

**REGULAR MEETING of the Burrillville Town Council to be held Wednesday, June 27, 2012 at 7:00 P.M. in the Town Council Chambers, 105 Harrisville Main Street, Harrisville for and within the Town of Burrillville.**

**PRESENT: Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson**

**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 meetings held May 9, May 23 and June 13, 2012 and dispense with the reading of said minutes.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

**3. Public Comment: None**

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

**Councilor Margaret L. Dudley announced the 2012 Riverwalk concert series sponsored by the Friends of the Jesse M. Smith Library.**

**Councilor Kevin D. Heitke announced the Burrillville Extended Care Division children's summer concert series, noting that the first performance, by Mark Binder, was scheduled for July 5, 2012.**

**Councilor Edward J. Blanchard announced that the 2012 Relay for Life would begin at Branch River Park on Friday, June 29, 2012.**

**Councilor Edward J. Blanchard commented on the success of the grand opening of the Farmers' Market Pavilion.**

**Council President Nancy F. Binns announced the Pascoag Public Library 2012 children's reading program.**

**5. Petitions: None**

**6. Special Business:**

**12-168 VOTED to open the correspondence from Louise R. Phaneuf, Town Clerk, regarding a request from the Burrillville Board of Canvassers asking for recognition of Pamela Pelletier and Thomas Kravitz, Town Planner, for their efforts related to the 2012**

## **Redistricting/Reprecincting.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

**VOTED to recognize Thomas Kravitz and Pamela Pelletier.**

**Motion by Councilor Margaret L. Dudley. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

**12-169 VOTED to grant the renewal of a Private Detective License from Gerald L. Lapierre d/b/a G.L. Lapierre & Company, Inc.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Margaret L. Dudley. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

**12-170 VOTED to grant a One-Day Liquor License and a Special Event Victualing License to Oakland Mapleville Fire Department to apply at The Oakland Triangle (Map 179, Lot 125 and Map 163, Lot 40) on September 2, 2012 (rain date September 3, 2012) for the Firemen's Muster and Field Day.**

**Motion by Councilor Margaret L. Dudley. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

**7. Public Hearing:**

**12-171 Relative to the Petition for Abandonment of Birch Court**

**NOTES: Notice of the Public Hearing was duly advertised in the Legal Section of the Woonsocket Call on June 6, June 13 and June 20, 2012. Notice was sent to all abutting property owners as required by law.**

**A. Comments by the Petitioner**

**Bradley L. Steere, attorney for petitioners Christakis S. Altinian, Patricia A. Altinian, Raymond V. Roberts, Cheryl A. Roberts, Brian Leroux and Michelle Lapierre, addressed the Council on behalf of his clients. Mr. Steere requested that, in paragraph one, the reference to**

**AP209, Lots 130 and 131 be corrected to read AP209, Lots 136 and 137. Mr. Steere testified that all abutters had joined in the petition, that Birch Court had been identified in the plat entitled “Lake Pascoag, December 1941 Willard B. Hall Surveyor Lic. 517” but that Birch Court had never been used for any purpose and there was no reason not to abandon. Mr. Steere said that, if the Town Council abandoned Birch Court, it would be merged into the parcels of the abutters.**

**B. Comments/Input/Recommendations by the Administration**

**Michael C. Wood, Town Manager, indicated that the administration had no objection.**

**C. The hearing of all interested parties. Note: Persons who wish to address the Town Council shall state their names and addresses.**

**(1) Proponents: None**

**(2) Opponents: None**

**D. VOTED to close the public hearing.**

**Motion by Councilor David J. Place. Seconded by Councilor Margaret L. Dudley. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees,**

**Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

#### **E. Town Council Members Comments/Input/Deliberation**

**Councilor Stephen N. Rawson commented that Birch Court is not useful to the public and supported abandonment. Council President Nancy F. Binns concurred.**

#### **F. VOTED to grant the petition to abandon Birch Court.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Edward J. Blanchard.**

**Discussion: It was noted that Bradley L. Steere, Esq. would follow-up on the abandonment with an administrative subdivision and that the petitioners would be responsible for the signs required by law.**

