

From: Springer, Darren [Darren.Springer@vermont.gov]

Sent: Friday, July 31, 2015 7:59 PM

To: GPS

CC: Johnson, Justin; Coriell, Scott; Allen, Susan; London, Sarah; Miller, Lawrence

Subject: Weekly Reports - Executive Privilege 07 31 15.pdf

Attachments: Weekly Reports - Executive Privilege 07 31 15.pdf; ATT00001.txt

highlighted weekly attached

Gov -

Check out Seldon Technology update upfront in ACCD section.

As noted in DFR section, ACCD looking to hire Gene Fullam for EB5. We are meeting with him when you get back on 14th. I also asked Pat to talk with Tom Hughes and see if he could be a good fit. I met with him and he is interested.

In Public Service I will update you with new information on Quality investigation with FairPoint. Sounds like Jim Porter has reached settlement in principal and wants our go ahead. Also in Public Service PSB fined Vermont Gas \$100,000 for misreporting, much more than the \$35,000 recommend by Department. That is already out in media. We also got statement from you out today on GMP effective rate decrease (technically they had modest rate increase, but offset by some one-time funds that will lower bills by about three quarters of a percent this year).

Lots of notes in here for Justin, Scott, Sarah and Sue, and good update from Lawrence/Robin on where we are with All Payer toward back.

Thanks,
Darren

WEEKLY REPORTS

Checklist
7/31/15

Darren Springer

- ✓ Agency of Commerce and Community Development – Patricia Moulton
- ✓ Department of Labor – Annie Noonan
- ✓ Department of Financial Regulation – Susan Donegan
- ✓ Agency of Education – Rebecca Holcombe
- ✓ VT Commission on Lottery – Greg Smith

Sue Allen

- ✓ Agency of Transportation – Sue Minter
- ✓ Agency of Human Services – Hal Cohen
- ✓ Agency of Agriculture – Chuck Ross
- ✓ Agency of Natural Resources – Deb Markowitz
- ✓ Public Service Department – Chris Recchia

Sarah London

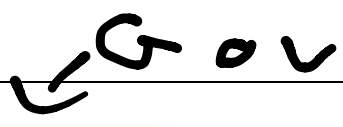
- ✓ Department of Public Safety – Keith Flynn
- ✓ Agency of Administration – Justin Johnson

Jessica Gingras

- Boards and Commissions – Jessica Gingras (**no report this week**)
- ✓ Department of Liquor Control – Jim Giffin

To: Governor Peter Shumlin
From: Patricia Moulton, Secretary - Agency of Commerce and Community Development
Date: July 31, 2015
Re: Weekly Report

PATRICIA MOULTON, SECRETARY:

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- **Confidential and sensitive:** Seldon Technologies in Windsor has told SRDC that if they do not get emergency funding to of \$1mm they will close shop on August 14 and all 40 employees will be gone with no severance. VEDA is unable to lend them funds as the balance sheet is in negative net worth territory, they have substantial losses, and are not cash flow positive. The parent, Econet (a South African firm, owner for the last 3-4 years) has been supporting them over the past several years and can no longer do so because of their own cash flow difficulties. They've been asking about VEF but ACCD has not been encouraging it as VEF is not a bailout fund and there is no guarantee of repayment. SRDC has explained the situation to the town of Windsor and to Donna Sweaney and locally they will try to help with their local revolving loan funds. Additionally, we need to know their plan for turning this around and how they will handle the EB 5 investors - some of whom have not received their permanent status. If the company goes belly up, this is another EB5 black eye. Further, Governor Shumlin and Senator Leahy recently attended a contract signing between Seldon and a Mexican firm to supply water filters to Mexico. This is a lucrative contract but will be one to two years before it provides needed income. Seldon is considering a front funding from Mexico to help them through this bind. If there was adequate security to assure repayment of the \$1 million, perhaps we could help. Thus far we have not seen that.
 - **GS Precision:** I spoke with Norm Schneeberger this week and he is nearing conclusion to proceed with expansion Brattleboro. He would build onto his two existing buildings in the Exit One Park versus one new bulding. This does not reduce *his* overall costs, but does eliminate the need to build a road at this time. He is now asking for \$4 million in "grant" funds. \$3 million from the Windham County program, and \$1 million from CDBG. I explained to him that was an extremely heavy lift and I couldn't assure him. I will go back to explain we can't do that. Number one we don't have the cash flow, which I've already explained him, number two it dilutes the argument for CDBG, number three it's a huge commitment of the Windham county funds. It will be calling his bluff but I think it is worth it. Norm is saying he would be making a commitment to Vermont and he is still very leery of the Legislature on taxes and other business unfriendly activity. I'm talking later today with Craig Miskovich about how to best apply the funds and structure them so that we can maximize new market tax credits for GSP, and structure this for loan repayment at the time the building is purchased by GSP. BDCC will be the developer and owners of the real estate initially.
 - **International Economic Development Council (IEDC)/SelectUSA meeting in DC:** I attended an invite only White House briefing on trade and economic development in DC. It was sponsored by the IEDC and Select USA which is a division of the US Department of Commerce specializing in assistance to states and communities for foreign direct investment. We have had minimal interaction with SelectUSA but based on this meeting, we will step that up. I learned a lot more about their services and resources. I also had a great chat with the assistant secretary for Commerce for EDA about the VY closure. EDA has a special program for communities transitioning from fossil fuel use. I explain to Jay Williams a similar program should be available for communities transitioning from nuclear power. He agreed and I will be following up with more information. The program provide funding and technical assistance from EDA, Labor and others to assist communities transitioning due to fossil fuel shifts.
 - **Flood recovery and rental housing:** The floods and Barre have impacted multi-unit rental housing. This type of housing falls through the cracks of all federal and state assistance. It's not residential because it's rental, and it's not a business because it's housing. I will be convening a group to explore what options we might have to provide assistance. We have a huge need for rental housing. And as these units get damaged and flooding, there's a risk we may lose them.

See ↪

LUCY LERICHE, DEPUTY SECRETARY

- **FOR GOV. REPORT ONLY - Vermont Strong Scholars:** So far, Lucy met with Tricia Coates of the Vermont State Colleges and Tom Little of VSAC to begin working through her concept of how to use some funds from the Higher Education Trust Fund for the VSS Program. All parties seem to feel strongly that it is important to preserve the integrity of the HETF for its intended purpose of helping low income students. But not all VSS participants are likely to be low income. The idea Lucy is floating is to perhaps use some portion (to be agreed upon) of the interest generated from the fund to pay for all or part of the students identified as low income enrolled in the VSS Program. Other sources of funding beyond the HETF and VSAC's arbitrage will be needed, however. Most likely a general fund appropriation. *She would like feedback from the Governor's Office as soon as possible if there are problems or disagreements with that model.*
- **CONFIDENTIAL - Chris Saunders:** Lucy met with Chris Saunders yesterday to update the Senator's office on new developments around Seldon and DFR's review of NEK EB-5 projects.
- **Relocation Tax Credit Study:** The ACCD team is working on a framing document and presentation for the first meeting of the study group in September. Our concern is that there could be other more effective ways of importing labor talent than focusing exclusively on a relocation credit. The challenge here is the subject can get too broad and unwieldy in a hurry. The team is working on striking a balance that steers the discussion toward something that will be effective.

DEPARTMENT OF ECONOMIC DEVELOPMENT: Joan Goldstein, Commissioner:

Joan's report is primarily on Seldon which is under my report for highlighting purposes.

BUSINESS SUPPORT - Economic Development ♦ Jared Duval, Director

- Ken and Jared met with Pat, Lucy, and Joan to share results of NBRC application review/rankings. Identified six projects to recommend for funding. Another three will not be recommended for funding. Final deliberations on a middle group of five applications will happen next week, after we receive responses to additional requests for information from applicants.
- Met with Gabrielle Stebbins, Director of Renewable Energy Vermont (REV), to discuss ways ACCD generally and my position specifically can provide business support to the clean energy sector. Coordinating on a presentation on state ED resources that could assist clean energy businesses at the Fall REV conference.

FINANCIAL SERVICES ♦ Dan Towle, Director

- **Vermont Confirmed on the Short List of Captive Review Magazine Top US Domicile Award:** Dan Towle, Director of Financial Services, confirms that Vermont is on the short list of award winners. He will be attending an awards function in two weeks along with David Provost of the Department of Financial Regulation and will find out then if they have won. The award has been given out 3 years, with Vermont winning twice and being a runner-up once.
- **Patrick Leahy Confirmed to Speak at Vermont Captive Insurance Association Conference:** Dan learned today that Senator Leahy will be attending the General Session of the conference and be addressing the conference attendees. Dan expects the Senator to talk about the Non Admitted Reinsurance Reform Act and his, and the State's role in legislation proposed to solve this confusion. Dan will be forwarding some suggested talking points to Erica Chabot of Leahy's staff.
- **Seven Days Interview:** Dan will be interviewed this Friday by Molly Walsh. She plans to do an 'overview piece' on captive insurance. Dan has been in contact with Scott Coriell of the Governor's Office on this.
- **Anderson Kill Law Firm:** Dan met with the Partner who will be taking over the insurance practice, Andrew Walsh, as the current head of the practice will be retiring soon. Anderson Kill has been an excellent referral source to Vermont and Dan hopes to continue the strong relationship he developed with the firm and continue that with the new leadership. Dan spent several hours with Andrew Walsh and hopes to build upon the state's relationship with the firm.
- **Risk & Insurance Management Society (RIMS) Meetings:** Dan met with the Deputy Director to discuss opportunities for the state and for Dan to stay involved with the society. Dan is the current out-going Chair of the Exhibitors Advisory Committee and is interested in staying involved with this key organization. The society represents Risk Managers, which is typically the decision maker for companies and establishing captive insurance companies.

VERMONT ECONOMIC PROGRESS COUNCIL ♦ Fred Kenney, Director

VEGI

- At its monthly meeting, VEPC gave initial approval for \$977,125 in VEGI incentives for a potential expansion of GW Plastics in Bethel and Royalton to service a new client in the healthcare sector located in NH. GW is also considering Texas and NH to locate the expansion.
- Phone meeting with GBIC and Chris Lyons regarding potential expansion of Seventh Generation to bring e-commerce positions in-house. Potential August VEGI application.

Windham County Economic Development Program

- Soft launch of new and improved program.
- Participated in interviews for BDCC WCEDC position and second Windham County Advisory Council meeting.

VT PROCUREMENT TECHNICAL ASSISTANCE CENTER ♦ Robin Miller, Director

- Joanne Spaulding and Babette Lizotte met with William Cats-Baril to discuss the available opportunities with the VT National Guard.
- Ed Williams met with Kerry Swan of Anytime Maintenance. Ed and Kerry discussed Kerry's cleaning business and his desire to expand and grow through government contracting.
- Brenda Plastridge was contacted by Donna Pion, Office Manager at Vermont Natural Coatings, Inc., to see if the company could use our services and if there were any opportunities for government contracting. Brenda met with Donna and went over the PTAC program.

VERMONT TRAINING PROGRAM ♦ Beth Demers, Director

- **Global Foundries:** Beth Demers had a phone meeting with Eva Holmes, Corporate Relations, at the Essex Global Foundries to discuss the Vermont Training Program and how it may assist employees. Eva shared that IBM was under such budget pressure that little employee training occurred in Essex for the last several years. This, along with staff turnover, has created a number of skill gaps. Beth has scheduled an in-person follow up meeting for early August.
- **Open Tempo:** Beth Demers and Curt Carter (GBIC) met with Brian McNabb, Vice President of Professional Services, at the Williston software developer's office. The company specializes in creating and maintaining software for the staffing and time management of large hospitals. The company is growing rapidly and increasing the geographic scope of the hospitals it serves into four time zones. This creates challenges for servicing clients. The company is considering adding additional staff in VT or adding a West Coast office. Curt gave an overview of VEGI and will follow-up with a referral to Fred Kenney. Beth discussed the Vermont Training Program. The company is having a leadership meeting in the near future and Brian will loop back around after that.
- **Kaytek:** Beth Demers met with Turk Thompson, Plant Manager, of the Richford based manufacturer of vinyl siding. This was the second visit to the company regarding a VTP application. Beth and Turk discussed the specifics of the employee training projects the company hopes to undertake and how they would fit within the application. Beth expects to see a full draft of the application within the next couple of weeks.
- During three business visits to the Bennington area a theme emerged. It is one that has been heard from a number of companies across the state but this day it was front and center. Companies are having a very difficult time hiring skilled employees. This lack of skilled employees is harboring their ability to grow in Vermont. The fear is that with these multi-state/international companies, contracts and work assigned to Vermont facilities will have to be moved due to the lack of confidence the corporate office has in the capacity and skill of VT employees. To meet this challenge Vermont facilities are starting to develop formal training of various types (apprenticeship, formal skill/merit based levels, etc.) in order to "grow from within". While this is a positive trend for employees, it is an enormous cost for the companies and puts it at a disadvantage when competing in global market and among its corporate affiliates. In each of the cases below, the Vermont Training Program may be an option to assist with initial ramp up of these formal pilots.
 - **NSK Steering Systems:** Beth Demers and Peter Odierna (BCIC) met with Ben Nichols, Human Resource Manager, and Don DeSacia, Plant Manager, at the Bennington based manufacturer of auto steering columns. The company is adding approximately 20 positions to meet an increased market demand. The company is also facing a 20% retirement rate in its production staff. In addition, the Vermont facility is moving from a less technical assembly shop to a more technical machining shop. This requires employees to also move to a higher skill base. Ben has been working on developing a formal skill/merit based training to grow employees from within the company rather than trying to recruit from out of state. Beth discussed the Vermont Training Program and how it may assist with the cost of employee training. Ben and Don will discuss the various initiatives the company may undertake and how best to use the funds.
 - **Peckham Industries (William E. Dailey):** Beth Demers met with Richard (Rich) Mancinelli, Human Resources Director, at the Shaftsbury facility. Rich is based in the Whitehall, NY corporate headquarters but

came over to meet and discuss the formal training system the company is looking to develop to retain employees and move them up into higher skilled positions. The company is facing a serious shortage of skilled employees. Rich shared a story that the company looks to hire the “Bob the Builder” types. However, these are few and far between. Recruiting from out-of-state is also very difficult and costly. The Shaftsbury facility has recently designated a long term employee as a Training Manager. Beth spoke about the Vermont Training Program, the application process, and how the first pilot may fit. Beth will follow up in a couple of weeks to ensure that the drafting process is going smoothly for them.

- **Mack Medical:** Beth Demers met with Rich Hornby, Plant Manager, of the Arlington facility. The Arlington Mack facility is increasingly moving to medical devices which requires additional engineers and a higher skill set for production employees. Beth again heard of the development of a formal skill/merit based system. In addition, the company is looking at formal Lean Six Sigma certification. Beth will be back in touch with Rich mid-August to answer any questions and inquire about the potential application.

DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

Commissioner MacKay and Deputy Commissioner Hollar

Commissioner MacKay

- **Solar Siting Meeting:** In Act 65 (bill H.40 of 2015 legislation), there is a requirement for a Solar Siting Task Force comprised of 10 members of state agencies and organizations that represent towns, solar developers, etc. to look at solar siting requirements. This week the first meeting was held and there are many disparate expectations for this Task Force that will be difficult to meet in 6 months. Hopefully the Task Force, with public input will be able to identify the issues, the scale of each and layout recommendations, building on the recommendations from another siting task force that met for a year in 2014.
- **Kelly Stoddardpoor, AARP-VT:** Met with Kelly to discuss their work in communities around livability, transportation and housing. They have an interesting Livability Index that is an interesting tool for choosing a community to live or retire: Link to our Livability Index: <https://livabilityindex.aarp.org/>

Deputy Commissioner Hollar

- **Consolidated Plan:** The biggest news of the week is HUD’s approval of our proposed consolidated plan for the use of CDBG, HOME and Emergency Solutions Grants. Work on the new 5- year plan began in November and included extensive public outreach, drafting, policy considerations and adapting to a new online format. The plan was approved after only a couple of minor additions. Grant agreements with HUD for the three programs are in process putting in place funding for the 2015 program year which began July 1st. Many thanks to Arthur for shepherding DHCD, AHS and VHCB through the plan’s development and submission.
- **Ending Family Homelessness by 2020:** Dubbed EFH2020 by AHS, this effort focused on private rental stock this week. A cross-agency group met to review lessons learned from previous rental rehab programs for private landlords, data on inspection failure rates and local code enforcement. Low cost financing alone has not proven to be enough to get landlords to participate. Successful programs have been those that have also offered commitments of Section 8 vouchers. This subcommittee is coordinating with the Housing and Homelessness Subcommittee of the Poverty Council which has been charged by the Governor to propose a rental rehab program to bring distressed rental stock back into service. A first step will be to estimate how many such units exist.

COMMUNITY PLANNING & REVITALIZATION ♦ Chris Cochran, Director

- **Downtown Board**
 - The board awarded just under \$2.4 million in state tax credits and reallocated sales taxes to 27 projects in 21 communities to support almost \$40 million in private investment. A record number of village center projects applied for and received credits this year thanks to increased outreach efforts. A press conference with Governor Shumlin to formally announce the winners is in the works and will be announced shortly. The Board also:
 - Renewed the Village Center designations for Sharon, East Poultney, West Brattleboro, Fairfield, and East Fairfield
 - Renewed the Downtown designation for the Town of Poultney and amended the district boundary to include a portion of Green Mountain College, a community center and several businesses.
 - Renewed the New Town Center designation for the City of South Burlington. The City indicated that they may request a boundary expansion in the coming months.
- **VERI** – Thanks to great team effort, the completion of the project is on track.
 - 5 community reports are finalized
 - The project report (to EDA) was sent to project partners for their review and comment

- The community tool box handouts look fantastic and will be wrapped up soon

GRANTS MANAGEMENT ♦ Ann Karlene Kroll, Director

Closeout Agreement (CA) Financial Reporting & Program Income

Disaster Recovery

- The Quarterly Progress Reports (“QPR”) for both DR1 and DR2 have been filed with HUD, meeting the July 30th deadline. A couple of the projects highlighted in this quarter included the demolition occurring at Hunger Mountain Children’s Center (DR1) and the completion of construction and the May 28th Open House/Ribbon Cutting for Ladd Hall (DR2).



Hunger Mountain Children’s Center – demolition underway at 121 and 123 Main Street Waterbury

CDBG Monitoring Visit

- Ray and Cassie monitored the Town of Woodstock, Safford Commons housing project at 455 & 473 Woodstock Road, West Woodstock Village on July 23rd along with our new Disaster Recovery staffer Jason Richie. This was an affordable housing project that persevered through the Supreme Court and took over 8 years of public input to make it to the commencement of construction. The Town made a long term deferred loan of \$995,000 of VCDP grant funds to the Borrower, Safford Commons Limited Partnership, for new construction of 28 new multi-family rental apartment units to include roadways, utilities, landscaping and associated parking. The VCDP funds helped to leverage \$8,437,261 of Other Resources that included access to low income housing tax credits to support 26 low/moderate income households. Staff provided technical assistance to the Town, Project Administrator, Program Manager and the Borrower on a number of areas. The Administrator provided staff with a tour of the site to see the construction in process of the ten new buildings and the renovation of the former grange building.



Various photos of the 11 buildings at Safford Commons, Woodstock, VT

HISTORIC PRESERVATION ♦ Laura Trieschmann, State Historic Preservation Officer

State Archaeologist

- On Tuesday, Jess and Scott met with the Winooski Director of Public Works, Peter Wernsdorfer, and several of his colleagues at the Winooski Archaeological Site. The site, listed on the National Register of Historic Places and one of the most notable in Chittenden County, has in recent times become a location for homeless camps and intravenous drug users. The city is anxious to clean the area up, and approached the Division for advice about non-destructive methods they might use. The meeting was very positive, and there were very encouraging discussions about turning the site area (known in Winooski as Memorial Park) into a more open space with walking trails and interpretive signage.

State Architectural Historian

- **Vermont Academy Campus Historic District, Rockingham:** Vermont Academy, a private, co-educational school in Saxtons River, opened in 1876. The historic campus was officially listed in the National Register of Historic Places on July 14, 2015. Preparation of the National Register nomination was supported with a Certified Local Government grant.
- **Former Vermont State Hospital, Waterbury:** Devin, Jamie and John Ostrum, BGS, have reviewed a first draft of the National Register nomination for the Vermont State Hospital Historic District. Preparation of this nomination is part of the mitigation package to address adverse effects on historic resources resulting from the re-configuration and re-development of the former VSH campus following TS Irene.

Project Review

- **Sunderland:** On Tuesday Jamie, Yvonne, and Elizabeth conducted site visits for projects under review in the southern part of the state. Hill Farm Inn in Sunderland is applying for an Act 250 permit to expand their facilities including an event barn, restaurant, spa, pool, and guest cottages. We met with Nina Mooney who walked us around the site to look at the proposed changes and the potential impacts to the historic landscape. We also visited the Slason Bridge at the Winhall Recreation area. We are currently in consultation with the US Army Corps of Engineers about their proposed rehabilitation of the bridge.
- **Vergennes:** The Project Review Team participated in a coordinated site visit with LandWorks Consultants who are working with the Northlands Job Corps (NJC) and Town of Vergennes to create a Master Plan for the Weeks Technical School Campus, which NJC leases from the State. The campus comprises a number of historic buildings dating from as early as 1828 to more recent mid-century modern structures, substantial agricultural acreage that is currently leased to an neighboring farm, renewable energy projects (wind & solar) and some areas that may be potentially offered up for public recreational use and others areas that may be parceled out for divestment and sale. As part of these master planning efforts to developing a vision for long-term use of the campus, the consultants are engaging the project review team to help identify additional areas on the campus that are potentially sensitive (there are three (3) known archaeological sites on the campus) in addition to evaluating the feasibility of rehabilitating two historic buildings that are currently moth-balled and need stabilization and repairs. DHP will continue to engage with the Consultants, NJC and VT Buildings & General Services in the development of the Master Plan.
- **DPS:** Jamie and Scott had a very productive meeting with Jeanne Elias and Jeannie Oliver from the Department of Public Service regarding information sharing and notification for Net-metering projects. As a result of this open communication, DPS and DHP will identify ways to assist each other in review of these projects by identifying ways each can improve notification, share information regarding substantial changes to project designs, collaborate on aesthetic analysis in cases where there may be an aesthetic impact affecting historic sites and will copy each other on comments provided to the Public Service Board and Petitioners to ensure a united and transparent process for all. In addition, DHP was notified by the Public Service Board that the PSB will look to DHP to help inform the proposed ePSB project filing system for ways to improve our notification of new projects.

- **Groton 9 Dam Removal Project:** Scott met with Madeleine Lyttle from the U.S. Fish and Wildlife Service (USFWS) and Angela Rappella from the US Army Corps of Engineers to work on a draft Memorandum of Agreement (MOA) for the removal of this remnant dam on the Wells River in Groton. USFWS is the lead federal agency on the project and recently submitted a historic structures report recommending that the dam segment to be removed is eligible for the National Register of Historic Places. The dam consists of the remains of a hydroelectric facility built in 1908 and operated until it was significantly damaged by the 1927 flood. However, the property, now owned by Green Mountain Power, contains evidence of earlier mill structures. The MOA will provide for additional documentation of these structures while allowing the high priority dam removal to occur simultaneously during this construction season.
- **Winooski Downtown Development:** Scott has been working with Civil Engineering Associates, Inc. to resolve potential impacts to one remaining archaeologically sensitive area and a known Native American site adjacent to a proposed parking lot in east section of the development. Additional fill was placed on the area last year to create a temporary parking lot for the construction of a new residential building to the south. The current Act 250 amendment application will add more fill to create a permanent parking lot and will entail placement of a retaining wall along the edge of an archaeologically sensitive area above a wetland. In addition, the new fill area will be directly adjacent to the boundary of an archaeological buffer zone for VT-CH-900, a Native American site discovered during the review of the overall residential project. The protective fence demarking this boundary has deteriorated over the years and will be replaced by a new fence as part of the parking lot project.

