

SPECIAL MEETING of the Burrillville Town Council to be held Tuesday, December 13, 2016 at 6:00 P.M. at the Wallace F. Lees Public Safety Complex, 1477 Victory Highway, Oakland, RI, for and within the Town of Burrillville.

I. Call to order by Town Clerk

II. Installation of newly elected Burrillville Town Councilors:

- A. Pledge of Allegiance
- B. Oath of office shall be administered to all newly elected town officials by Colonel Stephen J. Lynch, Burrillville Chief of Police.

III. Organization of the Burrillville Town Council

That in accordance with Article III, Section 3.01 and Section 3.02 of the Town Charter, entitled Town Council, the Town Council shall meet this day for the purpose of entering upon their respective duties and for the appointment and approval of such town offices as are by law made elective by the Town Council.

A. Nominations for Council President:

That in accordance with Article III, Section 3.08 of the Town Charter, Councilor _____ be and hereby is appointed President of the Town Council.

B. Nominations for Vice President:

That in accordance with Article III, Section 3.08 of the Town Charter, Councilor _____ be and hereby is appointed Vice President of the Town Council.

The gavel will be passed to the Town Council President

C. Appointments related to legal services:

1. **Solicitor:** (*Correspondence from Steven A. Colantuono, Esq.; William C. Dimitri, Esq.; Kevin D. Heitke, Esq.*)

That in accordance with Article VII, Section 7.01 of the Town Charter, _____ shall be appointed Town Solicitor to serve at the pleasure of the Town Council. The term of appointment shall begin December 1, 2016.

2. **Assistant Solicitors:** (*Proposed Assistant Solicitor Robert Mitson, Esq.*)

That in accordance with Article VII, Section 7.01 of the Town Charter, _____ shall be designated as Assistant Town Solicitor; and that the attorney selected by the School Committee shall be appointed Assistant Town Solicitor, at the request of Town Solicitor.

3. **Special Legal Counsel:** *(Correspondence from Leah J. Donaldson, Esq.; Jeffrey W. Kasle, Esq.; and Michael R. McElroy, Esq.)*

MOTION that Leah J. Donaldson, Jeffrey W. Kasle and Michael R. McElroy shall be designated Special Legal Counsel.

4. **Consider** and act on a motion to adopt a schedule of fees for legal services.

- D. Judge of Probate:** *(Correspondence from William L. Bernstein, Esq.; Steven A. Colantuono, Esq.; Timothy F. Kane, Esq.; Richard E. Kyte, Esq.; David J. Strachman, Esq.)*

That in accordance with Article VI, Section 6.02 of the Town Charter,

_____ shall be appointed Judge of Probate for the ensuing two years, term of office to be concurrent with that of the Town Council.

- E. Municipal Court Judge:** *(Correspondence from Steven A. Colantuono, Esq.; Richard E. Fleury, Esq.; Kevin D. Heitke, Esq.)*

That in accordance with Chapter XI, Section 11-7(a) of the General Ordinances of the Town of Burrillville, _____ shall be appointed Judge for the Municipal Court. The term of appointment shall be for two years, terminating on December 31, 2018.

- F. Associate Judge of Municipal Court:**

That in accordance with Chapter XI, Section 11-7(a) of the General Ordinances of the Town of Burrillville, _____ shall be appointed Associate Judge for the Municipal Court. The term of appointment shall be for two years, terminating on December 31, 2018.

- G. Board of Administration:**

That by virtue of her/his office as President of the Town Council of the Town of Burrillville _____ be and hereby is a member of the Board of Administration.

- H. Board of Administration Chair:**

That in accordance with a Trustee Deed recorded by the late Austin T. Levy and recorded in Deed Book 43, Page 372 to 382 inclusive, of the Records of Deeds in the Town of Burrillville, Council President _____ be and hereby is appointed Chairman of the Board of Administration.

- I. Board of Administration:**

Recommendation of John F. Pacheco III that Councilor Michelle D. Bouchard be and hereby is appointed to the Board of Administration for a four-year term to expire November 30, 2020.

