

Present: June Sager Speakman, Kate G. Weymouth, Ann P. Strong, Michael W. Carroll and Steve Primiano

Also Present: Town Manager Peter A. DeAngelis, Jr., Town Solicitor Michael Ursillo, Finance Director Kathy Raposa, Tax Assessor Michael Minardi, Police Chief John M. LaCross, Fire Chief Gerald Bessette, Town Planner Philip Hervey, Leisure Services Director Michele Geremia, Human Resources Director MariAnn Oliveira and Town Clerk Meredith J. DeSisto

Absent: Building Official Robert B. Speaker, and Library Director Deborah Barchi

Council President Speakman called the meeting to order at 6:32 P.M.

Mrs. Speakman asked everyone to stand and join in the Pledge of Allegiance.

### **INTERVIEWS:**

The following applicants were interviewed for vacancies and renewals of appointment on boards and commissions:

- Ad Hoc Economic Development Task Force: (2 vacancies - Business) - James J. Sanderson (arrived and interviewed at 7:00 pm) and Henry "Bud" Violet (unable to attend)
- Cemetery: (1 vacancy: 1 full member) – John Calitri
- Energy: (1 vacancy: 1 full member) – Charles VR Thangaraj and Brian Vaughn. Mrs. Speakman acknowledged that she is a colleague with Mr. Thangaraj but does supervise him and therefore did not recuse. Charles VR Thangaraj and Brian Vaughn
- Housing Board of Trustees: (3 vacancies – 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> Alternates) - Suzanne Rosevear
- Senior Services Advisory Board: (1 vacancy – 2<sup>nd</sup> Alternate) - Charlotte Crist

(Sue Taylor and Jennifer Azevedo interviewed on August 3, 2015)

### **DISCUSS AND ACT ON LEGISLATION H6107 SUB A AND HOW TOWN COUNCIL CAN OBTAIN INFORMATION REGARDING LEGISLATION PERTAINING TO THE TOWN OF BARRINGTON (out of order):**

Representative Jan Malik and Joy Hearn were present for the discussion. Discussion ensued regarding clarification of House Bill 6107 Sub A. Representative Hearn stated the bill was amended on June 16, 2015 and at that time it became H6107 Sub A. Mr. Malik stated that the confusion is over whether newly constructed or rehabilitated property would be subject to an 8% tax. He also stated that he spoke with one of the sponsors and said that the sponsor has no intention of resubmitting the bill. Mr. Primiano is concerned with legislation and questions how the Town of Barrington can obtain information regarding newly proposed legislation. Representative Malik suggested that the Town should communicate with the League of Cities and Towns. Gary Morse, 2 Westwood Lane, asked if there is any financial analysis associated with this proposed legislation. Representative Malik stated that there are no fiscal notes. Mrs. Strong suggested holding additional joint sessions with our state representatives and the school committee. Mr. DeAngelis stated to the representatives that we should be very weary of unfunded mandates. **No action was taken.**

### **RESIGNATION:**

**Motion** by Mrs. Weymouth and seconded by Mr. Carroll to accept the resignation with deep regret of Dr. Paula Dominguez from the School Committee effective August 28, 2015. **The motion passed unanimously.** Mrs. Speakman publicly thanked and acknowledged Dr. Dominguez for her service.

### **APPOINTMENTS/REAPPOINTMENTS:**

- Ad Hoc Economic Development Task Force: (2 vacancies - Business): **Motion:** by Mrs. Strong and seconded by Mrs. Weymouth to appoint **James J. Sanderson** to the Ad Hoc Economic Development Task Force. **The motion passed unanimously.**
- Cemetery Commission: (1 vacancy: 1 full member): **Motion:** by Mrs. Strong and seconded by Mrs. Speakman to appoint **Sue Taylor** to the Cemetery Commission with a term ending date of 11/30/2015. Discussion ensued regarding the responsibilities and duties of the Cemetery Commission; knowledge and expertise of the members. Enzly Ramsay, Cemetery Superintendent, stated that he is concerned with retaining the institutional knowledge of the committee and the future of digitizing the cemetery records. **The motion passed 3- 2; Mrs. Speakman, Mrs. Weymouth and Mrs. Strong in favor and two opposed, Mr. Carroll and Mr. Primiano.**