Historic Sites Section Chief

- **Site Visits (continued):** Tracy returned to Stafford on Friday, July 24, where she received an update on work being carried out at the Senator Justin Morrill site by intern Patrick Heltz. Patrick is spending the summer months researching and cataloging Senator Morrill's collection of fine art. During the same visit, Tracy joined a tour of the Morrill home being led by Emily Howe. A veteran tour guide at the site, Emily provides visitors with a fact-filled and absorbing introduction to Senator Morrill's life and work.

State-Owned Historic Sites

- **Coolidge Site:** Preparations continued for Plymouth Old Home Day. The press release was sent to regional papers and calendars. Additional merchandise was ordered for the stores. The day's schedule was formatted and will be posted in various locations throughout the village. Two town groups have cancelled at the last minute for various reasons, but we should have a fun-filled day nonetheless! Despite the heat, our volunteer gardens have been hard at work to make sure everything is up to snuff. Special thanks to Rose & Allen Buswell, Carol Joder, and Rene Wilson!
 - A film crew from Killington TV and Outside Television came to the site on July 24 to do a segment for their *Explore Vermont* program. They started at the cheese factory, and then Bill led them on a tour for two hours, which they said gave them enough footage for several programs. The first segment is scheduled to air in early August.
 - The site was humming with 109 high school debaters and 17 judges on July 25 – a Coolidge Foundation/Dartmouth College program. Bill assisted with the village tours, and Tracy Martin made her debut as one of the judges.
- **Constitution House:** Bill spoke to Barbara Rhoad, President of the Windsor Historical Society, about possible deaccessions to that organization. Such items would include objects not relevant to our 18th century tavern focus, such as early 20th century baby carriages and toys, a sign from a Windsor store front, etc. The site had a particularly busy weekend, with 34 visitors.

HOUSING ♦ Arthur Hamlin, Housing Program Coordinator / Shaun Gilpin, Housing Policy Specialist

- The Evergreen Mobile Home Park in Pownal continues to be a high priority due to the closure notice. At last week's meeting, residents requested that a list of mobile home parks be sent to every resident. Arthur mailed a Bennington county park list to the residents, including contact names and numbers for the organizations present at the meeting for residents who were not able to attend. USDA Rural Development reached out to the Department with information about their water and environmental loan program. If a nonprofit buys the park, low interest loans or grants may be available to replace or upgrade infrastructure enabling the park to stay open.
- The new owner of River Run MHP in Berlin registered the park with all of the empty lots (25) listed as vacant and available. This is concerning because the mobile homes sited on those lots were almost all destroyed by flash flooding in May 2011. It has been our understanding that lots in the floodway can't be re-used once a mobile home on the lot has been destroyed by flooding. Twenty-eight of the 35 lots in the park are in the floodway. Arthur contacted the Town of Berlin Zoning Administrator to make sure we have a correct understanding of the town's Bylaws related to replacing mobile homes in the park. The ZA indicated that while it may be possible to

replace them, the park owner would have to apply to the DRB and any new mobile homes have to be sited according to the flood hazard regulations.

- Arthur worked with Alex Ibey to report an error in the purchase of a MHP form in the mobile home park database
VERMONT COMMUNITY DEVELOPMENT PROGRAM ♦ Josh Hanford, Director

Regular CDBG

Existing Grants

- **Town of Hinesburg:** The \$675,000 implementation grant for the Green Street Village Apartments project is moving forward. The project received its wastewater permit and its Act 250 permit amendment. Also, the public notice for the Environmental Review (ER) has been accepted. Staff will be working on the draft grant agreement while the grantee finishes up the award conditions.
- **Town of Tunbridge:** Guidance was provided to the Town and the Orange County Parent Child Center (OCPCC) so they could address the Award Conditions for the \$285,000 Implementation Grant to acquire and rehabilitate the former Waldorf School into its new facilities. OCPCC wants to make the purchase and complete the minor rehab work in time for the opening of school in the fall so the project is on a faster track than normal.

Technical Assistance to potential applicants

- **Town of Brattleboro:** Guidance was provided to the town on a potential planning grant to assist the Morningside Shelter and the Brattleboro Area Drop In Center develop plans to relocate the services currently offered in two separate locations into one centrally located facility. The two organizations have announced their merger, and will continue forward under the name Groundworks Collaborative <http://www.groundworksvt.org/> Currently the Morningside shelter is the only year-round homeless shelter in southeastern Vermont (29 beds) offering supportive services; the Drop in Center is a day shelter offering a year-round emergency food shelf with the merger the two organizations will result in a single point-of-entry for those in need of housing services in the greater - Brattleboro area.
- **Town of Fairfax:** Staff provided guidance to Tim Smith, Executive Director of Franklin County Industrial Development Corporation, about a potential Implementation Grant application on behalf of Amoskeag Woodworking. It appears that the company is experiencing cash flow issues and is seeking assistance to add some employees and to keep its current ones. A pre-application was also sent along stressing the need to contact Kate Fournier for environmental guidance.

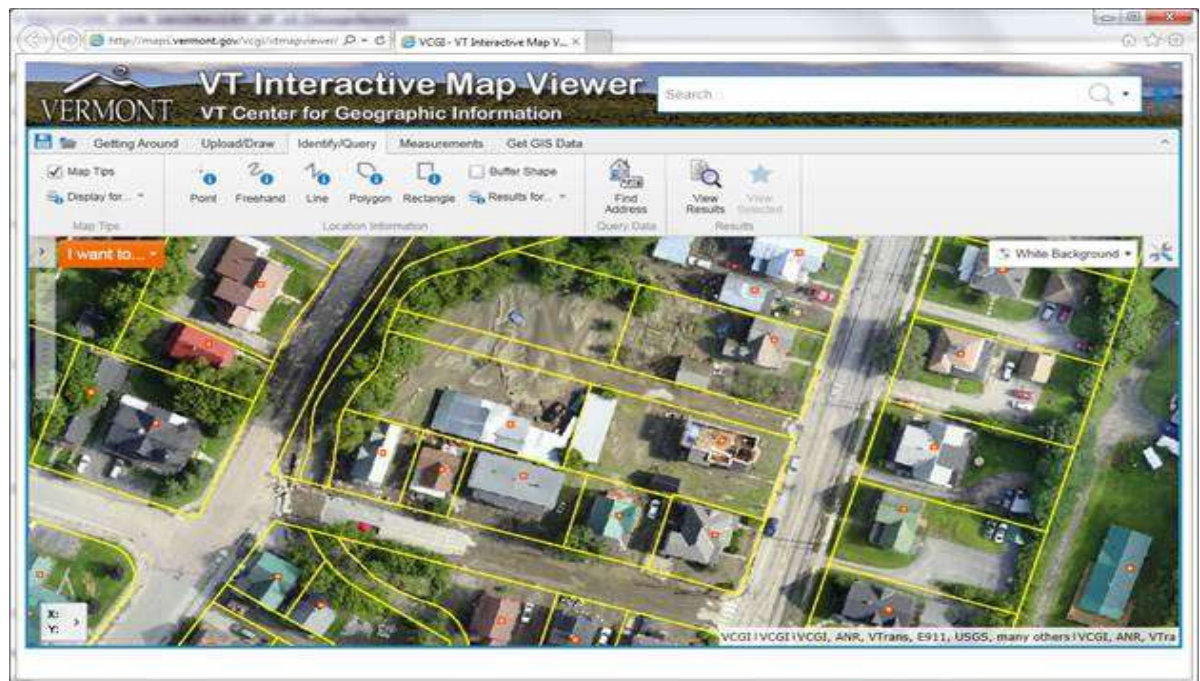
CHIEF MARKETING OFFICE ♦ Heather Pelham, Chief Marketing Officer

- **Local Roads Program:** The CMO met with a team from the VTrans Training Center to discuss development of a communications strategy for this technical assistance program for municipalities. Previously administered by St. Michaels College, the program is now managed by the State and the new team in place is looking to update outreach materials and overall communications efforts.
- **Economic Development Marketing:** Heather is in the process of summarizing the work completed to-date by the internal marketing team on audience identification, messaging and possible tactics. As next steps are identified, we will be looking at options for using both internal and external resources to complete the development of the comprehensive economic development marketing plan. Discussions this week with Paul Costello from the Vermont Council on Rural Development and the ACCD Relocation Tax Credit study team have provided valuable perspectives.

VT CENTER FOR GEOGRAPHIC INFORMATION (VCGI) ♦ Steve Sharp, Interim Director

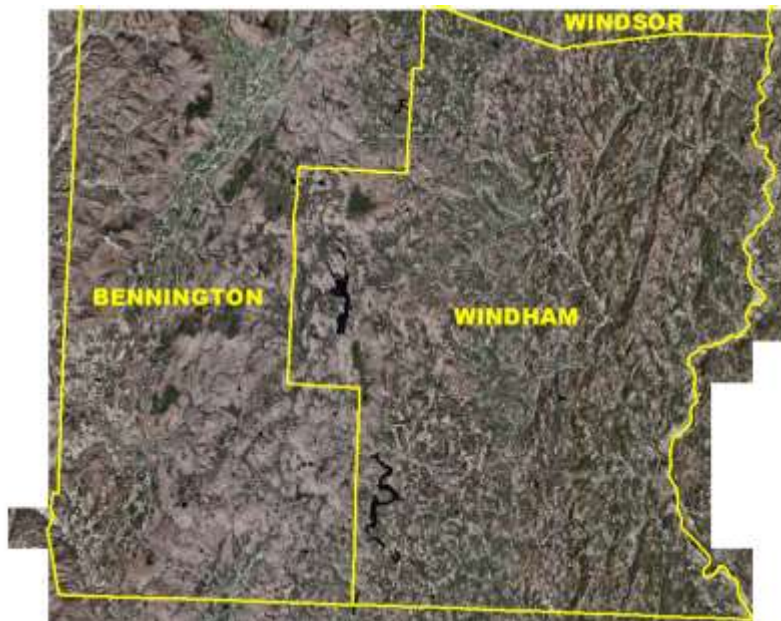
- **GIS Data**
 - **New/Update Data and Web Services:** VCGI, in collaboration with UVM's Spatial Analysis Lab (SAL), has setup a prototype web service containing imagery captured 24hrs after the recent flooding in Barre and Plainfield. UVM SAL used an Unmanned Aerial Systems (UAS) to collect the imagery (details available on this blog <http://go.uvm.edu/4l358>). We plan to add additional imagery as UVM SAL collects it for similar flooding events. This service can be streamed and consumed by desktop GIS (e.g.: ArcGIS/ArcMap) and/or online mapping applications such as VT's Interactive Map Viewer below. We are prototyping and testing this service, and gathering feedback from stakeholders. Let us know if you have any thoughts!

interesting



- **VCGI Imagery Program**

- **Orthophotos:** VCGI's acquisition contractor has submitted their 1st initial delivery of spring 2015 orthophotos a month early! The files have been loaded onto VCGI's system for review and forwarded to our QA/QC contractor for detailed evaluation.



- **LIDAR:** ACCD/VCGI has signed a Joint Funding Agreement (JFA) with the U.S. Geological Survey (USGS) to collect LIDAR data for nearly all of Windham County. This is a joint project between the State of Vermont and the Federal government under the USGS 3DEP BAA program (<http://nationalmap.gov/3DEP/>). Key partners include ANR-DEC, VTrans, NRCS, FEMA, and USGS. The data may be collected as soon as this fall!

Meanwhile VCGI is pulling together another LIDAR proposal to collect LIDAR for Windsor and Orange counties. Staff recently participated in a webinar overviewing the USGS Broad Agency Announcement (BAA) proposal submission process and will apply lessons learned to the proposal being crafted for the August 24th pre-proposal deadline.

- **Projects and Technical Service Contracts**

- **Statewide Parcel Data:** Leslie has participated in three “agency leadership” meetings related to statewide parcel data in the past week: Agency of Agriculture, Agency of Natural Resources, and our own Agency of Commerce and Community Development. At each meeting, the Agency Secretary was present and actively

participated in the conversation. Information about the goals and cost of a proposed statewide parcel data program were discussed. Each agency expressed support and interest in further involvement to determine funding sources and program structure.

DEPARTMENT OF TOURISM & MARKETING: Megan Smith, Commissioner

- **Viewboost:** Megan and Pat Moulton met with Roger and Doug Albee concerning their mobile application, Viewboost, and we are going to bring the Vermont Chamber into the conversation about a possible partnership.

Steve Cook, Deputy Commissioner

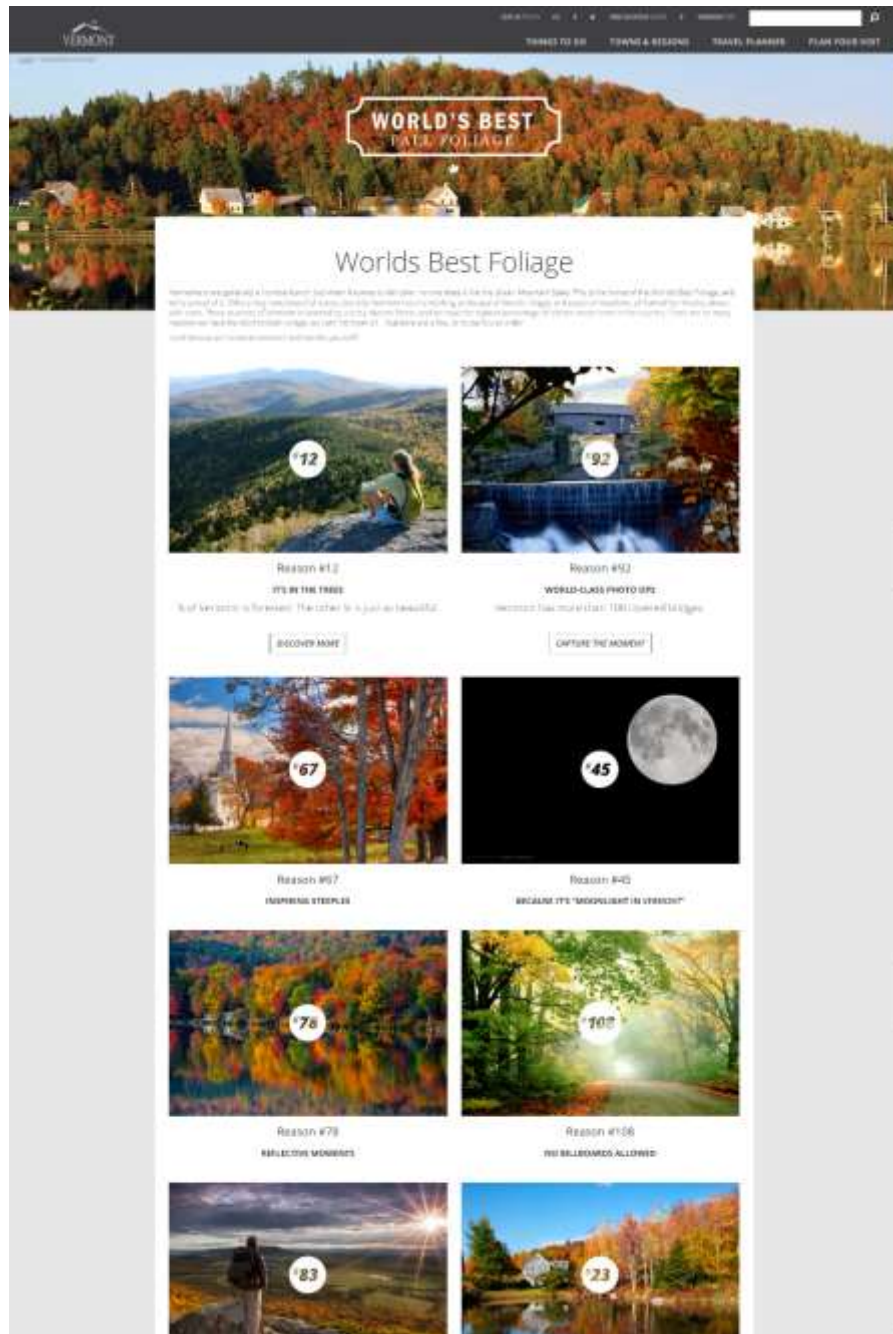
- **Fall Advertising:** VDTM's entire team has been working on this Autumn's advertising campaign. Vermont's "World's Best" Foliage campaign has a budget of \$280K which includes print, digital, social and Online Travel Agency advertising. VDTM has developed a communications plan along with unique landing pages that share the reasons why Vermont is the original and best place to experience fall. This campaign will start with a communications plan releasing on August 1, 2015 with paid media shortly following.
- **Montpelier Marketing:** VDTM has placed media in partnership with the City of Montpelier to promote an upcoming event taking place on August 8th. This unique event will exhibit vintage airstream trailers that will be parked along State Street. The Street will be closed to traffic during that time period. Campaign performance has been strong with a .19% click through rate and \$1.46 cost per click.
- **Pownal Full Tilt Boogie Marketing:** VDTM is working with the owners of the Pownal racetrack who have converted the location into a concert venue. The first concert takes place on August 22nd. VDTM in partnership with the owners/operators have placed digital advertising to promote the event. Performers for this two day music festival include ZZ Top, Buddy Guy, the Wood Brothers and many more. Campaign performance is already off to a strong start with a .19% click through rate and \$.84 cost per click.

COMMUNICATIONS ♦ Laura Peterson, Director of Communications

- **Media Outreach:** Laura distributed press releases about Harlow's Vermont Farm Stand opening up at Boston Market. She worked with the USAToday on Quirky America (our spider web farm), State Secrets (Millhouse Trails), and Home of the Famous (Coolidge State Historic Site). She assisted another reporter on white water rafting options in Vermont. The VDTM continues to work on assets for our "World's Best Foliage" campaign, which kicks off August 3 with a press release and web pages.
- **Publications and Social Media:** Daily posts on Facebook and Twitter continue to promote Open Farm Week. More than 80 farms will participate statewide next week. A Facebook post on "The 50 Most Beautiful Small Towns in America" quickly reached 15,800 people.

MARKETING & DESIGN ♦ David Burnell, Marketing Coordinator

- **World's Best Foliage | Campaign Development:** The team has solidified the reasons to support the claim to World's Best Foliage. David supplied imagery to support the landing pages (including some of his own photography – see moon image). Campaign media specs are rolling in and the campaign is on schedule.



RESEARCH & STATISTICS ♦ Greg Gerdel, Research & Operations Chief

- Governor's Welcome Packet to the Families of New College Students:** This annual project in collaboration with the Consortium of Vermont Colleges (CVC) and the Vermont Student Assistance Corporation (VSAC) is in process. The packets, including a welcome letter from the Governor, will be mailed in early August to new, non-resident students enrolled at Vermont colleges and universities for the fall semester. The informational packet includes the current Vermont Vacation Guidebook, state map, and a colorful lure piece, along with a flyer about VSAC's programs. The Governor's letter encourages families to visit Vermont in all seasons, and to promote educational opportunities in Vermont to friends and other family members. The mailing of the packet is timed to arrive just as parents are planning to deliver their student to school, and is always well-received.

Memorandum

To: Honorable Governor Peter Shumlin

From: Annie Noonan, VDOL Commissioner

Date: 7/31/15

Re: Weekly Report: Week ending July 31, 2015

Issues of Note: On Thursday (Aug.6), VDOL is conducting another Rapid Response for the Dislocated Workers from FairPoint (this time inclusive of 73 IBEW workers, now that their bumping rights have resolved which employees are actually laid off), and with Fab-Tech (whose numbers are higher than they originally told us/total of about 43, and 62 on reduced schedules). We are investigating a possible 'failure to notify' under the state and federal WARN Act on Fab-Tech, and one IBEW affected worker. Fab-Tech declined assistance through the UI Short Term Compensation fund to avoid layoffs.

VDOL will hold the public hearing on the UI Newspapers rule (carriers' UI payment), on August 5th at 10AM over VIT. We anticipate a relatively large crowd. State Auditor Hoffer's report was issued on the VDOL's UI & WC Misclassification work, and I have until next Thursday to respond. Dirk Anderson received another complaint from a cab company relating to Uber drivers.

VOSHA and WorkSAFE federal grants were both filed this week. LCAR tabled VOSHA record-keeping rule because of concerns of the interplay with public records law. Employer reports are subject to disclosure, except for information that identifies the person injured (see 1VSA, 317(c)(7). Steve Monahan will present for the Department next time, as our program manager was unable to respond to the line of questioning. VOSHA has 2 complaints from employees of two state agencies, one on workplace violence and one on retaliation.

We are working on several audit reports from USDOL, including an on-site monitoring this coming week for the NEG-Long Term Unemployed grant. We have a data validation and workforce development division compliance review pending.

Michele Kupersmith is joining the work-group with VSC on the Lumina Foundation grant received by VSC. On Tuesday, I met with Jeb Spaulding on workforce training and the state colleges' role. Cindy Robillard of our Newport & St. Johnsbury offices is assisting with a new grant for Newport/AARP Age-Friendly grant, and with a recruitment event, called "Barn Pitch" in Lowell, with a number of employers who are trying to expand and hire.

Met with Lucy Leriche on joint VDOL - ACCD issues, including NEK work, and have a meeting scheduled for joint employer assessment survey work.

A conference call with Sue Allen, Hal Cohen, Paul Dragon and myself, following up on my suggestions to implement greater accountability/cooperation with employers, grantees, and other entities who receive state money, to hire Vermonters, including those with barriers to employment, as well as to offer high school and college-aged kids opportunities for work experience and internship, was held on Tuesday afternoon, and Hal and I are meeting again on August 10th with our respective staff members.

Unemployment Insurance and Wage & Hour:

For the week ending 07/25/15 we took 1566 calls. This is a decrease of 45 calls from the prior week. We processed 259 initial and 276 additional claims. We paid 3,569 claimants during the week ending 07/25/15 compared to 3,631 for the week ending 07/18/15. We processed 29 Mass claims for week ending 07/25/15. We are working with Fab-tech to open claims for workers that will begin working reduced hours through the mass claim process. Hours will fluctuate weekly depending upon work load for the employer.

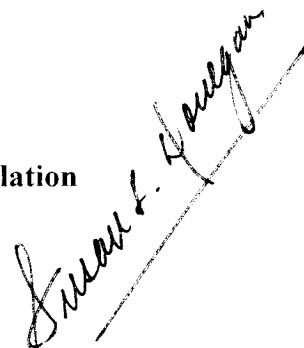
We are proceeding, with the assistance of our AG's Office, to withdraw from the UI consortium, and working to secure the money earmarked for Vermont.

State of Vermont
Department of Financial Regulation
89 Main Street
Montpelier, VT 05620-3101
www.dfr.vermont.gov

For consumer assistance:
[All Insurance] 800-964-1784
[Securities] 877-550-3907
[Banking] 888-568-4547

CONFIDENTIAL and PRIVILEGED

To: The Honorable Peter Shumlin, Governor
From: Susan L. Donegan, Commissioner, Department of Financial Regulation
Date: July 31, 2015
Re: Weekly Report



Captive Insurance Division:

Two new captive insurance companies were licensed this week.

Elite Transportation Risk Retention Group (ETRRG) is license number 1042. It will be re-domesticating from Arizona because of Vermont's reputation as the "gold standard" of captive insurance regulation and also due to the high cost of fees for examinations imposed in Arizona. ETRRG provides insurance for a number of Pennsylvania-based trucking companies.

License number 1043 was issued to Mountaineers Insurance Co., which is a new captive formed by Gordon Food Service. Well-known in the Midwest, GFS is a wholesale and retail food distributor for more than 170 restaurants, schools, and health care facilities nationwide and has retail stores in eight mid-western states, Pennsylvania and Florida. Headquartered in Wyoming, Mich., and founded in 1897, it boasts being the oldest family owned food service distributor in North America.

