

REGULAR MEETING of the Burrillville Town Council held Wednesday, October 13, 2010 at 7:05 P.M. in the Town Building, 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, Margaret L. Dudley, Kevin D. Heitke, and Norman C. Mainville.

MEMBERS ABSENT: Councilor John M. Karmozyn Jr. 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 meetings held June 23, 2010, September 8, 2010 and September 22, 2010; and the special meeting of September 17, 2010; 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 of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke and Norman C. Mainville. Councilor was John M. Karmozyn Jr. excused.

3. Public Comment

Nancy Angell, a resident of Hill Road, asked that the rules and regulations for implementation of the recycling ordinance, to be considered under item 10-171, be read into the record. Ms. Angell asked whether the notice about No Bin/No Barrel related to the rules and regulations. Michael C. Wood, Town Manager, explained the No Bin/No Barrel program adopted by the Town Council in June 2010 for implementation in December 2010. Mr. Wood explained the need to revise the rules to encompass the No Bin/No Barrel program.

A resident of Carrol Drive commented on a neighborhood dispute. The resident was informed that the Town Council had no authority over the matter.

4. General Good and Welfare of the Town of Burrillville

Council President Nancy F. Binns recognized the passing of Donald C. Mehrtens, commenting on Mr. Mehrtens long-standing commitment to the Town of Burrillville. Councilor Norman C. Mainville elaborated on Mr. Mehrtens contributions.

Councilor Margaret L. Dudley announced the Friends of the Library Craft & Vendor Fair scheduled for October 23, 2010.

Councilor Margaret L. Dudley announced the Friends of the Library Book Sale scheduled for November 12 and 13, 2010.

Councilor Margaret L. Dudley commented on the “Home of Team Renegade 154” signs recently placed at several community gateway locations.

Councilor Margaret L. Dudley wished Town Manager Michael C. Wood a happy birthday.

Councilor Kevin D. Heitke congratulated Town Manager Michael C. Wood on his reappointment to the executive board of the Rhode Island League of Cities and Towns.

Councilor Kevin D. Heitke reviewed the 2010 Holiday Card contest, noting that the deadline is October 18, 2010.

Councilor Wallace F. Lees reflected on the 1985 death of long-time Town Clerk Norman H. Mainville, commenting on Mr. Mainville’s legacy.

Councilor Margaret L. Dudley announced the October 21, 2010 deadline for applications for the 2010 Ocean State Power Community Foundation Projects.

Councilor Norman C. Mainville commented on the National Fire Fighter’s Foundation “16 Points of Survival” scheduled for The Assembly on October 23, 2010.

It was noted that Sergeant Dennis Leahey had been recognized in Providence related to a recent life-saving incident in Warwick, RI.

5. Petitions:

10-231 VOTED to deny and refer to the Town's insurance company, The Trust, the petition of Paula Duquette by her Attorney Charles J. Vucci, Esq., regarding a claim associated with a slip and fall accident in the parking lot located at 5 Ashton Court in Harrisville on or about August 30, 2010.

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

6. Special Business:

10-232 VOTED to grant to St. Joseph Roman Catholic Church a Class F (One Day) Liquor License to apply on October 16, 2010 on property owned by St. Joseph Roman Catholic Church (Assessor's Map 174 Lot 131).

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

10-233 VOTED to adopt the 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, FY2009.

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

Michael C. Wood, Town Manager, explained the Certificate of Achievement and extended congratulations to the Finance Department. A certificate was presented to John P. Mainville, Finance Director.

7. Public Hearings:

Application for transfer to sell beverages under Title 3, Chapter 5 of the General Laws of Rhode Island 1956, and amendments thereto, has been made as follows: FROM: Sweet Tomato Pizza & Grill, LLC in building owned by Valliere Realty Assoc., LLC, for premises located at 68 No Main St., Pascoag (Map 158, Lot 072).TO: Sweet Tomato Pizza, LLC, in building owned by Valliere Realty Assoc., LLC, for premises located at 68 No Main St., Pascoag (Map 158, Lot 072).

NOTES:

Notice of the Public Hearing was duly advertised in the Legal Section of the Woonsocket Call on September 29 and October 6, 2010.