- J. Ordinance Subcommittee:** That the appointment to the Town Council Ordinance Subcommittee of three members and one alternate member be now taken up.
(Current members are Stephen N. Rawson and alternate John F. Pacheco III)

- K. Screening Subcommittee:** That the appointment to the Town Council Screening Subcommittee of three members and one alternate member be now taken up. (*Current members are Michelle D. Bouchard, Donald A. Fox and David J. Place; alternate Stephen N. Rawson*)
- L. Rules of Order:** pursuant to the Town Charter of the Town of Burrillville, Sec. 3.15, Procedures and Conduct of Meetings, the Town Council hereby adopts the Burrillville Town Council Rules of Order, seventh revision dated January 23, 2013.
- M. Administrative Audit:** That the appointment of two Councilors to the Administrative Audit Committee be now taken up. (*Currently David J. Place*)
- N. B-PAC:** That the appointment of a liaison between the Town Council and the Burrillville Prevention Action Coalition (B-PAC) be now taken up. (*Currently David J. Place*)
- O. Downtown Pascoag Neighborhood Association:** That the appointment of a liaison between the Town Council and the Downtown Pascoag Neighborhood Association (DPNA) be now taken up. (*Currently Michelle D. Bouchard*)
- P. Extended Care:** That the appointment of a liaison between the Town Council and the Burrillville Extended Care Board of Directors be now taken up. (*Currently Michelle D. Bouchard*)
- Q. Housing Authority:** That the appointment of a liaison between the Town Council and the Burrillville Housing Authority be now taken up. (*Currently David J. Place*)
- R. Industrial Foundation:** That the appointment of a liaison between the Town Council and the Burrillville Industrial Foundation be now taken up. (*Currently Donald A. Fox*)
- S. Planning Board:** That the appointment of a liaison between the Town Council and the Planning Board be now taken up. (*Currently Stephen N. Rawson*)
- T. Recreation Commission:** That the appointment of a liaison between the Town Council and the Burrillville Recreation Commission be now taken up.
- U. Redevelopment Agency:** That the appointment of a liaison between the Town Council and the Redevelopment Agency of Burrillville be now taken up.

V. Rubbish & Recycling Committee: That the appointment of liaison(s) between the Town Council and the Burrillville Rubbish & Recycling Committee be now taken up. (*Currently Stephen N. Rawson*)

W. School Committee: That the appointment of a liaison between the Town Council and the School Committee be now taken up. (*Currently John F. Pacheco III*)

X. Sewer Commission: That the appointment of a liaison between the Town Council and the Sewer Commission be now taken up.

Y. Zoning Board of Review: That the appointment of a liaison between the Town Council and the Zoning Board of Review be now taken up.

IV. Unfinished Business to be considered and acted on:

16-275 Consider and act on adopting a resolution establishing the Clear River Energy Fund to allow the Town of Burrillville to secure services to fund the response and defense against Invenergy Thermal Development LLC's application to construct the Clear River Energy Center power plant in Burrillville with funding from up-front payments from Clear River Energy LLC set forth in the November 3, 2016 tax agreement.

V. Town Clerk Communication to be considered and acted on:

16-277 Consider and act on a motion to receive and file copies of recorded land evidence related to the conveyance of property from CJS Properties LLC to the Town of Burrillville (Map 179, Lots 89 and 90).

(Continued on page 5)

VI. Public Hearing: Annual License Renewals

Please note, complete files of applications and supporting data are available in the Town Clerk's office. Please see the Clerk if you would like to review this information.

Notice of the Special Meeting was duly advertised in the **Legal Section** of the Woonsocket Call on November 28 and December 5, 2016.

A. Alcoholic Beverage Licenses: That the following renewals of Alcoholic Beverage Licenses under the provisions of RIGL §3.7 for the period beginning December 1, 2016 and ending November 30, 2017.

