

**REGULAR MEETING of the Burrillville Town Council held Wednesday, August 22, 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, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson**

**MEMBERS ABSENT: Councilor Edward J. Blanchard**

**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 July 25, 2012 and dispense with the reading of said minutes.**

**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, Councilors Wallace F. Lees, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was not present.**

**3. Public Comment: None**

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

**Councilor Margaret L. Dudley announced that Berard Desjarlais Post 88 would offer Christmas wreaths, which would be distributed at a ceremony on December 8, 2012.**

**Councilor Margaret L. Dudley announced that the June Rockwell Levy Rink would open for the season on August 26, 2012 and reviewed details of upcoming events at the rink.**

**Councilor Margaret L. Dudley thanked Councilor Wallace F. Lees for changing seats for the meeting due to her limited mobility.**

**Councilor Kevin D. Heitke announced the Lions Club trip to Mohegan Sun, proceeds of which would benefit local charities.**

**Council President Nancy F. Binns congratulated Dr. Frank Pallotta on having been named Rhode Island 2012 Superintendent of the Year. Council President Binns requested that a citation be prepared for the ceremony scheduled for September 18, 2012.**

#### **5. Petitions:**

**12-183 VOTED to open the petition from Verizon New England Inc. and Pascoag Utility District to construct a line of poles, wires and fixtures, including the necessary sustaining and protecting fixtures**

**along and across North Hill Road.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Stephen N. Rawson. The vote was unanimous by the six members present. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was not present.**

**Discussion: Michael C. Wood, Town Manager, reported that he had met with the Verizon engineer and that the project required review. It was noted that the request had been made on behalf of the Pascoag Utility District and that Verizon did not have lines on the pole scheduled to be replaced. Mr. Wood recommended that the matter be tabled, pending further information from Verizon. Resident Jen Bergin of Steere Street commented that the pole in question is in her yard and explained the reason for the relocation.**

**VOTED to table.**

**Motion by Councilor Kevin D. Heitke. Seconded by Councilor Margaret L. Dudley. The vote was unanimous by the six members present. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Margaret L. Dudley, Kevin D. Heitke,**

**David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was not present.**

**6. Special Business:**

**201 VOTED to ratify a proclamation honoring Joseph N. Lapierre on his elevation to Eagle Scout.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Margaret L. Dudley. The vote was unanimous by the six members present. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was not present.**

**12-202 VOTED to grant a quarterly entertainment license to Sweet Tomato Pizza, LLC d/b/a Sweet Tomato Pizza & Grille, as long as all stipulations are fulfilled.**

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

**Blanchard was not present.**

**Note: All stipulations were fulfilled at the time of the hearing.**

**12-203 Notice of injury pursuant to §45-15-5 from Lisa A Harkin by her attorneys Patrick T. Jones and Ralph R. Liguori.**

**VOTED to receive and refer to the town's insurance company and the solicitor.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Kevin D. Heitke. The vote was unanimous by the six members present. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was not present.**

**7. Public Hearing: None**

**8. Unfinished Business:**

**12-188 Correspondence from Councilor Edward J. Blanchard regarding the intersection of Central Street, East Avenue and Levy School.**

**The Town Council reviewed past requests to the Rhode Island Department of Transportation relative to adding traffic control devices to the intersection and the possibility renewing the request.**

**VOTED to send another correspondence to the Department of Transportation or the appropriate state authorities expressing our concerns and requesting further study of the intersection.**

**Motion by Councilor David J. Place. Seconded by Councilor Margaret L. Dudley. The vote was unanimous by the six members present. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was not present.**

**12-189 VOTED to receive and file the correspondence from Councilor Edward J. Blanchard regarding the Bank of America closure.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Stephen N. Rawson.**

**Discussion: Council President Nancy F. Binns reported on her meeting with Bank of America officials. The matter was discussed. The Town Manager and Town Planner would continue to work with the Bank to site a convenient ATM location.**

**The vote was unanimous by the six members present. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was not present.**

**12-190 VOTED to open the correspondence from Councilor Edward J. Blanchard recognizing the administrators, staff and residents of Bayberry Commons on their national quality award from the American Health Care Association and Assisted Living Homes.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Margaret L. Dudley. The vote was unanimous by the six members present. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was not present.**

**VOTED to adopt a citation recognizing the administrators, staff and residents of Bayberry Commons on their national quality award from the American Health Care Association and Assisted Living Homes.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Margaret L. Dudley. The vote was unanimous by the six members**

**present. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was not present.**

**12-198 VOTED to receive and file a copy of House Bill 2012 – H 7672 relating to Towns and Cities – Dam Management Districts, passed in concurrence and signed by the Governor on June 19, 2012.**

**Note: Councilor Wallace F. Lees recused from discussion and action on item #12-198.**

**Motion by Councilor Margaret L. Dudley. Seconded by Councilor Kevin D. Heitke. The motion carried, five in favor, one recusal, one absent. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson. Councilor Wallace F. Lees recused. Councilor Edward J. Blanchard was not present.**

#### **9. New Business:**

**12-204 VOTED to open the correspondence from Rose Doughty, Treasurer of the Burrillville Farmers' Market, regarding the Celebrate Burrillville event scheduled at the Farmers' Market on September 29, 2012.**

**Motion by Councilor Stephen N. Rawson. Seconded by Councilor Kevin D. Heitke. The vote was unanimous by the six members present. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was not present.**

**Discussion: Rose Doughty, Treasurer of the Burrillville Farmers Market, reported on plans for the Celebrate Burrillville Day, which would include displays by town departments , boards and commissions.**

