

REGULAR MEETING of the Burrillville Town Council held Wednesday, September 10, 2014 at 7:00 P.M. in Council Chambers, Town Building, 105 Harrisville Main St., Harrisville for and within the Town of Burrillville.

PRESENT: Council President Nancy F. Binns and Councilors Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, 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. The pledge of allegiance was followed by a moment of silence in memory of Council Vice President Wallace F. Lees.

2. VOTED to accept the minutes of the regular meeting held August 13, 2014 and dispense with the reading of said minutes.

Motion by Councilor David J. Place. Seconded by Councilor John F. Pacheco III. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Stephen N. Rawson, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III and David J. Place.

3. Public Comment

School Committeeman John M. Karmozyn, Jr. memorialize to the late Council Vice President, Wallace F. Lees.

Kathleen Martley of Pascoag spoke on behalf of Burrillville Against Spectra Expansion (BASE).

Nick Katkevich of Providence announced a FERC hearing scheduled for September 16, 2014 related to the expansion of Spectra energy.

John Fabiano of 160 Pascoag Main St. voiced concerns related to a business adjacent his property.

4. General Good and Welfare of the Town of Burrillville

Councilor Edward J. Blanchard commented on an award presented to resident Tyler Sedon by the Tomorrow Fund, noting that September is Childhood Cancer Awareness Month 2014.

Town Manager Michael C. Wood recognized the Board of Canvassers, the Clerk's staff and poll workers at the September 9, 2014 primary.

Town Manager Michael C. Wood discussed the progress of the Hero Park project.

Council President Nancy F. Binns detailed the upcoming planning

Charrettes, noting that the October 9, 2014 session is intended for public input.

5. Special Business:

14-195 Tribute to late Council Vice President Wallace F. Lees.

The Council and administration spoke in memory of Council Vice President Wallace F. Lees.

14-196 Oath of office: The Town Clerk will administer the Oath of Office to fill the vacancy created by the death of Council Vice President Wallace F. Lees.

The Town Clerk administered the Oath of Office to Raymond Trinque who was the qualified candidate for Town Council with the next highest vote total in the last general election.

Note: Pursuant to Burrillville Town Charter Sec. 3.06, the vacancy on the Town Council shall be filled until the next general election.

14-197 Nomination and election of Council Vice President.

Councilor Stephen N. Rawson was nominated by Councilor David J. Place and Kimberly Brissette Brown. There were no further nominations.

Councilor Stephen N. Rawson was unanimously elected Council Vice President. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Stephen N. Rawson, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Raymond Trinqué.

14-198 VOTED to open consideration and action on filling the vacancy on the School Committee created by the resignation of School Committeeman Raymond Trinqué.

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 and Councilors Stephen N. Rawson, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Raymond Trinqué.

Donison Allen was nominated by Councilor David J. Place and John F. Pacheco III. There were no further nominations.

Donison Allen was unanimously appointed to fill the vacancy on the School Committee created by the resignation of School Committeeman Raymond Trinqué. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Stephen N. Rawson, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Raymond Trinqué.

Note: Pursuant to Burrillville Town Charter Sec. 11.06, the appointment is until the next general election.

14-199 Consider and act on applications from St. Joseph Church for a victualing license for the various events and functions in 2014 and a Class F liquor license for the Applefest dinner to be held October 25, 2014 at 181 Sayles Avenue, Pascoag on property owned by the Reverend Peter John Sheehan (Map 174, Lot 131).

VOTED grant if all stipulations are in order.

Motion by Councilor Stephen N. Rawson. Seconded by Councilor John F. Pacheco III. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Stephen N. Rawson, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Raymond Trinque.

6. Petitions: None

7. Public Hearing: None

8. Unfinished Business:

13-081 VOTED to open the correspondence from Jeffrey McCormick, Director of Public Works & Engineering Services and Andrea Hall, Program & Special Project Assistant/Recycling Coordinator,

regarding the Commercial Recycling Pilot Program.

Motion by Councilor Edward J. Blanchard. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Stephen N. Rawson, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Raymond Trinque.

VOTED to suspend the program until the next Council is seated.

Motion by Councilor David J. Place. Seconded by Councilor Raymond Trinque. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Stephen N. Rawson, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Raymond Trinque.

14-186 VOTED to open consideration and action on correspondence from Jeffrey M. McCormick, P.E., Director of Public Works & Engineering Services, regarding his recommendation for the gazebo roof at White Mill Park, Pascoag.

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 and Councilors Stephen N. Rawson, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Raymond Trinque.

VOTED to appropriate no more than \$2,000 for the roofing of the pavilion with funding from the major capital account as recommended at the last meeting.

Motion by Councilor David J. Place. Seconded by Councilor Raymond Trinque. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Stephen N. Rawson, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Raymond Trinque.

9. New Business:

14-200 VOTED to open the correspondence from Betty Mencucci, Burrillville Historical & Preservation Society, regarding her request to address the Town Council regarding their vote to demolish the hotel at Herring Pond (Brown House at Spring Lake Beach).

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 and Councilors Stephen N. Rawson, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Raymond Trinque.

Discussion: Betty Mencucci, Burrillville Historical & Preservation Society, reported on the Society's objection to the demolition of the

hotel at Herring Pond (Brown House at Spring Lake Beach).

VOTED to table the matter pending report from State of Rhode Island Historic Commission.

Motion by Councilor David J. Place. Seconded by Councilor Kimberly Brissette Brown. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Stephen N. Rawson, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Raymond Trinque.

14-201 VOTED to open the correspondence from Michael C. Wood, Town Manager, regarding Goals & Objectives and capital program items, and his request that the Town Council consider and act on:

A) Options to set a back-up meeting room for the Council and other boards and the cost of equipping the room;

B) Closed-captioning for Town Council and other board meetings as included in the FY2015 CIP budget;

C) Review of “non-electronic communication” from goals and objectives;

D) Upgrade of Council technology from FY2015 CIP.