Securities Division:

The division has begun interviews to fill the new EB-5 analyst and examiner positions. It is anticipated that the division will be fully staffed by the end of August. Commissioner Susan Donegan met with Commissioner Joan Goldstein and Gene Fullam, her candidate for ACCD's vacant EB-5 position. Mr. Fullam brings an impressive finance background to the job and DFR looks forward to working with him and Commissioner Goldstein.

COV 7
We are meeting
him Aug. 14




Banking Division:

Over the past few months, the Banking Division has increased its supervision of One Credit Union due to concerns connected to its member business lending program. A letter documenting DFR's and NCUA's concern will be sent to the credit union and its Board of Directors indicating the need for immediate correction of certain practices deemed unsafe and unsound (i.e., failure to cap lending authority, failure of risk methodology to correlate to risk rating, failure to establish method for calculating debt service coverage ratio). Until such time, the credit union is not permitted to make any further loans in the business portfolio. One Credit Union is headquartered in Springfield and has branches in Chester, Essex, South Barre, and Claremont, N.H.



219 North Main Street, Suite 402, Barre, VT 05641
(p) 802-479-1030 | (f) 802-479-1835

**CONFIDENTIAL AND PRIVILEGED
MEMORANDUM**

TO: Governor Peter Shumlin 
FROM: Rebecca Holcombe, Secretary, Agency of Education
SUBJECT: AOE Weekly Report
DATE: July 31, 2015

Media Contacts:

- Ty Robertson, VPR, requested suggestions for members of the Concussion Task Force for a segment on sports injuries.
- Charles Kroll, Montpelier Bridge, requested an interview on Friday with Rebecca regarding Act 46.
- Chuck Pizer, VTPBS, arranged an interview with Rebecca for the Story of Champions segment on early education.
- Jennifer Costa, WCAX, requested follow up information on her segment on rate setting and Act 166.
- Lindsey Grutchfield, Montpelier Bridge, interviewed Vaughn Altemus on Act 46 and Washington Central SU's possible options.
- Lindsey Grutchfield, Montpelier Bridge, interviewed Rebecca about the benefits and risks of Act 46.
- Amy Nixon, VTDigger.org, interviewed Vaughn Altemus on the State Board of Education's accelerated merger document and merger criteria in Act 46.
- Kids VT interviewed Melissa Riegel-Garrett on early education and kindergarten entry.
- Peter Hirschfeld, VPR, interviewed Rebecca and General Counsel Greg Glennon about the State Board of Education's executive session memo on Section 4 of Act 46.
- Theresa Murray- Clasen, Montpelier Bridge, interviewed Bill Talbott about what Montpelier School District's options would be under Act 46.
- Amy Nixon, VTDigger.org, asked if there is a national database of teachers when they have charges against them (there is, for both licensing actions and criminal charges).
- Leslie Engle, Local 22/Local 44, will be interviewing Rebecca on Act 46 and Melissa Riegel-Garrett on Act 166 on Monday.

Meetings:

Allen Gilbert and several other lawyers from the **ACLU** regarding the spending caps in Act 46. He says, if a school board comes to him with a complaint, he plans to sue. He also says he would be happy to have conversations about a legislative “fix” that could be made at the very beginning of the session. One solution would be to replace the current cap with language that lowers the excess spending threshold.

Deputy Secretary Candidate, **Heather Bouchey**. She met separately with a small group of AOE staff and then with six superintendents, and closed out her visit with me. She would be a great hire and we have sent the exempt salary request form to DHR in hopes that we can soon finalize.

Lisa Ventriss and **Mary Barrosse Schwartz** of the **VT Business Roundtable** about funding and a proposal to bring in support around business practices and documentation of benefits of consolidation of services.

Representatives David Sharpe and Bernie Juskiewicz about Act 46 implementation and legislative priorities for next session. **Senators Baruth and Cummings** were invited but did not come.

Related to the memo leak:

Meeting with **Sharpe, Cummings, Dylan Giambattista, Legislative Counsel, Susan Allen** and AOE to discuss Act 46. This got everyone on the same page around Act 46, and was actually healthy in terms of moving this process forward.

Oliver Olsen

Several **Superintendents**

Multiple calls with **Stephan Morse**

Laura Pelosi /Independent Schools - I reassured them that the law is very clear that the choice about whether to tuition or operate is the district’s choice, and that 3 of the 4 “preferred options” involve tuitioning.

Cheryl Mitchell of the Higher Education Collaborative and **Hal Cohen**. It took me a while to figure out what problem she is trying to solve and what solution she is pursuing and what she actually wanted from me and Hal. I think she is trying to hammer nails with a saw. Hal and I were able to find a more efficient way to get her what she wanted without adding tasks to already hard working people.

Emerging issues:

Grand Isle supervisory Union (GISU)

Nobody pays any attention to Grand Isle Supervisory Union, so this story has been unfolding out of the media eye. We issued a monitoring report in May, that detailed a list of very serious concerns with respect to their business practices, and we suspended their access to

federal funds. We documented corrective actions they need to take before we can release federal funds. We have intervened a few times since then, to stress the urgency of responding, and our finance folk have been working closely with a newly-hired business manager to make changes. However, they missed the deadline and still have not responded to one of our most serious concerns, which has to do with separation of duties, lines of reporting and a nepotism policy. Basically, they have a mother-daughter team which was running all the books. (A husband is one of the approved contractors.) It is unclear to whom this team reports, although it appears that in practice, it may be the superintendent (who we are told is a friend of the mother) and not the business manager. After the monitoring report, which identified the problem, they actually hired a second daughter into the office, which is either a sign of complete lack of understanding or complete indifference to our concerns. We are meeting again Friday (today) by phone. I am at the point where I think we also need to audit their use of state funds.

EQRs

We should be ready to run three pilots of the Education Quality Field Reviews next year. We plan to visit 20 SUs. This is the initial implementation of the EQR system the Governor cited in his speech last January.

Department of Human Resources (DHR)

By December, every manager in the AOE, including me, will have participated in DHR's new training, *Supervision in State Government Level 1: The Essentials*. We are making a point about the importance of good management and supervision in creating a culture that supports implementation and getting work done. We have been a culture of talk and not action. We are trying to prioritize fewer initiatives, and to then actually deliver on them. This is having all the predictable results. Some folk love it. Some hate being asked to work and/or being held accountable for bad behavior. Regardless, we plan to knuckle down and keep the pressure on until we turn the corner over here. Fortunately, we have some wonderful, dedicated, hard working, creative and smart people who are holding this ship together until we are headed in the right direction as a group.

Op Eds

We are drafting a possible op ed for the Governor on afterschool and summer learning, and the critical importance and great success of these initiatives for keeping our most vulnerable children fed, safe, healthy and learning in the out of school hours. Timing would coincide with the beginning of the budgeting season.

↑ Scott

NCLB

Amy Fowler met with our liaison at US ED in Washington, D.C. to go over our accountability workbook and our teacher equity proposal. It was a very helpful, positive and productive conversation in terms of teaching US ED about our demographics and how poorly aligned their processes are with our particulars.

CONFIDENTIAL and PRIVILEGED

To: Governor Peter Shumlin
From: Greg Smith, Executive Director, VT Lottery
Date: July 31, 2015
Re: Weekly Report

Status of Governor's Priorities:

none.

Legislative Issues/Contacts:

I am talking with Sen Mullin from Rutland and Rep Hubert from Milton about reversing the restriction passed last session for lottery and liquor licenses. I expect this will continue thru August.

Press Issues/Releases/Contacts:

none

Significant Events/Meetings:

none

Evolving Issues:

Hot Lotto trial in Iowa ended last week with a guilty verdict. Lottery industry organization, MUSL, is still working on a full review of its security, staffing and processes. I have become involved as the chair of the finance and audit committee.

Summary of Key Agency Department Activity:

Normal business week, covering duties for various staff out on vacation.

Held hearing for appeal of suspended lottery agent. Response to appeal will be issued on August 14.

Executive Director's Commentary:

None at this time.

OFFICE OF THE SECRETARY

Phone: (802) 828-2657

Fax: (802) 828-3522

Executive Privilege

TO: Governor Peter Shumlin
FROM: Deputy Secretary Chris Cole
DATE: Friday, July 31, 2015
SUBJECT: VTrans - Confidential Report to the Governor

NOTES FOR GOVERNOR

Federal Highway Bill

The House passed a bill on July 29th that extends the surface transportation programs through October 29th and transfers \$8 billion from the General Fund to the Highway Trust Fund. The Senate will vote on the House's 3-month extension by the end of this week.

Middlebury Rail "Tunnel"

Secretary Minter and her team attended a special Middlebury Selectboard meeting on Monday evening to listen to citizens' concerns with the project under design to replace two bridges carrying village streets over the Vermont Railway track. The citizens present voiced concerns related to safety, noise, business access, schedule, and went so far as to recommend the state build a rail bypass around Middlebury rather than replace the two bridges. The project is locally managed. The Agency will respond to the Selectboard in writing to provide facts for their consideration in managing the project further along. VTrans is at the table with Middlebury Village as we work this important and critical infrastructure improvement project through to completion.

Brattleboro IM 091-1(65)

The southbound traffic Sunday July 26th averaged 11.6 MPH from 12:00 PM to 6:20 PM. There is no definitive plan at this time for deploying the Exit 3 mitigation strategy. Installation of Pier Table 2 has beat schedule milestones but the erection of the form traveler is about three weeks behind schedule. The critical path is now back to the segments as originally planned. The DB Team is anticipating blasting operations to begin the first week of August which will require rolling roadblocks on Interstate 91 through the work zone, details are being finalized.

Hartford IM 091-2(79)

Nothing to report this week. Status quo.

Amtrak Upgrades in CT

Secretary Minter and Deputy Secretary Cole met with DOT leaders from MA and CT on 07/24 in Boston to discuss the upgrades planned for the Amtrak lines in CT over the coming months. There will be up to 17, 32-hour outages scheduled for weekends. During that time, all trains, including the Vermonter will be bused between New Haven and Springfield. The Vermonter will operate as a train between Springfield and St. Albans and the only service that will be affected by the closures will be the Saturday service which is a dramatic reduction in the original proposed closure plan. At this time, the first 32-hour hour outage is scheduled to begin on August 28. VTrans will be coordinating with Amtrak to communicate the closure to the public.

NOTES FOR STAFF

Putney Park and Ride

The Public Service Board has notified National Grid that it does not intend to take further action on National Grid's request for approval to move the transmission pole in the entrance to the Putney Park and Ride facility. Accordingly, National Grid believes that it can move forward.

VTrans is in the process of negotiating an easement with National Grid for its use of the property. National Grid's 99 year lease for the use of the property expired in 2013. The Agency has provided proposed changes to National Grid's draft easement and understands that we will have a response in the near future.

Once the easement is in place, National Grid will inform ISO-New England of its intent to power down the transmission line. ISO-New England then determines the timing of the outage. That determination will be affected by a number of factors, including other outage requests on the system. Generally, the time period from the request for outage to the actual outage is a *minimum* of 30 days and could be longer. Once the outage occurs, the actual work would likely take a couple weeks.

VTrans also has additional work to do. The final two light poles need to be erected (because those locations are currently under the power lines) and the parking lot requires a final coat of asphalt. Paving has been delayed until the pole is moved in order to repair the hole left by the removed pole, as well as any damage to the existing pavement. The timing of repavement will largely turn on the availability of the paving contractor at the time VTrans is ready to proceed.

The quickest possible project completion time is two months. Given the uncertainties, however, it will likely take longer.

Morristown Alternate Truck Route

Staff met last week with Town officials and the principal of the Bishop John Marshall School (BJMS) to discuss potential improvements to the intersection of VT 100, the new

road and the BJMS driveway. The primary focus of the meeting was that, based on traffic studies conducted since the new highway opened, a traffic signal is warranted at this intersection. BJMS has been demanding a traffic signal at this location since before the highway was opened to traffic. While they were pleased that a signal was going to be installed, they expressed great displeasure that it could not be installed until the 2016 construction season. In addition, the Town has requested that VTrans attend an upcoming Selectboard meeting to ensure that the Selectboard will agree with the need for a traffic signal; indications are that there may not be full agreement by the board. Also discussed at the meeting were other, more minor improvements that VTrans will pursue to improve this intersection.

Middlebury Airport

PPAID Director, Michele Boomhower, communicated with East Middlebury community liaison Pat Berry regarding setting up a small, informal discussion with representatives from VTrans and the East Middlebury group of concerned citizens. This meeting will be held in mid-late August, followed by a larger meeting with the Middlebury Airport Neighborhood Association. A Public Meeting is planned for October to review the 25% design plans for the 700' runway extension. A response to the June 5 letter and public petition is under development and is expected to be released next week.

Northeast Kingdom International Airport (Newport)

Aviation Director Guy Rouelle met with representatives from QResorts to discuss the construction schedule and development plans for the airport, thus meeting the written request from VTrans for these items and averting a need by VTrans to issue a Letter of Lease Revocation. The NKI Airport Committee will meet on July 30 for a presentation on the QResorts development plans. VPR and VT Digger, along with local press, are expected to be in attendance.

Pan Am Railway representatives met with Secretary Minter and staff on 07/22 to discuss the issue of NECR compelling Pan Am to pay fees for use of track in VT at a rate of \$7.00 per car per mile, versus the prior (and nationally competitive rate) of \$0.45. There is currently a case before the Surface Transportation Board regarding this issue. Pan Am requested a letter of support from VT regarding this issue based on the impact these fees would have on economic development. Additionally, the section of line in question was recently redeveloped by NECR using over \$60M in federal ARRA funds.

The Driver's License Suspension Task Force met on 07/29 to continue preparing a response to the request from Representative Grad and Senator Sears for a comprehensive examination of the costs and benefits of approaches for reducing the number and duration of DLS cases in VT and mitigating the collateral consequences of the suspensions. Legislation has been drafted and this was discussed by the group. The group reviewed recent information from the states of Washington and Georgia where advancements in the area have been achieved. Plans were made to reach out to Law Enforcement and Department of Health representatives to include them in the Task

↑
Sarah

Force. The group will reconvene in early October to continue to refine the legislative language and prepare to meet with Representative Grad and Senator Sears at the beginning of November.

Berlin Mall, Kohl's (#5W0584-18)

On July 28th, the District #5 Environmental Commission issued a Land Use Permit authorizing construction of the proposed Berlin Mall Kohl's department store. The 55,550 square-foot free-standing store has been under Act 250 review since last August. The Commission required the applicant to pay an impact fee towards agency improvements at the intersection of Route 62 of \$20,119.

Heavy Rain Storm (July 19, 2015)

The heavy rain storm which hit parts of Washington, Caledonia, and Essex counties on July 19, 2015, caused damages to various town highway infrastructure. However, the amounts of damage were below the thresholds needed to qualify for either a FEMA Public Assistance or an FHWA Emergency Relief program disaster declaration. In the case of FEMA Public Assistance, we sustained an estimated \$726,000 in damages and the threshold is \$1,000,000 total. In the case of FHWA Emergency Relief, we sustained \$134,000 in damages and the threshold is \$700,000 (federal share). State maintained roads and bridges did not sustain damage.

Based on the information we currently have on hand, it looks like the towns of Plainfield (\$213,700), Barre Town (\$181,900), and Barre City (\$399,000) will most likely qualify for and be eligible to receive a town highway emergency fund grant (now known as TH Non-Federal Disasters). VTrans uses a figure of 10% of the town's non-winter highway budget as the "threshold" to determine if the disaster is of a magnitude to warrant assistance under this emergency relief program.

There are several other towns with lesser amounts of damage which may or may not qualify for town highway emergency funds, but we will not know for sure until we analyze the amount of their eligible damages against their non-winter highway budgets. These towns include the following and the damage estimates are listed for each:

Burke (\$8,000): Does not qualify.
Danville (\$6,500): Does not qualify.
Duxbury (\$29,800): Unknown at this time if will qualify.
Middlesex (\$5,500): Unknown at this time if will qualify.
Roxbury (\$8,000): Unknown at this time if will qualify.
East Haven (\$8,000): Unknown at this time if will qualify.

Towns that do qualify under the town highway emergency program are generally eligible for 90% funding from VTrans, leaving a 10% local share. However, some towns may be eligible for slightly more than 90% State share based on the analysis we must go through in accordance with 19V.S.A. §306(d)(3).

VTrans is actively working with all of the municipalities listed above to either determine eligibility under the town highway grant program or to begin the grant application/award process.

DMV Agreement

DMV will enter into an agreement with Motor Vehicle Network (MVN) as part of their queuing system upgrade project. This agreement will save the department over \$40,000 as well as provide an opportunity to provide relevant information to our customers. The State will approve all content aired on MVN as well as have the opportunity to provide our own information as will other departments/agencies who want to get messaging out.

DMV Recognition

The National Law Enforcement Challenge (NLEC) is a national traffic safety awards program that recognizes excellent law enforcement traffic safety programs. The NLEC is affiliated with the International Association of Chiefs of Police (IACP).

We have been notified the Vermont Department of Motor Vehicles placed first in its category in this year's NLEC. The Department will be formally recognized for this accomplishment at the IACP Annual Conference in Chicago in October. This is the tenth time Vermont DMV has been recognized by the NLEC for our efforts.

Next month DMV will be recognized at a luncheon in South Burlington for finishing first in our category in the Vermont Law Enforcement Challenge (VLEC). This is the thirteenth year the VLEC has awarded DMV for our efforts.

Update on Wayne and Ann Gammell

On July 27th Wayne had what we hope was his final major surgery. The doctors were concerned with the infection in his lower leg, and further attempts to save it would have put him on a long and painful path of multiple surgeries over the next year (or two) with no guarantee of success. So the decision was made to amputate his lower left leg. The surgery went very well, and they were able to "close it up" with the hope that no further surgery will be required. So far the tests for infection have been negative, which is great news. The current plan is for him to spend another 2 weeks or so in the hospital, and then hopefully he can move home to rest and recover. Once he's healed, he can be fitted with a prosthetic that the doctors say will give him more movement and functionality than if they had been able to save his leg.

Ann continues to progress in her recovery, and can scoot around pretty well with a walker. Although she was discharged from the hospital almost a week ago, she has hardly left Wayne's side. Wayne's nurses now regularly check on Ann too and are taking good care of her while she attends her husband. Our thoughts and prayers continue to be with both of them.

Motor Vehicle Crash Facts: 2015 Fatal/Fatality (as of 7/27/15)

Fatal Crashes

7/25/15: Georgia, Georgia Shore Rd. Two vehicle, Motorcycle crossed centerline into oncoming vehicle. Motorcycle driver fatality. Helmet used.

7/25/15: Weathersfield, I-91 SB. Single vehicle ran off road into tree. Single passenger fatality. Seatbelts used.

2015 Fatalities: 27 Total – 17 vehicle operators, 5 passengers, 1 pedestrian, 3 bicyclists, 1 ATV occupant

As of July 27 in each calendar year:		
<u>Year</u>	<u>Fatalities (people)</u>	<u>Fatal Crashes</u>
2015	27	23
2014	24	23
2013	35	33
2012	48	43

Privileged and Confidential
Memorandum

To: Peter E. Shumlin, Governor
From: Hal Cohen, Secretary, Agency of Human Services
Re: AHS Weekly Report
Date: July 31, 2015

Highlights:

VDH:

SAMHSA Medication Assisted Treatment (MAT) Grant Award _____ pg. 2

DMH:

Vermont Psychiatric Care Hospital (VPCH) _____ pg. 3

DAIL:

Developmental Services One Time Funds Distributed _____ pg. 4

Rutland Mental Health Contracted Staff Accused of Medicaid Fraud _____ pg. 5

Missing Andover Woman a DAIL Choices for Care Participant _____ pg. 5

DOC:

DOC Awarded Year 2 of Second Chance Act Funds: _____ pg. 6

Population: _____ pg. 6

DCF:

Federal Penalty for TANF Work Participation Rate FY12 _____ pg. 6

DVHA:

Operations Update _____ pg. 8

Secretary's Message

We have been in tough negotiations with the Designated Agencies (DA's) concerning the rates we will pay for Applied Behavior Analysis (ABA). In the past to get ABA services off the ground and to build capacity at the DA's, we paid a significantly higher rate and now we need to bring those rates more in line with what we can afford and in line with three other states who publish their rates. We have now brought the rates up to a level that we know will work for private providers and we have made significant movement from our original proposal to the DA's. I think we've gone as high as we can for now and we are hoping that the DA's will be on board, but it is possible that they will stop providing ABA services. The private providers will step up, but at this point they don't have the capacity to provide the volume of services needed.

I am trying to visit all 12 of the AHS districts. Last week I visited Morrisville and Barre, and this week I visited St. Johnsbury and Newport. There are some common themes that do concern me. Most significantly, and not surprisingly, staff working in Child Protection Services seems overwhelmed and morale is not where it should be. As you know, a best practice stipulates that the maximum case load for a social worker should be around 12. Please remember that a case load of 12 does not mean 12 children, but 12 families. Some families may have more than one child. After the two tragic deaths, we

were able to hire 18 additional social workers which temporarily brought caseloads down. Unfortunately, caseloads are higher now than they were over a year ago. Many social workers are carrying caseloads of 20 or more. This leaves us very vulnerable. I am working with Commissioner Schatz to see what we can do to improve the situation. We are looking at better tools to assess risk so we can use our resources more efficiently. We have found that case worker aids paid at a much lower rate, help alleviate some of the day to day pressure on social workers. With that said, I am convinced that we will need more social workers to handle to current caseloads. Another concern that I heard in all of my visits was in regards to the new tracker software that the Department of Corrections has implemented. Apparently it is working well in the correctional facilities but not in the field. I will discuss with Commissioner Palitto what can be done to improve the situation.

We are making some significant progress on moving forward with an Integrated Eligibility (IE) system that will eventually replace our antiquated Access system. We have chosen an IV&V vendor which is a CMS requirement. IV&V is a third party that evaluates and monitors the IE vendor that we will choose. We are also getting close to choosing an IE vendor and we are doing our due diligence to ensure that we make the right choice. This will be one of the largest IT investments the State has ever made.

Vermont Department of Health (VDH)

SAMHSA Medication Assisted Treatment (MAT) Grant Award

✓ Scott

VDH will be receiving \$999,991 per year for three years to implement a SAMHSA grant that will expand MAT capacity to treat additional patients. Senator Leahy's Office is also working with VDH to arrange a press conference for August 7 to announce this grant. Three potential high risk populations have emerged that require more creative and specific efforts to improve treatment access, and engagement: those involved in the criminal justice system and who are in the community; those who are parents and who are involved in the child welfare system and; those who are motivated for medication-assisted treatment but due to limited capacity are put on wait-lists.

Two regions account for the largest numbers of these high risk categories of persons: Rutland/Addison Counties and Franklin/Chittenden Counties. The proposed project will expand MAT capacity using a targeted and multi-faceted strategy in these regions.

The project will engage 375 persons with opioid addiction from the three high risk categories, and closely monitor their recovery course and outcomes. Because our overarching goal is to improve MAT for all Vermonters, in addition to tracking the required outcomes at the patient-level, we will also gather services- and implementation-level performance measures during this 3-year project. By generating data-based information on all three levels, the proposed model stands to be generalizable to and sustainable in other communities in Vermont and across the country.

Rule Governing Chemicals of High Concern in Children's Products

✓ Sue

In the coming weeks, VDH will be filing the Rule Governing Chemicals of High Concern in Children's Products. The rule includes several provisions, including reporting periods, reporting ranges (instead of precise numbers in parts-per-million) and product-level reporting. Product-level reporting has brought the most controversy. Industry representative indicate it will be burdensome and costly, while consumer rights advocates indicate it is essential for consumers to know what actual products have what specific chemicals. What Industry is arguing for would look like, "Widget Company,

Stuffed Toys (Unpowered).” The proposed rule is consistent with legislative intent of consumer knowledge as well as market pressures that will move companies in the directions of using non-toxic substances.