**VOTED to receive and file.**

**Motion by Councilor Margaret L. Dudley. Seconded by Councilor Stephen N. Rawson. The vote was unanimous by the six members present. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was not present.**

**12-205 Correspondence from Councilor Wallace F. Lees, Chairman, Screening Subcommittee, regarding the Subcommittee's recommendations.**

**VOTED to appoint Dawn Williams to the Burrillville Extended Care Board of Directors for a three-year term, to expire June 30, 2015.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Margaret L. Dudley. The vote was unanimous by the six members present. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was not present.**

**VOTED that she serve (in the role of) parent (on the Board).**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Kevin D. Heitke. The vote was unanimous by the six members present. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was not present.**

**VOTED to reappoint Kathan Mospaw Lambert to the Juvenile Hearing Board for a three-year term to expire July 31, 2015.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Kevin D. Heitke. The vote was unanimous by the six members present. The**

**vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was not present.**

**12-206 VOTED to refer the applications from Sandra Carter, Sandra Dalton and Jonathan H. Gonzalez for appointment to a board or commission.**

**Motion by Councilor Margaret L. Dudley. Seconded by Councilor Wallace F. Lees. The vote was unanimous by the six members present. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was not present.**

**12-207 Correspondence from Michael C. Wood, Town Manager, regarding the appointment of Jeffrey M. McCormick as the Director of Parks & Recreation.**

**Discussion: The Council directive relative to merging of services was reviewed and discussed.**

**VOTED to ratify the appointment by Michael C. Wood, Town Manager,**

**of Jeffrey M. McCormick as the Director of Parks & Recreation.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Margaret L. Dudley. The vote was unanimous by the six members present. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was not present.**

**12-208 VOTED to open the correspondence from Councilor Margaret L. Dudley regarding her request that the Town Council consider amending the noise ordinance to include provisions for a label match-up program.**

**Motion by Councilor Margaret L. Dudley. Seconded by Councilor Kevin D. Heitke. The vote was unanimous by the six members present. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was not present.**

**Discussion: Councilor Margaret L. Dudley commented on her concerns related to motorcycle noise and her recommendation to include provisions for a label match-up program in the noise**

**ordinance. The matter was discussed.**

**VOTED to receive and file.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Stephen N. Rawson. The vote was unanimous by the six members present. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was not present.**

**10. Town Clerk/Communication:**

**12-209 VOTED to declare surplus a steel case desk, Asset Tag #000141.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Stephen N. Rawson. The vote was unanimous by the six members present. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was not present.**

**12-210 VOTED to receive and file the Energy Facility Siting Board**

**Notice of Preliminary Hearing, Narragansett Electric Company d/b/a National Grid, Docket SB-2012-1: Interstate Reliability Project.**

**Motion by Councilor Margaret L. Dudley. Seconded by Councilor Stephen N. Rawson. The vote was unanimous by the six members present. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was not present.**

**12-211 VOTED to open the request for support of resolution #2012-08-14 of the Portsmouth Town Council opposing the imposition of tolls on the Sakonnet River Bridge.**

**Motion by Councilor Margaret L. Dudley. Seconded by Councilor David J. Place. The vote was unanimous by the six members present. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was not present.**

**VOTED to support.**

**Motion by Councilor Margaret L. Dudley. Seconded by Councilor**

**Stephen N. Rawson. The vote was unanimous by the six members present. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was not present.**

**12-212 VOTED to receive and file the executed copy of the collective bargaining agreement between the Town of Burrillville and the Burrillville Police F.O.P. Lodge No. 27.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Stephen N. Rawson. The vote was unanimous by the six members present. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was not present.**

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

- 1. Town Treasurer: No report**
- 2. Burrillville Sewer Commission: Report of July 2012 and Meeting of July 10, 2012**
- 3. Tax Collector: Report of July 2012**
- 4. Department of Public Works: No report**

5. Chief of Police: Report of July 2012
6. Office of Building Official: Report of July 2012
7. Animal Control Officer: Report of July 2012
8. Parks and Recreation Department: No report
9. Burrillville Extended Care: Report of August 14, 2012
10. Emergency Management Agency: No report
11. Information Systems Department: Report of August 2012
12. Burrillville Housing Authority: Meeting of July 11, 2012
13. Planning Board/Town Planner: Meeting of June 4, 2012
14. Recreation Commission: No report
15. Burrillville Conservation Commission: No report
16. Ordinance Subcommittee: No report
17. Redevelopment Agency: Meeting of June 26, 2012
18. B-PAC: No report
19. Personnel Board: Meeting of July 10, 2012
20. Screening Subcommittee: Meeting of July 11, 2012
21. Budget Board: No report
22. Burrillville School Committee: No report
23. Rubbish & Recycling Committee: Meeting of May 21, 2012
24. Cemetery Maintenance Committee: No report
25. Board of Canvassers: Meetings of May 22 and July 17, 2012
26. Juvenile Hearing Board: No report

**Motion by Councilor Wallace F. Lees. Seconded by Councilor David J. Place. The vote was unanimous by the six members present. The vote was unanimous by the six members present. Voting in favor of the**

**motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was not present.**

**12. Additional New Business: None**

**13. VOTED to adjourn at 7:43 P.M.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Margaret L. Dudley. The vote was unanimous by the six members present. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns, Councilors Wallace F. Lees, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was not present.**

**The meeting was recorded.**

**Louise R. Phaneuf, Town Clerk**