- Energy: (1 vacancy: 1 full member): **Motion:** by Mrs. Weymouth and seconded by Mr. Carroll to appoint **Charles VR Thangaraj and Brian Vaughn** to the Energy Committee, with a term ending date of 11/30/2018. **The motion passed unanimously.**
- Housing Board of Trustees: (3 vacancies – 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> Alternates): **Motion:** by Mrs. Strong and seconded by Mrs. Weymouth to appoint **Suzanne Rosevear** to the Housing Board of Trustees, with a term ending date of 11/30/2018. **The motion passed unanimously.**
- Planning Board: (1 vacancy: 1 full member): Mrs. Speakman recused. **Motion:** by Mrs. Weymouth and seconded by Mrs. Strong to appoint **Jennifer Azevedo** to the Planning Board, with a term ending date of 11/30/2018. **The motion passed in favor, Mrs. Weymouth, Mrs. Strong, Mr. Carroll and Mr. Primiano and one recused, Mrs. Speakman.**
- Senior Services Advisory Board: (1 vacancy – 2<sup>nd</sup> Alternate): **Motion:** by Mrs. Weymouth and seconded by Mrs. Strong to appoint **Charlotte Crist** to the Senior Services Advisory Board, with a term ending date of 11/30/2018. **The motion passed unanimously.**

(Sue Taylor and Jennifer Azevedo interviewed on 8-3-2015)

#### **ANNOUNCEMENTS:**

- East Bay Support Center – The Autism Project – “Good Old Days” Barbecue on September 19, 2015 9:00 A.M. – 5:00 P.M. Frerichs Farm. Mrs. Speakman made the announcement.

#### **CORRESPONDENCE:**

- Leadership Rhode Island: The Greatest Lil' State on Earth! Saturday, October 24, 2015 1:00-5:00pm Rhodes on the Pawtuxet, 60 Rhodes Place, Cranston, RI. Mrs. Strong made the announcement.

#### **RESOLUTIONS:**

- In Support of the Quonset Air Museum: **Motion** by Mr. Carroll and seconded by Mrs. Weymouth to adopt a resolution in support of the Quonset Air Museum, as described in a memorandum from Paul Dulchinos dated August 26, 2015 expressing the support of the United Veteran's Council. Mr. Primiano stated that he would abstain from the vote. Mr. Primiano said that he is not familiar with the resolution presented. Mrs. Strong stated that she has reviewed the Quonset Air Museums 990 (Return of Organization Exempt From Income Tax). Mrs. Strong said that she will vote in opposition to the resolution because the Quonset Air Museum only contributed a small amount of funds for educational programs and does not abide by their mission statement. **The motion passed 3-1-1: Mrs. Speakman, Mrs. Weymouth and Mr. Carroll, one opposed, Mrs. Strong and one abstained: Mr. Primiano**
- Supporting the Goals of Solarize Rhode Island: Town Planner Phil Hervey and Energy Chair Andrea Moshier were present for discussion. Discussion ensued regarding meeting the requirements and administrative duties to promote and manage the program. Mr. Carroll stated that the Town of Barrington has conducted a comprehensive inventory of energy consumption in municipality-owned buildings and requested that a statement be added to the resolution. **Motion** by Mr. Carroll and seconded by Mrs. Weymouth to amend the resolution to include “**Whereas**, the Town of Barrington has completed a comprehensive inventory of energy consumption in municipality-owned buildings” and to amend the eighth “Whereas” by removing “and to working with...” Discussion ensued regarding SmartPower. Mrs. Strong stated that she does not have enough information to vote in favor of this resolution. **Motion** by Mrs. Weymouth and seconded by Mr. Carroll to adopt a resolution in support of the Town's application to become a Solarize Rhode Island Community. Please refer to Phil Hervey's memorandum dated September 2, 2015. **The motion passed in favor 4-1, Mrs. Speakman, Mrs. Weymouth, Mr. Carroll and Mr. Primiano, one opposed, Mrs. Strong.**

#### **CONSENT AGENDA (\*)**

**Motion** by Mrs. Strong and seconded by Mr. Carroll to adopt the Consent Agenda items #9 - #14 as presented. **The motion passed unanimously.**

#### **\*MINUTES**

It was unanimously voted to adopt the minutes of the August 3, 2015 and sealed Executive Session minutes of June 29, 2015. See Consent Agenda above.