Measles Tabletop Exercise

On August 6, VDH will convene a measles tabletop exercise. The goal of the exercise is to walk through the multiple facets of an infectious disease investigation. The scenario will touch on the appropriate identification and confirmation of a suspect case, notification and prophylaxis of exposed contacts, communication to clinicians and the public, and surveillance for additional cases. Exercises like these help ensure VDH staff are prepared and ready to respond to a variety of public health emergencies.

Emergency Medical Services

Vermont and New Hampshire EMS leadership met recently to discuss ways to coordinate licensure of personnel and agencies along the border. There are about a dozen agencies and several hundred providers that maintain licensure in both states.

Meeting of Board of Medical Practice and Medical Society Leadership

On July 24, 2015, Medical Practice Board members met with Vermont Medical Society leadership to discuss the proposed legislation that would make Vermont part of the Interstate Compact for Medical Licensing and the inclusion of provisions regarding investigatory procedures in the Board’s revised rules.

Board of Medical Practice Asked to Consider Exemption from Licensing Requirements for Team Physicians Travelling with Athletic Teams

The University of Vermont Medical Center presented a request to the Board of Medical Practice to consider support for a proposal to amend Vermont law to allow physicians who are travelling with an athletic team to provide medical care to team members and staff without being licensed in Vermont. Approximately 20 states have enacted some form of exemption for team physicians. The request is on the Board’s agenda for the August meeting.

Diabetes Program to Appear on Across the Fence

The Vermont Department of Health is joining the University of Vermont Center on Aging to tape a segment of Across the Fence on aging well with diabetes. The broadcast will air on August 5, 2015.

Department of Mental Health (DMH)

Vermont Psychiatric Care Hospital (VPCH)

State surveyors from the Division of Licensing and Protection were at VPCH on Monday and Tuesday. Licensing and Protection was there on behalf of the VDH Hospital Licensing Board to investigate a grievance forwarded to them by Disability Rights Vermont.

In addition to reviewing one patient's chart pertaining to the specific grievance; they also looked at five other patient charts. The surveyors had no regulatory findings (no "violations of regulations"). They also did not have regulatory findings for any of the other Emergency Involuntary Procedures reviewed in other charts. In addition, they commented on how impressed they were with the hospital’s quality review process and the care being provided to a patient who is awaiting long term placement services.

Nurse staffing continues to worsen with no sign of abatement until mid-August. The hospital is actively working with traveling nurse companies and has moved up the next nursing orientation to the week of August 17th. The hospital has not been above a census of 19 in the past 10 days as a result of limited nursing coverage. VPCH is recognizing nurses providing overtime coverage with merit recognition to reduce call-out situations at the hospital as well. The hospital continues to rely on the outcomes of the AHS work group for salary adjustments that will result in nurse salaries at VPCH being more competitive with other hospitals.

Emergency Departments

During the week of July 23 through July 30 there were 16 people in need of psychiatric beds. There were nine involuntary adults of whom one was directly admitted, two waited less than 24 hours, one waited just over 72 hours and three waited over five days. The people who waited over five days were in need of level one facility beds and staffing issues delayed admissions. There remain two people waiting; one less than 24 hours and the other have been waiting over a week due to the person's complex presentation. This week also saw five voluntary adults of which four waited less than 24 hours and one waited 48 hours. None are currently waiting. There was no court ordered people this week. There was one involuntary minor and one voluntary minor both of which waited about 24 hours prior to their admission.

Department of Disabilities, Aging and Independent Living (DAIL)

Developmental Services One Time Funds Distributed

Recently both the AHS Secretary and the Governor's office were contacted by Vermont Care Partners and developmental services advocates, concerned that DAIL was not distributing One Time Funds to developmental services providers as they have historically done at the end of each year. One Time Funds are generally used to meet consumer needs related to access, communication and specialized supports. AHS was able to identify \$600k through close out and DAIL staff worked quickly to develop outcome and performance measures in partnership with providers to apply to these funds. Funds were distributed to providers this week, ahead of our end of the month deadline. We will use this year as a baseline in assessing the outcomes and adjust those accordingly next year.

Nursing Facility Companion Aide Pilot Site Withdraws

In March 2015, Vermont implemented a Companion Aide Pilot Project to provide assistance to nursing facilities to build a focus on person-centered dementia care. The pilot provided an enhanced Medicaid rate to 5 interested and eligible facilities willing to dedicate "Companion Aide" staff. The Companion Aide is a trained licensed nursing assistant (LNA) focused on quality person-centered dementia care as measures by: a reduction of the use of psychotropic drugs, a reduction in the incidence of resident to resident altercations, and improved staff satisfaction.

The following five facilities were chosen to participate in the pilot using pre-determined criteria:

- Brookside in White River Junction, VT
- Derby Green in Derby, VT
- Helen Porter in Middlebury, VT
- Mayo in Northfield, VT
- Mountain View in Rutland, VT

The facilities will collect data and complete a formal assessment developed by CMS to help evaluate the success of this enhancement to dementia care. The facility's enhanced rate for the Companion

Aides are contingent on the Companion Aides meeting the requirements and training outlined in the job description and contributing to overall improvement in resident's lives.

Due to a shortage of staff and hiring competition with surrounding medical providers, Brookside nursing facility was unable to successfully hire backfill employees for the three companion aide staff that were identified for the pilot. On July 24, 2015, Brookside notified DAIL that they were voluntarily withdrawing from the pilot. DAIL is working with the Division of Rate Setting to review the currently regulations and determine whether or not to approve another provider.

Health and Human Services Committee Response re Rutland Mental Health

DAIL has continued to collaborate with the AHS Secretary's Office, with the Department of Mental Health and with the VDH Alcohol and Drug Abuse Programs Division to craft a response to the HHS related to our past, present and future oversight plan of Rutland Mental Health Services (RMHS). After a day-long meeting with the committee in early July, they were interested in a more thorough assessment of the trajectory of issues that surfaced at RMHS and a plan for the Agency to provide technical assistance and oversight moving forward. A final summary will be submitted to the committee in early August.

Rutland Mental Health Contracted Staff Accused of Medicaid Fraud

The Attorney General's Office informed DAIL that they will be issuing a press release on Thursday of this week related to the arraignment of three staff hired by a home provider who is contracted by Rutland Mental Health Services (RMHS). The charges are related to Medicaid fraud and DAIL has been cooperating fully with the Medicaid Fraud Unit as they undertook their investigation. Although the three staff are not direct employees of RMHS, we anticipate that media inquiries will focus on this situation as another example of problems at the beleaguered Agency and the AHS oversight of the organization.

Missing Andover Woman a DAIL Choices for Care Participant

The Vermont State Police issued a bulletin on Tuesday, July 28th that a 57 year old woman, Lynn Perry, was missing and had apparently walked away from her home. She is a client of DAIL through our Choices for Care program and she receives services and supports through Senior Solutions, receiving case management and attending the Springfield Adult Day Care program three days per week. DAIL has notified the Springfield programs and state police are continuing the search.

Department of Corrections (DOC)

Newport Inmate – Forging Documents:

On Friday, July 24th, 2015, a document was discovered in an inmate worker's possession within the Print Shop at Northern State Correctional Facility. The document was confiscated and an investigation by the facility security staff was initiated. The document was State of Vermont, Agency of Commerce, department of Financial Regulation certifying that an inmate and his wife were now registered as a Limited Liability Corporation. The facility security staff has not been able to ascertain who was involved and through what means that they were able to produce this document. The VCI staff and Northern State are working together to gather all pertinent information and have involved the Vermont State Police in the investigation.

During an interview with one of the inmates involved in the incident, he reported that business cards, greeting cards, and New Hampshire driver's licenses have been produced by a particular inmate.

There is no physical evidence, at this time, and a forensic review of the computers has been requested from IT.

DOC Awarded Year 2 of Second Chance Act Funds:

The DOC received the following message from the Bureau of Justice Assistance:

"I left a message for you today so this email is a follow-up to inform you that after careful review, your agency has been selected to receive Year 2 continuation (supplemental) funding under your Fiscal Year 2014 BJA Second Chance Act Statewide Recidivism Reduction project. The supplemental amount will be the same as your Year 1 award (\$1,000,000). You will receive a formal Letter of Invitation (Invite Letter) signed by Ruby Qazilbash (BJA Associate Deputy Director for Justice Systems) once the corresponding Funding Recommendation Memorandum has been officially approved by the Assistant Attorney General."

DOC Summer BBQ

The DOC will host its annual summer BBQ for Central Office staff, on Thursday, July 30 at 11:30. The event will take place at Oak ledge Park in Burlington.

Population:

The Department's incarcerated population averaged 1874 for the previous week. The Department's incarcerated male population averaged 1727 for the previous week. The out of state population is currently at 280. The female population averaged 147 for the previous week.

Department for Children and Families (DCF)

Federal Penalty for TANF Work Participation Rate FY12

The Administration for Children and Families ("ACF") notified DCF in May 2015 that Vermont did not meet the overall or two-parent Temporary Assistance for Needy Families ("TANF") Work Participation Rate (WPR) for FY12. ACF calculated a penalty of \$1,038,193. After careful consideration, DCF leadership decided upon a two-prong approach to address the finding. On July 22nd, DCF filed a reasonable cause claim explaining that Tropical Storm Irene gave the state reasonable cause for failing to meet the WPR for FY12. The filing contains information from Reach Up offices across the state demonstrating that Tropical Storm Irene had a significant and long-lasting negative effect on Vermont's WPR thus, ACF should not impose the penalty. If the reasonable cause claim is unsuccessful, DCF will file a Plan of Correction to minimize the penalty taking into account the substantial compliance efforts the state has already undergone since the error notification. DCF continues to make changes necessary to meet the TANF WPR, to diminish future penalty risk.

Vermont Legal Aid Class-Action Lawsuit Against AHS and DCF

Sec. E.323 of Act 58 amended 33 V.S.A. 1103(c) to require that \$125 of the SSI payment received by a parent be considered in determining the amount of the family's Reach Up financial assistance effective July 1, 2015. By July 20, 2015, DCF had notified all affected families that their Reach Up benefits would be reduced beginning August 1, 2015. On July 23, 2015, Vermont Legal Aid filed a class-action lawsuit in federal district court against AHS and DCF alleging that Act 58 unlawfully requires DCF to count up to \$125 of the SSI payment received by a parent when determining the amount of the family's Reach Up financial assistance. The complaint alleges, among other things, that the new law violates the Fourteenth Amendment of the U.S. Constitution, the ADA, and the Common Benefits Clause of the Vermont Constitution. Legal Aid is seeking preliminary injunctive relief and

↑ Justin, did you discuss w/ Liz?

permanent injunctive and declaratory relief on behalf of the plaintiffs. A hearing on Legal Aid's motion for a temporary restraining order has been set for 1:30 p.m. on Thursday, July 30, 2015.

Bennington Child Support Employee Arraigned on Drug Charges

An Office of Child Support (OCS) employee out of the Bennington State Office Complex was arraigned on Tuesday, July 29, 2015. The employee pled not guilty to dealing drugs. The affidavit filed in connection with the case alleges the employee sold heroin on state property to individuals she met through her work. The Court ordered that the employee not enter the Bennington State Office Complex except for court appearances. The current employment status of this employee is "unauthorized off-payroll." This means that she is not getting paid as of Wednesday 7/29/15. The AHS Investigation Unit is moving forward with their personnel inquiry.

↖ Scott

Outreach to Mandated Reporters: An Update

The monumental task of informing mandated reporters about changes that came out of Act 60 is well underway. DCF has distributed a memo explaining these changes and provides guidance to more than 40,000 mandated reporters across the state.

This task was accomplished with incredible collaboration and support from our colleagues in state government including the Agency of Education, Chief Marketing Officer, Department of Health, Department of Information and Innovation (DII), and the Secretary of State's Office. Kudos to all of them, this was a true collaborative effort!

Additionally, DCF will be:

- Sending out a press release to educate the public about these changes; and
- Launching new web-based mandated reporter training in the fall of 2015. People who sign up for email updates from DCF will receive notifications as soon as the training is available and about other relevant child protection issues.

Camp4Me

Camp4Me has been in existence since the 1990's. It is designed for children who've been adopted in Vermont through national, international and private adoptions as well as those adopted through DCF's Family Services Division (FSD). It was first organized and operated by the Children's Aide Society and held in Waitsfield, VT. It is now run through a Board of Directors and held in Stowe, VT.

The two-week camp includes a field trip to the Waterbury Reservoir each week, arts and crafts, team sports, archery, yoga, juggling, and other fun small-group games. Counselors get a three-day orientation, including a small segment on tips and strategies for working with youth who have experienced trauma delivered by a local FSD Resource Coordinator.

Many of the same children attend year after year and talk about how they enjoy being "with other kids like them" (adopted). It is a wonderful experience to see how much these children grow from one year to the next, being successful in a social setting and truly enjoying themselves.

Department of Vermont Health Access (DVHA)

Vermont Health Connect

Operations Update

- Change of Circumstance (CoC) processing continues to increase. VHC is now processing 200 cases per day with the help of the seven new Optum processors on the ground. The State is shifting its operational strategy to pull top processors off the phone and put them on backlog full time. This will be accounted for in new projections and should continue to assist in the increasing in productivity. The backlog is decreasing on a daily basis and VHC is keeping up with incoming requests.
- Maximus continues to process Change of Information requests and is training staff to begin processing income changes and add/drop dependent changes this week.
- Some scenarios remain that the State cannot process. Specifically, coverage cancellations and multiple changes for BCBS. War rooms have been established to assist in the development of these processes. On Tuesday, it was discovered that voluntary terminations are not updating correctly in Benaissance. The State is working with Maintenance & Operations to identify root cause of the defect.
- The State is on target to submit classification reviews for HAEU positions as was promised to the union in May. The deadline to submit is August 31st and management is confident it will meet this deadline. Relationships with the union and their representatives are very positive at this point and many of the HR issues previously experienced have been handled effectively.
- The operations team is actively engaged in contingency planning and expanding beyond the scenarios the legislature requires, to include more likely scenarios, such as some number of CoCs still needing to be complete when Release 2 is developed and incomplete reconciliation across systems.
- Focused remediation of escalated cases continues. While the numbers are going down and stakeholder relationships are improving, the State is still identifying workarounds to deal with 2014 refunds and 2015 reinstatements where enrollees cannot afford to pay premiums prior to the CoC being performed.

The following tables provide data related to the CoCs processed with each Carrier as of last week. The percent change from 7/7 to 7/16 show that new work is shifting away from duplicate cases and toward cases that are being sent to the carriers' systems. Early data from this week show that trend continuing to accelerate.

(As of 7/16)

BCBS on Case	
Carrier Impacted by Change (Multiple Items)	
Case Status	Count of COC SRs (increase since 7/7)
Closed	261 (10%)
Duplicate Case	1024 (10%)
Ready for Review	544 (24%)
Grand Total	1829 (14%)
MVP on Case	
Carrier Impacted by Change (Multiple Items)	
Case Status	Count of COC SRs (increase since 7/7)
Closed	40 (8%)
Duplicate Case	207 (6%)
Ready for Review	116 (13%)
Grand Total	363 (8%)

NEDD on Case	
Carrier Impacted by Change (Multiple Items)	
Case Status	Count of COC SRs (increase since 7/7)
Closed	10 (0)
Duplicate Case	57 (0)
Ready for Review	19 (0)
Grand Total	86
Medicaid on Case	
Carrier Impacted by Change (Multiple Items)	
Case Status	Count of COC SRs (increase since 7/7)
Closed	245 (22%)
Duplicate Case	1086 (9%)
Ready for Review	1097 (33%)
Grand Total	2428

1. **Closed:** The CoC did not need to be completed; the case was reviewed and the SR was closed.
2. **Duplicate Case:** The change was already completed previously (either pre- or post-R1).
3. **Ready for Review:** The CoC was successfully completed through the system and an 834 transaction should have been generated. Please note this does not mean that the 834 was sent to BCBS as they may have been held. This number indicates only that the COC was completed, and an 834 was expected and likely generated.

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Chuck Ross, SECRETARY

STATE OF VERMONT
AGENCY OF AGRICULTURE

Confidential and Privileged

TO: Gov. Peter Shumlin
FROM: Chuck Ross, Secretary of Agriculture
RE: Weekly Memo
DATE: July 31, 2015

Secretary's Top Issues

Solar Siting with VHCB

Agency of Agriculture continues to work with VT Land Trust and VHCB on solar siting and acceptable term easement agreements on conserved farmland. Solar companies began with leases on conserved land to erect solar arrays and have moved toward term easement. There are legal concerns with this type of agreement on conserved land and the Agency brought this to the attention of the other conserved land co-holders. The solar company does not understand the issue but meetings are being held with all legal staff present to try and resolve the issue. This does not solve the concern with solar siting on conserved farm land and further discussions of aesthetics and loss of use of farmland covered by solar are on-going. Until this is resolved, VHCB has a moratorium on solar arrays larger than 500 KW. These discussions are creating some tension between the Agency of Agriculture and VLT and VHCB with some calling for the Agency to cease being a co-holder on conserved farmland. This would be a paradigm shift since the Agency has been a co-holder of farmland easements since the formation of VHCB over 25 years ago.

Positive Mosquito Testing in Springfield

The VDOH reported 3 positive mosquito pools from Gravid trap samples, all collected at the same site in Springfield on July 22. Two pools contained a mixture of *Culex restuans*/*Culex pipiens* and the third pool contained *Ochlerotatus japonicus*. West Nile Virus was found in mosquitoes from these positive pools.

Opening of Boston Public Market and Vermont Representation Therein

The Boston Public Market officially opened its doors on Thursday July 30th. The Grand Opening ceremony included remarks from market foundation supporters, Governor Baker and Boston Mayor Marty Walsh. With the official opening it was the formal kick off of the public-private Domestic Export initiative, Harlow's Vermont Farm Stand. An initiative led by the Agency of Agriculture in partnership with the Agency of Commerce and Community Development and Harlow Farm of Westminster. The Vermont Farm Stand is in a prime location at the front entrance of the market with prominent window space to market the made in Vermont products. The 544 sq ft space boasts product from over 35 Vermont producers, including organic produce, maple syrup, cheese, butter, oils, vinegars and much more.

Highly Pathogenic Avian Influenza Tabletop Exercise Next Week

State Veterinarians worked with an exercise facilitator from DEMHS who is assisting VAAFM with the Highly Pathogenic Avian Influenza tabletop exercise on August 5th to finalize the exercise disease outbreak scenario that will be utilized during the event. There will be participation in that event from every state support organization that was invited, which is excellent.

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Chuck Ross, SECRETARY

**STATE OF VERMONT
AGENCY OF AGRICULTURE**

Confidential and Privileged

TO: Gov. Peter Shumlin
FROM: Chuck Ross, Secretary of Agriculture
RE: Weekly Memo
DATE: July 31, 2015

Status of Governor's Priorities:

Legislative Activities and Issues

Press, Marketing and Communications

Steve Parise, Agricultural Production Specialist with the Consumer Protection Section, was named as Vermont Bee Keeper of the Year at the annual summer meeting of the Vermont Bee Keepers Association on Saturday.

Significant Events/Meetings:

State Veterinarians worked with an exercise facilitator from DEMHS who is assisting VAAFM with the Highly Pathogenic Avian Influenza tabletop exercise on August 5th to finalize the exercise disease outbreak scenario that will be utilized during the event. There will be participation in that event from every state support organization that was invited, which is excellent.

State Veterinarian, Kristin Haas, attended the Endangered Species Committee meeting this week as Secretary Ross' designee. During the meeting, notification was given that the Dept. of Fish and Wildlife will be hosting a public meeting on August 5th pertaining to the proposed statutory amendments to the Endangered Species Act that are expected to be considered by the Legislature in 2016. This meeting announcement was shared with the ARM Division in case they are interested in attending since the proposed amendments to give the Agency of Natural Resources the option to designate critical habitat relative to threatened and endangered animal and plant species could impact some of the ARM Division's regulatory work.

Several FSCP Managers met with AAGs Naomi Sheffield and Diane Zamos to discuss the AG office's proposed guidance on what constitutes "Vermont meat products". The AG's office will be posting guidance on their website informing Vermonters that in order to label meat products as "Vermont-origin", the product must come from livestock that is born, raised and slaughtered in Vermont.

Evolving Issues:

Regarding the evolving Avian Influenza outbreak in the Midwest, the number of commercial premises affected remains at 211. Of those, 66 premises have been approved to restock. On July 24 and 25, Minnesota released 21 control areas in 3 counties. This leaves control areas active in only two counties in the State. Preparedness activities in Vermont include dissemination of additional information to Vermont Fair and Field Days' managers regarding appropriate biosecurity considerations during poultry events/exhibits and the drafting of a follow up press release with more specific preparedness recommendations for all poultry owners in Vermont.

Summary of Key agency Department Activity

Administration:

Sustainable Agriculture Council (in statute) will meet on September 9th and will concentrate on the changes to water quality regulations and requirements for small farms. The Council has been managed by UVM Extension Center for Sustainable Agriculture through MOU and the lead is now on sabbatical leave. Deputy Secretary Bothfeld will lead the management of the Council with administrative assistance from UVM for the next 6 to 12 months. The sustainable Ag Council provides a broad view of Agriculture in the state to the Secretary, providing new trends, innovation in farming techniques and marketing as well as research.

The Agency was contacted by the Tax Department, Current Use Program for review of the new annual self-certification form confirming eligibility of enrolled agricultural land and farm buildings. The Agency appreciated the opportunity to comment and have our questions answered concerning this form. The Agency intends on running a short article in Agriview to inform our constituents and readers of this new requirement.

Agricultural Development:

The Boston Public Market officially opened its doors on Thursday July 30th. The Grand Opening ceremony included remarks from market foundation supporters, Governor Baker and Boston Mayor Marty Walsh. The public market has been in the works for nearly a decade and was proclaimed a jewel of the city by Mayor Marty Walsh. The market includes 34 vendors from Massachusetts, 2 from Vermont and 1 from Rhode Island.

With the official opening it was the formal kick off of the public-private Domestic Export initiative, Harlow's Vermont Farm Stand. An initiative led by the Agency of Agriculture in partnership with the Agency of Commerce and Community Development and Harlow Farm of Westminster. The Vermont Farm Stand is in a prime location at the front entrance of the market with prominent window space to market the made in Vermont products. The 544 sq ft space boasts product from over 35 Vermont producers, including organic produce, maple syrup, cheese, butter, oils, vinegars and much more.

Deputy Secretary Jolinda LaClair and Department of Tourism and Marketing Commissioner Megan Smith went to Boston to attend the highly publicized event. Also in attendance were Business Development Administrator Chelsea Lewis and Senior Market Development Specialist Reg Godin who both worked closely with Boston Public Market management to secure a Vermont booth inside the celebrated market.

Jasper Hill Farm represents the other Vermont booth selling their single sourced cheese by the cut and in delicious grilled cheese sandwiches. In addition, Jasper Hill will be selling Vermont made cracker and jams. Just as exciting was the Vermont product represented at various stands throughout the market. Most notably was the selection of Vermont made beer, cider product and spirits located at Hopsters Alley. For more on the market opening, view this clip from Boston news leader WCVB, Champlain Orchards of Shoreham is highlighted at the 1 min mark.

<http://www.wcvb.com/money/10-years-in-the-making-boston-public-market-opens-at-haymarket/34449916>

VAAFM Senior Agriculture Development Specialist, Zipparo, Meets with Vermont Nutrition Education Committee to Discuss Consumer Education Initiatives

- In addition to staff from VAAFM, the committee is comprised of VDH VAHS employees who work in food access and nutrition education, as well as advocacy groups and Vermont Food Shelf.
- The committee meets quarterly, sharing ideas, collaborating on initiatives and projects, and prioritizing work efforts in the area of consumer nutrition education, which often includes local food.
- VAAFM shared the new State of Vermont Employee Local Food Wellness and Consumer Awareness Initiative, gleaned new ideas for outreach and engagement.

