

A regular meeting of the Town Council held for the Town of Scituate on Thursday, June 11, 2009 in the Town Council Chambers, 195 Danielson Pike, N. Scituate was called to order at 7:35pm. Council President Budway presiding.

After pledging allegiance to the flag of our country, Town Clerk Long called the roll. Roll call vote as follows:

Councilman Hanna --present	Councilman Farrar-- present
Councilwoman Frederickson--present	Councilman Winfield--absent
Council Vice President Collins-present	Council President Budway --present
Councilman D'Agostino-present	

Motion made by Council Vice-President Collins, seconded by Council D'Agostino and voted to approve the Resolution to eliminate the Straight Part Vote. (copy herewithin)

Councilman Hanna --aye	Councilman Farrar-- aye
Councilwoman Frederickson--aye	Councilman D'Agostino--aye
Council Vice President Collins-aye	Council President Budway --aye

Motion passes.

Motion made by Council Vice President Collins, seconded by Councilman D'Agostino and voted by a roll call to table the minutes of the regular council meeting of April 9, 2009.

Councilman Hanna --aye	Council Vice President Collins-- aye
Councilwoman Frederickson—aye	Councilman D'Agostino--aye
Councilman Farrar-aye	Council President Budway --aye

Motion passes.

Motion made by Council Vice-President Collins, seconded by Councilman D'Agostino and voted by a roll call to table the minutes of the regular council meeting of May 14, 2009.

Councilman Hanna --aye	Council Vice President Collins-- aye
Councilwoman Frederickson—aye	Councilman D'Agostino--aye
Councilman Farrar-aye	Council President Budway --aye

Motion passes.

Motion made by Council Vice-President Collins, seconded by Councilman D'Agostino and voted by a roll call to table the minutes of the May 14, 2009 closed session.

Councilman Hanna --aye	Council Vice President Collins-- aye
Councilwoman Frederickson-aye	Councilman D'Agostino--aye
Councilman Farrar-aye	Council President Budway --aye

Motion passes.

During department reports Town Clerk Long informed the Council about the increase in the issuance of passports this month. She explained that in the first 3 days in June, they processed 16 passports in comparison to 23 for the entire month of May. She attributed this to the deadline for travel outside of the U.S. without a valid passport. People will not longer even be able to travel by car or boat to Canada and Mexico without a valid passport.

Building Official Provonsil told the Council that he is working with the North Scituate Village Overlay Committee and Public Works Director Langlais about repairs to the

Congregational Church. He said that they are currently soliciting bids for work on the exterior of the Church. He said that he hopes to have the work completed before the Art Festival. He also said that this wouldn't be possible without the continued support of up keep of the Church by the Art Festival Committee.

Town Treasurer Przybyla said that the tax bills will be mailed out within the next ten days. He said that he is just waiting to see if there will be more changes in the State budget that would impact the Town's budget.

Motion made by Councilman D'Agostino seconded by Vice President Collins and voted by a roll call to accept the departmental reports and place them on file:

Councilman Hanna --aye	Council Vice President Collins-- aye
Councilwoman Frederickson—aye	Councilman D'Agostino-aye
Councilman Farrar-aye	Council President Budway --aye

Motion passes.

During audience participation Richard Petching, 342 Westcott Road, said that he wanted to congratulate the Council on passing the resolution in support of eliminating the straight party vote. He also wanted to inform them that Representative Marcello is in favor of the legislation in support of the non compounding COLA. He said that he is against this legislation and urges the Council to contact him to tell them how they feel.

Council President Budway asked Town Clerk Long to contact Representative Marcello and to let him know how Mr. Petching feels.

Motion made by Council Vice-President Collins, seconded by Councilman D'Agostino and voted by a roll call vote to approve the reappointment of Patt Russo as Tax Collector for a term expiring June 2010.

Councilman Hanna --aye	Council Vice President Collins-- aye
Councilwoman Frederickson—aye	Councilman D'Agostino-aye
Councilman Farrar-aye	Council President Budway --aye

Motion passes.

Motion made by Council Vice-President Collins, seconded by Councilman D'Agostino and voted by a roll call vote to approve the reappointment of Fritz Benz to the Pawtuxet River Authority for a term expiring June 2012.

Councilman Hanna --aye	Council Vice President Collins-- aye
Councilwoman Frederickson—aye	Councilman D'Agostino-aye
Councilman Farrar-aye	Council President Budway --aye

Motion passes.

Motion made by Council Vice-President Collins, seconded by Councilman Hanna and voted by roll call to approve the reappointment of Diane Hopkins to the Hope Village Review Committee for a term expiring June 2011.

Councilman Hanna --aye	Council Vice President Collins-- aye
Councilwoman Frederickson-aye	Councilman D'Agostino--aye
Councilman Farrar-aye	Council President Budway --aye

Motion passes.

Motion made by Council Vice-President Collins seconded by Councilman Hanna and voted by roll call to reappoint James Seidel and Angela DiMartino to the Hope Village Review Committee as alternate members for a term expiring June 2010.