#### **\*UTILITY PETITIONS**

- Bristol County Water Authority: It was unanimously voted to grant permission to Bristol County Water Authority to open the highways at Anoka Avenue

- National Grid: It was unanimously voted to grant permission to National Grid to open the highways at Candleberry Road, Court Avenue, Ferry Lane and Lamson Road

**\*ABATEMENT LIST**

It was unanimously voted to accept the Abatement List in the amount of \$11,260.28 and as described therein. See page 85A.

**\*SURPLUS PROPERTY**

- It was unanimously voted to adopt a resolution declaring the following items on the August 24, 2015 memorandum from Superintendent Joseph Piccerelli to be surplus property and authorize the Town Manager at his discretion to dispose of this property (discard) if it is not practical to sell in accordance with Chapter 49 of the Town Ordinances: Department of Public Works: Asset #T01771 RICOH 3025 Copy Machine.
- It was unanimously voted to adopt a resolution declaring the following items on the August 27, 2015 memorandum from Police Chief John LaCross to be surplus property and authorize the Town Manager at his discretion to dispose of this property (discard) if it is not practical to sell in accordance with Chapter 49 of the Town Ordinances: Barrington Police Department: Asset #T02037 Car 9 2009 Dodge Charger, VIN#2B3KA43V39H642194, Reg. 4898 and Asset #T02038 Car 10 2009 Dodge Charger, VIN#2B3KA43V39H642193, Reg. 2738. See Consent Agenda above.

**\*MONTHLY DEPARTMENT REPORTS**

It was unanimously voted to adopt the following monthly department Reports: Fire Chief, Police Chief/Animal Control Official, Building Official, Public Works Director, Town Planner, Town Solicitor, Finance Director, Tax Assessor, Senior Services Director, Library Director, Barrington Adult Youth Team Coordinator, Recreation Director and Town Clerk. See Consent Agenda above.

**\*ROAD RACE (S):**

- 16th Annual Turkey Trot from St. Luke's School Saturday, November 28, 2015 9:30 A.M. – Noon: It was unanimously voted to grant St. Luke's School's request for a 5K/1.5M Road Race/Walk on Saturday, November 29, 2014 9:30 – 11:00 am.
- Miles for Max 5K Sponsored by Fuel Belt Cynthia Stern Saturday, September 26, 2015 8:30 A.M. – Noon: It was unanimously voted to grant Cynthia Stern the spokesperson for Fuel Belt who is sponsoring the road race, Miles for Max 5K on Saturday, September 26, 2015 8:30am- Noon.

**PUBLIC COMMENT**: There was no public comment.

**DISCUSS AND ACT ON THE RESIGNATION OF SCHOOL COMMITTEE MEMBER AND SCHEDULE SPECIAL ELECTION:**

**Motion** by Mrs. Weymouth and seconded by Mrs. Strong requested that a special election for the unexpired term of a school committee member be held and instructed the Town Clerk Meredith DeSisto to contact the Board of Elections. **The motion passed unanimously.**

**DISCUSS AND ACT ON COMMITTEE FOR THE 300<sup>TH</sup> ANNIVERSARY OF THE TOWN OF BARRINGTON:**

Members of the Preservation Society Burton Van Name Edwards and Bonnie Warren requested that the Town Council endorse the concept and efforts to create a citizens group, outside the town government, to provide for a 300<sup>th</sup> Anniversary celebration of the Town of Barrington. **Motion** by Mr. Primiano and seconded by Mr. Carroll to endorse the idea and efforts of the 300<sup>th</sup> anniversary celebration of the Town of Barrington. **The motion passed unanimously.** Mr. Van Name Edwards suggested that a Town Council liaison will likely be requested at a future council meeting.

**BRISTOL COUNTY WATER AUTHORITY:**

- Monthly Report: Directors Allan Klepper and Joel Hellmann were present to answer questions regarding the monthly report. There were no questions. Mr. Klepper stated that he is looking forward to meeting with the legislators and the Tri-Town meeting with BCWA on September 15<sup>th</sup> and 16<sup>th</sup> in the Town of Bristol. Mr. Hellmann informed the Town Council that Kent County Water Authority increased their rates just a little over 8% while, last year, BCWA rates increased 3.25%.