**The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

**Note: Attorney Bradley L. Steere presented an order to Council President Nancy F. Binns.**

**G. VOTED to adjourn the public hearing.**

**Motion by Councilor Stephen N. Rawson. Seconded by Councilor Margaret L. Dudley. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

**8. Unfinished Business: None**

**9. New Business:**

**12-172 VOTED to open the correspondence from Dan Ramblad of Sayles Avenue regarding No Parking signs on Sayles Avenue.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

**Discussion: Michael C. Wood, Town Manager, summarized the Town Council's consideration of the parking issues on Sayles Avenue, which concluded with the 2011 ordinance prohibiting parking from 62 Sayles Avenue to the intersection of Laurel Hill Avenue.**

**Michelle Romblad of 333 Sayles Avenue presented a petition to the Town Council. Sayles Avenue residents Michelle Romblad, Dave Bolender, Sally Desrosier, Jan Luby, Mike Turner, Heather Titus and Karen Champagne addressed the Town Council regarding their concerns with the parking prohibition.**

**Among the comments addressed to the Town Council were:**

- Remark that notice of proposed ordinance amendments was not sufficient.**
- Request for reinstatement of parking on one-side of Sayles Avenue from 272 Sayles Avenue to Laurel Hill Avenue.**
- Guests of Sayles Avenue residents were being inconvenienced.**
- Parking on other peoples' property posed liability issues.**
- Parking prohibition has resulted in increased speed and danger to children.**
- Parking prohibition has resulted in lower property value.**
- On-street parking had not presented problems for emergency vehicles, buses, etc.**
- Allowing guests to park on the residential property may result in property damage.**
- Residential properties should have same parking privilege as the church.**
- Eliminating parking on Sayles Avenue may result in increased parking problems on the side streets.**

**VOTED to refer to the Ordinance Subcommittee.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

**12-173 Correspondence from Kim Sawyer of Tinkham Lane regarding skateboard and scooter use in the vicinity of the Jesse M. Smith Library and the Clocktower Apartments Complex.**

**Note: Ms. Sawyer had requested that the item be withdrawn.**

**VOTED to receive and file.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

**12-174 Correspondence from Paul A. Roselli, president of the Burrillville Land Trust, regarding the Dry Lands Act.**

**Note: Mr. Roselli had indicated that, since the general assembly had adjourned without taking action on the Dry Lands Act, the matter**

**could be reviewed by the Town Council at a later date.**

**VOTED to receive and file.**

**Motion by Councilor Edward J. Blanchard. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

**12-175 VOTED to refer to the Screening Subcommittee the application from Barbara Schouboe for reappointment to the Jesse Smith Library Board of Trustees.**

**Motion by Councilor Margaret L. Dudley. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

**12-176 Motion that the Town Council extends its thanks to Dr. David Van Dyke and Ms. Jennifer Briere for their years of service to the Burrillville Extended Care Board of Directors, and that they declare these seats vacant, and refer the vacancies to the Screening Subcommittee.**

**VOTED to declare the seats vacant, to send letters of thanks, and to refer the vacancy to the Screening Subcommittee.**

**Motion by Councilor Margaret L. Dudley. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

**12-177 VOTED to award the bid for professional services for the Victory Highway project to Pare Corporation in the amount of \$35,000 from the Major Capital Account #3820.**

**Motion by Councilor Margaret L. Dudley. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

**12-178 VOTED to open the motion to support the removal and relocation of the duplicate pole line on Pascoag Main Street and to allocate \$50,499 for the project from the Major Capital Account.**

**Motion by Councilor Stephen N. Rawson. Seconded by Councilor Margaret L. Dudley. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F.**

**Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

**Discussion: It was noted that the project consisted of the relocation by Verizon of cable, six poles and terminals on Pascoag Main Street under Custom Work Order #4AA05T.**

**VOTED to support the removal and relocation of the duplicate pole line on Pascoag Main Street and to allocate \$50,499 for the project from the Major Capital Account.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Margaret L. Dudley. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

**10. Town Clerk/Communication:**

**12-179 VOTED to open the correspondence from Michael C. Wood, Town Manager, regarding the donation to the Town of property off Mowry Street.**