Local Foods:

Local Foods Team Joins NASDA TWG Subgroup on Farm Inventories for FSMA Implementation

Local Foods Administrator Abbey Willard and Produce Safety Coordinator Kristina Sweet joined a new subgroup of the National Association of State Departments of Agriculture (NASDA) Technical Working Group (TWG) for Food Safety Modernization Act (FSMA) implementation. The Farm Inventory subgroup will collaboratively investigate and document options for a farm inventory to support implementation of the FSMA Produce Safety Rule. As the produce industry is largely unregulated nationwide, many states have no produce farm inventories or an accurate way of determining the number and location of farms that will be subject to the Produce Safety Rule. The TWG subgroup will—

- Determine sources of information for both aggregate level and farm-specific data and analysis needed to obtain useful information.
- Describe roles for both FDA and States in establishing a farm inventory.
- Communicate with states options for data collection and the timeline for determining program development necessary to support budget development and funding requests.

Local Foods Team Prepares to Award Mobile Flash Freeze Unit

Local Foods Administrator Abbey Willard & Produce Safety Coordinator Kristina Sweet, along with partners at USDA Rural Development and the Vermont Department of Buildings & General Services, worked toward completing the transfer of the Agency's mobile flash freeze unit to the Patricia A. Hannaford Career Center (PHCC) in Middlebury. PHCC will partner with Helping Overcome Poverty's Effects (HOPE), also in Middlebury, to freeze produce from local farms for HOPE's Local Food Access Project. We expect the transfer to be completed by mid-August after approval from Rural Development. See <http://bit.ly/vtflashfreeze> for more information about the unit.

Food Safety and Animal Health and Consumer Protection:

Consumer Protection:

Michael Larose, Consumer Protection Specialist, judged maple syrup and products at the Franklin County Field Days on Wednesday.

Meat Inspection:

- USDA/FSIS has started process to migrate FSIS email to an overall USDA system which will affect all meat and poultry personnel since we use federal computers issued by FSIS for the cross-utilization program
- FSIS budget adjustment request sent to USDA/ FSIS to request an extra \$30,000 – Original request was \$783,000 and we were allotted \$565,000 but we explained the exponential growth of our program and FSIS committed to another \$128,000 which brought our total to \$693,000 with the understanding that we could request more when the last quarter arrived. The extra \$30,000 should get us by. The difference between the original projected request and the actual needs is due to the fact that we provided a significant amount of Cross-Utilization inspection services then originally projected and those activities result in 100% reimbursement of the inspector's time, travel and miles.
- Worked with Business office to adjust fleet vehicle leases to more accurately reflect miles driven for each driver
- Supervisory staff and compliance official are moving forward with providing necessary documentation to USDA for FBI background checks to receive LincPass identification in accordance with HSPD-12
- Two new "custom" cutting operations are nearing completion for licensing and start of operations. One of those will eventually come under State Inspection for an inspected curing and smoking operation
- Working with several processing operators to get them up to standards to qualify for State Inspection. The program continues to expand and may result in the request for additional Food Safety Specialist positions
- There has been ongoing work with a producer to substantiate age claim for lambs since dentition led inspection staff to estimate age older than actual. It was a joint effort with USDA Animal and Plant Health Inspection Service (APHIS)
- General technical assistance provided to several producers concerning regulations associated with interstate meat processing, new business start-up, exempt poultry slaughter and sales at farmers markets, pet food production, product labeling, etc.
- Meat program coordinated with Ag Development to assist in verifying compliance for state licensing requirements of vendors intending to participate in the first Buy Local Market on the state house lawn for August 4

Animal Health:

- Animal Health Specialists facilitated the successful relocation of 11 elk to the "Vermont Heritage Elk Farm" in Fairfax, owned by Ben and Dillon Palmer. The new farm plans to sell meat from these animals and have worked with the Vermont Meat Inspection Program on licensing and product labeling. Once additional fencing is erected on the property, the 30 remaining elk on the consignor's property will be moved to the Elk Farm.
- Animal Health Specialists attended the Lamoille County Field Days to inspect health papers on out of state oxen and inspected 2 miniature pigs reported by the federal veterinarian to have dermatitis. The pigs were removed from the fair following this detection.
- Animal Health Specialists visited Field Day to inspect interstate health certificates of out of state horses entering the horse pulling contest. No violations were detected.

- Animal Health Specialists followed up on an FDA tissue residue violation delegated to the Section by FDA in June of this year. The violation was detected last September in a dairy cow and letter was sent to the producer in November of 2014. This will likely be the last tissue residue performed by the Animal Health section for FDA since FDA has decided to prematurely cancel the Agency's 5 year contract without cause.
- Animal Health Specialists provided assistance to the animal control officer for Hartford, to check on 15-20 sheep since the ACO is not familiar with sheep husbandry practices. One of the animals was underweight and several were in need of hoof trimming.
- Animal Health attended the weekly livestock auction at the Addison County Commission Sales to monitor Animal Disease Traceability compliance and complete the livestock market report.
- Animal Health Specialists inspected Interstate Health Certificates for attendees at the Vermont Horse Show in Dorset and found one federal/state interstate movement violation involving a horse without ICVI that was moved interstate from Lake Placid to the VT Horse show. With permission an ICVI after the fact was issued by the veterinarian located at the horse show in Dorset.
- Animal Health Specialists reviewed the Agency's role at the Vermont State Fair with Richard Giddings, a fair committee member. Although gaining compliance from this Fair in the past has been extremely difficult, this meeting was a positive one.
- Animal Health Specialists worked with a new National Poultry Improvement Plan participant from Cannan, Vermont who will be raising quail.

Agricultural Resource Management:

Small Farms Operations:

- Small Farm Inspector John Roberts visited 4 SFO farms for the North Lake Survey.
- Roberts investigated 2 possible farms for non-compliance with AAPs, one in Swanton and one in Fairfield.
- Roberts also participated in a farm visit and interview with VPR on a farm in Cambridge. Interview to be aired later in August, along with Agency of Agriculture colleague Ben Gabos.

Plant Industries:

USDA APHIS PPQ personnel changes– A new State Plant Health Director, or SPHD (Pronounced '*spud*' in Fed-speak), for Vermont and New Hampshire has been selected to replace long time SPHD Mark Michaelis, who retired in spring 2015. Stephen Lavallee, who had been acting SPHD since April, has been made permanent as of July 28. This position is the head of the APHIS Plant Protection and Quarantine Field Office, supervises APHIS PPQ activities in the states, and acts as the primary liaison between the State Plant Regulatory Official/Department of Agriculture and the PPQ regional headquarters. Stephen was previously employed as the PPQ Plant Health Safeguarding Specialist in White River Junction, where he provided regional Federal phytosanitary certification and inspection services as well as general plant health protection support for both USDA and Vermont/New Hampshire Plant Industry sections. Although Mark is definitely missed, Stephen has demonstrated his abilities as acting SPHD, and is most welcome as the permanent VT/NH SPHD. We anticipate a long and productive relationship during his tenure.

Entomology:

- To date 1437 batches of mosquitoes have been tested for Eastern Equine Encephalitis virus and West Nile virus. No virus has been found in any of the samples tested this season. This week 145 samples have been submitted for testing. Another series of samples will be submitted tomorrow, Friday, July 31.
- Mosquitoes breeding in artificial containers (*Culex* species) are the most abundant species we are finding this season. This is due to the moderate weekly rains we are experiencing. Standing water around the home and farm may provide suitable habitat for these mosquito species to continuously reproduce.
- The VDOH reported 3 positive mosquito pools from Gravid trap samples, all collected at the same site in Springfield on July 22. Two pools contained a mixture of *Culex restuans*/ *Culex pipiens* and the third pool contained *Ochlerotatus japonicus*. West Nile Virus was found in mosquitoes from these positive pools.

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Deborah L. Markowitz
Agency Secretary

Justin G. Johnson
Deputy Secretary

**State of Vermont
Agency of Natural Resources**

CONFIDENTIAL and PRIVILEGED

To: Governor Peter Shumlin

From: Deborah Markowitz, Secretary, Agency of Natural Resources

Date: July 31, 2015

Subject: ANR Weekly Report

Governor Level Issues:

Entergy VY: During a site inspection in May 2015, ANR identified several violations of Vermont's hazardous waste regulations. ANR staff is sending a Notice of Alleged Violation (NOAV) letter to Entergy VY today, and will work with Entergy VY to correct the violations. In addition, Entergy VY has previously failed to provide notification and a closure plan prior to commencing closure activities related to non-radiological waste as required by law. ANR is sending a letter and legal memorandum outlining Entergy VY's legal obligation to comply with these requirements today. The AGO has reviewed these documents. In addition, EPA has reviewed (and will be identified) in the legal memorandum re Entergy VY's obligation to comply with Vermont's hazardous waste regulations.

ECHO Partnership: The State Park partnership with the ECHO Lake Aquarium and Science Center in Burlington is progressing with planning for common interpretive themes and messages. Renovation of nature centers, an exhibit at ECHO and our existing Junior Ranger program will all be connected via common themes. Vermont Parks Forever is planning a fundraising event for the project at ECHO on August 27.

EVERYTHING ELSE:

Press Issues/Releases:

VT Edition: DEC's Marc Roy was a guest on VPR's Vermont Edition on July 22, along with Karen Horn of VLCT. The topic was "Is that a junkyard, or a junky yard?" Marc spoke a bit

about the state definitions of salvage yard and the state program, but the majority of the program was focused on what callers/commenters think constitutes a problem property, and what town/city/neighbors can do to get a problem property reined in.

Fish and Wildlife Releases: Turkey Brood Survey Starts Aug. 1; VTFWD Celebrates Opening of New Conserved Lands (330 acres being added to the Lemon Fair Wildlife Management Area); Updated Hammond Cove Range to Re-Open under New Rules; John Guilmette Fishing Access Area Now Open for Public Use; Hunters Reminded to Apply for Antlerless Deer Permits and; Women in the Outdoors Event (“Women in the Outdoors” introductory course on Sat, Aug 15 at Buck Lake in Woodbury.)

Appreciating Vermont State Parks: A recent op-ed from the Rutland Herald had some very nice things to say about our parks and our new Vermont Parks Forever foundation:
<http://www.rutlandherald.com/article/BT/20150727/OPINION04/707279987/0/NEWS02>

Mrs. Vermont 2015 Teaming Up with Vermont State Parks to Get Kids Outside: Dorilee LeBlanc, aka Mrs. Vermont 2015, will be joining Vermont State Parks in a series of events designed to get children outside and active by incorporating fun activities and games into her visits. As part of the Mrs. America 2015 Pageant, her social mission is to get kids “unplugged and in the great outdoors.” Events with Mrs. Vermont will also provide kids with points toward the Venture Vermont Outdoor Challenge, in which they complete activities to earn points that will result in free park admission for the rest of this season and the 2016 season.

Significant Events/Meetings:

First Solar Siting Committee Meeting: This was primarily an organizing meeting. We will begin by trying to define the problem that we are trying to address. The legislature has asked that the group come back with proposed legislation. The usual anti-wind/solar people were around the room and unfortunately, it is their comments that got covered by the press. Hopefully we will be able to come up with some concrete solutions to address some of the legitimate concerns about the process.

Lower Swanton Hydroelectric Project: ANR (DEC, DFW), PSD, the State Historic Preservation Office and Vermont Public Power Supply Authority staff met with representatives from the Village of Swanton to discuss the FERC process and the ANR study request submitted in August 2013. Village representatives are unhappy with the scope and number of studies, indicating they felt they were geared more towards dam removal than hydro development and are expensive. ANR staff explained why the studies were needed to determine if water quality standards were being met. The proposed project has the potential to impact several State listed rare, threaten, and endangered species. We need information on these species to determine if impacts could be mitigated. Swanton would like to use revenue from hydropower generation to repair the Lower Swanton dam. The last time DEC inspected the dam was 2004 and it was in fair conditions. It is expected to be closer to poor condition at this point. At the end of the meeting Swanton indicated they needed to reevaluate their proposal to determine which side of the dam the project should be built on and the capacity of the project.

Stowe Reporter Article on 9L: On July 23, the Stowe Reporter ran an article on projects in Morristown that, according to the article, were required to install sidewalks that did not connect to anything in order to comply with the changes to criterion 9L made in 2014. The article incorrectly states that in order to prove a project is not contributing to strip development, sidewalks must always be installed, even if they are “sidewalks to nowhere.” The NRB and ACCD are working on a joint reply to this article to clarify that 9L does not always require sidewalks, and never requires sidewalks to nowhere. Importantly, the reply will point out that NONE of the projects cited in the article were reviewed under Act 250. The projects are all sub-jurisdictional, and any requirements related to sidewalks were imposed by local zoning authorities and NOT Act 250. Rep. Scheurmann contacted the NRB concerned about the allegations in the article. The NRB explained the inaccuracies in the article. Rep. Scheurmann was grateful for the clarification and requested that we submit a reply to the article correcting the record.

Northeast Ozone Transport Region (OTR) States Discussion: Ozone pollution, often called “smog” is harmful to breathe. Northeast states recently received disappointing correspondence from a group of six “upwind states” (IN, KY, MI, NC, OH, WV) whose emissions contribute to ozone pollution in the OTR. The upwind states requested that OTR states withdraw petitions to EPA seeking expansion of the OTR to include the upwind states. The upwind states’ efforts to seek voluntary operation of emissions control systems on some of their power plants this summer has not been very effective, and do not provide an enforceable or permanent fix to the ozone transport problem. The OTR states are developing a formal response to the upwind states letter, and are also moving forward with efforts to advance the petition to EPA and other legal actions.

SUMMARY OF KEY DEPARTMENT ACTIVITY

Office of Planning and Legal Affairs (OPLA)

Kidder Hill/Swanton Wind: OPLA staff accompanied DFW wildlife staff and DEC wetlands staff on a site visit of the proposed Kidder Hill Wind site in Irasburg. The project calls for two ~500’, utility scale turbines to be located in a wooded area and partially within an existing cow pasture at the height of land of Kidder Hill Rd. The project also involves a new access road and both underground and overhead electric distribution lines. Staff provided the project consultants, VHB, with feedback on their resource assessments and suggested some additional assessment be completed prior to filing a CPG petition with the Public Service Board. The developer intends to file their 45-day notice of intent with the PSB in mid-August and a full petition in late Sept.

The developer, VERA, is also working with a private land owner to develop the proposed Swanton Wind project which would include up to 7 turbines. That project has raised concerns in the community from abutting landowners and local legislators. The Swanton site is more complex from a natural resource perspective and may raise issues related to significant wetland, natural community, wildlife and water quality impacts. VERA would like to conduct a site visit for that project with Agency staff, but given the range of potential issues OPLA has requested VERA provide updated site assessment maps and reports to the Agency at least a week prior to

any visit, so that staff are well informed and can make the best use of their time on the ground. Because the project is under local scrutiny, and subject to a public records request, VERA is hesitant to share the requested information. OPLA will continue to work with VERA to ensure ANR staff have any requested and necessary information in hand prior to visiting the site.

Fountain Solar: OPLA continues to facilitate conversations amongst DFW, the NRB and Aegis Renewable Energy around a proposed 500kW solar facility at the Fountain Sand and Gravel Pit in Williston. The Pit is subject to an existing Act 250 permit that requires extraction to end this year and for the site to be fully restored in 2016. Because the pit is located at the center of a high value, functioning deer wintering area, the Act 250 permit requires not only sit stabilization, but also the replanting of softwood cover to restore the DWA habitat – this level of restoration is unusual for gravel pits and speaks the significance of the surrounding habitat.

The NRB has concluded that while construction of a solar facilitated would not be subject to Act 250 jurisdiction, if the solar facility prevented the landowner from restoring the site in 2016 as required under the Act 250 permit, it would constitute a permit violation that the NRB would enforce. Because of this, the parties have attempted to negotiate a compromise by which the solar project could go forward, restoration would occur on the remainder of the pit and the landowner would conserve or otherwise protect the balance of DWA habitat on the parcel in perpetuity. Aegis did not agree with this proposal initially, but now that they fully understand the likelihood of NRB enforcement in the future, they have come back to the table and are interested in speaking directly with DFW to determine if a reasonable compromise is possible.

Stowe Mountain Resort/Spruce Peak Realty, Act 250 Application for a 5-lot Subdivision – Rule 20 Request: In an update to last week’s report, per ANR’s request, the District 5 Commission provided additional clarification and a set of written questions regarding their Stowe Mountain Resort Rule 20 request. The commission’s focus is on the stormwater permitting process and the potential impacts to water quality and site hydrology from a proposed project. The DEC WSMD has concluded that providing staff to physically attend a commission meeting to comply with the Rule 20 request is not an efficient use of Department staff resources and instead will provide the commission a written response to the Rule 20 request.

Imery Talc Phase I Requirement: Imery’s attorney contacted OPLA land use attorney this week to inform the Agency that Imery’s is withdrawing their Act 250 permit application to expand their plant in Ludlow. Imery’s attorney cited the ANR’s insistence that the company perform a Phase I Environmental Site Assessment (and if warranted a Phase II) as part of the Act 250 review. The DEC WMD has directed OPLA to recommend Phase I assessments for all Act 250 projects at sites that have a reasonable potential for contamination.

New Applications for the Week of July 20: OPLA received 11 new Act 250 applications and 6 new Section 248 petitions.

Environmental Conservation (DEC)

DEC Fees: DEC has received a couple of complaints about the new septic pumping fee (\$10 per 1,000 gallons of septage), and three or so company complaints. Septic haulers complained that they did not know the fee was coming, and that they were alerted of the fee the day it took effect. The fee proposal was discussed in four committees in the legislature and we worked with the Vermont League of Cities and Towns to get that word out. However, due to a series of unfortunate factors, DEC sent out letters to haulers late June for a July start date. The average homeowner will likely be passed on the \$10 fee everyone five to seven years, when their tank is pumped. Funds are used to implement the Vermont Clean Water Act and the Lake Champlain TMDL.

New Dam Safety Registration Fees: Staff are working on the notices that will be mailed to the roughly 400 dam owners impacted by the new fee. We expect to start sending the notices in the next few weeks, explaining the reason for the new fee and the amount that the owner will be billed at future date. Owners will receive a second mailing later this year that will include the invoice and provide payment options. The first annual fee is anticipated to be due by Feb 1, 2016.

Rockingham Investigation: The NH North Walpole Water District supplies water to 600, with the majority served by an aquifer contaminated with levels of 1,4-dioxane, a solvent that can cause liver and kidney damage, at concentrations fluctuating above and below their drinking water standard. The source of the contamination remains unknown, but may be located in Rockingham, VT on Industrial Drive (Whitney Blake, former Steamtown and Simmonds Precision are possibilities). Site assessments are happening and we are in conversations with the NH Department of Environmental Services. 80 individuals have been switched to another drinking water source at this time.

Fish & Wildlife (FWD)

Federally Endangered Plant Surviving on the Connecticut: Staff visited the new introduction site for the federally endangered, Jesup's milk vetch on the Connecticut River to assess survival. Eleven of the 15 plants have survived. Six of the 7 surviving plants from 2014 produced fruits. Staff also checked 2 other potential introduction sites on protected lands nearby.

Not Clam Waters at Dunmore: Staff conducted a site visit on Lake Dunmore with Matthew Probasco of VTDEC. Staff had received a number of complaints that the Lake Dunmore Association had installed over 50 buoys in the lake with floating signs that said KEEP OUT. FW staff contacted VTDEC and a site visit was arranged to observe the buoys in question. The primary concerns were that the buoys constituted serious impediments to navigation and posed a safety hazard, excluded the public from large areas of public water, and the accompanying signs implied that passing through or behind the buoys was in violation of state rules and regulations and carried a penalty. Anglers were also concerned that the areas being "closed off" contained aquatic vegetation that they wish to fish in or around, and they thought they were being kept out

of those areas. Public water cannot be “closed” to access without authorization via the Vermont Use of Public Waters Rules. Staff found out during the site visit with VTDEC that the Lake Dunmore Association has filed a petition to indeed close large areas of the lake (via the UPWR rules), but that petition is currently under review, has not been noticed, and no decision has been made. It appears the Lake Association went ahead and installed the buoys they requested in the petition, without approval. The signs created areas of exclusion around stands of Eurasian watermilfoil, and the Lake Associations concern was that boaters moving through these areas would chop the milfoil and cause it to spread further around the lake. VTDEC has ordered the Lake Association to significantly reduce the numbers of buoys to the point that they are not a boating hazard, and to change the language on the signs so that is clear they are simply non-binding, non-legal notices that do not carry associated penalties for boating or fishing in those areas. FW staff also indicated to VTDEC staff that they want to be involved in the review of the UPWR petition.

Leaking Gate: Staff sent a letter to the Village of Swanton asking them to repair the leaking sluice gate at the lower Swanton dam. In 2012 this leak caused water to stop spilling over the dam during a low flow period, dewatering habitat containing stonecat (a state-listed endangered fish species) and contributing to a fish kill.

Trout vs. Bat Habitat: Staff continued negotiations with the US Army Corps of Engineers and the US Fish and Wildlife Service for permission to cut trees in the Paul Stream watershed. These trees would be added to streams to improve trout habitat. The USFWS is hesitant to approve of this limited tree cutting due to the remote possibility that the endangered northern long-eared bat could be present. Our resident bat expert Scott Darling has offered to help with the bat assessment work.

Forests, Parks and Recreation (FPR)

State Land Transactions: Draft closing documents have been prepared and will soon be submitted to the USDA Forest Service for review and approval for the purchase of the Molly’s Falls Pond Property. The survey of this property will soon be completed and we should be in a position to close on this property as soon as August, pending Forest Service approval and sufficient stewardship funds.

Electronic Communication Licenses: We are working with Pamal Broadcasting which owns two radio stations that have transmitters at Killington Peak. The transmitters are currently located on the fire tower at the summit of Killington Peak under lease agreements with the Department. Pamal is coordinating with FPR and the Department of Public Safety to relocate their facility to the new state-owned communications tower nearby. This will consolidate all telecommunication users at this site on the state tower and will allow for the fire tower to be relocated for public use at an alternative site on state lands.

State Park Visitor Numbers: Visitation is at almost 380,000 which is still about 6% behind last year to date. Day use activity is behind by 7.5% and camping by 3%. Interestingly though, total visitation is 9% ahead of 2013 to date.

Artists in Residence: The “Of Land and Local Arts” program of artists in residence at five state parks is currently underway at Kingsland Bay, Button Bay, Grand Isle, Elmore and Groton.

Parks/UVM Partnership: A new partnership with the Parks Study Laboratory of the UVM Rubenstein School of Environment and Natural Resources involves a survey of park visitors’ expected behavioral reaction to changes in weather patterns as climate change progresses. The privately-funded survey will begin this week at four selected parks.

Natural Resources Board (NRB)

Exit 4 Project in Randolph: The District 3 Act 250 Commission issued an order last week indicating the conceptual design of the mixed use welcome center project off Exit 4 in Randolph proposed by Sam Sammis is not sufficiently compact to address one of the sub-criteria of criterion 9(B) of Act 250, which requires applicants to avoid impacts to primary agricultural soils. The applicant has asked for partial findings under criterion 9(B) and 10 (Town and Regional Plan). The NRB advised the District Commission that it has the authority to request additional information if the Commission believes the applicant has not submitted sufficient evidence to address the impacts of the project under criterion 9(B). The NRB also cautioned the Commission about attempting to re-design a project for an applicant. It is not clear how the applicant will respond to the Order. The NRB will continue to advise the Commission, but ultimately it is up to the Commission to make the final decision on the request for partial findings based on the evidence submitted.

Alchemist Enforcement: The NRB continues to work with the attorney for the Alchemist to attempt to resolve violations at the Alchemist Cannery, primarily related to the Alchemist operating a retail facility without a permit. The Alchemist admits to the violation, and appears prepared to accept the proposed fine amount (\$10,000). However, the Alchemist is concerned about being named in the violation and has asked the NRB to name only the former owner of the Alchemist property. The NRB has informed the Alchemist that former property owner did not illegally engage in retail sales, the Alchemist did. Accordingly, it would not be appropriate to name the formal land owner in association with this violation. The NRB has enforced against the former land owner for violations he is responsible for. We are waiting to hear back from the Alchemist.



