

REGULAR MEETING of the Town Council held on Wednesday, January 11, 2006 at 7:00 P.M. in the Town Council Chambers, Town Building, 105 Harrisville Main St., Harrisville, for and within the Town of Burrillville.

MEMBERS PRESENT: Council President Wallace F. Lees; Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Margaret L. Dudley, Ronald E. Faford and William E. Gonyea.

MEMBERS ABSENT: None

1. Council President Wallace F. Lees led those present in pledging allegiance to the flag.

2. **VOTED** to accept the minutes of the regular meeting held December 14, 2005, the workshop held November 2, 2005; the continued special meeting held December 14, 2005; and the question of dispensing with the reading of said minutes.

Motion by Councilor William E. Gonyea. Seconded by Councilor Nancy F. Binns. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Margaret L. Dudley, Ronald E. Faford and William E. Gonyea.

3. **Public Comment:** None

4. General Good and Welfare of the Town of Burrillville.

Councilor President Wallace F. Lees was congratulated on his birthday.

Councilor Jacqueline Zahn noted that the Town would co-host a RIPAE application session on Tuesday, January 17, 2006 from 9:00 A.M. to 3:00 P.M. at the Legion Hall.

5. Petitions to be considered and acted upon: None

6. Special Business: None

7. Unfinished Business:

05-359 VOTED to open discussion of authorization of signing and execution of the IBPO Collective Bargaining Agreement.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Ronald E. Faford. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Margaret L. Dudley, Ronald E. Faford and William E. Gonyea.

Discussion: Michael C. Wood, Town Manager, reviewed the

agreement and discussed some of the Blue Cross provisions.

VOTED to authorize the Council President to sign the IBPO Collective Bargaining Agreement.

Motion by Councilor William A. Andrews. Seconded by Councilor Margaret L. Dudley. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Margaret L. Dudley, Ronald E. Faford and William E. Gonyea.

05-364 Copy of correspondence from Richard A. Bernardo, P.E., Director of Public Works and Engineering Services to Beta Group, Inc., regarding authorization to proceed with finalization of design documents for Route 107 street improvements; and

from Col. Bernard E. Gannon, Chief of Police, to State Traffic Commission, regarding the Town of Burrillville's request that the existing geometry and traffic pattern remain at Chapel Street (Route 107) and Harrisville Main Street (Route 107).

VOTED to authorize an expenditure not to exceed \$1,760.00 for BETA Engineering to proceed with this project; funds from the undesignated, unreserved fund balance.

Motion by Councilor William A. Andrews. Seconded by Councilor

Jacqueline Zahn. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Margaret L. Dudley, Ronald E. Faford and William E. Gonyea.

8. New Business:

06-001 VOTED to receive and open the correspondence from Cheri R. Hall, Director of Parks & Recreation, regarding her request that the Town Council support a grant application for the purpose of resurfacing the track at Branch River Park; and her recommendation that \$26,000 in C.I.P. funds be reallocated from the Hauser Field project as a match for the track resurfacing project.

Motion by Councilor William A. Andrews. Seconded by Councilor Jacqueline Zahn. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Margaret L. Dudley, Ronald E. Faford and William E. Gonyea.

Discussion: It was noted that the C.I.P. funds budgeted for the Hauser Field project were no longer needed because funds had been made available through a legislative grant.

VOTED to support the grant application and that \$26,000 in C.I.P. funds be reallocated from the Hauser Field project as a match for the

track resurfacing project.

Motion by Councilor William A. Andrews. Seconded by Councilor Ronald E. Faford. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Margaret L. Dudley, Ronald E. Faford and William E. Gonyea.

06-002 VOTED to receive and open the correspondence from John P. Mainville, Finance Director, regarding Annual Audit Transfers.

Motion by Councilor William A. Andrews. Seconded by Councilor Jacqueline Zahn. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Margaret L. Dudley, Ronald E. Faford and William E. Gonyea.

Discussion: John P. Mainville, Finance Director, noted that these annual transfers are considered during finalization of the audit and reviewed the listing. Councilor Margaret L. Dudley noted that the Town Council has made an effort not to use C.I.P. (Ocean State Power) money for operations. Mr. Mainville explained that the 2005 budget as a whole is balanced and indicated this request would transfer funds that had previously been appropriated.

VOTED that the Town Council authorizes the attached listing of

increases/decreases in Budget Appropriations for the respective municipal departments, which total \$325,950.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Margaret L. Dudley. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Margaret L. Dudley, Ronald E. Faford and William E. Gonyea.

VOTED that the Town Council authorizes the appropriation of available Capital Improvement Appropriations from fiscal year ending June 30, 2005 in the amount of \$1,527,154 to the current fiscal year ending June 30, 2006.

Motion by Councilor William A. Andrews. Seconded by Councilor Ronald E. Faford. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Margaret L. Dudley, Ronald E. Faford and William E. Gonyea.