Councilman Hanna --aye	Council Vice President Collins-- aye
Councilwoman Frederickson-aye	Councilman D'Agostino--aye
Councilman Farrar-aye	Council President Budway --aye

Motion passes.

Motion made by Council Vice-President Collins, seconded by Councilman D'Agostino and voted by a roll call vote to approve the reappointment of Donald Blackmore to the Western Rhode Island Home Repair for a term expiring June 2011.

Councilman Hanna --aye	Council Vice President Collins-aye
Councilwoman Frederickson—aye	Councilman Farrar-aye
Council President Budway --aye	Councilman D'Agostino-aye

Motion passes.

Councilman Hanna explained that Councilman Farrar and he were on a committee charged to make a recommendation to the Council for the two members of the Watershed Protection Restricted Fund Joint Committee. He explained that this committee is being formed to identify and purchase land for the protection of the Scituate Reservoir with the five million dollar bond that was the result of the agreement with the PWSB. He explained that they met and decided on criteria for this committee. He said that they decided that the members had to be Scituate residents and have a background in land preservation and grant funding. He said that they spoke to members of the Conservation Commission and the Land Trust to get their input. He said that there were many qualified people that they identified, but they have chosen for recommendation to the Council Land Trust members Jon Vernava and Leo Thompson. He said that Mr. Vernanva also serves on the Conservation Commission.

Motion made by Councilman Farrar, seconded by Council Vice-President Collins and voted by a roll call vote to appoint Jon Vereva and Leo Thompson to the Watershed Protection Restricted Fund Joint Committee.

Councilman Hanna --aye	Council Vice President Collins—aye
Councilwoman Frederickson—aye	Councilman Farrar-aye
Council President Budway --aye	Councilman D'Agostino-aye

Motion passes.

Motion made by Council Vice-President Collins, seconded by Councilman Farrar and voted by a roll call vote to approve the abatements in the amount of \$212.67.

Councilman Hanna --aye	Council Vice President Collins—aye
Councilwoman Frederickson—aye	Councilman Farrar-aye
Council President Budway --aye	Councilman D'Agostino-aye

Motion passes.

General discussion followed about the issuance of the Hawkers and Peddlers Licenses. It was agreed that both would be tabled until the Town Solicitor and Town Clerk could get further

information for the Council on the licenses. The Town Council agreed that it would like to know if these licenses can be limited and to the extent they can use the licenses.

Motion made by Council Vice-President Collins, seconded by Councilwoman Frederickson and voted by a roll call vote to table the Hawkers and Peddlers licenses for both Firehouse Grill and John Lang's Cart.

Councilman Hanna --aye	Council Vice President Collins—aye
Councilwoman Frederickson—aye	Councilman Farrar-aye
Council President Budway --aye	Councilman D'Agostino-aye

Motion passes.

Motion made Council Vice-President Collins, seconded by Councilman Farra and voted by roll call vote to approve the One-Day Liquor License for Hope Jackson Fire Station for their annual Steak Fry.

Councilman Hanna --aye	Council Vice President Collins-- aye
Councilwoman Frederickson—aye	Councilman D'Agostino--aye
Councilman Farrar-aye	Council President Budway --aye

Motion passes.

Motion made by Council Vice-President Collins, seconded by Councilman D'Agostino and voted by a roll call to table the vote on the poll location, Elmdale Road with the recommendation of the Director of Public Works Langlais because it is a State Road and not under our jurisdiction.

Councilman Hanna --aye	Council Vice President Collins—aye
Councilwoman Frederickson—aye	Councilman Farrar-aye
Council President Budway --aye	Councilman D'Agostino-aye

Motion passes.

Council Vice-President Collins recused himself from the next agenda item.

Motion made by Councilman Farrar, seconded by Councilwoman Frederickson and vote by a roll call vote to confirm that the new Recreation Director-Fred Ferri will be paid \$8,000 per year and be considered a seasonal/part-time employee, and therefore not eligible for any benefits, including retirement.

Councilman Hanna --aye	Council Vice President Collins-- recused
Councilwoman Frederickson—aye	Councilman D'Agostino--aye
Councilman Farrar-aye	Council President Budway --aye

Motion passes.

Town Solicitor D'Agostino said that he will memorialize this vote and have Mr. Ferri sign a document restating the above decision.

Next on the agenda is the discussion/approval of the federal benefits mandates for 2009. Deputy Town Treasurer Beattie said that the Federal Government mandates this, but we can adopt these mandates either on November 1, 2009 or when our current collective bargaining agreements expire.

Town Council President Budway asked how many employees will this effect.

Ms. Beattie said that she is not sure because the mandates are very specific about groups and employee medical statuses.

Motion made by Councilman D’Agostino, seconded by Council Vice-President Collins and voted by a roll call vote to approve the mandates and to have them become effective November 1, 2009.

Councilman Hanna --aye	Council Vice President Collins-- aye
Councilwoman Frederickson—aye	Councilman D’Agostino--aye
Councilman Farrar-aye	Council President Budway --aye

Motion passes.