Notice was sent to all abutting property owners by certified mail, as required by law.

Issuance of licenses is subject to:

- (1) obtaining a Certificate of Good Standing from the State Division of Taxation prior to the date of said transfer**
- (2) payment of taxes owed to the Town of Burrillville**
- (3) establishment being in compliance with all state and local building and fire codes**
- (4) receipt of copy of certification from the Rhode Island Department of Health**
- (5) proof of Alcohol Server Training**
- (6) certificate of insurance in compliance with §8-28 of the Ordinances of the Town of Burrillville.**

a) Comments/Input/Recommendations by the Administration: There

were no comments.

b) The hearing of all interested parties in regard to the granting of this license. Note: Persons who wish to address the Town Council shall state their name and address.

Proponents:

Kenneth Geoffroy, President, Sweet Tomato Pizza, LLC, spoke in favor of the transfer, noting that only the Certificate of Good Standing was outstanding.

Opponents: None

c) VOTED to close the public hearing

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

d) Town Council Members Comments/Input/Deliberation

Councilor Norman C. Mainville noted the fine operation of Sweet

Tomato and wished the new owner continued success.

e) VOTED to grant the transfer to sell beverages under Title 3, Chapter 5 of the General Laws of Rhode Island 1956, and amendments thereto, has been made as follows: FROM: Sweet Tomato Pizza & Grill, LLC in building owned by Valliere Realty Assoc., LLC, for premises located at 68 No Main St., Pascoag (Map 158, Lot 072). TO: Sweet Tomato Pizza, LLC, in building owned by Valliere Realty Assoc., LLC, for premises located at 68 No Main St., Pascoag (Map 158, Lot 072), subject to the receipt of all required documents.

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

f) VOTED to grant a new victualing license from Sweet Tomato Pizza, LLC for premises located at 68 North Main Street, Pascoag (Assessor's Map 158, Lot No. 72) in building owned by Valliere Realty Associates, LLC, subject to the receipt of all required documents.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Norman C. Mainville. The vote was unanimous by the six members present.

Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke and Norman C. Mainville. Councilor John M. Karmozyn Jr. was excused.

g) VOTED to adjourn the public hearing.

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

8. Unfinished Business:

10-171 VOTED to open resolution REV2: 9-8-2010 of the rules and regulations for implementation of the recycling ordinance, as prepared by the director of public works, in accordance with Sec. 22-36 of the ordinances of the Town of Burrillville.

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

M. Karmozyn Jr. was excused.

Discussion: The town clerk reported that the Town Council had been provided with an amended proposal that eliminated language relative to penalties of recycling rules other than No Bin/No Barrel because those penalties are provided in §22-49 of the ordinances.

Michael C. Wood, Town Manager, explained Strive for 35. Mr. Wood reviewed the appointment and deliberations of the Rubbish & Recycling Committee, the Town Council's adoption of the Committee's recommendation of No Bin/No Barrel and the implementation schedule. Costs associated with rubbish and recycling were discussed. Councilor Dudley said that the rules would be posted on the website and available at the town buildings and suggested that reading the rules into the record might be cumbersome.

Nancy Angell, resident of Hill Road, questioned whether No Bin/No Barrel addresses issues with curbside pick-up. There was further discussion of the purpose of No Bin/No Barrel.

VOTED to adopt resolution REV2: 9-8-2010 of the rules and regulations for implementation of the recycling ordinance, as prepared by the director of public works, in accordance with Sec. 22-36 of the ordinances of the Town of Burrillville, as amended, as follows:

Rules and Regulations

Implementation of the Ordinances of the Town of Burrillville

Chapter 22. Solid Waste - Article II. Recycling

The Town of Burrillville has a No Bin, No Barrel Recycling Program.

Curbside Pick Up (weekly)

No Bin, No Barrel – Any residential housing structure that receives curbside pickup from the Town is required to put out recyclables. Residents must place properly sorted recyclable items with their trash on their collection day. If recyclables are not placed with trash, your trash will not be collected. Recyclables can be defined as a recycling bin with properly sorted recyclable items inside, container with “extra recycling” sticker placed on outside with properly sorted recyclable items inside, stack of cardboard or paper items in a paper bag.

