

**REGULAR MEETING of the Burrillville Town Council held Wednesday, January 14, 2009 at 7:16 P.M. in the Town Council Chambers, 105 Harrisville Main St., Harrisville for and within the Town of Burrillville.**

**PRESENT: Council President Nancy F. Binns, Councilors Wallace F. Lees, Kevin M. Blais, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville**

**MEMBERS ABSENT: None**

**1. Council President Nancy F. Binns led those present in pledging allegiance to the flag.**

**2. VOTED to accept the minutes of the regular meeting held December 10, 2008 and the special meeting held December 17, 2008; and dispense with the reading of said minutes.**

**Motion by Councilor Norman C. Mainville. Seconded by Councilor Margaret L. Dudley. The vote was unanimous. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kevin M. Blais, Margaret L. Dudley, Kevin D. Heike, John M. Karmozyn, Jr. and Norman C. Mainville.**

**3. Public Comment: None**

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

**Councilor Norman C. Mainville asked that the Council hold the meeting in memory two great citizens of the State of Rhode Island: Dr. Antonio Machado and Senator Claiborne Pell, who had affected the town greatly over the years. Councilor Mainville discussed the achievements and contributions of Senator Pell and Dr. Machado.**

**Councilor Margaret L. Dudley announced the Young Artist Series to be held at the Jesse M. Smith Memorial Library on January 23 and 24, 2009. The Series will start with the photography of Michael Bailey-Gates. Information is available at the library website.**

**Councilor Margaret L. Dudley announced Pet Therapy month at the Jesse M. Smith Memorial Library. Details are available at the library website.**

**Councilor Margaret L. Dudley wished Raymond George a happy 92nd birthday on January 16, 2009.**

**Michael C. Wood, Town Manager, said that preparatory work had begun at Stillwater Mill.**

**Michael C. Wood, Town Manager, wished Councilor Wallace F. Lees a happy birthday.**

**5. Petitions: None**

## **6. Special Business:**

**09-001 VOTED to grant an Annual Firearms license to Geoff Gaebe d/b/a Addieville East Farm, to apply at 200 Pheasant Drive (Assessor's Map 198, Lot 14), subject to State and Local Regulations.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kevin M. Blais, Margaret L. Dudley, Kevin D. Heike, John M. Karmozyn, Jr. and Norman C. Mainville.**

**09-002 VOTED to grant the renewal of Rubbish Licenses to Rambone Disposal Service, Inc., 2153 R. Plainfield Pike, Johnston, RI in accordance with and subject to the provisions of Chapter 8, Article 5 of the Ordinances of the Town of Burrillville entitled Transporting Garbage or Rubbish, for a period of one year commencing January 1, 2009 and ending December 31, 2009 (License Fee \$25.00 per vehicle; Bond \$1,000.00.)**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Kevin M. Blais. The vote was unanimous. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kevin M. Blais, Margaret L. Dudley, Kevin D. Heike, John M. Karmozyn, Jr. and Norman C. Mainville.**

**09-003 VOTED to deny the claim by Tammy Robinson by her Attorney Jack Mycroft, regarding a claim associated with a traffic accident on Sherman Farm Road on December 31, 2008 and refer to the Solicitor and the Trust.**

**Motion by Councilor Margaret L. Dudley. Seconded by Councilor Norman C. Mainville. The vote was unanimous. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kevin M. Blais, Margaret L. Dudley, Kevin D. Heike, John M. Karmozyn, Jr. and Norman C. Mainville.**

**09-004 VOTED to deny the claim by Laura Ross by her Attorney Jack Mycroft, regarding a claim associated with a traffic accident on Sherman Farm Road on December 31, 2008.**

**Motion by Councilor Margaret L. Dudley. Seconded by Councilor Norman C. Mainville. The vote was unanimous. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kevin M. Blais, Margaret L. Dudley, Kevin D. Heike, John M. Karmozyn, Jr. and Norman C. Mainville.**

**7. Unfinished Business: None**

**8. New Business:**

**09-005 VOTED to open the question of awarding the bid for the**

**video/voice/data wiring, components, and equipment for the library meeting room to HB Communications in the amount of \$22,110; funding will be from the following sources: \$21,110 from the Capital Improvement Budget and \$1,000 from the Clerk's Technology Fund.**

**Motion by Councilor Kevin M. Blais. Seconded by Councilor Margaret L. Dudley. The vote was unanimous. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kevin M. Blais, Margaret L. Dudley, Kevin D. Heike, John M. Karmozyn, Jr. and Norman C. Mainville.**

