

REGULAR MEETING of the Burrillville Town Council held Wednesday, September 9, 2009 at 7:00 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, Robert A. Bishop, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

MEMBERS ABSENT: Councilor Margaret L. Dudley was excused.

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 August 26, 2009 and dispense with the reading of said minutes.

Motion by Councilor Norman C. Mainville. Seconded by Councilor Wallace F. Lees. The vote was unanimous by the six members present. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Councilor Margaret L. Dudley was excused.

3. Public Comment:

Kevin Blais of Tarkiln Road discussed his request for

accommodations.

4. General Good and Welfare of the Town of Burrillville

Councilor Kevin D. Heitke recognized Hugh Finch, eleven year old finalist in the “America’s Young Scientist Challenge” sponsored by 2009 Discovery/3M.

Councilor Norman C. Mainville congratulated Oakland/Mapleville Fire on their 75th anniversary and mentioned the open house and banquet scheduled for September 12, 2009. Council President Nancy F. Binns commented on the success of the Oakland/Mapleville Fire Department’s 50th Muster. Councilor Robert A. Bishop noted the Wallum Lake Fire Department participation and success at the Muster.

Councilor John M. Karmozyn, Jr. announced the Lions’ Club Annual White Cane Day, scheduled for Saturday, September 12, 2009.

Councilor Norman C. Mainville recognized EMA director Jason Rhodes efforts related to the 9/11 commemoration scheduled for Friday, September 11, 2009.

Michael C. Wood commented on the Stillwater Mill project. Councilor Norman C. Mainville noted that the Nasonville Mill project also appears to be moving forward.

Council President Nancy F. Binns said the East Avenue dam project is progressing well.

5. Petitions: None

6. Special Business:

09-243 VOTED to adopt a proclamation in recognition of Ovarian Cancer Awareness Month, as requested by the Providence City Council.

BURRILLVILLE TOWN COUNCIL

PROCLAMATION

WHEREAS, Ovarian Cancer Awareness Month is an opportunity to underscore our commitment to fighting ovarian cancer and to finding a cure for this deadly disease; and

WHEREAS, Ovarian cancer is the deadliest of the gynecologic cancers and the fifth leading cause of cancer deaths among women in the United States; and

WHEREAS, Approximately 25,000 new cases of ovarian cancer are detected each year in the United States, including numerous cases in the State of Rhode Island and more than half of these prove fatal. However, increased knowledge and awareness of the disease can lead to early detection and a high cure rate; and

WHEREAS, When detected early over 90% of women survive ovarian

cancer, but tragically for many women the diagnosis comes too late because most women and their healthcare providers are not aware of the subtle symptoms of this disease, known as the “silent cancer”; and

WHEREAS, The National Ovarian Cancer Coalition (NOCC), along with its Rhode Island Chapter work throughout the year to promote patient, public and professional education, emotional support, and advocacy and awareness efforts. The NOCC, through its “Break the Silence” campaign, is committed to improving the survival rate and quality of life for women with ovarian cancer;

WHEREAS, During Ovarian Cancer Awareness Month, we remember those who have lost their lives to this deadly disease, and honor the courage and strength of those who continue to fight this disease. We also recognize the dedicated medical professionals and researchers whose tireless efforts help provide a brighter and healthier future for women;

WHEREAS, In June 2009, the General Assembly passed Senate Resolution 2009-S1047 and House Resolution 2009-H6339, proclaiming the month of September as Ovarian Cancer Awareness month in the State of Rhode Island.

NOW, THERE BE IT RESOLVED, That the Burrillville Town Council hereby proclaims the month of September as “Ovarian Cancer Awareness Month”, and urge the people of the Town of Burrillville to continue their strong commitment to preventing and treating this deadly disease; and

BE IT FURTHER RESOLVED, That the Town Clerk be and is hereby

authorized and directed to transmit a duly certified copy of this resolution to the American Cancer Institute, the National Ovarian Cancer Coalition and its Rhode Island Chapter; and

BE IT FURTHER RESOLVED, That the Town Clerk is hereby instructed to submit a copy of this resolution to various City and Town Councils of the State of Rhode Island seeking their consideration and support of this proposal.

Motion by Councilor Norman C. Mainville. Seconded by Councilor Kevin D. Heitke. The vote was unanimous by the six members present. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Councilor Margaret L. Dudley was excused.

09-244 VOTED to open a proclamation recognizing Finance Director John P. Mainville, Treasurer Mark A. Adams, and the staff of the Finance Department for the Certificate of Achievement for Excellence in Financial Reporting, FY2008.

Motion by Councilor Wallace F. Lees. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous by the six members present. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Councilor Margaret L. Dudley was excused.

Discussion: Council President Nancy F. Binns commented on the accomplishment that is recognized by the Certificate of Achievement for Excellence in Financial Reporting – Fiscal Year Ending June 30, 2008. Council President Binns asked Deputy Treasurer Rose Doughty and Financial Aide Zoe Ames to accept a certificate of recognition on behalf of the Finance Department and extended the thanks and congratulations of the Town Council.

7. Unfinished Business: None

8. New Business:

09-245 VOTED to open the correspondence regarding 9/11 Remembrance Ceremony and National Preparedness Month Community Outreach.