## **PUBLIC HEARING:**

- **Discuss and Act on Petition to Abandon Undeveloped Southern Section of Locust Street South of High Street:**

Mrs. Speakman opened the public hearing on the petition to abandon the undeveloped southern section of Locust Street south of High Street. Mrs. Speakman stated that a letter was hand delivered from Greg Graustein, 186 Washington Road who was unable to attend the meeting. Mr. Graustein stated within his letter, that he and his wife are in favor of the abandonment. Greg Grant, 7 High Street, was present to request that a portion of Locust Street (paper street) be abandon. Mr. Grant read a prepared statement detailing his request in which he explains the unique circumstances. Mrs. Speakman stated that this petition was sent to the Administration, the Planner and Planning Board and the Conservation Committee; all were unanimous in their support for the abandonment. Mrs. Speakman stated that the Council needs to make a motion on two (2) questions: The first, whether or not to abandon the undeveloped southern section of Locust Street south of High Street; and, the second, whether or not to charge the abutters for the land that they will acquire if abandoned. Discussion ensued regarding the square footage of the abandoned land and the estimated cost of the property in question. Mr. Ursillo stated that the Town, in past circumstances, has charged those who would receive the acquired land from the abandonment of property, but, in those cases it was because someone was creating, developing and selling the acquired land. Mr. Ursillo said that those acquiring this land will be assessed and the assessment will reflect the square footage going forward. Donna Merlino, 17 Charles Street, said that she is concerned with property lines. She questions why surveys are not required. **Motion** by Mrs. Weymouth and seconded by Mr. Carroll pursuant to RIGL 24-6-1 the Town Council finds that the southern section of Locust Street south of High Street as depicted in the plans submitted at this meeting has ceased to be useful to the public and should therefore be abandoned. The Council has taken into consideration the recommendations of the Planning Board, Planner, Conservation Commission and Administration in making this determination. The Town Council further finds given the circumstances of this abandonment the assessment\* for the fair market value of the property abandoned will not be required. **The motion passed unanimously.** (\*Relating to waiving the charge to abutting property owners for the fair market value of the land to be abandoned but not the tax assessment of additional land acquired from the abandonment.)

## **DISCUSS AND ACT ON CREATING A MECHANISM FOR A COLLABORATION WITH BRISTOL AND WARREN BY COMPOSING A TRI TOWN AD HOC ADVISORY BOARD TO INCLUDE 2 TOWN COUNCIL MEMBERS FROM EACH TOWN:**

**Motion** by Mrs. Strong and seconded by Mr. Primiano that the Town Council endorses the concept of creating a mechanism for collaboration with Bristol and Warren and instructs the Barrington Town Council President to make a request to the Town Councils of Bristol and Warren. **The motion passed unanimously.**

## **DISCUSS AND ACT ON TAX EXEMPTIONS:**

Mr. Primiano requested that this topic appear on the agenda because of correspondence from George Patton, Jr. dated September 11, 2014. Mr. Primiano requested that this topic, "Discuss and Act on Tax Exemptions," be placed on the October 5, 2015 town council agenda. The Town Manager Peter DeAngelis and Town Solicitor Michael Ursillo will provide reports on tax deferments and or delayed programs, means base tests, costs and other cities and towns which have tax freeze programs.

## **DISCUSS AND ACT ON ORDINANCES:**

- **Introduction of An Ordinance #2015-5 to Amend Chapter 161 Solid Waste Article III Reusable Checkout Bag Initiative:** **Motion** by Mrs. Weymouth and seconded by Mr. Carroll to introduce ordinance #2015-5 to amend Chapter 161 Solid Waste Article III Reusable Checkout Bag Initiative of the Ordinances of the Town of Barrington which was filed on August 26, 2015 and to set a date of October 5, 2015 for public hearing. Mr. Primiano stated that he will be opposing the vote of the introduction of this bill because he said that a lot of time was spent on this ordinance, and in his opinion, an ordinance that should not have been passed in the first place. Mr. Primiano stated that he would be interested in the explanation from the parties, Shaws and CVS, who have been using the bags in question. He said that further discussion, could result in a change of his vote to amend the ordinance. **The motion passed 4-1, Mrs. Speakman, Mrs. Weymouth, Mrs. Strong and Mr. Carroll. Mr. Primiano opposed.** Mr. Carroll is interested in the recommendations of the Conservation Committee. Town Clerk Meredith DeSisto stated that she had been in contact with Shaw and CVS and will confirm with their attendance for the Town Council meeting on October 5, 2015.