**Discussion: Councilor Kevin M. Blais asked whether the videotaping would be redundant. It was noted that the proposal does not include videotaping. Edward J. Pienkos, Information Systems Manager, explained the background of the proposal and detailed the components of the library meeting room project, as outlined in his January 8, 2009 memo, a copy of which is on file with the record of the meeting. There was discussion of the ADA equipment included in the proposal and hearing devices currently in place at the library.**

**VOTED to award the bid for the video/voice/data wiring, components, and equipment for the library meeting room to HB Communications in the amount of \$22,110; funding will be from the following sources: \$21,110 from the Capital Improvement Budget and \$1,000 from the Clerk's Technology Fund.**

**Motion by Councilor Margaret L. Dudley. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kevin M. Blais, Margaret L. Dudley, Kevin D. Heike, John M. Karmozyn, Jr. and Norman C. Mainville.**

**09-006 VOTED to deny the request for an abatement of interest from Andrea L. Jacques.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Margaret L. Dudley.**

**Discussion: Ms. Jacques addressed the Town Council, requesting an abatement of interest. Council President Nancy F. Binns explained that the Town Council has tried to establish a standard policy related to requests for interest abatement, partly so that all residents are treated equally. Council President Binns suggested that any resident who had difficulties in paying their taxes should contact the Finance Director to set up a payment plan.**

**The vote was unanimous. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kevin M. Blais, Margaret L. Dudley, Kevin D. Heike, John M. Karmozyn, Jr. and Norman C. Mainville.**

**09-007 VOTED to approve the Budget Calendar for FYE 6/30/2010.**

**Motion by Councilor Kevin M. Blais. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kevin M. Blais, Margaret L. Dudley, Kevin D. Heike, John M. Karmozyn, Jr. and Norman C. Mainville.**

**09-008 VOTED to appoint William Guertin as town tree warden for 2009.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor John M. Karmoyzn, Jr.**

**Discussion: It was noted that Mr. Guertin is the current tree warden and that he is a licensed arborist. The duties of the tree warden were reviewed.**

**The vote was unanimous. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kevin M. Blais, Margaret L. Dudley, Kevin D. Heike, John M. Karmozyn, Jr. and Norman C. Mainville.**

**09-009 VOTED to open the correspondence from Councilor Kevin D. Heitke regarding his recommendation to establish an ad hoc committee to assist in the Town Council's transition to a paperless office.**

**Motion by Councilor Margaret L. Dudley. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kevin M. Blais, Margaret L. Dudley, Kevin D. Heike, John M. Karmozyn, Jr. and Norman C. Mainville.**

**Discussion: Councilor Kevin D. Heitke reviewed the Town Council's goal of integrating technology and public access into the actions of the Town Council. He discussed his recommendation to establish an ad hoc committee to investigate possible paper reduction efforts. He suggested that any proposals should not be mandatory, but supported a measured transition to technology. Councilors Norman P. Mainville and Kevin M. Blais volunteered to serve on the committee. There was discussion of other Town Councils and courts that are paperless.**

**VOTED to appoint a subcommittee that has two council members, one person from the IT department, the Town Clerk and the Town Manager.**

**Motion by Councilor Margaret L. Dudley. Seconded by Councilor Kevin D. Heitke. The vote was unanimous. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kevin M. Blais, Margaret L. Dudley, Kevin D. Heike, John M. Karmozyn, Jr. and Norman C. Mainville.**

**VOTED to appoint Councilor Kevin D. Heitke and Councilor Norman C. Mainville.**

**Motion by Councilor Margaret L. Dudley. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kevin M. Blais, Margaret L. Dudley, Kevin D. Heike, John M. Karmozyn, Jr. and Norman C. Mainville.**

**09-010 Proposed ordinance entitled Special Flood Hazard Areas and Flood Fringe Lands; for first reading and scheduling of a public hearing.**

**VOTED to schedule the public hearing for February 11, 2009.**

**Motion by Councilor Norman C. Mainville. Seconded by Councilor Kevin M. Blais. The vote was unanimous. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kevin M. Blais, Margaret L. Dudley, Kevin D. Heike, John M. Karmozyn, Jr. and Norman C. Mainville.**

**09-011 VOTED to open the correspondence from Mark Ericksson, Centennial Street, regarding flooding at his residence.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor John M.**

**Karmozyn, Jr. The vote was unanimous. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kevin M. Blais, Margaret L. Dudley, Kevin D. Heike, John M. Karmozyn, Jr. and Norman C. Mainville.**

**Discussion: Mark Ericksson, 96 Centennial Street, reviewed the flooding issues at his property, as outlined in his correspondence to the Town Council, which is on file with the record of the meeting. Mr. Ericksson asked that the Town consider doing a geological survey of the area to find out if anything could be done to alleviate the problem. Michael C. Wood, Town Manager, agreed that if the Town could do anything, then it should be looked into. There was general discussion of the long-term problem at that location, as well as along Harrisville Main St. Mr. Wood indicated that the administration was also working with those who control the dams.**

