



State of Rhode Island and Providence Plantations

Water Resources Board Corporate

Justice William E. Powers Building, Third Floor

One Capitol Hill

Providence, RI 02908

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MINUTES OF BOARD CORPORATE MEETING # 307

March 11, 2008

(Meetings of the Board Corporate convene immediately after the Board meetings.)

Members Present:

Daniel W. Varin, Chairman
William Penn
Pamela Marchand
William Parsons*
Jesse Rodrigues, Jr.
June Swallow*
Harold Ward
Robert Griffith*
Mike Sullivan
William Stamp, III
Frank Perry
Ian Morrison
Richard Mignanelli

Staff Present:

Juan Mariscal., General Manager
Kathleen Crawley
Romeo Mendes
Beverly O'Keefe
William Riveroso

*Member designee

Members Absent:

Guests

Rob Breault - USGS
Emily Wild-USGS
John Masterson - USGS
Greg Granato - USGS
Sandra Whitehouse-House Policy
Alicia Good-DEM OWR
Alicia Richardson - DEM
Russ Chatenauf - DEM
Pasqual DeLise - BCWA
Matt Wojack – Governor's Office
David Lynch – Rhody Rovers
Michael Clark – Brown University
Heidi Green - QDC
Ames Colt – RI Coordination Team

1. CALL TO ORDER:

Chairman Varin called meeting # 307 of the Water Resources Board Corporate to order at 2:10 p.m. A quorum was present.

2. APPROVAL OF MINUTES:

Motion by Mr. Penn second by Mr. Stamp to approve the minutes of February 12, 2008 Board Corporate Meeting #306. The vote in favor was unanimous and the motion carried.

3. REPORTS:

A. Chief Financial Officer's Report – February 2008

Motion by Mr. Penn second by Mr. Sullivan to accept the Chief Financial Officer's Report for February 2008 as presented. The vote in favor was unanimous and the motion carried.

4. COMMITTEE REPORTS AND ACTION ITEMS RESULTING:

A. WATER RESOURCES PROTECTION & USE COMMITTEE – GM Juan Mariscal

1. Town of Richmond (by Request) – Reimbursement for Acquisition of Watershed Protection Land under the WRB-C Watershed Protection Program - Briefing

Mr. Varin reported this item was requested placement on the agenda by Mr. Sullivan. Mr. Sullivan reported the request was made by the Town of Richmond. Mr. Varin reported about two to three years ago the Town of Richmond requested that the Board purchase a parcel of land for water supply protection purposes. He stated the Town is not eligible for funding under the watershed wellhead protection program because disbursements are limited to those water systems that contribute to the surcharge to that program. He reported back at the time of the request it was noted that the Groundwater Land Acquisition of Well Sites Program may be applicable. He added this program was set up to run by using a previous report that was done by staff to look at various well sites to assess their availability by talking to the owners and to decide whether we could proceed to purchase them. He noted their capacity had already been established. He reported the Town of Richmond's proposal was different in that they bought a site and are asking the Board to purchase it as well. He explained since this was a different approach it was referred to Bond Counsel, who said it appears it is possible to purchase this site, with certain conditions. Bond counsel recommended there be a precise location for a production well and a documented source meeting reasonable production levels before we can proceed. In addition, we must look at the size of the property whereas we should not be in the position to buy pieces of land that are bigger than the well head site and the surrounding area needed to protect that well head site. Mr. Varin reported we referred those questions to the Town and strangely we received first a response from the Town Solicitor and then the Town Council President saying those questions were not applicable. He stated at this point we are not in a position to put anything before the Board on this matter. Mr. Varin stated depending on the Board's action he would pursue the matter with the Town to see if they would like to stand by there not applicable determinations or if they want to provide the information Bond Counsel says we have to have. He added if it is the second decision then there will be something back to the Board. Mr. Sullivan explained the Town's position as he was the Town Council President back at the time. He reported there was unique opportunity to protect this parcel as it had a right of way from there frontage to the Town's water system well property. He proceeded with background information concluding that at the time of sale the site provided the potential and opportunity for wellhead protection and large enough area for many wells that could be associated with current and or backup supply. The property was purchased for many well intentioned reasons. Mr. Sullivan stated the Chairman's suggested response is appropriate-here are the rules-choose the response.

Mr. Varin stated a vote is not needed but asked the Board for direction on the matter. Mr. Penn stated we should go back to the Town explaining the rules of the program and if they want our help they will need to abide by them. Mr. Varin asked Mr. Penn the incoming Chairman since he has been involved in this matter if he could proceed along the suggested lines. Mr. Penn said yes.

B. NOMINATIONS & ELECTIONS OF OFFICER'S COMMITTEE - Chair Michael Sullivan

1. Chair, RI WRB. 2. Vice Chair, RI WRB. 3. Secretary-Treasurer, RI WRB

Motion by Mr. Sullivan second by Mr. Morrison to codify the action taken in the Board meeting and elect Mr. William Penn as Chairman, Pamela Marchand as Vice Chairman and Juan Mariscal as Secretary-Treasurer. The vote in favor was unanimous. The motion carried.

5. CONSENT AGENDA:

- a) B & E Consulting, LLC, Invoice # 511 – February CFO Report Preparation – Total Invoice \$375.00; Requested Payment Amount \$281.25; Recommended Payment: \$281.25 - **Request for Approval**
- b) Konica Office Products for copier service agreement (Monthly Service/Supply) rendered from 03/01/08 through 03/31/08. Requested payment from Water Resources Board: \$211.20; Requested payment from **Water Resources Board Corporate**: \$140.80; Recommended Payment: \$352.00. Invoice Total \$352.00 - **Request for Approval**

Motion by Mr. Sullivan second by Mr. Ward to approve the consent agenda payment items. The vote in favor was unanimous and the motion carried.

6. ITEMS FOR DISCUSSION

7. NEW BUSINESS

8. OTHER BUSINESS

9. ADJOURNMENT:

Motion by Mr. Sullivan second by Mr. Stamp to adjourn the Board Corporate meeting and return to the Board meeting. The vote in favor was unanimous and carried, the Board Corporate meeting adjourned at 2:22 p.m.

Respectfully Submitted,

William Riverso
Program Services Officer