Issuance of liquor licenses is subject to:

- obtaining a Certificate of Good Standing from the State Division of Taxation
 - payment of taxes owed to the Town of Burrillville
 - establishment being in compliance with all state and local building and fire codes
 - receipt of copy of certification from the Rhode Island Department of Health, and proof of alcohol server training
 - certificate of insurance in compliance with §8-28 of the Town ordinances
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B. Retail Licenses Class A (Store): Consider and act on a

MOTION to grant Class A retail liquor licenses and Sunday & Holiday licenses to the following:

1. Champs Discount Liquors Inc. d/b/a Champs Discount Liquors Inc.
 2. Chums Spirits, Ltd. d/b/a Chums
 3. Solution Specialist Installations Inc. d/b/a Corkscrew Wine & Spirits
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C. Retail License Class B (Ltd): Consider and act on a

MOTION to grant Class B Limited retail liquor licenses to the following, subject to stipulation that applicants meet all the requirements noted above.

1. Monty's Victory Diner Corp. d/b/a Monty's Victory Diner
 2. Philip Oakley d/b/a Sweet Caroline's
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D. Retail License Class B (Victualer): Consider and act on a

MOTION to grant Class B (V) retail liquor licenses and annual victualing licenses to the following, subject to stipulation that applicants meet all the requirements noted above.

1. AJAR Inc. d/b/a Western Hotel Pizza and Tavern
2. Bliss, Kevin d/b/a Crystal Lake Tavern Inc
3. Dev's Café Inc. d/b/a Dev's Café
4. Eldredge Tavern LLC d/b/a Pascoag Cafe
5. Elite Pizza Restaurant II, LLC d/b/a Elite Pizza Restaurant II
6. GCAL Inc. d/b/a Bella; and renew permission to serve alcoholic beverages on the patio
7. James Davidge Inc. d/b/a Spritzers Café

8. Mark Murphy Inc. d/b/a George's Pizza
9. Serios Pizzarama & Restaurant Inc. d/b/a Serios Pizzarama
10. Thai Time LLC d/b/a Thai Royal Restaurant and Bar
11. Toti's Inc. d/b/a Toti's Café
12. Uncle Ronnie's Fine Catering Inc. d/b/a Uncle Ronnie's Red Tavern; and renew permission to serve alcoholic beverages on the patio
13. Videtta Golf Management d/b/a Country View Golf Club
14. Waterfall Café Inc. d/b/a Waterfall Café
15. Wright's Farm Corp. d/b/a Wright's Farm Restaurant

E. Retail License Class D (Full Privilege): Consider and act on a

MOTION to grant Class D (Full Privilege Club) retail licenses to the following, subject to stipulation that applicants meet all the requirements noted above.

1. Addieville East Conservation Club
2. The Townsman Club
3. Wallum Lake Rod & Gun Club Inc. d/b/a Wallum Lake Rod & Gun Club

F. New Years Eve – Late Closing: Consider and act on a

MOTION that the Class B (Victualer) and Class D (Full Privilege) liquor licensees are hereby granted permission to remain open until 3:00 A.M. on New Year's Day January 1, 2017 and no intoxicating liquor shall be sold after 2:00 A.M. until the legal opening hours of January 1, 2017 and no dancing shall be permitted after 3:00 A.M. on New Year's morning until the legal opening hour. Licensees who plan to remain open must notify the Chief of Police, Colonel Stephen J. Lynch on or before November 30, 2016.

VII. Other Licenses:

A. Victualing Licenses:

Issuance of victualing licenses is subject to:

- payment of taxes owed to the Town of Burrillville
- establishment being in compliance with all state and local building and fire codes
- receipt of copy of certification from the Rhode Island Department of Health
- certificate of insurance in compliance with RIGL § 5-77-1

Consider and act on a

MOTION to grant Victualing House Licenses and Holiday licenses to the following, subject to stipulation that applicants meet all the requirements noted above, for the period beginning December 1, 2016 and ending November 30, 2017:

1. Burrillville Donuts Inc. d/b/a Dunkin Donuts
2. Butchers Block Meats Ltd. d/b/a Brigido's Fresh Market
3. JJS Sandwiches Inc. d/b/a Subway
4. Kaleva Inc. d/b/a Li'l General