**VOTED to refer to the Town Manager for further investigation.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Norman C. Mainville. The vote was unanimous. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kevin M. Blais, Margaret L. Dudley, Kevin D. Heike, John M. Karmozyn, Jr. and Norman C. Mainville.**

**09-012 Correspondence from Councilor Norman C. Mainville, Chair, Screening Subcommittee, regarding the Subcommittee's**

**recommendations.**

**VOTED to appoint Dan Joubert as an alternate to the Budget Board for a one-year term to expire June 30, 2009.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Margaret L. Dudley. The vote was unanimous. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kevin M. Blais, Margaret L. Dudley, Kevin D. Heike, John M. Karmozyn, Jr. and Norman C. Mainville.**

**VOTED to appoint Edmund Varin as an alternate to the Zoning Board of Review for an unexpired one-year term to expire March 31, 2009.**

**Motion by Councilor John M. Karmozyn, Jr. Seconded by Councilor Margaret L. Dudley. The vote was unanimous. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kevin M. Blais, Margaret L. Dudley, Kevin D. Heike, John M. Karmozyn, Jr. and Norman C. Mainville.**

**VOTED to appoint Matthew Nasif to the Juvenile Hearing Board for a three-year term to expire January 31, 2010.**

**Note: Councilor Kevin D. Heitke recused from voting on the appointment of Matthew Nasif to the Juvenile Hearing Board.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor John M. Karmozyn, Jr. The motion carried, six in favor, one recusal. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kevin M. Blais, Margaret L. Dudley, John M. Karmozyn, Jr. and Norman C. Mainville. Councilor Kevin D. Heike recused.**

**09-013 VOTED to refer to the Screening Subcommittee the application from Charlotte Gabrielson for reappointment to the Juvenile Hearing Board.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kevin M. Blais, Margaret L. Dudley, Kevin D. Heike, John M. Karmozyn, Jr. and Norman C. Mainville.**

**09-014 VOTED to receive and file the correspondence from Michael P. Lewis, Director, Rhode Island Department of Transportation, regarding a possible transportation economic stimulus package and local DOT projects.**

**Motion by Councilor Norman C. Mainville. Seconded by Councilor Margaret L. Dudley. The vote was unanimous. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kevin M. Blais, Margaret L. Dudley, Kevin D. Heike, John M. Karmozyn, Jr. and Norman C. Mainville.**

**Discussion: Michael C. Wood, Town Manager, noted that the administration would be submitting a list and that the correspondence had been referred to the Sewer Commission.**

**9. Town Clerk/Communication:**

**09-015 VOTED to support House Bill 2009 – H 5018, An Act Relating to Holidays and Days of Special Observance, which would create the Helen Fairbrother Moroney Recognition Day.**

**Motion by Councilor Margaret L. Dudley. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kevin M. Blais, Margaret L. Dudley, Kevin D. Heike, John M. Karmozyn, Jr. and Norman C. Mainville.**

**10. Additional New Business:**

**09-116 VOTED to grant the requests for executive session**

**from Timothy F. Kane, Town Solicitor, Michael C. Wood, Town Manager and Nancy F. Binns, Town Council President, pursuant to Rhode Island Open Meetings Act**

**[42-46-5(a)(2)] to consider, discuss and act on potential litigation matters; and**

**[42-46-5(a)(5)] for review, discussion, and consideration related to the acquisition, sale and exchange of real property [Harrisville Quarries (Map 58, Lot 7 and Map 75, Lot 6) and Nasonville Voting Booth (Map 114, Lot 29)]; and**

**[42-46-5(a)(5)] for consideration and discussion relative to collective bargaining agreement between the Burrillville School Committee and the Burrillville Teachers' Association.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kevin M. Blais, Margaret L. Dudley, Kevin D. Heike, John M. Karmozyn, Jr. and Norman C. Mainville.**

**There was a recess before executive session at 7:54 P.M.**

**The Council returned to open session at 8:44 P.M.**

**VOTED to seal the minutes of executive session, noting that two votes had been taken.**

**Motion by Councilor Margaret L. Dudley. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees,**

**Kevin M. Blais, Margaret L. Dudley, Kevin D. Heike, John M. Karmozyn, Jr. and Norman C. Mainville.**

**VOTED to adjourn at 8:44 P.M.**

**Motion by Councilor Norman C. Mainville. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kevin M. Blais, Margaret L. Dudley, Kevin D. Heike, John M. Karmozyn, Jr. and Norman C. Mainville.**

**Louise R. Phaneuf, Town Clerk**