**Motion by Councilor Margaret L. Dudley. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F.**

**Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

**Discussion: It was noted that Faith and Lawson Mitchell had donated approximately 13 acres of land off Mowry Street (Map 159/Lot 003) to the Town. The property abuts the Town-owned property encompassing Duck Pond.**

**VOTED to receive and file, with thanks.**

**Motion by Councilor Edward J. Blanchard. Seconded by Councilor Margaret L. Dudley. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

**12-180 VOTED to open the correspondence from Sofia M. Kaczor, CPG, Senior Environmental Scientist, Rhode Island Department of Environmental Management, regarding the Underground Storage Tank (UST) Management Program.**

**Motion by Councilor David J. Place. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

**Discussion: The change in status of the Department of Public Works site from active to inactive was discussed.**

**VOTED to receive and file.**

**Motion by Councilor Edward J. Blanchard. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

**11. VOTED to receive reports #1 – 26, as follows:**

- 1. Town Treasurer: Report of May 2012**
- 2. Burrillville Sewer Commission: Meetings of May 8 & 22, 2012**
- 3. Tax Collector: Reports of April and May 2012**
- 4. Department of Public Works: No report**
- 5. Chief of Police: No report**
- 6. Office of Building Official: Report of May 2012**
- 7. Animal Control Officer: Report of May 2012**
- 8. Parks and Recreation Department: No report**
- 9. Burrillville Extended Care: No report**
- 10. Emergency Management Agency: No report**
- 11. Information Systems Department: Report of June 2012**
- 12. Burrillville Housing Authority: Meeting of May 9, 2012**

- 13. Planning Board/Town Planner: Meeting of March 5, 2012**
- 14. Recreation Commission: No report**
- 15. Burrillville Conservation Commission: Meetings of April 10 and May 8, 2012**
- 16. Ordinance Subcommittee: No report**
- 17. Redevelopment Agency: Meeting of April 24, 2012**
- 18. B-PAC: No report**
- 19. Personnel Board: Meeting of May 15, 2012**
- 20. Screening Subcommittee: No report**
- 21. Budget Board: No report**
- 22. Burrillville School Committee: No report**
- 23. Rubbish & Recycling Committee: Meetings of March 26 and April 16 & 23, 2012**
- 24. Cemetery Maintenance Committee: No report**
- 25. Board of Canvassers: Meeting of May 15, 2012**
- 26. Juvenile Hearing Board: No report**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Margaret L. Dudley. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

**12. Additional New Business:**

**12-181 VOTED to grant the request for executive session from Council President Nancy F. Binns pursuant to Rhode Island Open**

**Meeting Law §42-46-5(a)(2) for discussion and consideration relative to the collective bargaining agreement between the Burrillville Sewer Commission and Rhode Island Laborers' District Council, Local Union 1322 (Sewer Commission Employees).**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

**There was a recess before executive session.**

**The Town Council returned to open session at 8:57 P.M.**

**VOTED to seal the minutes of executive session, noting that no votes had been taken.**

**Motion by Councilor Edward J. Blanchard. Seconded by Councilor Margaret L. Dudley. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

**12-182 VOTED to open ratification of the collective bargaining agreement between the Burrillville Sewer Commission and Rhode**

**Island Laborers' District Council, Local 1322 (Sewer Commission Employees)**

**Motion by Councilor David J. Place. Seconded by Councilor Stephen N. Rawson. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

**Discussion: Thanks and congratulations were extended to the Sewer Commission and Rhode Island Laborers' District Council, Local 1322.**

**VOTED to ratify the collective bargaining agreement between the Burrillville Sewer Commission and Rhode Island Laborers' District Council, Local 1322 (Sewer Commission Employees).**

**Motion by Councilor Margaret L. Dudley. Seconded by Councilor Stephen N. Rawson. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

**13. VOTED to adjourn at 8:58 P.M.**

**Motion by Councilor Margaret L. Dudley. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the**

**motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.**

**The meeting was recorded.**

**Louise R. Phaneuf, Town Clerk**