40	50745	03/14/22
330423	03/03/22	PATCH, TERRIE town meeting MAR 3 2022	10-5-13-10160 Election Workers	30.00	50746	03/14/22
310736	03/08/22	POCKETTE PEST CONTROL pest control: Police Dept 18009	10-5-22-43090 FD Bldg Maint.	65.00	50747	03/14/22
310736	03/08/22	POCKETTE PEST CONTROL pest control: storage 18011	10-5-18-20500 Storage Unit Supply/Maint	50.00	50747	03/14/22
310736	03/08/22	POCKETTE PEST CONTROL pest control: Town Office 18012	10-5-22-43100 Town Office	70.00	50747	03/14/22
310736	03/08/22	POCKETTE PEST CONTROL pest control: Town Hall 18013	10-5-22-43150 Town Hall Repair/Maint.	40.00	50747	03/14/22
311066	03/09/22	PUTNAM, DARLENE nov tax overpayment MAR 2022	10-2-00-02120 Anticipated Tax Credits	673.35	50748	03/14/22
310582	03/08/22	SECURSHRED shredding 3/2/22 387294	10-5-14-30110 Office Supplies	42.00	50749	03/14/22
310418	02/28/22	SILLOWAY NETWORKS INC flood replacemnt-computer 20214838	10-5-22-43100 Town Office	842.82	50750	03/14/22
310418	03/01/22	SILLOWAY NETWORKS INC computer upgrade/monthly 20214989	10-5-10-30134 Technical Support	827.50	50750	03/14/22
310418	03/01/22	SILLOWAY NETWORKS INC computer upgrade/monthly 20214989	25-5-10-01000 Computer upgrades	437.50	50750	03/14/22
310418	03/01/22	SILLOWAY NETWORKS INC flood replacement-computer 20214990	10-5-22-43100 Town Office	125.00	50750	03/14/22
		ready new computer, setup on-site.				
310921	02/16/22	STEARNS SERVICES LLC Consulting fee- Feb PR 1122	10-5-10-30130 Service Contracts	360.00	50751	03/14/22
310953	03/04/22	TCE INC Arnold Dist-Culvert Desig 38585	56-5-10-30100 Arnold Dist Culvert	3497.25	50752	03/14/22
330348	02/22/22	VERIZON WIRELESS service Jan 23 - Feb 22 9900161713	10-5-14-20233 MDT/Aircards	240.10	50753	03/14/22
310900	03/02/22	VERMONT ELEVATOR INSPECTI annual lift inspection 33705	10-5-22-43150 Town Hall Repair/Maint.	150.00	50754	03/14/22
310900	03/02/22	VERMONT ELEVATOR INSPECTI annual lift inspection 33705	10-5-22-43100 Town Office	150.00	50754	03/14/22
200298	03/01/22	VERMONT RECREATION & PARK membership renewal 02056	10-5-18-10320 Dues & Subscriptions	285.00	50755	03/14/22
300382	02/15/22	VLCT EMPLOYMENT RESOURCE 2022-Q2 Unemployment Ins REN033646-Q2	20-5-55-61150 WW Unemployment	123.50	50756	03/14/22
300382	02/15/22	VLCT EMPLOYMENT RESOURCE 2022-Q2 Unemployment Ins REN033646-Q2	10-5-17-61150 Unemployment Insurance	1355.50	50756	03/14/22
100146	02/15/22	VLCT PACIF 2022-Q2 P&C, W/C ins. REN220068-Q2	20-5-55-61110 Insurance Expenses	-690.38	50757	03/14/22
100146	02/15/22	VLCT PACIF 2022-Q2 P&C, W/C ins. REN220068-Q2	10-5-17-61110 VLCT Insurance	22217.25	50757	03/14/22

03/11/22
12:21 pm

TOWN OF BRANDON Accounts Payable
Check Warrant Report # 63537 Current Prior Next FY Invoices
All Invoices For Check Acct 01(10 General Fund) 03/14/22 To 03/14/22

Page 5 of 5
Jacolyn

Vendor	Invoice Date	Invoice Description Invoice Number	Account	Amount Paid	Check Number	Check Date
100146	02/15/22	2022-Q2 P&C, W/C ins. REN220068-Q2	10-5-17-61110 VLCT Insurance	-3792.62	50757	03/14/22
100146	02/15/22	2022-Q2 P&C, W/C ins. REN220068-Q2	10-5-17-61160 Worker's Comp Insurance	10705.75	50757	03/14/22
100146	02/15/22	2022-Q2 P&C, W/C ins. REN220068-Q2	20-5-55-61110 Insurance Expenses	4031.00	50757	03/14/22
100146	02/15/22	2022-Q2 P&C, W/C ins. REN220068-Q2	20-5-55-61160 WW Workers Comp.	1543.25	50757	03/14/22
311070	02/28/22	Gas - Feb 2022 79137772	10-5-15-41130 Fuel - Vehicles HW	179.89	50758	03/14/22
311070	02/28/22	Gas - Feb 2022 79137772	10-5-18-20100 Fuel	62.20	50758	03/14/22
311070	02/28/22	Gas - Feb 2022 79137772	10-5-14-41130 Fuel - Vehicles	1560.98	50758	03/14/22
330427	03/02/22	election sign stickers 18962	10-5-13-20010 Elections	30.00	50759	03/14/22
Report Total				106128.47		

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 \$ ***106,128.47
Let this be your order for the payments of these amounts.