Privileged and Confidential

MEMORANDUM

To: The Honorable Peter Shumlin, Governor
Sarah London, General Counsel

From: Christopher Recchia, Commissioner

Date: July 31, 2015

Subject: Weekly Report

Governor Level Issues:

Status of Priorities and Cases of Interest:

VGS: The Board today issued its decision in the penalty proceedings on the VGS delay in notification of cost increases. They decided on a \$100,000 penalty. We are answering press on the fact that we recommended \$35,000 initially. (we certainly left open the option for a higher fine.)

Solar Siting Task Force: We held the first meeting of the "Solar Siting Task Force" on the 28th. Several angry and nasty citizens – mostly related to wind. I thought press was reasonable in light of that.

✓ This is done

FairPoint: Jim and I continue to meet with Mike Smith and Beth Fastiggi to discuss the service quality investigation and possible settlement of the matter. The proposal we received this week was inadequate, but we met today and believe we have a path forward.

GMP Rate Case: We settled the base rate case at a .73% increase whereas GMP filed their rate case at 2.34% overall. When combined with settlement and return of ratepayer funds on EAP, the net change in people's bills will be -.76%.

Meetings/Calls this Week:

Jul 27 – FairPoint meeting
Jul 28 – Solar Siting Task Force
Jul 29 – 2015 Comprehensive Energy Plan (CEP) meeting
Jul 31 – FairPoint meeting

Meetings next Week:

Aug 03 – VT Gas Rates, VT Gas Construction Schedule
Aug 04 – ANR Climate Cabinet meeting, TCI, Anbaric Transmission Project

Media: VPR, VTDigger, AP today on VGS Board Decision. VT Digger on solar projects related to siting meeting. VT Digger, VPR and AP on solar siting.

Everything Else:

PERD

Engineering

Vermont Yankee Spent Fuel Management & Decommissioning

Systems maintenance and testing to support Spent Fuel Pool integrity continued during the reporting period, including successful monthly surveillance testing of the Station Blackout (SBO) Diesel Generator (see next item) and monthly testing of the onsite emergency alert and evacuation alarms. No issues identified during the reporting period potentially impacted Spent Fuel Pool integrity.

US DOT PHMSA / State Pipeline Safety Program partnership

Representatives of the Pipeline and Hazardous Materials Safety Administration (PHMSA) informally notified the National Association of Pipeline Safety Representatives (NAPSR) that Secretary of Transportation Anthony Foxx had requested DOT divisions to review safety programs for all types of transportation, including pipelines. The review, referred to as the Safety Posture Report, indicates civil penalties as a measure of program performance and promotes more stringent oversight of state safety programs, particularly states which are not issuing civil penalties. **This information is not intended for distribution.**

Winter Propane Supply Meeting

Engineering participated in a meeting of state energy officials, PanAm Railroad, and the New England Propane Gas Association to get an overview of the rail system that affects propane deliveries in New England. PanAm Railroad presented how they handle propane shipments and the accompanying federal rules enforced by the Federal Railroad Administration (FRA). There was also discussion of the locations and capacity of propane storage in the region and where more might be available pending resolution of public protest of new rail connections to at least one possible site that is currently only accessible by truck. One important take-away from the meeting is for better communications between the states, storage entities, and the transportation infrastructure owners and operators.

Regional Policy

Order 1000

- NESCOE has drafted a letter to ISO-NE on behalf of the states requesting that ISO-NE not start the solicitation process for Order 1000 projects until January, 2017. In the past month ISO-NE had indicated publicly that it intends to initiate the process in January of 2016. The draft letter notes that states have significant workload, including the three-state Clean Energy RFP, and that the solicitation process will delay these ongoing efforts.

NEPOOL Business Priorities

- NEPOOL has become increasingly concerned that the vote on ISO-NE's budget occurs before ISO-NE releases its draft work plan. In response, NEPOOL is collecting ideas from its sectors on what priorities NEPOOL members believe should be included in the ISO-NE work plan.
- One concern that the end-user sector has raised is the extent to which markets account for global changes – such as constrained gas pipelines, increasing distributed generation and energy efficiency, and decreased fuel diversity. The alternative resources sector would like ISO-NE to focus greater attention on ensuring that capacity zones are determined with sufficient time to allow market participants to react.

Forward Reserve Market

- ISO-NE is proposing changes to the calculation methodology of the forward reserve market, specifically a lower heat rate to reflect changes to the generation fleet in the past ten years.

- During the NEPOOL stakeholder process some participants raised the questions of whether a forward reserve market is still necessary given the implementation of the Forward Capacity Market pay for performance program.
- As intermittent renewable penetration in the region increases, it's likely that the forward reserve market, if it remains in place, will increase in overall cost as increasing reserves as needed to balance intermittent generation.

Finance and Economics

GMP: Docket 8500 Investigation into Proposed Changes to GMP's Low Income Electric Assistance Program (EAP). Last week, July 21, GMP filed a proposal to: 1) Issue a one-time bill credit to customers for 79% of unexpended EAP funds, and 2) reduce the EAP charge going forward, by 33% for each class of customer. This week the Department and GMP filed an MOU incorporating these changes on July 24. The Board will hold a technical hearing on August 5, 2015 and a PFD is scheduled for August 24, 2015, in time for October 1, 2015 bill credits.

In March of this year GMP reported that it held over \$7 million in excess EAP funds. On April 30, 2015 GMP filed a proposal to reduce collections going forward and to refund the excess collections to customers. At a workshop there was no opposition from the parties including AARP on the GMP proposal. GMP posted a schedule with a proposed MOU by July 24 and a PFD by August 24, 2015 in time for October 1, 2015 bill credits to be issued.

GMP: A 90 day Notice of Intent was received (July 2) where GMP proposes to enter into a Power Purchase Agreement with Deerfield Wind, LLC to purchase all of the output from the Deerfield Wind Energy Project at \$88 per MWh with no escalation over the next 25 years. This week staff has completed a review of the notice and informal discovery responses, found no issues and forwarded our findings to PA.

GMP: Q2'15 Power Adjustor: GMP filed its Q2'15 Power Adjustor on April 30 indicating a rate adjustment (under collection) of \$572,051, or (\$0.0058) per kWh for the quarter. Staff is still awaiting response to discovery questions that were submitted on May 11. The power cost adjustments for the four quarters will be aggregated into one annual power adjustor rate change. For the first two quarters the net power adjustor is an over collection of \$126,979 (1st Qtr. over collection of \$699,030) that will be refunded to rate payers in FY 2016. Staff is continuing its review this week and has started discussing issues, both internally and with GMP, regarding questionable items included in power costs.

Public Advocacy

VGS Addison Expansion – Docket 7970 – On July 24, the Board inexplicably issued an Order permitting reply briefs to be filed in the Remand proceeding by August 10. This was not part of the original procedural schedule and will most certainly delay the issuance of a substantive Order. The Department is reviewing initial briefs for any issues which are due a response.

VGS, PSD and ANR are jointly preparing a Proposal for Decision to submit to the Board regarding VGS's second request for a non-substantial change determination. It involves the relocation of a mainline valve. ANR has submitted comments that it has no objection to the non-substantial change ruling, as has the Department. No other comments were filed with the Board.

On July 7, the Williston Selectboard submitted a letter to the Board requesting certain changes in the operations at the laydown yard adjacent to Maple Tree Place. (This was followed, on July 24, by a Motion to Order Restrictions on behalf of the Town of Williston by the lawyer representing the Town as an intervenor in the docket.) On July 14, the Board requested comments on these requests. The Department is investigating. Comments are due July 31.

VGS Looping Phase VII – Docket 8472 – Following the technical hearing, the parties agreed upon a Proposal for Decision, which was submitted on July 23.

VGS Alternative Regulation – Base Rate Filing – No Docket – On June 30, VGS made its annual base rates filing, which reflects an overall decrease of 0.9%. The Department has begun its two-month review of the filing and served initial discovery. Initial responses were provided on July 23, with follow-ups pending. Though not directly applicable to the base rates filing, VGS has made a proposal to the Department that it be allowed to book and defer some Phase I capital costs and recover them next year. Department staff has expressed opposition to the proposal to VGS because (a) in staff's view, its sole purpose is to work around the agreement to keep Phase I costs out of the current rate year, and (b) it does not meet the requirements to book and defer costs.

VGS Alternative Regulation – One-Year Plan Extension – Docket No. 8471 – VGS and the Department jointly proposed a one-year extension of VGS's alternative regulation plan months ago. The hearing officer recently issued an order indicating that a technical hearing would need to be held on the proposal and the parties have proposed dates in mid-August.

GMP Alternative Regulation – No Docket – On July 1, GMP filed scheduled updates to its 2016 base rates filing. The original filing (all in) resulted in a 1.91% increase. The revised filing (again, all in) now results in a 2.34% increase. The Department has reviewed the filing and conveyed a number of concerns to GMP. The parties have worked together to reach agreement. Notably, GMP made a last minute proposal to return approx. \$5.1 million to

ratepayers this year – which is attributable to the tax gross-up portion of customer contributions in aid of construction. This gets complicated quickly, but the bottom line is that GMP has been holding a little more than \$10 million in customer money and plans to make a change in accounting that would return in it equal portions over two years (so another \$5.1 million to come next year). While this is a positive development, the manner in which it was rolled out – at the end of the Department’s review – is cause for concern. GMP controls the flow of information in rate cases; it is inappropriate to hold information back and put it forward only after the Department makes its recommendations. In any event the parties are close to resolution of the case. A filing is due July 31 and current projections indicate a rate need that is just under 1% increase. Separately, a public workshop was held on July 23. Only AARP showed up.

Rule 4.100 – PURPA – In early July, the Department became aware of a significant number of potential Rule 4.100 projects in the early stages of development. VEPI has responded to six requests for 20-year levelized contracts for 20 MW solar facilities in each of the following towns: Barton, Highgate, Florence, Randolph, Ludlow, and Sheldon. A gentleman named Adam Cohen of Yarmouth, ME, is the person who proposed these projects (through different LLCs). Additionally, the 4 MW North Hartland hydro facility has sought a 30-year non-levelized contract under Rule 4.100. VEPI has responded to all requests by noting that it will develop a draft agreement, but that it is not empowered to enter into any agreement until such agreement is approved by the Board.

Board staff has reached out to the Department staff to discuss a new rule. Indications are that the Board staff will recommend a rule generally consistent with the utility/Department proposal.

GMP proposed changes to Electric Assistance Program – Docket 8500 – A MOU among GMP, PSD and AARP was submitted on July 24, together with supporting testimony from GMP and the Department. The parties are in the process of finalizing a Proposal for Decision and a technical hearing is scheduled for August 5.

PHMSA matters – no docket – The PA division continues work with the Gas Engineer, including responding to PHMSA inquiries as well as inspection issues with VGS. Some of the VGS matters may result in one or more NOPVs. A Notice of Concern (regarding issues at two gate stations) was submitted to VGS on July 20; they have 15 days to respond.

Champlain Valley Solar – Docket 8248 – The Board approved the amendments to the CPG and the standard offer contract to reflect the as-built capacity as 2.0 MW instead of 2.2 MW.

Rutland Renewable Energy City Solar Garden Project – Docket 8182 – The Board set a deadline of August 3 for any comments on the petitioner’s motion to transfer its CPG. In a letter to the PSB, the Department wrote that it does not oppose the transfer.

BED's IRP – Docket 7979 – In a letter, BED requests the Board take action on its Motion for Enlargement of Time to File Next Integrated Resource Plan from September 28, 2015 to September 28, 2016.

TDI New England Clean Power Link Project – Docket 8400 – The petitioner filed a stipulation with VELCO, along with a first amendment to its agreement with VELCO. Additionally, TDI filed a stipulation with BED. PSD and TDI have agreed on language for an amendment to the joint TDI/PSD/DHP/ANR stipulation that binds the PSD to use best efforts to limit Vermont's share of rate recovery if a regional cost sharing mechanism applies to the project. DHP has agreed to the amendment, but ANR has requested more time to review the information. With reference to the fiber component, PSD is working on draft MOU language to share with AOT. TDI is scheduled to file rebuttal/supplemental testimony on August 26.

New England Power d/b/a National Grid Harriman Switchyard Section 248 Petition – Docket 8493 – The Department has reviewed NEP's second round discovery responses and the company has resolved the Department's oil containment concerns. NEP is preparing a Proposal for Decision and draft stipulation.

VEC Petition for Declaratory Ruling – no docket – VEC filed a petition requesting a declaratory ruling that a member-proposed bylaw amendment precluding individuals who hold public elective office from occupying a seat on the VEC Board of Directors is inconsistent with Chapter 81 of Title 30 and is vague, arbitrary, unreasonable and oppressive. The Board has scheduled a prehearing conference for August 20.

GMP Section 108 Petition – no docket – GMP filed a petition on June 11 requesting approval to issue \$60 million in long-term debt securities to finance capital investments, to redeem existing short-term debt and long-term debt, and for other utility purposes. The Department filed its recommendation on July 23, recommending approval of the financing.

Barton Village, Inc. Electric Department's use of \$1,850,000 of Long-Term Tax-Exempt Bond Proceeds – Docket 7719 – Barton has identified a number of short-term financing issues and seeks the Department's feedback. The Department has tentatively set a meeting with Barton for August 11.

Charter CPG Renewal – Docket 7820 – Charter filed its Annual Notice in May in response to the Department's inquiry as to whether the Notice meet the requirements of CPG Condition 25. The Board has requested the Department's comments by July 31. The Department filed a letter on July 29 reporting that it had reviewed the company's Annual Notice and finds that it satisfies Condition 25.

VGS Section 108 Petition – no docket – VGS filed a petition on July 15 pursuant to Section 108 requesting the Board’s approval to: (1) issue long-term debt securities, unsecured Senior Notes, in a maximum aggregate offering amount up to \$35,000,000 by means of a private placement; and (2) extend by two years its existing unsecured revolving credit facility of up to \$45,000,000 while increasing the amount available under those facilities to \$65,000,000. The Department’s recommendation is due to the Board on August 15.

VEC Purchase of 10MW Capacity from NextEra Seabrook – Docket 8522 – The Department filed discovery on VEC on July 23. VEC is scheduled to respond on July 30.

The Farm at South Village – Docket 8406 – On July 24, The Farm at South Village, Inc. and the intervenors, Donald and Lynn Cummings, filed a stipulated planting plan to address aesthetic concerns associated with the 150 kW solar facility located in South Burlington. The Department supported the stipulated planting plan as being appropriate aesthetic mitigation in the circumstances and recommended that the Board enforce the stipulated planting plan through an amendment to the CPG. The Department also recommended the Board impose a penalty in the range of \$500 and \$1,500 as a general deterrence measure, consistent with Board precedent.

Next Generation Solar Farm 2.2 MW Solar – Docket 8523 – The Department is in receipt of five Motions to Intervene in addition to the Town of New Haven’s request for intervenor status. The five intervenors include adjoining property owners and the Addison County Regional Planning Commission. On June 24, the Board issued an Order granting the Town of New Haven full party status on the basis that H.40 has now been enacted into law as Act 56. According to that Board Order, the provisions of Act 56 that pertain to municipal party status apply to this proceeding. The Petitioner filed a Motion to Alter Judgment, arguing that the provisions of Act 56 do not apply to petitions pending on the effective date. The Department will respond to the five Motions to Intervene and Petitioner’s Motion to Alter Judgment on July 30.

Vermont Solar Farmers 2.2 MW Solar Facility in Bondville – Docket 8443 –Petitioner and Intervenor entered into a stipulation on July 28, resolving the Intervenor’s concerns regarding the originally proposed access road (Gleason Hill Road). The Board held a technical hearing, also on July 28. A community organization called the Friends of Kendall Farm Road emailed the Board ten minutes before the technical hearing commenced notifying the Board that it wished to intervene in the proceeding. The Department understands that Petitioner will consult with the Friends of Kendall Farm Road to resolve any outstanding issues.

Telecommunications

AT&T-DIRECTV Merger – the FCC this week approved the merger between AT&T and

DIRECTV. In September AT&T sought support from Vermont (and most other states) for the merger by proposing that if the merger was approved, AT&T would deploy new wireless broadband internet access to 13 million customers in rural areas nationwide (of which 37,000 would be in Vermont). The FCC considered and rejected the AT&T proposal, finding that AT&T offered insufficient information. Instead the FCC order requires AT&T to deploy fiber to the home service to 12 million customers within its wireline service territory (none of which are in Vermont). DPS has reached out to AT&T and asked that it honor its commitment to Vermont irrespective of the FCC Order.

VTA Fiber Assets Map – PSD staff reviewed the GIS information stored on the VTA servers and created a map depicting the fiber routes transferred to the Connectivity Division.

ECFiber Makeready – ECFiber submitted information describing its experience in attaching fiber to utility poles, for itself and for projects it is conducting for the VTA. About 1/3 of the 42 projects for the VTA were late, 5 more than 90 days late, 5 are late and still incomplete. About 1/3 of its 143 projects for itself were also late, 3 of these late projects are still incomplete. About half of the late projects were for GMP poles, half were FairPoint poles. The PSD has asked ECFiber follow-up questions and has inquired with GMP about the 8 currently outstanding projects.

NBRC Closeout Report – Staff completed the final report for the Northern Border Regional Commission funded project, which is due July 31, 2015. The NBRC funded project entails bringing dark fiber from Derby to the Canadian border, and the installation of 14.5 miles of fiber between Brighton and Norton, Vermont. The VTA accountant submitted the final closeout paperwork for the project. Staff intends to finalize and send the close out packet on July 30.

VTel DFL – VTel signed a dark fiber license to use 2 strands of fiber on the Orange County Fiber Connector. VTel will be using 4.5 miles of fiber at a cost of \$243 per month. Currently the only other paying provider on the OCFC is FairPoint, which pays only for management and maintenance.

CoverageCo Project – Staff learned last week that work has stopped on the EDA funded cellular resiliency project. According to CoverageCo's subcontractor, EdgeConnex, CoverageCo has not paid overdue invoices. EdgeConnex will not resume work until it is paid. Work apparently stopped on Friday, July 17. CoverageCo did not inform the Department until asked about the project on July 23. This project must be completed by November. CoverageCo's COO stated that it has not paid its contractor because the Department has not paid some of CoverageCo's invoices. The VTA held one invoice from January worth \$154,000. The other invoices were issued in June and July 2015. In conversations with CoverageCo's controller, staff were told that CoverageCo is "well funded." The work stoppage raises serious concerns about CoverageCo's commitment to the project. Staff have requested a meeting with CoverageCo to discuss the remainder and future of the

project.

FairPoint Contested Locations – FairPoint contested several ECFiber awarded census blocks as already served by FairPoint. The Department's initial response to FairPoint was to reject the claims for lack of supporting evidence. FairPoint has responded with particular data for each location in the grant funded areas. FairPoint is claiming that it can serve many locations with broadband at 20 Mbps download. Should the Department accept these contested locations, residents of Pittsfield, some of whom were present at the Governor's press conference, would be removed from the list of locations eligible for funding for the ECFiber project.

Duncan Cable CPG Renewal (Docket 8438) – Duncan Cable has submitted a revised line extension tariff for Department review. The Department has provided substantive comments to Duncan in response to the tariff. The line extension tariff is the only significant issue that the Department has raised in its direct testimony in the CPG renewal docket.

FairPoint Service Quality Investigation (Docket 8390) – DPS has agreed to grant FairPoint an extension for filing its rebuttal testimony from August 3 to August 17.

Consumer Complaint Against FairPoint for Double Poles – DPS filed a letter with the Board recommending that it open a docket for an investigation into a complaint received from a constituent regarding a significant delay from FairPoint in removing equipment from old utility poles. FairPoint subsequently completed the necessary work, and DPS withdrew its request for a docket and investigation.

CPG Revocation Requests – DPS filed with the Board letters in support of petitions from Northern Enterprises, Inc. and Network Operator Services for revocation of their respective CPGs. The Department, however, opposed a CPG revocation request from West Coast Telecommunications, Inc. (a Level3 subsidiary), because West Coast is not current on its gross revenue taxes. West Coast advised DPS that it will send a check for all outstanding taxes within a week. The Department will recommend that the CPG be revoked after receipt of the outstanding gross revenues taxes.

Mansfield Community Broadband, Inc. CPG – Division staff filed a letter with the Board recommending that it issue a CPG to a new entity called Mansfield Community Broadband, Inc., which intends to resell telecom services in Chittenden County. The company is based out of Jericho and was founded by Timothy and Leslie Nulty.

VTel Cabot 248a Petition (Docket 8549) – The Board has scheduled a prehearing for this application on Thursday, July 30. DPS filed supplemental prefiled testimony from its aesthetics expert in response to VTel's revised site plan. The DPS expert testified that VTel's proposed aesthetic mitigation is inadequate under the *Quechee* analysis. The DPS expert

also provided specific recommendations for how VTel can redesign its mitigation to comply with the *Quechee* analysis. DPS has informed VTel that it will support the petition if VTel can resubmit revised site plans that conform with the aesthetic witness's recommendations. VTel has advised that it will submit such plans as soon as possible. The Town of Cabot, which is represented by counsel, is intervening in the docket and has advised DPS that it opposes the project and will not attempt to settle with VTel.

VTel Rochester 248a Petition (Docket 8548) – The Board has scheduled a prehearing conference for this application on Thursday, July 30. DPS has filed letters in support of the project with the Board. An adjoining landowner filed a motion to intervene and intends to oppose the project. The Board has yet to rule on that motion to intervene. The Town has not moved to intervene in the docket, but the Planning Commission previously submitted a letter requesting that the Board require that VTel design the project to comply with applicable setback requirements from Rochester's zoning bylaw.

VTel Calais 248a Petition (Docket 8535) – The Board has scheduled a prehearing conference for this application on Thursday, August 6. The Board has not yet ruled on the Town's pending motion to dismiss the application or the various motions to intervene that were filed by approximately 20 different neighbors.

Wireless Telecommunications Facilities (§ 248a) Petitions –

Division staff filed recommendation letters with the Board for the following projects:

- T-Mobile application for *de minimis* modifications to a 130 foot tower in Wilmington.

DPS received the following new 248a petitions and notices:

- Sprint *de minimis* application for modifications to an existing tower in Essex Junction.

Verizon filed a motion for reconsideration into a decision from the Board to deny a 248a application for *de minimis* modifications telecommunications facility that has received a CPG, but has not yet been built. DPS supported the petition.

VELCO also submitted a *de minimis* application for modifications to a site that is permitted but not yet built. In light of the Board's ruling in the Verizon matter, DPS submitted a letter to the Board recommending that the Board not issue an order on VELCO's application until VELCO can submit evidence that the tower construction is complete. VELCO advised DPS staff that the tower construction will be completed this week and that VELCO will submit a supplemental affidavit with the Board documenting the construction completion.

VIT Working Group -Using info from VT Agency of Ed, staff identified video conferencing sites at Vermont schools, tech centers, adult learning, and DAIL/Voc Rehab that use the AoE

multi-user bridge to learn what is/might be available as an alternative to VIT. Staff are awaiting response from Voc Rehab training coordinator regarding their 13 video conferencing sites. Staff are setting up a conference call with Polycom rep to discuss videoconferencing alternatives that could be deployed cost effectively at locations around Vermont as possible successor to VIT. August 18 meeting of VIT working group will be rescheduled and there will likely be two meetings held in September.

Division Retreat - Division staff will participate at an in-house all day retreat on August 4. Retreat agenda will focus on achieving the goals of Division of Telecom and Connectivity defined in Act 41 at 30 VSA 202e. Retreat objective is to develop a roadmap to successfully meet our legislative mandate(s).