- 1) Residents are permitted four (4) bags or barrels of trash 30 gallons (20 lbs) each per household.**
- 2) Place recyclables and trash at curbside for weekly collection**
 - a) No more than 24 hours before scheduled collection**
 - b) No later than 6:00 a.m. on your scheduled collection day**
 - c) Bins must be placed no further than five (5) feet from the curb**
 - d) Recyclables must be sorted properly.**
 - e) Collection and holiday schedules are posted on the town website (www.burrillville.org/refuse); or call DPW at 568-4440.**

f) A holiday is defined as any holiday that RIRRC is closed. If a holiday falls on a weekday, trash collection is delayed one day. For example, if Monday is holiday, residents scheduled for Monday are picked up Tuesday, residents scheduled for Tuesday are picked up Wednesday, etc.

3) Obtaining recycling bins.

a) Bins may be purchased for \$6.00 each at the Department of Public Works (DPW)

b) New home owners are eligible for two free recycling bins (green and blue) within 30 days of purchasing a home. Bring license and proof of ownership.

c) Renters are responsible for getting their bins from their landlords or buying them from DPW.

d) Other or additional containers may be used for recycling set-out using “extra recycling” stickers. Stickers are available at DPW, Jesse M. Smith Memorial Library and Town Hall for free.

4) Place recyclables in collection bins/containers.

a) Blue recycling bin(s) are for glass, milk and juice cartons, plastic bottles and jugs, and metal and aluminum cans. See table below.

b) Green recycling bins are for newspapers, cardboard, paperboard and mixed papers. See table below.

5) If your trash is not picked up because you did not put out recyclable items, you can keep your trash until your next collection day, bring it to Rhode Island Resource Recovery Corporation or hire a private hauler. If your trash and recycling are not picked up on your scheduled collection day for reasons other than no recycling put out,

please call the Recycling Coordinator at 568-4440 x12.

6) Residents are allowed one bulky item per week placed at curbside up to 24 hours before your scheduled collection day. Please see table below.

7) All appliances require a scheduled appointment. Please see table below.

Green Bin

Item Method of disposal Exceptions

Paper, Mixed

[mail and envelopes (windows & staples are okay), magazines and catalogues, phonebooks, writing & legal paper, paperback books, hardcover books (covers removed), greeting cards, wrapping paper, shredded paper in paper bag, colored paper, computer paper, fax paper] Place in green bin

All mixed paper and thin cardboard may be mixed together No paper towels napkins or tissues

No cigarette packs

No candy wrappers

No waxed or plastic-coated paper

No tissue paper

No foil wrapping paper

Do not place in plastic bags or cardboard box

Newspapers

All newspapers, ads, inserts Set out in green bin; or

in brown paper bag; or

place near green bin tied with string Do not place in plastic bags or cardboard box

Cardboard

[boxes and other corrugated cardboard (smooth on the outside/wavy in the middle)] Flatten and put in green bin; or

flatten and tie with string;

cardboard must be cut no longer than 3' x 3'; maximum thickness for bundles of cardboard is eight (8) inches No cardboard larger than 3' x 3'

No dirty or greasy cardboard

No pizza boxes

Cardboard, thin

[Shoe boxes, cereal boxes, pasta boxes (windows are okay), toilet paper rolls, paper towel rolls, gift boxes, office supply boxes, cake mix boxes, toothpaste boxes, tissue boxes, paper egg cartons] Place in green bin with mixed paper Discard all wax, plastic and other liners

No take-out food boxes

No soda or beer packaging

No soap or laundry detergent boxes

No boxes with silver or foil coating

No dirty or greasy packages

No plastic coated packages

No pizza boxes

No frozen food box or ice cream containers

Blue Bin

Item Method of disposal Exceptions

Metal

[Aluminum and tin cans; aluminum foil and aluminum pie plates, jar lids, empty steel aerosol cans, empty latex paint cans Rinse cans;

A thin skin of dry latex pain is okay No scrap metal.