- Introduction of An Ordinance #2015-6 to Amend Chapter 169 Taxation Article VII Tax Exemption for Renewable Energy Systems: **Motion** by Mr. Carroll and seconded by Mrs. Weymouth to introduce ordinance #2015-6 to Amend Chapter 169 Taxation Article VII Tax Exemption for Renewable Energy Systems which was filed on September 1, 2015. **The motion passed unanimously.**

#### **DISCUSS AND ACT ON THE AMENDMENT TO POLICE COVE ENGINEERING CONTRACT**

**Motion** by Mrs. Strong and seconded by Mrs. Weymouth to approve a contract amendment with VHB in the amount of \$15,000 to complete design and permitting tasks required for construction of a new restroom at Police Cove Park, as described in a memorandum from Phil Hervey dated September 2, 2015. **The motion passed unanimously.**

#### **AUTHORIZE SUBMITTAL OF LETTER SUPPORTING SUBMITTAL OF REGIONAL CDBG APPLICATION FOR WOMEN'S RESOURCE CENTER AND CORNERSTONE ADULT SERVICES:**

**Motion** by Mrs. Weymouth and seconded by Mr. Carroll to authorize the Town to submit letters supporting regional CDBG (Community Development Block Grant) applications providing funding to support public services offered in Barrington by Cornerstone Adult Services and Women's Resource Center. Mr. Primiano said that he is not in favor of submitting letters to support the applications as he feels no one has stated to his satisfaction whether there would be mandated obligations to the Town if the Town receives grants in connection with the CDBG program or HUD. Gary Morse, 2 Westwood Road stated that he is not in support to submit the letters. Discussion ensued regarding accepting grants and mandated obligations. Mrs. Strong stated that she is in favor of giving money to the Women's Resource Center and Cornerstone Adult Services. **The motion passed 4-1, Mrs. Speakman, Mrs. Weymouth, Mrs. Strong and Mr. Carroll. Mr. Primiano opposed.**

#### **SET AGENDA FOR MONDAY, OCTOBER 5, 2015 COUNCIL MEETING**

- Tax Exemptions
- President Speakman to report on Creating a Mechanism for a Collaboration with Bristol and Warren
- Public Hearings for Ordinances
- Amending the Town Charter

#### **EXECUTIVE SESSION IN ACCORDANCE WITH RIGL:**

- 42-46-5 (a) (2) Litigation Re. North End Holdings, LLC and Barrington Yacht Club
- 42-46-5 (a) (5) Acquisition of Property
- 42-46-5 (a) (1) Personnel: Peter A. DeAngelis, Jr.
- 42-46-5 (a) (6) Prospective Business
- Discuss and Approve Sealed Minutes of Executive Session on August 3, 2015 at 6:00 pm and 8:50 pm

**Motion** by Mrs. Weymouth and seconded by Mrs. Strong to move into executive session at 9:10 P.M. in accordance with RIGL 42-46-5 (a) (2) Litigation Re. North End Holdings, LLC and Barrington Yacht Club; RIGL 42-46-5 (a) (5) Acquisition of Property; 42-46-5 (a) (1) Personnel: Peter A. DeAngelis, Jr.; 42-46-5 (a) (6) Prospective Business and Discuss and Approve Sealed Minutes of Executive Session on August 3, 2015 at 6:00 P.M. and 8:50 P.M. **The motion passed unanimously.** Town Solicitor Michael Ursillo stated that proper notice was sent and received to the Town Manager Peter A. DeAngelis, Jr.

**Motion** by Mrs. Weymouth and seconded by Mrs. Strong to move out of executive session at 11:00 P.M., and to seal the minutes. **Motion** by Mrs. Strong and seconded by Mr. Carroll authorizing the Town Solicitor Michael Ursillo to enter into a settlement agreement with the Barrington Yacht Club. **The motion passed unanimously.**

#### **ADJOURN:**

**Motion** by Mr. Carroll and seconded by Mr. Primiano to adjourn the meeting at 11:00 P.M. **The motion passed unanimously.**

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Meredith J. DeSisto, Town Clerk