Cellular Coverage Talking Points- Staff drafted a response letter for consumers who contact the State of Vermont concerning cell signal coverage. The letter discusses statewide access to mobile telephone signals at residential and business locations, as well as along travel corridors. This document will be distributed to citizens by DPS staff, as well as by the staff of the Office of the Governor.

VTRS- Staff compiled and submitted to Sprint a list of Vermont's Local Exchange Carriers (LEC). LECs will be contacted as part of outreach efforts to educate telephone service providers about Vermont Telecommunications Relay Service and the ways through which deaf, hard of hearing, or speech disabled consumers are able communicate by telephone.

Consumer CNBRC grant final report- Staff organized and edited the Northern Border Regional Commission grant report for submission. The report included information on the Derby-Derby Line and Brighton to Norton broadband projects history, project outcomes and outputs, as well as information on project sustainability and recommendations for future project grants.

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Consumer correspondence- The Division of Telecommunications & Connectivity continues to receive and respond to correspondence from the public inquiring as to the available

options to access broadband and cellular service in various areas of the state.

Broadband Roadshow- Staff is in the process of editing the presentation for the individuals and towns who have contacted the Department wishing to investigate options for community broadband. Upon completion of the presentation, the division will meet with community broadband committees to discuss their current broadband options and discuss access opportunities for each community.

Fiber Project Updates

NBRC

The NBRC Final Reporting Report Draft was completed and is being reviewed internally by Staff. The Final Report will be submitted for the July 31, 2015 deadline.

The completion of the Derby to Derby Line Fiber Extension (connected to Northern Enterprise fiber in Derby Center) in conjunction with other fiber builds by VEC (Island Pond to Bloomfield) and the VTA/NHOS BTOP build (Bloomfield to Guildhall which connects to New Hampshire's BTOP) ends a 2-1/2 year project to create a NEK Network.

This new network will enable direct connections from Montreal (Canadian Providers are building this section now, it is expected to be completed later this year). This new connection using the NEK network is expected to save approx. 450 ms in transmission time compared to the Montreal to Albany, NY to Boston connection (the way internet traffic flows currently). There are several users who will take advantage of this connection once the Canadian portion gets built.

The completion of the Brighton to Norton Fiber Extension has allowed the Northern enterprise fiber from Norton to Beecher Falls to finally be connected to the main section of the Northern Enterprise fiber. VTel has already taken advantage of this new connection by connecting towers for their WOW network in these communities.

Staff is supporting the completion of the Final Report and Financial Report for submittal July 31st.

Derby to Derby Line:

The NBRC requirement of having fiber connected from the Northern Enterprise fiber in Derby Center to Canadian Border has been completed.

Staff has made field visits to meet with the Contractors to review construction progress and the quality of the work performed. Staff clarified splicing and testing requirements and prepared cut sheets for splicing details.

VEC is in the process of building a new pole line from Derby Center to Derby Line. The new pole line is expected to be completed later this summer. Once complete the new VTA/DPS fiber will need to be transferred.

Brighton (Island Pond) to Norton:

Staff requested from the fiber users what their fiber needs are on the Brighton to Norton fiber extension. Staff received those requests and incorporated into the splicing details for the different splice enclosures.

Staff has made field visits to meet with the Contractors to review construction progress and the quality of the work performed. Staff had two sections redone by the Contractor due to spacing on poles. Staff reviewed the splicing and testing requirements for the extension.

All 15 miles of fiber was hung on Friday July 24, 2015. Fiber splicing started last week and is expected to be completed on July 29, 2015.

The NBRC requirement of having fiber connected from the Northern Enterprise fiber in Brighton to the Northern Enterprise Fiber in Norton has been completed.

Central Greens:

Ulteig: Staff had a follow up teleconference session with Ulteig this week. Ulteig has requested additional pictures of the transmission line be taken showing the spans in question, when the ice loading conditions occur will not be interfered with by any vehicle going under the fiber, be included into the final report to GMP. This is a very rugged area where most vehicles cannot traverse. Staff is in process of taken the pictures.

OCFC-W:

The Contractor expects to start construction on the 1st part of this project next week.

VEC Connector:

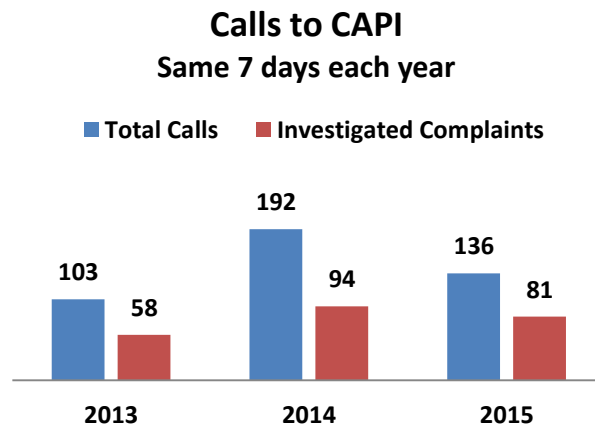
Staff is coordinating the splicing requirements for the meet me point/interconnection for the VEC Connector fiber and the VTA/BTOP fiber in Bloomfield with VEC.

Staff prepared the splicing Cut sheet for this location and has reviewed with the Contractor what is expected.

Splicing will be completed once the fiber is tested for VEC, from Island Pond to Bloomfield.

CAPI

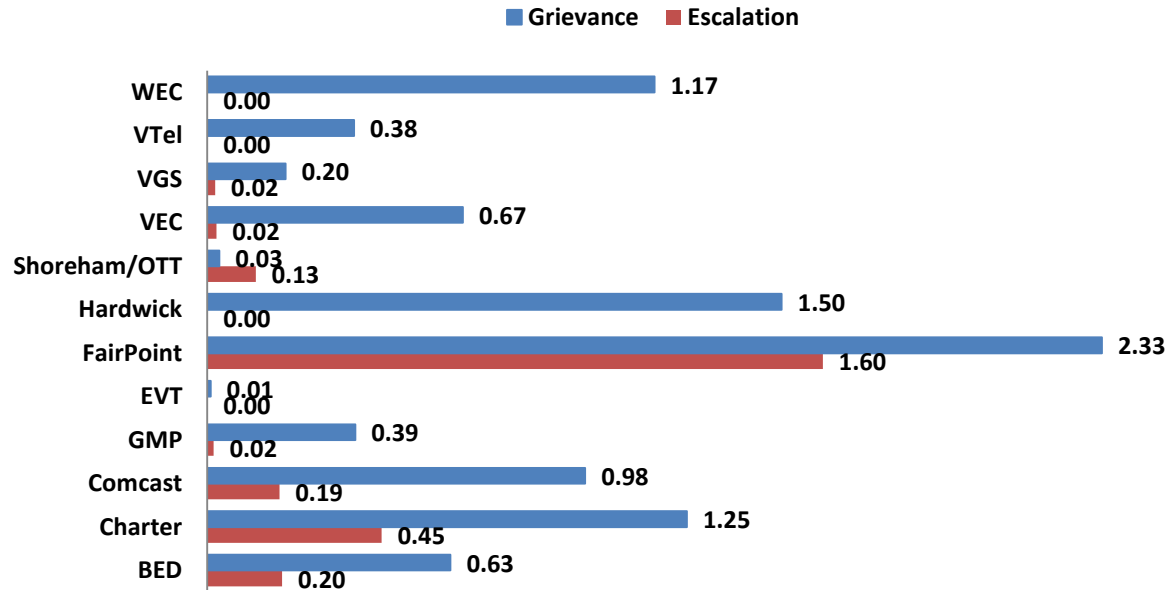
CALL DATA



Complaints Investigated, by Company

per 1000 customers

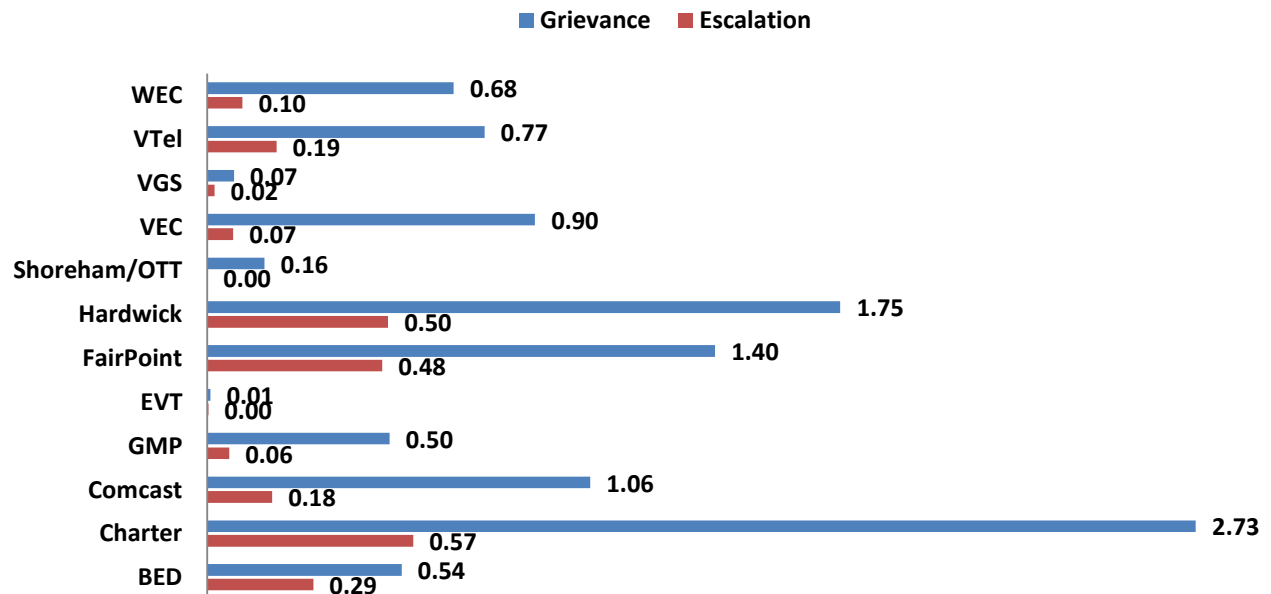
January 1 - present, 2015



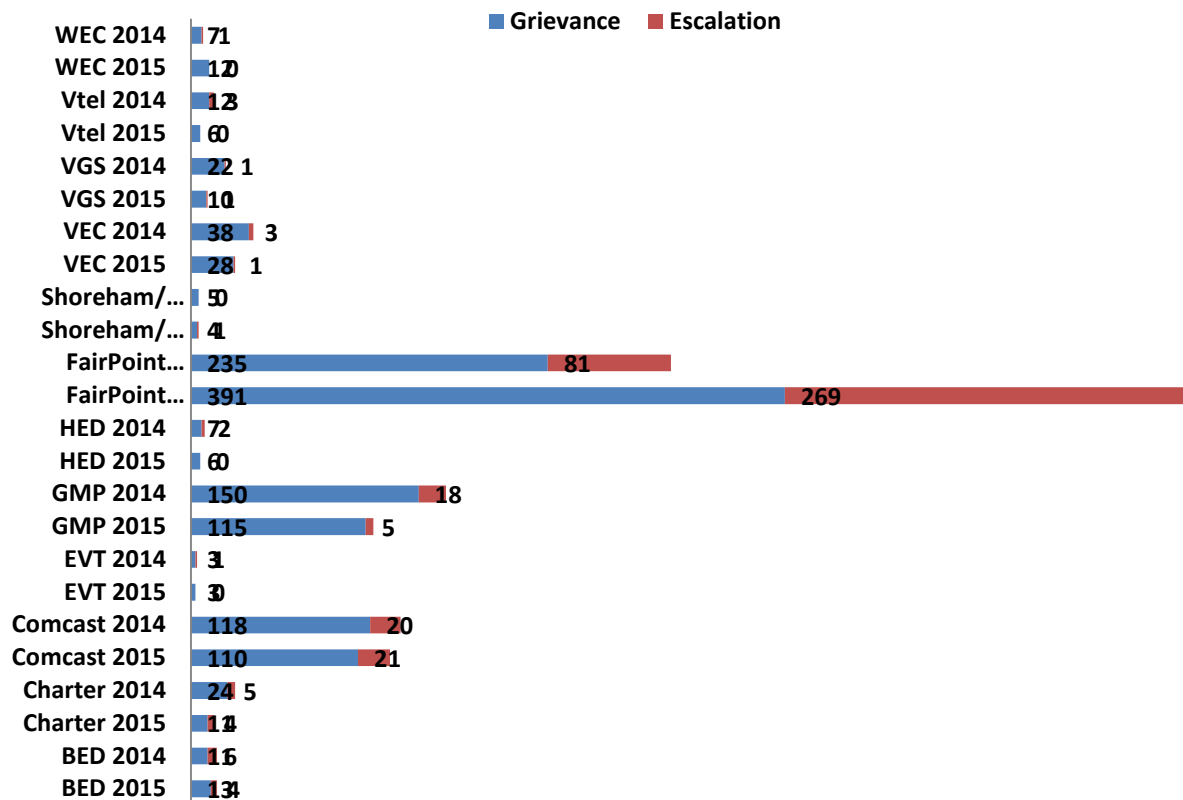
Complaints Investigated, by Company,

per 1000 Customers

January 1 - present, 2014



Number of Complaints Investigated, by Company YTD 2014 and 2015



NOTE: The data on complaints by company is based on companies with the highest complaint volume. Absence from this chart does not mean there have been no complaints against a company.

DEFINITIONS:

Grievance: 1) An investigated complaint about a regulated service where PSD determined no wrongdoing on the part of the company, 2) An investigated complaint about an unregulated service, whatever the outcome of the investigation (wrongdoing or not on the part of the company).

Escalation: A complaint about a regulated service that PSD investigates and finds wrongdoing on the part of the utility. This includes situations where a utility's resolution process failed to address a complaint and resolution was not reached until DPS became involved.

CONSUMER COMPLAINTS

CAPi received three complaints to date from consumers nationwide about Teleblend, a VOIP provider based in Williston, Vermont. Consumers complain of loss of service and not being able to port their phone numbers. Staff attempted to reach the company and found

the contact numbers were out of service. Staff consulted with the Attorney General's office and decided to ask for help from staff of our congressional delegations. Senator Sanders' office agreed to assist customers that reside in Vermont and advised us to refer customers in other areas to contact the FTC or FCC to file a complaint.

POST CPG WIND COMPLAINTS

None.

OTHER DIVISION ACTIVITY

Consumer Assistance Programs: Staff attended a meeting of State of Vermont consumer assistance programs across agencies, as well as congressional delegation staff. The meeting provided an opportunity for developing greater understanding of the types of issues the various programs cover and how they handle their complaints. This will help ensure that staff accurately refer consumers to other agencies with their complaints.

PSD Website: the contract with Isaiah Keepin has been executed and he will begin work to re-design the Department's website. Andre Souigny will be the point person on this project going forward.

Equipment Distribution Program: Megan Ludwig is working to finalize a draft MOU with the Department of Aging and Independent Living for oversight of the program. Staff, in consultation with DAIL, have decided to wait to initiate the contracting process with the Vermont Center for Independent Living for administration of the program until the MOU process is completed. That way, the contract can correctly name which department will oversee the contract.

GMP Electric Assistance Program: Staff provided testimony as part of a filing by the Department in support of an MOU with GMP regarding changes to collection of EAP funds and how to handle excess funds currently held.

GMP offering Tesla batteries: Staff attended a presentation by GMP, along with the Planning, Finance and Public Advocacy divisions, about Tesla batteries and off grid packages that the company wants to offer customers. GMP hopes to offer batteries to customers in the fall. The company plans to offer purchase options for customers including on bill financing. Off-grid packages are still in the early stages of development. GMP will meet with staff again for further discussion.



State of Vermont
Department of Public Safety
103 South Main Street
Waterbury, Vermont 05671-2101
www.dps.state.vt.us

To: The Honorable Peter Shumlin
From: Keith Flynn, Commissioner of Public Safety
Date: July 31, 2015
Subject: Weekly Report

Fire Safety

Issues / Updates:

The Division received \$15.6 Million in new plan review construction valuation collecting \$96,000.00 in permit fee revenue.

The downtown board scored the tax credit applications the awards should be going out soon.

We are still trying to resolve mold issues in our Williston Regional Office and being optimistic the water damage/mold issue should be resolved very soon. In the meantime, we made a few logistical changes to deal with employee work locations. A new location, in the same building is being explored.

The Director will be attending a meeting on September 2, 2015 in Pittsford to discuss the structural engineering findings and recommendations.

DEMHS

Issues/Updates:

On July 29th, DEMHS received notification from the President declaring a major disaster exists in the counties of Addison and Chittenden due to flooding that occurred on June 9th, 2015. Under declaration FEMA-4232-DR, Federal funding is now in the process of being made available to state and eligible local governments and certain private nonprofit organizations on a cost-sharing basis for emergency work and the repair or replacement of facilities damaged by the severe storm. Applicant briefing are being set up for the week of August 3rd.

Damage estimates from the storm of July 19/20 were conducted by AOT. Eligible municipally owned infrastructure in Washington, Caledonia and Essex Counties totaled \$726,000. Adding state roads increased total damage to \$860,000. Vermont is not eligible to request a major disaster declaration due to threshold minimums not be met.

DEMHS has conducted outreach to the impacted towns to explain the assessed damage values. Additional discussions will continue to determine further assistance options. DEMHS Watch Officer participating in conference calls twice weekly with ARC, VOAD, Servermont, and the City of Barre regarding ongoing muck-out operations.

General Information/Other:

81% of LEOPs have been submitted for 2015 to DEMHS. This includes 90% criteria definition for the following sectors; Emergency Services, Healthcare and Public Health, Dams, Government Facilities, and Chemical.

RERP staff met with FEMA Region 1 VY site specialist to resolve a portion of the identified Area Requiring Corrective Action from the May graded exercise after action report. They conducted a site visit to view the updated Tracking Team equipment calibration status.

COS and RERP Staff held a meeting with some NDCAP Panel members, headed by Kate O'Conner. The panel members received an overview of the RERP program as well as plans for the future.

VT Alert presentations have been delivered to the towns of Dover and Barre City and the VT Statehouse Planning Group.

As of this week, 47 organizations (towns, state government, organizations) have been set up in VT Alert.

For DR4207, FEMA made additional obligations of \$6k for Orwell and \$3k for Bridgeport under the Debris Pilot Program. DR4207 is winding down. 35 out of 54 applicants are closed.

DR4207 exit interviews are continuing, with approximately 30+ done and 20+ remaining to be completed by FEMA as of 07/27/15.

Public Assistance Coordinators met with the Agency of Administration regarding the insurance settlement, precursor to closing out Irene state agency PWs.

FEMA Region 1 conducted a Benefit Cost Analysis training attended by state, RPC, and municipal personnel. FEMA Regional 1 personnel also conducted site visits of multiple completed HMGP projects and pending HMGP application projects.

Public Information -

Coordinated with Department of Health on messaging warning of dangers of heat as a precaution ahead of a three day span forecast to be in the upper-80s and 90s.

Social Media

Facebook (DEMHS) = 11,082 Likes

Facebook (VT Alert) = 4,999 Likes

Twitter (DEMHS) = 5,163 Followers

Twitter (VT Alert) = 241 Followers

Legislative Contacts – None

VSP

A Troop

FF

11 Total arrests, 5 DUI

The owner of Mother Hubbard's Deli in Swanton advised that a male came into the store and exposed himself to employees; this was the second exposure incident with this male in the deli, as he had done the same thing on 7/22/15. Troopers arrived at the deli and found the 21 year old male outside of the business. He was taken into custody and processed for Lewd & Lascivious.

On 7/25/15 at approximately 1105 hours, Troopers from the St. Albans Barracks were dispatched to a fatal mv crash on Georgia Shore RD in the town of Georgia. A group of motorcyclists from Quebec were riding on the road, when the operator in the lead, crossed the center line and crashed into an oncoming SUV. The male was pronounced dead at the scene & the scene was processed.

BCI

Suicide in Alburgh, 61 year old male who abused drugs and alcohol was found deceased from a self-inflicted gunshot wound to the head in his camper.

Untimely death in Georgia, 62 year old male crushed by car jack failure working on car in garage.

NUSI, case in Swanton involving a 48 year old female and 57 year old ex-boyfriend, not substantiated, female exhibited mental health issues.

NUSI, case involving 50 year old female and 70 year old uncle asking her to assist in filming him in sex acts, no crime identified.

Drug case at the NWRCF, inmate in possession of heroin.

Assault on CO at NWRCF.

Assault on CO at CCCC.

LCSIU, L&L involving 12 year old female on 4 year old male.

CUSI, 17 year old reporting sex assault that occurred an April party in Burlington, male not identified, first name only.

MV incident in Bolton handled by Det. Trooper Baker.

Drug case at the State Hospital in Berlin involving a staff member.

B Troop

FF

16 Total arrests, 8 DUI

Responded to Cabot where five 55 gallon barrels of oil were found dumped on the side of the roadway. One barrel was leaking. ANR and the fire dept. took care of the spill. HAZMAT and the Watch Commander were notified.

Response to a reported disabled vehicle in Barnet in the middle I-91 NB in the vicinity of mm 122. Shortly thereafter dispatch advised the vehicle had bullet holes in it with casings around the vehicle. While headed south at mm 122 Sgt. noticed a woman in the median who jumped in front of his cruiser frantically waving her arms. Sgt confronted her and she began hiding her hands making furtive movements while making bizarre statements about people following her. Trooper arrived on scene and they were able to take the woman into protective custody. An open 6" knife was found in her back pocket where she had been reaching and hiding her hands (another knife was found on the ground later by CSST). Rifle also found at the scene with several casings all around and bullet holes in the car. The next day Bradford PD reported several buildings had been shot up by a high powered rifle with casings around that appear to match the female's rifle. She was emergency evaluated by mental health and taken into their custody. SW on vehicle, BCI and CSST involved.

Troops responded to a fishing access in Derby where a female and male had been camping together. Investigation showed that the male subject entered the tent and started to strangle the female subject. Male subject was located and taken into custody for 2nd degree agg. assault.

BCI

Follow up with Tazwell Sheriff's Department regarding Fugitive From Justice Case Suspicious complaint regarding male in Florida reporting possible Human trafficking in Orleans county (appears to be individuals messing with the complainant as none of information complainant is providing resembles anything in the area to include complainant advising of a raid on Friday where 6 people were arrested)

Special Investigation (Det. Clark)

Sex assault regarding a female who arrived at Valley Vista Rehabilitation facility reporting that she was sexually assaulted, however was not cooperative with VSP and wouldn't give any information transported to DHMC for medical evaluation.

Det. Petersen and Letourneau Called out to assist Uniform Division with suspicious incident where vehicle was found abandoned on I-91 in Barnet filled with bullet holes, worked on paperwork in anticipation of search warrant application connected to this investigation. Bradford PD had a couple stores report on Saturday morning that they had been shot up during the night prior. Believed Female involved in the abandoned vehicle on 91 is involved. She went to Stj hospital for eval, vehicle and firearm were seized. Working with Bradford PD on investigation.

Assisting Bradford PD with possible Wire Fraud case where individuals are using stolen Credit Card info and purchasing computers on line from a company and having them sent to

the address of the credit card holder, only to cancel delivery a few days prior and advising they will pick up the packages at a local UPS store.

Death Investigation- 75 yr old male with history of COPD and Heart attacks found deceased in his residence by his wife. No foul play Dr. Shapiro signed death certificate.

Multiple Sex Offender Registry checks completed by Det. Trooper Tallmadge and coordination with other agencies to have them check offenders in their AOR.

C Troop

FF

25 Total arrests, 7 DUI

Attempted to stop a vehicle on Main St. in Rutland City for no headlights. The vehicle pulled in McDonalds, the passenger jumped out and the vehicle sped away into the Comfort Inn parking lot, striking a parked TT unit. Sgt. Barber boxed the vehicle in; however, the vehicle backed into his cruiser, causing minor damaged, and fled a short distance across the city and crashed on West St. The operator fled on foot. The passenger ID'd the operator and he was located later and lodged for multiple charges.