5. Kashish Corp d/b/a Mini Mart
 6. Likovrisi Corp. d/b/a Niko's Pizza House
 7. MLC Enterprises, LLC d/b/a New England Farms of RI
 8. News Star Inc. d/b/a News Star
 9. Ohm Ganesh Inc. d/b/a Country Farms
 10. Paradise Food Mart Inc. d/b/a Star Mart
 11. Pascoag Donuts Inc. d/b/a Dunkin Donuts
 12. Prash, LLC d/b/a Country Farms
 13. Rhode Island CVS Pharmacy LLC d/b/a CVS/Pharmacy #1075
 14. T & K Corporation d/b/a Olympia Famous Pizza
 15. Vietro, Angela d/b/a The Taco Shop
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B. Pool Table License: Consider and act on a

MOTION to grant a Pool Table License under the provisions of RIGL §5.2 and §5.22 to the following, for a period beginning December 1, 2016 and ending November 30, 2017.

1. Dev's Café Inc. d/b/a Dev's Café
 2. James Davidge Inc. d/b/a Spritzer's Café
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C. Annual Entertainment License: Consider and act on a

MOTION to grant an Annual Entertainment License under the provisions of RIGL §5.2 and §5.22 to the following, for a period beginning December 1, 2016 and ending November 30, 2017.

1. AJAR Inc. d/b/a Western Hotel Pizza
 2. Dev's Café Inc. d/b/a Dev's Café
 3. Eldredge Tavern LLC d/b/a Pascoag Cafe
 4. GCAL Inc. d/b/a Bella
 5. James Davidge Inc. d/b/a Spritzer's Café
 6. Kevin Bliss d/b/a Crystal Lake Tavern
 7. Mark Murphy Inc. d/b/a George's Pizza
 8. Uncle Ronnie's Fine Catering Inc. d/b/a Uncle Ronnie's Red Tavern
 9. Wallum Lake Rod & Gun Club Inc. d/b/a Wallum Lake Rod & Gun Club
 10. Waterfall Café Inc. d/b/a Waterfall Café
 11. Wright's Farm Corp. d/b/a Wright's Farm Restaurant
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D. Firearms License: Consider and act on a

MOTION to grant the renewal of firearms license for Paula Gaebe d/b/a Addieville East Farm to apply at 200 Pheasant Drive (Map 198, Lot 14), for a period beginning January 1, 2017 and ending December 31, 2017.

E. Rubbish: Consider and act on a

MOTION to grant the renewal of rubbish licenses for the following in accordance with and subject to the provisions of Chapter 8, Article 5 of the Ordinances of the Town of Burrillville entitled Transporting Garbage or Rubbish, for a period of one year commencing January 1, 2017 and ending December 31, 2017.

1. Rambone Disposal Services Inc. of 2153 R. Plainfield Pike, Johnston, RI 02919
2. Republic Services of 1080 Airport Road, Fall River, MA 02720
3. Waste Management of RI, 1610 Pontiac Avenue, Cranston, RI 02920

F. Junk Collection/Junk Yard: Consider and act on a

MOTION to grant the renewal of an annual Junk Collection License and a Junk Yard License from Rhode Island Auto Recycling Inc. to apply at 1134 South Main St (Map 265, Lots 005 and 006).

G. Hawker & Peddler: Consider and act on a

MOTION to grant an Annual Hawkers and Peddlers License to the following, to apply throughout the Town of Burrillville; to be considered and acted on:

1. Arteaga, Alejandro d/b/a Palagi's Ice Cream, 55 Bacon Street, Pawtucket
2. Bouchard, Bob & Joyce d/b/a Rhode Island Kona LLC, 4 Cider Lane, Greenville
3. Souza, David d/b/a Kona Ice Cumberland, 255 York Avenue, Pawtucket

VIII. Adjournment

The Town of Burrillville will provide accommodations needed to ensure equal participation. Please contact the Burrillville Town Clerk at least three (3) business days prior to the meeting so arrangements can be made to provide such assistance at no cost to the person requesting it. A request for this service can be made in writing or by calling (401) 568-4300 (voice) or "via RI Relay 1-800-745-5555" (TTY).