No aluminum aerosol cans

No oil based paint cans

No hypodermic needles

Bottles and Jugs

[All plastic bottles and jugs with the 1 or 2 symbol on the bottom; mayonnaise, spaghetti sauce, baby food etc. jars; wine, liquor, beer, soda, juice, salad dressing, shampoo, window cleaner, detergent fabric softener, bleach etc. bottles] Rinse glass bottles and jars

Leave caps and lids on or throw them in trash

Okay to recycle metal lid

No need to remove labels

No broken glass

No cups, dishes, glass windows, light bulbs, crystal, mirrors, ceramics, Pyrex

No plastic shopping bags, sandwich bags

No Styrofoam

No plastic tubs (yogurt, butter, ice cream, etc.)

No automobile fluid bottles (oil, antifreeze, transmission or brake fluid)

No plastic bottles or jugs with the 3 through 7 symbol on the bottom

No plastic cups or Dunkin Donuts beverage cups

Drink cartons

[Milk and juice cartons, juice boxes, flavored milk boxes, cream and creamer containers] Rinse Dispose of straws in trash

No refrigerated or frozen food or vegetable boxes

No ice cream boxes

No TV dinner boxes

White Goods and Bulky Items

Item Method of disposal Contact

Appliances/White Goods

**[Washer, dryer, stove, refrigerator, dishwasher, A/C, dehumidifier, hot water heater] Schedule an appointment for pickup Coastal Recycling
800-266-3188**

Bulky Item

[Includes couch, chair, desk, rugs, carpets, etc. Rugs and carpets must be cut to 4' lengths, rolled, taped/tied and stacked neatly] Place with trash on your collection day Recycling Coordinator 568-4440 x12.

Household Hazardous Waste

Item Method of disposal Contact

Compact fluorescent light bulbs (CFLs) Bring to Eco-Depot at RIRRC,

Pascoag Utility District office or Home Depot Customer Service Desk

RIRRC 942-1430, Ext. 241

RIRRC.org

65 Shun Pike, Johnston, RI

Household hazardous waste

[household chemicals, fertilizers, oil-based paint/products, pool chemicals, etc.] Bring to Eco-Depot RIRRC 942-1430, Ext. 241

See address above

Mercury containing items Bring to Eco-Depot RIRRC 942-1430 Ext. 241

See address above

Propane tanks Bring to Eco-Depot

RIRRC 942-1430, Ext. 241

See address above

Commonly disposed items/means of disposal

Item Method of disposal Contact

Batteries

Single use

Rechargeable

Place in trash

Eco-Depot RIRRC 942-1430, Ext. 241

RIRRC.org

65 Shun Pike, Johnston, RI

Cell phones Mail, using free postage-paid envelopes Available at DPW

Clothes Kiducation bin Available at DPW

Construction/Demolition Debris

[Bricks, concrete blocks, drywall, plasterboard, roofing shingles, sheetrock, wallboard, windows, wood (painted or unpainted -- doors, kitchen cabinets, wood floors, miscellaneous pieces of wood, etc.)] Responsibility of the owner to dispose of properly Contact private trash company or

bring to

RIRRC 942-1430

RIRRC.org

65 Shun Pike, Johnston, RI

Ink Cartridges Mail, using free postage-paid envelopes Available at DPW and Town Building

Medical syringes Ask your Dr. or pharmacist or drop off at Landmark Medical Center, Woonsocket Unit

Use motor oil, oil filters, antifreeze and car batteries

Used motor oil (5 gallon limit) Drop off at DPW,

65 Union Avenue, Harrisville

568-4440

Monday – Friday from 6:30 – 3:00

Plastic bags Place in RESTORE bin Grocery stores throughout RI, including Brigido's Market, Pascoag

Plastics #3 to #7

[Burrillville does not recycle these since RIRRC does not accept

them.] Whole Foods in Cranston accepts them.

Prescription drugs

[Do not flush down the toilet] Contact your pharmacy or place in plastic bag with coffee grinds or cat litter, place in trash

Used cooking oil Bring to RIRRC RIRRC 942-1430

RIRRC.org

65 Shun Pike, Johnston, RI

Whipple Ave. Compost Facility

1) Burrillville residents may drop off compostable materials at the Whipple Avenue Compost Facility during normal operating hours.