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 and Councilors Stephen N. Rawson, Edward J. Blanchard, Kimberly Brissette Brown, John F.

Pacheco III, David J. Place and Raymond Trinque.

VOTED to endorse the courtroom as the secondary meeting location.

Motion by Councilor David J. Place. Seconded by Councilor Raymond Trinque. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Stephen N. Rawson, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Raymond Trinque.

VOTED to expend at this time an amount not to exceed \$14,000 to equip the room with the funds from CIP.

Motion by Councilor Raymond Trinque. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Stephen N. Rawson, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Raymond Trinque.

VOTED to strike closed captioning from the goals and objectives.

Motion by Councilor David J. Place. Seconded by Councilor Kimberly Brissette Brown. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Stephen N. Rawson, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Raymond Trinque.

Note: Non-electronic communication and Council technology were discussed. There were no votes taken.

14-202 Correspondence from David L. Marcotte regarding his resignation from the Recreation Commission.

Motion by Councilor Edward J. Blanchard. Seconded by Councilor Raymond Trinque. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Stephen N. Rawson, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Raymond Trinque.

14-203 VOTED to declare surplus one (1) 1998 Ford 350 White Cube Van (VIN #1FDSE37FXWHA48259) and four (4) Blodgett Commercial Ovens as requested by Dr. Frank Pallotta, Superintendent of Schools.

Motion by Councilor Kimberly Brissette Brown. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Stephen N. Rawson, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Raymond Trinque.

14-204 VOTED to open the correspondence from Council President Nancy F. Binns regarding the Town Council's November and December meeting schedule.

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 and Councilors Stephen N. Rawson, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Raymond Trinque.

VOTED to endorse the cancellation of the meeting in December (December 24, 2014) and to shift the (November 26, 2014) meeting from the Wednesday to the Monday (November 24, 2014).

Motion by Councilor David J. Place. Seconded by Councilor Raymond Trinque. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Stephen N. Rawson, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Raymond Trinque.

10. Town Clerk/Communication:

14-205 VOTED to open the Superior Court Order relative to Ocean State Power and Ocean State Power II v. the Tax Assessor for the Town of Burrillville.

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 and Councilors Stephen N.

Rawson, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Raymond Trinqué.

VOTED to receive and file.

Motion by Councilor Edward J. Blanchard. Seconded by Councilor Raymond Trinqué. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Stephen N. Rawson, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Raymond Trinqué.

14-206 VOTED to receive and file the State of Rhode Island Commission for Human Rights Notice of Right to Sue in the matter of Alice B. Hector v. Burrillville School Department.

Motion by Councilor Edward J. Blanchard. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Stephen N. Rawson, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Raymond Trinqué.

11. VOTED to receive reports #1 through 26 as follows:

1. Town Treasurer: No report

2. Burrillville Sewer Commission: Meetings of July 8 & 24, 2014 and report of July 2014

- 3. Tax Collector: No report**
- 4. Department of Public Works: No report**
- 5. Chief of Police: Report of July 2014**
- 6. Office of Building Official: No report**
- 7. Animal Control Officer: Report of July 2014**
- 8. Parks and Recreation Department: No report**
- 9. Burrillville Extended Care: No report**
- 10. Emergency Management Agency: No report**
- 11. Information Systems Department: No report**
- 12. Burrillville Housing Authority: Meeting of June 11, 2014**
- 13. Planning Board/Town Planner: No report**
- 14. Burrillville Conservation Commission: No report**
- 15. Recreation Commission: Meeting of July 14, 2014**
- 16. Ordinance Subcommittee: No report**
- 17. Redevelopment Agency: Meeting of July 22, 2014**
- 18. B-PAC: No report**
- 19. Personnel Board: No report**
- 20. Screening Subcommittee: No report**
- 21. Budget Board: No report**
- 22. Burrillville School Committee: Meeting of July 8, 2014**
- 23. Rubbish & Recycling Committee: No report**
- 24. Board of Canvassers: Meetings of August 4 & 12, 2014**
- 25. Juvenile Hearing Board: No report**
- 26. Burrillville Extended Care Board of Directors: Meeting of May 6, 2014**

Motion by Councilor Stephen N. Rawson. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Stephen N. Rawson, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Raymond Trinque.

12. Additional New Business:

14-207 VOTED to grant a request for executive session from Michael C. Wood, Town Manager, pursuant to Rhode Island Open Meeting Law:

§42-46-5(a)(2) for discussion and action relative to employee pension litigation

§42-46-5(a)(2) for discussion and action relative to litigation: TransCanada

§42-46-5 (a)(5) for review, discussion and considerations related to the acquisition, sale and exchange of real property (Assessors Map 135, Lot 021)

§42-46-5 (a)(5) for review, discussion and considerations related to the acquisition, sale and exchange of real property (Assessors Map 228, Lots 005 and 008)

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 and Councilors Stephen N. Rawson, Edward J. Blanchard, Kimberly Brissette Brown, John F.

Pacheco III, David J. Place and Raymond Trinque.

The Town Council returned to open session at 9:15 P.M.

VOTED to seal the minutes of executive session noting that three votes were taken.

Motion by Councilor David J. Place. Seconded by Councilor John F. Pacheco III. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Stephen N. Rawson, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Raymond Trinque.

13. VOTED to adjourn at 9:15 P.M.

Motion by Councilor David J. Place. Seconded by Councilor Raymond Trinque. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Stephen N. Rawson, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Raymond Trinque.

The meeting was recorded.

Louise R. Phaneuf, Town Clerk