06-003 VOTED to open the correspondence from John P. Mainville, Finance Director, regarding allocation of the annual \$1,000 SBA Tower donation.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor William E. Gonyea. The motion was unanimous. Voting in favor of

the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Margaret L. Dudley, Ronald E. Faford and William E. Gonyea.

Discussion: The administration recommended that the donation be made to Between the Cracks to assist a particular family which is in need.

VOTED to donate the annual \$1,000 SBA Tower donation to Between the Cracks to assist a family in need.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Ronald E. Faford. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Margaret L. Dudley, Ronald E. Faford and William E. Gonyea.

9. Town Clerk/Communication:

06-004 VOTED to receive and file the correspondence from Dot Sliney, President, Maplehill Mobile Home Park Residents Association, regarding the association's gratitude for assistance with the Cooper Hill project.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Margaret L. Dudley. The motion was unanimous. Voting in favor of

the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Margaret L. Dudley, Ronald E. Faford and William E. Gonyea.

Discussion: Councilor William A. Andrews commented on the fine work done by the residents' association and the assistance provided by the Department of Public Works.

06-005 VOTED to support the resolution of the Exeter Town Council requesting the support of the Burrillville Town Council in the case of Exeter-West Greenwich Regional School District v. the Town of Exeter.

Motion by Councilor William A. Andrews. Seconded by Councilor William E. Gonyea. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Margaret L. Dudley, Ronald E. Faford and William E. Gonyea.

06-006 VOTED to receive and file the correspondence from James R. Capaldi, P.E., Director, RI Department of Transportation, regarding Notice of Determination – Transportation Enhancement Program.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Margaret L. Dudley. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors

Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Margaret L. Dudley, Ronald E. Faford and William E. Gonyea.

06-007 VOTED to receive and file the correspondence from Charles A. Horbert, Permitting Supervisor, Office of Water Resources, Freshwater Wetlands Program, regarding insignificant alteration permit - application #05-0142.

Motion by Councilor William E. Gonyea. Seconded by Councilor William A. Andrews. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Margaret L. Dudley, Ronald E. Faford and William E. Gonyea.

06-008 VOTED to receive and file the correspondence from Martin D. Wencek, Permitting Supervisor, Office of Water Resources, Freshwater Wetlands Program, regarding insignificant alteration permit - application #05-0169.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor Nancy F. Binns. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Margaret L. Dudley, Ronald E. Faford and William E. Gonyea.

06-009 VOTED to receive and file the correspondence from Charles A.

Horbert, Permitting Supervisor, Office of Water Resources, Freshwater Wetlands Program, regarding insignificant alteration permit - application #05-0470.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor William E. Gonyea. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Margaret L. Dudley, Ronald E. Faford and William E. Gonyea.

06-010 VOTED to receive and file the correspondence from Charles A. Horbert, Permitting Supervisor, Office of Water Resources, Freshwater Wetlands Program, regarding insignificant alteration permit - application #05-0384.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor William E. Gonyea. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Margaret L. Dudley, Ronald E. Faford and William E. Gonyea.

06-011 VOTED to receive and file the correspondence from Charles A. Horbert, Permitting Supervisor, Office of Water Resources, Freshwater Wetlands Program, regarding insignificant alteration permit - application #05-0512.

Motion by Councilor Nancy F. Binns. Seconded by Councilor Ronald E. Faford. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Margaret L. Dudley, Ronald E. Faford and William E. Gonyea.

10. Additional New Business:

06-012 VOTED to grant the request for Executive Session from Michael C. Wood, Town Manager, pursuant to Rhode Island Open Meeting Law [42-46-5 (a)(5)] for discussion and considerations related to the acquisition, sale or exchange of real property at 246 and 250 Harrisville Main Street, Harrisville, RI and lots located on South Shore Road; and [42-46-5 (a)(2)] for review and discussions relating to litigation matters and [42-46-5 (a)(2)] for discussions pertaining to Council 94 collective bargaining.

Motion by Councilor William E. Gonyea. Seconded by Councilor Margaret L. Dudley. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Margaret L. Dudley, Ronald E. Faford and William E. Gonyea.

The Council returned to open session at 8:03 P.M.

VOTED to seal the minutes of executive session, noting that there

were no votes taken.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Margaret L. Dudley. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Margaret L. Dudley, Ronald E. Faford and William E. Gonyea.

06-013 VOTED to refer to the Manager the discussion, consideration and action related to the request for land acquisition received by the Burrillville Land Trust.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Margaret L. Dudley. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Margaret L. Dudley, Ronald E. Faford and William E. Gonyea.

11. VOTED to adjourn at 8:03 P.M.

Motion by Councilor Jacqueline Zahn. Seconded by Councilor Margaret L. Dudley. The motion was unanimous. Voting in favor of the motion were Council President Wallace F. Lees, Councilors Jacqueline Zahn, William A. Andrews, Nancy F. Binns, Margaret L. Dudley, Ronald E. Faford and William E. Gonyea.

The meeting was taped. The tape is on file with the record of the meeting.

Louise R. Phaneuf, Town Clerk