2) The compost facility is restricted to Burrillville residents only. Dumping of commercial waste or any other business waste is prohibited. The Town reserves the right to review identification of compost facility users to confirm residency.

3) Compostable material is any vegetative matter such as grass clippings, leaves, tree, shrub, and bush trimmings, tree branches, garden trimmings, plants, flowers, and any other plant material

4) Ideally, all yard waste should be composted

5) Compostable material is not collected curbside

6) Universal waste (TVs, monitors, computers, etc.) , rigid plastics, mattresses and box springs, scrap metal, tires are also accepted at the Whipple Avenue Compost Facility. Please see table below.

Whipple Ave. Compost Facility, 325 Whipple Ave., Harrisville, RI

Item Method of disposal Hours/Contact

Christmas Trees

[Remove all ornaments, tinsel and lights] Bring to Whipple Ave.

First two Wednesdays & Saturdays in January from 9:00 a.m. to 1:00 p.m.

Call DPW at 568-4440

eWaste and

[televisions, computers, monitors, hard drives, modems, laptops, mouse devices, printers, scanners]

Bring to Whipple Ave.

April, May, September, October & November:

Wednesdays & Saturdays

9:00 a.m. to 1:00 p.m.

June, July & August:

Wednesdays & the 2nd & 4th Saturday

9:00 a.m. to 1:00 p.m.

December, January, February & March:

by appointment with DPW 568-4440

Glass and mirrors Bring to Whipple Ave.

DPW 568-4440

see hours above

Mattresses, box springs and futons Bring to Whipple Ave.

DPW 568-4440

see hours above

Plastics (rigid)

[Office chairs, vacuums, children's toys, kiddie pool, lawn chairs, etc.] Bring to Whipple Ave.

DPW 568-4440

see hours above

Scrap metal

[bicycles, rims, lawnmowers (drain oil and gasoline), clean grills, exercise stations, pipes, metal cabinets, etc.] Bring to Whipple Ave.

DPW 568-4440

see hours above

Sofa beds and recliners

[Remove mattress (if applicable) and metal pieces. Bring metal pieces and mattresses to Whipple Ave. then put bulky item out for pickup on your collection day] Bring to Whipple Ave.

DPW 568-4440

see hours above

Tires

[limit 4 tires; must be off rim] Bring to Whipple Ave.

DPW 568-4440

see hours above

Universal Waste

[CD/DVD players, video game consoles, fax machines, cell phones/telephones, microwaves, etc.]

Yard waste & brush

[All brush and/or tree limbs must be less than four (4) inches in diameter and cut to lengths not more than five (5) feet. Loose or in

paper bags]

Exceptions:

- **Logs, stumps, cut firewood, board wood and construction wood is not accepted at the Whipple Avenue Compost Facility**
- **Materials in plastic bags will not be accepted at the Whipple Avenue Compost Facility Bring to Whipple Ave.**

DPW 568-4440

see hours above

Enforcement

Penalties for noncompliance with Recycling Regulations other than No Bin/No Barrel shall be as provided in §22-49 of the ordinances of the Town of Burrillville.

Adopted as a resolution of the Burrillville Town Council this 13th day of October 2010.

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

10-214 VOTED to open the presentation by Nicole Poepping, Clean Water Action, regarding potential legislation relative to manufacturers

of waste, as requested by Councilor Kevin D. Heitke; and consider and act on adopting a resolution related to Extended Producer Responsibility.

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

Discussion: Nicole Poepping, Clean Water Action Rhode Island distributed a fact sheet and made a presentation relative to the passage of an extended producer responsibility resolution. Copies of the testimony are on file with the record of the minutes. Ms. Poepping detailed the agency's support. Manufacturers' responsibility were discussed.