FHPD Chief contacted Rutland in regards to a missing 13 yo boy with Asperger's. He advised they had been looking for him since 2200 hrs the previous night. He advised they checked with family and friends, searched the area he was last seen and found his bike with its flashlight missing in the bushes near a river near the Fair Haven Inn. A K9 team assisted in the search and was not able to locate the boy. He advised a 18 yo friend of his was also missing; and he believes they could be together, but not sure. He was advised to enter the subject in NCIC, put out a BOL and have the VIC push out a missing person bulleting. VSP S&R, NE K9 and a VANG helicopter were activated. VSP BCI assisted in the investigation. Later in the evening, both the 13 yo and his 18 yo friend were picked up by NYSP in Fort Ann, NY. The 13 yo was returned to his family. The 18 yo was lodged on an outstanding warrant in NY.

BCI

New Case: Began investigation of a suicide by hanging death of a forty-three year old female in New Haven

New Case: Began investigation of an assault of an adult male farm worker by five adult males in Panton. A knife was used in the assault, the victim received superficial wounds. Investigation on going.

New case – DCF/Rutland ER report a 16 month old presented at the hospital with what appeared to be a suspicious injury to his arm. Investigation revealed it to be an accidental injury. Case closed.

New case – death investigation, Ferrisburgh. 50 year old man found dead in his home. Determined to be a natural death due to cardiac complications. No autopsy ordered. Case closed.

New case: Missing 13 year-old from Fair Haven. Juvenile located in Fort Ann, NY. 18 year-old with juvenile was arrested in NY and has pending VT charges.

New case: Arrested inmate Henry Lewis for possession of heroin at correctional facility.

Case Follow-Up: Sex Offense. Town of West Pawlet. It was reported a 14 year old boy sexually abused his 7 year old sister. Case Completed. Offender Charged.

New Case: Child Abuse. Town of Fair Haven. It was reported a 3 year old boy suffered severe burns from a hair straightener. Interviews conducted. Photographed obtained.

New Case: Sex Offense. Town of Fair Haven. It was reported a 7 year old girl was sexually abused by her 15 year old brother. Interview conducted.

New Case: Sex Offense. Town of Fair Haven. It was reported a 7 year old girl and an 8 year old girl were sexually abused by their 15 year old neighbor. Interviews conducted.

Assigned Fire Investigation in Shelburne. Residential home destroyed, as a result of the fire.

D Troop

FF

20 Total arrests, 3 DUI

1 fatal accident as a result of the female operator apparently falling asleep. The male passenger ended up dying from the resulting accident.

Stabbing- Route 100 Townshend- Brattleboro ER called to report male subject Tim Fellows was at the ER with multiple stab wounds. Subject had an altercation with his ex-girlfriend's current boyfriend and was stabbed. Incident occurred in Townshend and continued at the Motel 6 in Bratt. As of Monday night Oscar Cruz was arrested for stabbing Tim. Case still being investigated with multiple suspects and additional criminal charges pending.

Overdose Boardman Loop Wardsboro. 27 year old female was not breathing, but her mother got her breathing again. Believed to be a heroin overdose.

Missing person / lost hikers (two 80 year olds) lost while hiking in Newfane. Subjects were located by family prior to our arrival.

Dead Body – Guilford. Dead body of a young male located on the edge of Yeaw Road. Handgun was located by the body and the male was dressed in camo with no shoes on. It was later confirmed to be a suicide.

A Uniformed Lebanon Officer tried to approach a vehicle on foot due to drug activity and the Operator took off forcing the Officer to jump out of the way to avoid being hit by the vehicle. Sgt. set up at mile marker 9 and observed the vehicle come by at a high rate of speed. A pursuit was initiated and the Operator left the Interstate and proceeded onto a dirt road. Sgt. backed off and lost contact. Tpr. had set up in a likely location to intercept the vehicle and observed the vehicle come by. He was able to get the operator stopped and taken into custody without further incident.

BCI

Home Invasion/Stabbing Investigation (Townshend), search warrants executed, multiple interviews of subjects involved. 3 arrests made.

Runaway Juvenile Follow-Up (Brattleboro), frequent male runaway, has been picked up before in Brattleboro.

Death Investigation (Guilford), suicide, gunshot to head

While looking for a subject involved with the home invasion case, located a female with an arrest warrant not associated with this case. Her and her boyfriend provided Intel on a drug dealer in the area which was forwarded to NIU.

Administration

General Items:

Policy, Audit, and Compliance Update:

- ***GHSP Management Review:*** The every three year audit, or “management review” (MR) of GHSP is underway this week. NHTSA is auditing FFY13-15, so this will be the last of the MR’s that will involve the timeframe where DPS was the grantee. NHTSA is focusing their attention on AOT’s processes, but DPS’s financials for this audit which is a bit unusual. So far, I’m hearing that things are going well. FYI, AOT is trying to identify possible match sources that they may have that would be eligible to help to meet the match payback that is required for FFY12 and 13, and if so, that will potentially save DPS up to \$145k. As you may recall, we already paid back the \$26k that was due for FFY11, and have until 9/30/16 and 9/30/17 respectively to pay back or spend on an approved PA-related project for FFY12 & 13 up to the amount of \$146k. *Update 7/30/15: The GHSP weeklong MR was completed last Friday, and Allison Laflamme and I attended the closing meeting over at AOT. The NHTSA audit staff had much praise for how the review went and commented on how improved the program is over the last review conducted in 2012. Allison put in a great deal of time preparing for this review and deserves a great deal of the credit for the improvement in the program as well. We are now awaiting the MR report from NHTSA for which we must provide a response. There were several findings, but largely for issues that had already been identified but not yet resolved, including the match issue that we have partially resolved and are working to conclude with hopefully, AOT’s help in identifying match that they may be able to provide. Other findings related to equipment tracking and subrecipient monitoring. We had a very brief discussion of the findings, so once we receive the detailed report we will be able to respond with additional information to clear up anything that may have been missed or misconstrued. Otherwise, the program now belongs to AOT and the next MR will be theirs to manage.*
- *Update 7/30/15: In follow up to our conversation this week about my FY16 budget concerns, just confirming that the big issues on my radar at this point in time are as follows: the need to ensure we can achieve the significant amount of vacancy savings we have built into the VSP budget; the fact that the Pay Act amounts built into the Appropriations Bill have been significantly reduced (by two-thirds, from \$11M down to about \$3.5M). This*

means that we must manage our budgets extremely carefully to ensure that we can absorb some/most of the COLA/Step costs for FY16, because getting enough to cover the costs from the Administration cannot be counted on; and finally PSAP consolidation costs - there is the as yet unknown additional cost over and above the \$425k in E-911 funding we were given to cover the extended PSAP consolidation timeframe. Those are the issues we know about at this point, but others will inevitably arise as time goes on.

1

Justin



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Justin Johnson, Secretary

**PRIVILEGED AND CONFIDENTIAL
MEMORANDUM TO THE GOVERNOR**

TO: Governor Peter Shumlin
FROM: Secretary Justin Johnson
DATE: July 31, 2015
SUBJECT: Confidential Report to the Governor

BUILDINGS AND GENERAL RESOURCES

Of Special Interest to 5th Floor from BGS Directors:

Curator's Office:

- State House – Book Project: Mark your calendar for September 30th @ 4:00 pm – the Governor will be there for the Book Launch. He is planning to follow; and the book is very much front and center with last minute corrections with week before it goes off to the indexer and printer.
- Governor's portrait: I've spoken with Lisa Kunin about money needed, and put her in touch with Heidi Tringe for help figuring that out. I will get ready to send a short list of Vermont portrait artists for the Governor's consideration.

Property Management:

- 1 Baldwin: Moving into the Statehouse during heating system replacement – 8/9 – 9/19
- VSEA land query on State Street: Concern with bank stabilization if this moves forward. Grade of the bank and our experiences at 159 State warrant more review and probably a “no” response.
- Hebard strategy slow moving: CAM est done and presented to owners. Owner meeting went well no real surprises - Power (meter) analysis complete and documented. Next steps?
- Randolph - Ag/ANR Lab New Construction: Working on Schematic Design review and preparing for permits. Developing RFPs for Traffic Study, Construction Management and Commissioning Services.
- Westminster – DPS Facility New Construction: Naylor & Breen has completed footings and frost walls on the main building. Structural backfill work is underway. Prefabricated wall

sections and trusses are being erected. Garage foundation details to include the new fire pump are being detailed. Floor slabs are being poured, the water well has been drilled, and the monopole is due onsite in early August. Garage footing excavation to start in early August.

Contract Administration Items:

- Need 108 Cherry St. Structural Investigation contract executed ASAP.
- Bennington SOB: Peter Hack met with Kevin, Charlie and Mike McArdle yesterday to discuss the geothermal issues. There is significant slime/bacteria growth on the plate heat exchangers and in the filters. We believe that there must also be growth in both the supply wells and discharge wells. The discharge wells are now overflowing to the surface. Mike has contacted the design engineer who gave us the name of “an expert” to help troubleshoot. Mike contacted Jeff Hoffer who is assisting us with the identification of the material and then a solution. We will be having samples analyzed at a lab to understand what the material is.

COOP (Continuity of Operations): The Following five State Support Function lead agencies have submitted their completed COOP plans for EMAP accreditation review.

- Agency of Human Services – Secretary’s Office
- Agency of Agriculture, Food & Markets
- Agency of Transportation
- Agency of Natural Resources
- Agency of Buildings and General Services (Montpelier)

This accreditation will grant the State of Vermont an opportunity for Federal funding related to emergency management and preparedness.

Significant Meetings/Events:

Sam Sammis/Exit 4 Randolph: Met with Bill Griffin, Wanda Minoli & Deb Ferrell to discuss the next generation exit 4 Welcome Center and how to manage the language changes. Meeting arranged for Monday August 3rd from 4-5 pm.

Sculpture on the Highway: Met with Lisa Kunin, former Senator Carris, David Schutz, and Scott Rogers to discuss preliminary plan to present, clean and move the art sculptures now located at closed areas. Meeting set for August 20th to take a look at what needs to be accomplished.

FINANCE AND MANAGEMENT

Issue Updates:

After the new revenue forecast was adopted by the emergency board on Monday, budget and management started work on the FY2017 budget gap and assessing the F2016 revenue positions for budget adjustment. We will continue to work with JFO on the budget gap and establish instruction targets by the end of August.

The budget office has also begun its review of FY2015 close out. Next week analysts will work with the Commissioner to review department's carryforward plans and special fund balances for potential transfers to the general fund.

HEALTH CARE REFORM

Nothing to report.

HUMAN RESOURCES

Significant Events/Meetings:

Field Operations & Investigations: HR Managers report that appointing authorities are concerned about the retirement incentive and the potential for a sudden mass exodus of staff leaving their departments vulnerable.

DEC would like to hire a retired employee as the Deputy Commissioner. They would like him to be hired as a temporary employee to preserve his retirement benefit. We are researching the matter because there is some concern as to whether a temporary Deputy Commissioner would have authority under statute.

Policy, Programs and Legislative Affairs:

ACA Excise Tax: Had a meeting last Friday with stakeholders. The group is still in the education phase. Michael Costa and team will soon send Harold a data request from Wakely.

Ban the Box: Memo to appointing authorities was sent out last week. Field HR staff will receive training this week.

Press Requests: Coordinated with DCF and Governor's office regarding the Kacey Caprari case.

Workforce Analysis and Reporting / benefits/Wellness/Classification/Recruitment:

Benefits and Wellness: Premium rate setting data sent to consultants (Milliman – medical; NEDD - dental). We will develop EAP, LIFE and LTD analyses by early September for a recommendation on premium rates for CY16/FY17.

Met with Auditors office (Auditor and Andrew Stein), BCBSVT data folks and their new V.P. (Andrew Garland) on price transparency data, i.e., comparing claims charges by various hospitals, anonymously. BCBSVT will provide the data to the Auditor and us. The Auditor appeared interested in the hip/knee UVMC/BCBSVT/DHR partnership as it addresses quality.

Classification/Compensation/Recruitment

The Classification/Compensation Study RFP will be posted on the electronic bulletin board this week.

Working with TweetMyJobs and expect a robust social media recruiting presence by end of August.

Implemented technical aspects of ban the box and temp hiring/ACA on Monday.

INFORMATION AND INNOVATION

Status of Governor's Priorities:

Healthcare:

- IRS Audit – September
 - This will extend across TAX, AHS and VHC
 - Site visits to
 - CGI – THIS HAS BEEN CANCELLED
 - Optum
- Healthcare/Hosting Move:
 - The Hosting POAM was submitted to CMS, they started their review on 7/29 with an optimistic requested approval date of 8/7.
 - The Janus assessment was thorough and reflected a more secure environment than we have at the CGI site.
- Upcoming IRS audits in September
 - ESD
 - VDT
 - VHC
 - OCS

✓ Scott

Press/Media Notes:

Interview with Hilary Niles for VPR: Had the interview Tuesday and this one could go either way. Hilary's key issue she was following up on was what she saw as an inconsistency with independent reviews. Namely, she saw contracts for things like IVV work that was in excess of \$1 million but had no IR. I explained that IRs were not on a contract by contract basis, but on IT activities and that the IVV work was encompassed when you look at the entire IT activity. While she admitted that that made sense, she had another use case for switching vendors. I explained that if it was for the same IT activity and the scope, cost, technology architecture and implementation plan remained essentially the same, then we relied on the existing IR. This didn't sit well with her and she continued with use cases such as the change in hosting providers for VHC. In the end, I think she understood my point, but I'm not sure she agreed, so I don't know what the follow up story is likely to say. She said her deadline is tomorrow night for a story which will come out on Friday or Monday. She also mentioned already having spoken with Lawrence and planned to talk with Hal and others within AHS.

From the AHS perspective, she was largely asking about RFPs, but I said the business requirements expressed in RFPs were that of the business.

Evolving Issues:

Web Updates:

- Harry met with Tax on 7/27 to work out a timeline for training staff on the Website and for getting Tax data into the Open Data Portal.

- The proposal permitting an enterprise wide 3% processing fee for any transaction processed by VIC was before the JFC on July 29th. The JFC chose to not act and instead require the proposal to go before the legislature in 2016.
- Harry met with VTShares staff on 7/29 to make plans to prepare the Website for this year's campaign.

Projects: VoIP Implementation: Scheduled project kickoff for August 6th.

LIBRARIES

Nothing to report.

TAXES

Nothing to report.

PRIVILEGED AND CONFIDENTIAL

TO: Secretary Justin Johnson

FROM: Robin Lunge, Director of Health Care Reform

DATE: July 31, 2015

SUBJECT: Weekly Report

All Payer Model

The All Payer Model made significant progress during the past few weeks. We are in the process of doing the due diligence to see whether we would want to accept whatever deal we reach with the federal government. If we want to proceed, the biggest risk is whether all the parts could be implemented in time for a regulatory process to work in 2016 and the system to function starting 1/1/17. The bullets below represent key progress and meetings since July 15.

- July 15: AOA and GMCB sent preliminary framework for a deal to federal partners at CMMI.
- July 17: Discussions with CMMI about the framework. Their feedback was that none of our “asks” were surprising; however, they want to drill down on data first. Usually, we have two people from CMMI on the call. They brought five people, including more senior people, now that we have outlined a possible deal.
- July 17: Updated AHS Secretaries and commissioners on the preliminary framework for a deal that we sent to CMMI.
- July 22: Updated the Governor on the project, including the elements needed to strike a deal and our first proposal.
- July 22: First brass tacks meeting between contractors responsible for our Medicaid Global Commitment waiver and All Payer Model contractors. Excellent progress was made on starting to align the two waivers.
- July 23: Public presentation at the Green Mountain Care Board meeting by GMCB staff and Michael Costa outlining transition to an all payer model and discussion the elements of a deal.
- July 24: First face to face meeting between Todd Moore of OneCare Vermont (likely ACO partner) and DVHA Commissioner Steve Costantino. The point of the meeting was to begin the negotiation of what it would take to bring Medicaid into a relationship with OneCare Vermont.

- July 28: GMCB and AOA meeting with consultants confirms that we should have a model up and running in August to model prospective all payer model scenarios for a deal with the federal government. Additional work will be done, and functionality added, as Vermont better understands its preferred future payment model.
- July 30: GMCB publishes RFP for consulting service for a vendor to help it set payment rates. This is key progress. The federal government will not grant a waiver unless the GMCB can set rates, and the Board does not have those skills today.

SIM/VHCIP

Representatives from CMMI came to Vermont for a site visit on July 23rd and 24th. The visit was very successful with several stakeholders participating. Over the course of the site visit, we worked through the issues that had delayed approval of contracts resulting in approval of federal funds for some of the agreements. We submitted a revised carryover on 7/29 and will submit a new Year 2 budget in early August. We began paying contractors again this week (those with federal approval only) and should be able to pay more next week. Our expectation is that all issues are resolved by mid-August.

CMMI expressed some clear expectations for Vermont for 2016. In particular, they indicated that Vermont's SIM sustainability plan should be aligned with the all-payer model and that at least 20% of the 2016 budget should be dedicated to the sustainability plan.

The Core Team met and approved funding for two of the ACOs, OneCare and CHAC, for 2016 to support their operations and practice transformation. Onboarding of new Core Team member Monica Hutt continues.

SIM launched new business processes for contract compliance as a result of the recent compliance review. We have defined a new role, a business manager, to ensure that all contracts and grants are compliant with bulletins 3.5 and 5.0 and that this information is in one location for ease of review. SIM also modified its invoicing, tracking, and budget projection processes to speed up collection of invoices, payment to vendors and reporting to CMMI. This will enable us to more closely track our spending and draw down federal funds more quickly (CMMI prefers more frequent funds collection than was our previous practice).

GMCB Nominating Committee

The meeting July 22 had a quorum of five. The committee heard from Al Gobeille about Betty Rambur. The committee unanimously voted to recommend to the Governor that Betty Rambur be reinstated to the board for a full term. We submitted a memo with the recommendation to the Governor and the appointment is completed. We also introduced the committee to draft process rules, which have not yet been established, and will focus on that next meeting.

Excise Tax/Large Group Market Study

July 17 – meeting with Maribeth, Tom, Harold, John from DHR
 July 23 – meeting

The Public Employee Benefit Study made progress in four major areas during the past few weeks.

Stakeholder Engagement

The stakeholder group met for a second time on July 24. The group includes VSEA, NEA, AFSCME, AFT, the Trooper's Association, VEHI, VLCT, the Vermont School Board Association, the Vermont State Colleges, DHR, JFO, TAX, and the Treasurer's Office. The group discussed the first draft of educational slides to be used with the Legislature. The discussion confirmed just how politically loaded every aspect of the tax is with the unions. Specifically, we spent 75 minutes discussing five slides. Additionally, the group discussed critical assumptions needed for the analysis and heard a brief presentation from our actuaries. The next meeting is set for August 18th.

Data

AOA staff and our actuaries agreed on a data request to send to public employers, the State, VEHI, municipalities, and the state colleges. The request was sent on July 29th with responses due August 12th. The data request is quite extensive given the lack of federal guidance and our own deliverables for the study.

Bargaining

The study is not part of bargaining, but it is likely to provide data and analysis that will be useful in the State's upcoming bargaining with VSEA. Michael met with Commissioner Spellman and her staff on July 24th to discuss the study, its goals, and its timeline. Michael and Devon met with DHR staff again on July 29th to discuss the study in more detail and determine what if any additional analysis DHR would want from the study to inform its bargaining. This conversation will heat up internally as we begin to see results of the analysis in September and the State better understands its potential tax liability and the impact of various strategies to reduce the tax.

Universal Primary Care Study

Procurement and Prep

The State selected Wakely Consulting as the actuarial firm for this project. The selection was made after several rounds of discussion and follow up questions led by Marisa Melamed and Michael Costa. The selection was made despite the bid review team not reaching consensus. Overall, there was a slight preference for a different vendor; however, that vendor never offered a price proposal that met the project requirements. Given that obstacle, AOA and JFO staff preferred the certainty of Wakely's fixed price bid rather than additional negotiation. GMCB and DVHA staff wanted us to try a third time to reach agreement with the other vendor. Despite a lack of consensus, all parties expressed confidence that both vendors have the expertise to fulfill the task.

Vermont staff had an organizational meeting with Wakely Friday, July 17. Based on this meeting, Vermont staff did significant data analysis and project planning to prepare for the project kick off meeting. The goal was to help the vendor hit the ground running in order to complete the study for the October 15 deadline to send draft information to the Legislature. Wakely approved the deliverable based fixed price contract and we executed the contract July 29.

Kick Off Meeting

Our team and JFO staff held a constructive kick-off meeting with Wakely on July 29, which is the first deliverable in the contract. The bulk of the meeting was spent discussing the analysis needed to nail down the code set we are using as the functional definition of primary care and discussing coordination of benefits, capitation, and waiver issues that arise and will affect the cost estimate. Next steps are for Wakely and Steve

Kappel to continue the analysis to confirm the code set and provider types included in primary care. Devon will work on legal research for question that came up regarding the Direct Primary Care model and the ACA, and possible effect on HDHPs/HSAs. Marisa and Michael are looking into data sources for estimating the cost of covering the uninsured.

We expect to have agreement on the joint project plan by the August 3 due date (a contract deliverable). The team will meet bi-weekly for project management and as needed for data check-ins or to discuss questions and issues.

Dr. Deb Richter was a driving force in the study. AOA staff will meet with Deb August 6 to update her on the status of the project and get feedback. One challenge we anticipate with Deb and others is that the ambitions for this project by its backers far exceed its stated legislative scope and the \$100,000 appropriation. The Administration will likely need to continuously manage expectations.

Federal Exchange Study

Robin connected with other state staff working on parts of this study, which Justin and Lawrence are in charge of. Bob Skowronski will be looking at the options available and functions necessary if the state were to move away from a state based exchange and is looking at options for the SHOP (small business) exchange. This will include Medicaid functionality/costs, because this is where the bulk of the costs fall when a state uses the federal exchange technology. Bob expects to have a draft completed by the end of August.

Carrie Hathaway, Sarah Clark and Emily Byrne have been updated on the cost estimation task and we brainstormed a complete list of potential costs. This work will be coordinated with Bob's research in order to obtain a cost estimate.

Robin is conducting interviews with other states about their experience and hopes to have that completed next week. This includes cost estimates, where available, on each state.

CONFIDENTIAL and PRIVILEGED

To: Governor Peter Shumlin
From: James Giffin, Interim Commissioner
Date: July 30, 2015
Re: Weekly Report

Vermont Department of Liquor Control

Legislative Issues/Contacts/Updates: The Modernization Study Committee had its first meeting. Information is at the web site <http://legislature.vermont.gov/committee/detail/2016/321> They spent time reviewing past studies and generated a list of items they wanted to know more about. Most of next meeting is on DLC operations and DLC staff will be putting information together.

Press Issues/Releases/Contacts: Spoke briefly with VPR reporter on AHS MMIS procurement.

Significant Events/Meetings: **None**

Summary of Key Department Activity:

Agency Issues: We plan to improve our communication to our Agent stores. We have collected all their emails – something previously not available – and plan to send out a monthly ‘newsletter’ starting next week

IT POS system: We continue to work with BerryDunn and DII in evaluating the proposed changes from our contractor and his sub-contractor. Appears it will involve canceling one contract we have in place and replacing them with another vendor. We are not under the time constraints that VHC is, but want a new system ASAP. Clearly date has slipped into CYR16. After meeting next week may have a new time frame.

Significant Events/Meetings:

Next Board meeting August 4th I have a variety of items that we will be discussing in executive session. Draft of new Agency Contracts; length of time for Contracts; Territories for Agents; Possible structure of DLC; Agent Selection; Agent compliance with ADA

Commissioner’s Commentary

Working with HR to clarify for all staff what clothes DLC should purchase for employees.

Sent from my iPad