Motion made by Council Vice-President Collins, seconded by Councilman D’Agostino and voted by a roll call vote to approve Judy Loven to hire a part-time driver for the Senior Center for the cases when no one else can drive. It was stated that this would not increase her budget.

Councilman Hanna --aye	Council Vice President Collins-- aye
Councilwoman Frederickson—aye	Councilman D’Agostino--aye
Councilman Farrar-aye	Council President Budway --aye

Motion passes.

Motion made by Council Vice-President Collins, seconded by Councilman D’Agostino and voted by a roll call to accept Kenneth Gaffney’s retirement from the employment of the Police Department, and to allow him to have post-retirement benefits as stated by the Municipal Retirement System.

Councilman Hanna --aye	
Council Vice President Collins-- aye	
Councilwoman Frederickson—aye	Councilman D’Agostino--aye
Councilman Farrar-aye	Council President Budway --aye

Motion passes.

Colonel Randall explained that Mr. Gaffney would come back and perform computer upgrades and maintenance on the computer for the maximum of 75 days per year. He explained that he will distribute his other duties to current employees, thus saving the Town money. He said that Mr. Gaffney said that he will do this for approximately two years, and at that time, Colonel Randall will re-assess the situation. He said that Mr. Gaffney has performed these duties for 20 years, and prior to that, served as a sworn Police Officer for 21 years.

Both Councilmen D’Agostino and Farrar commended Colonel Randall on this suggestion and thinks it will be a good way to save money for the Town.

Council President Budway said that Fred Faria has contacted him about the improvements and mentioned that he would like to see the traffic signal at the intersection of routes 6 and 116 changed to look more appropriate with the other improvements. He suggests that we ask the Rhode Island Department of transportation to replace the traffic signal with a period traffic signal, paint the polls black or allow the Town to paint the polls black.

Councilman Farrar asked if the paint would adhere to the current traffic poles.

Council President Budway said that we would not be painting the light black just the pole and we would make sure that the paint would adhere to it prior to doing it.

Motion made by Council Vice-President Collins, seconded by Councilman Farrar and voted by a roll call vote to send a letter in support of the improvements to the traffic signal.

Councilman Hanna --aye	Council Vice President Collins-- aye
Councilwoman Frederickson—aye	Councilman D’Agostino--aye
Councilman Farrar-aye	Council President Budway --aye

Motion passes.

Motion made by Council Vice President Collins, seconded by Councilman Hanna and voted by roll call to pay early bills in the amount of \$98,613.69, regular bills in the amount of \$15,889.45, and supplemental bills in the amount of \$101,133.95 for a total of \$215,637.09.

Councilman Hanna --aye	Council Vice President Collins-- aye
Councilwoman Frederickson—aye	Councilman D’Agostino--aye
Councilman Farrar-aye	Council President Budway --aye

Motion passes.

During Council remarks, Councilman D’Agostino wanted to congratulate Colonel Randall for being proactive and saving the Town money by consolidating positions at the Police Department.

Councilman Hanna wanted to say the improvements in the North Scituate village including the paving, new sidewalks and vintage lighting look great.

Motion made by Councilman D’Agostino, seconded by Council Vice-President Collins and voted by a roll call to adjourn to closed session pursuant to RIGL 42-46-5 (A) 2 pertaining to collective bargaining and litigation concerning collective bargaining organization efforts of some volunteers and to allow Town Clerk Long and Town Solicitor D’Agostino attend.

Councilman Hanna --aye	Councilman Farrar-- aye
Councilwoman Frederickson--aye	Councilman D’Agostino--aye
Council Vice President Collins-aye	Council President Budway --aye

Motion passes.

Motion made by Councilman D’Agostino, seconded by Councilman Farrar and voted by a roll call to adjourn to closed session pursuant to RIGL 42-46-5 (A) 2 pertaining to collective bargaining and litigation concerning the Police and Public Works contracts and to allow Colonel Randall, Dale Langlais, Town Clerk Long and Town Solicitor D’Agostino attend.

Open session reconvened at 9:05 PM.

Motion made by Councilman D’Agostino, seconded by Council Vice-President Collins and voted by a roll call vote to approve the motion made in closed session to ratify both the police contract and the Public Works contract pursuant to no other questions or concerns by the Town Council.

Councilman Hanna --aye	Councilman Farrar-- aye
Councilwoman Frederickson--aye	Councilman D’Agostino--aye
Council Vice President Collins-aye	Council President Budway --aye

Motion passes.

Motion made by Council Vice-President Collins, seconded by Councilman D'Agostino and voted to adjourn at 9:12 PM and to keep the minutes of the meeting previously closed to the public; closed pursuant to RIGL 42-46-4 and 42-46-5 and allow the Town Clerk 14 days to prepare the minutes of the meeting.

Councilman Hanna --aye

Council Vice-President Collins-- aye

Councilwoman Frederickson—aye

Councilman D'Agostino-aye

Councilman Farrar-aye

Council President Budway --aye

Motion passes.

Attest:

Margaret M. Long, Town Clerk

For complete discussion please refer to the audiotape.