VOTED to adopt a resolution related to Extended Producer Responsibility, as follows:

Town of Burrillville

Resolution

In Support of Extended Producer Responsibility

WHEREAS, Manufactured goods and packaging constitute

approximately 75% of the materials managed by U.S municipalities, based on figures reported by the U.S. Environmental Protection Agency; and

WHEREAS, The municipal waste management system was established a century ago to manage far simpler and more homogenous wastes like ashes, food scraps and horse manure, rather than manufactured goods and packaging which dominates today's municipal waste; and

WHEREAS, Hazardous and hard-to-recycle product management costs are expected to increase substantially in the near future unless policy changes are made; and

WHEREAS, There are significant environmental and human health impacts associated with improper management of hazardous products; and

WHEREAS, Costs paid by citizens and local governments to manage discarded products are in effect subsidies to producers that enable and encourage producers to design products for disposal without regard to end-of-life product-management costs and hazards; and

WHEREAS, Extended Producer Responsibility (ERP) is an environmental policy approach in which producers accept responsibility for the end-of-life management of their products, so that those who produce and use products to bear the cost of recycling and responsible disposal; and

WHEREAS, When producers are responsible for ensuring that their products are reused or recycled responsibly, and when health and environmental costs are included in the product price there is an

incentive to design products that are more durable, easier to repair and recycle, and less toxic; and

WHEREAS, Jobs in disassembly, reuse, repair and recycling are generated by EPR, offering significant local economic development opportunities; and

WHEREAS, The Rhode Island legislature has committed to achieving greenhouse gas emissions reductions, and EPR policies are important strategies for achieving this goal through reduction of manufacturing and disposal emissions; and

WHEREAS, The Burrillville Town Council supports statewide legislation to hold producers responsible for hazardous product discard management and other product waste management costs; and

WHEREAS, EPR legislation for discarded electronic waste has been passed in 18 states and New York City; and

WHEREAS, State law established a manufacturer financed system, similar to EPR, for the collection, recycling and reuse of certain electronic products; and

WHEREAS, Earlier this year, the Rhode Island General Assembly passed a joint resolution requesting the Department of Environmental Management to develop recommendations for establishing an EPR program.

NOW, THEREFOR BE IT RESOLVED

That the Burrillville Town Council urges the Rhode Island General

Assembly to enact comprehensive EPR legislation based on the Framework Principals for Product Stewardship Policy;

BE IT FURTHER RESOLVED

That the Burrillville Town Council does hereby request that the Department of Public Works develop recommendations for establishing an EPR program in Burrillville.

BE IT FURTHER RESOLVED

That the Town of Burrillville include preferential producer take-back language in purchasing contracts where feasible.

Adopted this 13th day of October 2010

Motion by Councilor Kevin D. Heitke. Seconded by Councilor Norman C. Mainville.

Amendment to the Motion: that the resolution be sent to our sister municipalities.

Amendment by Councilor Norman C. Mainville. Seconded by Councilor Kevin D. Heitke.

The vote on the amendment was unanimous by the six members present. Voting in favor of the motion were Council President Nancy

F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke and Norman C. Mainville. Councilor John M. Karmozyn Jr. was excused.

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

9. New Business:

10-234 VOTED to open the Jesse M. Smith Memorial Library Annual Report to the Town, FY2010: July 2009 – June 2010.

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

Discussion: Michael C. Wood, Town Manager, commended the library staff for a comprehensive and informative report. Council President Nancy F. Binns reviewed statistics included in the report and commented on the excellent use of the building. Library Director

Sandra Mundy and her staff were commended for a job well done.

10-235 VOTED to refer to the Screening Subcommittee the application of Judy Aubin for appointment as an alternate member of the Budget Board.

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

10-236 Correspondence from Councilor Norman C. Mainville, Chair, Screening Subcommittee, regarding the Subcommittee's recommendations.

VOTED to appoint Pauline Sionni as an alternate to the Budget Board for a one-year term to expire June 30, 2011.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Norman C. Mainville.

Discussion: Councilor Norman C. Mainville noted that Budget Board Chair Arthur R. Hurley had been present at the interview. Councilor Dudley noted Ms. Sionni's strong qualifications. Councilor Dudley

restated her objection to Dr. David Ketcham and Mr. Daniel P. Joubert, Jr. not being reappointed to the Budget Board earlier in the year, for which reason she would not support the motion.

The motion carried, five in favor, one opposed, one excused. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Kevin D. Heitke and Norman C. Mainville. Councilor Margaret L. Dudley voted in opposition. Councilor John M. Karmozyn Jr. was excused.

VOTED to appoint Dov Pick to the Planning Board to fill an unexpired three-year term to expire March 31, 2011.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Norman C. Mainville.