Motion by Councilor Norman C. Mainville. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous by the six members present. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Councilor Margaret L. Dudley was excused.

Discussion: EMA Director Jason M. Rhodes described National Preparedness Month and the 9/11 community outreach program

scheduled for 6:00 P.M. on September 11, 2009 at the town common.

09-246 VOTED to open the correspondence from David C. Ketcham, Chair, Charter Review Commission, regarding a request for an appropriation for Commission expenses.

Motion by Councilor Norman C. Mainville. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous by the six members present. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Councilor Margaret L. Dudley was excused.

VOTED to approve the \$6,200 and that it be taken from the undesignated, unreserved fund.

Motion by Councilor Norman C. Mainville. Seconded by Councilor Kevin D. Heitke. The vote was unanimous by the six members present. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Councilor Margaret L. Dudley was excused.

09-247 VOTED to open the correspondence from Michael C. Wood, Town Manager, regarding his recommendation that the Council consider amending the Capital Ordinance.

Motion by Councilor John M. Karmozyn, Jr. Seconded by Councilor Wallace F. Lees. The vote was unanimous by the six members present. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Councilor Margaret L. Dudley was excused.

Discussion: Michael C. Wood, Town Manager, reviewed his recommendation that the Council consider amending the Capital Ordinance, specifically §2-112(b). Councilor Norman C. Mainville recommended that any discussions related to Ocean State Power include consideration of full taxation for the plant rather than payments in lieu of taxes.

VOTED that the amendments to §2-112(b) be referred to the Ordinance Subcommittee, as outlined in our Town Manager's memo of August 28th.

Motion by Councilor Kevin D. Heitke. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous by the six members present. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Councilor Margaret L. Dudley was excused.

09-248 VOTED to open consideration and action on adoption of a concept for the Sayles Avenue improvement project.

Motion by Councilor Wallace F. Lees. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous by the six members present. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Councilor Margaret L. Dudley was excused.

Discussion: Michael C. Wood, Town Manager, recommended adoption of a concept for Sayles Avenue to allow for long range planning. Mr. Wood stressed that the project would most likely not be done in the near future. Two possible plans, identified as Sidewalk Concept No. 1 and Sidewalk Concept No. 2, were reviewed by the Town Council.

After discussion, Council President Nancy F. Binns and Councilors Norman C. Mainville, Kevin D. Heitke, and John M. Karmozyn, Jr. agreed that they generally preferred Concept #1, which proposes sidewalks on one side. Councilor Lees noted a preference for sidewalks on both sides and no parking but agreed that sidewalks on one side would be an acceptable compromise. Councilor Robert A. Bishop opposed the proposal.

09-249 VOTED to refer to the Screening Subcommittee the

applications from Allan E. Low, Jr. and David L. Marcotte for reappointment to the Recreation Commission.

Motion by Councilor Wallace F. Lees. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous by the six members present. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Councilor Margaret L. Dudley was excused.

09-250 VOTED that the November 11, November 25 and December 23, 2009 regular meetings be cancelled; and that a public hearing to consider annual licenses and a special meeting be scheduled for Wednesday, November 18, 2009.

Motion by Councilor Wallace F. Lees. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous by the six members present. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Councilor Margaret L. Dudley was excused.

Pending Legislation:

09-251 VOTED to oppose Senate Bill 2009 – S 0713 and House Bill 2009 – H5762; Acts Relating to Labor and Labor Relations – Certified

School Teachers Arbitration; and to send copies to our legislators and the balance of the legislators as well.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Norman C. Mainville. The vote was unanimous by the six members present. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Councilor Margaret L. Dudley was excused.

Town Clerk/Communication:

09-252 VOTED to receive and file the correspondence from Michael P. Lewis, Director, Rhode Island Department of Transportation, regarding the town's request for drainage improvements to the 1-R Project for Route 107.

Motion by Councilor Norman C. Mainville. Seconded by Councilor Wallace F. Lees. The vote was unanimous by the six members present. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Councilor Margaret L. Dudley was excused.

09-253 VOTED to support the Portsmouth Town Council's resolution in opposition to the reinstatement of a toll on the Mount Hope Bridge.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Kevin D. Heitke. The vote was unanimous by the six members present. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Councilor Margaret L. Dudley was excused.

09-254 VOTED to support the Gloucester Town Council's resolution urging opposing actions that would place Rhode Island communities in jeopardy of unapproved land use.

Motion by Councilor John M. Karmozyn, Jr. Seconded by Councilor Wallace F. Lees. The vote was unanimous by the six members present. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Councilor Margaret L. Dudley was excused.

09-255 VOTED to receive the copy of Warranty Deed from Taubman to Town of Burrillville recorded September 3, 2009.

Motion by Councilor Norman C. Mainville. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous by the six members present. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Councilor Margaret L.

Dudley was excused.

9. Additional New Business: None

10. VOTED to adjourn at 7:30 P.M.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Norman C. Mainville. The vote was unanimous by the six members present. Voting in favor were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Councilor Margaret L. Dudley was excused.

The meeting was recorded.

Louise R. Phaneuf, Town Clerk