Discussion: Councilor Norman C. Mainville noted that the Town Planner had been present at the interview representing the Planning Board, and that he had concurred with the recommendation.

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

10-237 Set a date for a Public Hearing regarding the proposed

changes to the Home Rule Charter which are to appear on the November 2010 ballot.

Discussion: Council President Nancy F. Binns asked the Town Council to consider holding a public hearing/informational session on October 20, 2010 at 7:30 P.M. in the Jesse M. Smith Memorial Library immediately following the October 10 in 60 session to explain the questions. Councilor Margaret L. Dudley suggested that the Charter Review Commission had intended more sessions. The matter was discussed. The informational mailing was discussed. Council President Binns recommended holding the October 20th session and considering additional meetings if needed.

VOTED to schedule the meeting for Wednesday October 20, 2010 at 7:30 P.M. in the Public Meeting Room at the Jesse M. Smith Library.

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

Note: Michael C. Wood, Town Manager, disputed resident comments made during public comment. Councilor Norman C. Mainville concurred with the Town Manager.

10. Town Clerk/Communication:

10-238 VOTED to receive and file the correspondence from Donald L. Carcieri, Governor, relative to the awarding of a grant in the amount of \$85,250 from the Rhode Island Community Development Block Grant (CDBG) Program.

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

10-239 MOTION to receive and file the correspondence from Bernard K. Melekian, Director, U.S. Department of Justice, relative to the awarding of a grant in the amount of \$100,000 under the COPS Technology Program.

Motion by Councilor Norman C. Mainville. Seconded by Councilor Wallace F. Lees.

Amendment to the Motion: to extend thanks to Lieutenant Lareto Guglietta for writing the grant proposal.

Amendment by Councilor Margaret L. Dudley. Seconded by Councilor Norman C. Mainville.

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

10-240 VOTED to receive and file a copy of correspondence from Robyn H. Golden, Administrator, Rhode Island State Labor Relations Board, to Christopher M. Cobleigh, Esq., Senior Business Agent/Attorney, RI Council 94, AFSCME, AFL-CIO, regarding the withdrawal of the Unfair Labor Practice Charge filed as ULP – 5937: Town of Burrillville -and- RI Council 94, AFSCME, AFL-CIO.

Motion by Councilor Norman C. Mainville. Seconded by Councilor Wallace F. Lees.

Discussion: Councilor Margaret L. Dudley noted that the charge related to a complaint filed by RI Council 94 due to interference by Kevin M. Blais.

The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D.

Heitke and Norman C. Mainville. Councilor John M. Karmozyn Jr. was excused.

10-241 VOTED to receive and file the September 14, 2010 Planning Guidance Memo regarding 2010 tolling of zoning board and planning board/commission decision expirations.

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

11. Additional Business:

10-242 VOTED to grant a request for executive session from Timothy F. Kane, Town Solicitor, pursuant to Rhode Island Open Meeting Law [§42-46-5(a)(5)] for discussion and consideration relative to the acquisition of permanent easements over a portion of Assessor's Map 175, Lot 34 and Map 174, Lot 116 for construction and maintenance of sidewalks and pedestrian bridge in relation to the Sayles Avenue sidewalk improvement project.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Norman C. Mainville.

Discussion: A resident asked members of the Town Council to note the date of the Burrillville Homecoming (October 30, 2010).

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

The Town Council returned to open session.

Timothy F. Kane, Town Solicitor, report on the Town Council's behalf that in executive session the Town Council had:

VOTED to authorize the Town Manager to enter into Temporary Construction Easements and Permanent Construction Easements over a portion of Lot 79/Assessor's Map 175 and Lot 116/Assessor's Map 174, in relation to the Sayles Avenue sidewalk improvement project.

Councilor Margaret L. Dudley asked that the record reflect that the properties involved are Brigido's Market and Murphy Real Estate LLC and asked that the thanks of the Town Council be extended to the Murphys and Brigidos.

VOTED to send them letter of thanks for their cooperation in the

redevelopment of Sayles Avenue.

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

VOTED to adjourn at 8:29 P.M.

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

The meeting was recorded.

Louise R. Phaneuf, Town Clerk