

Bonnet Shores Fire District Council

Bonnet Shores Fire District Community Center
130 Bonnet Shores Road
Narragansett, Rhode Island

Special Meeting
June 22, 2016

Meeting Minutes

Call to order

Council Chair Lenny Mercier called the Council meeting to order at 7:30 pm. Those in attendance included Council Members: Janice McClanaghan, Terry Fracassa, Bill DelGizzo, Paul Farley, John Pariseault, and Mike Vendetti. Clerk Carole Duffy was also present.

Urgent Business: none

J. McClanaghan **moved ...** I would like to make a motion to retire to Executive Session to discuss the request of consideration for the easement for the Beach Club Sewer Project, pursuant to RI General Laws Section 42-46-5(a) and Federal Law 42-46-5(a) and to have Len Mercier, Council Chair, prepare the minutes as Clerk Pro Tem. Atty. John Mancini will attend as well. 2nd by M. Vendetti. A voice vote of aye: M. Vendetti, J. Pariseault, J. McClanaghan, L. Mercier, & P. Farley. B. DelGizzo and T. Fracassa arrived after the vote.

Return from Exec. Session @ 8:55 PM

Before a motion was introduced, Chair Mercier asked Att'y John Mancini to describe/explain the document which would be voted upon during the course of the meeting.

Att'y Mancini highlighted 15 + key points in order to explain the document to the tax payers.

- “recital section” : identifies facts and evidence for present and future reference
- “Easement granting”: what we (BSFD) gave them
- Who the BSBC is now... a “seasonal beach club” and at some point its title can be transferred to another party but the designation would remain the same
- “easement in gross” means that the easement can be withdrawn if they (BSBC) breach the signed agreement
- Remedies & enforcement: BSBC could be held accountable if they violate the agreement: like, expansion of parking area or over use of sewer system

BONNET SHORES FIRE DISTRICT

BSFD Community Center
130 Bonnet Shores Rd
Narragansett, RI 02882

Meeting Minutes

June 1, 2016

Call to Order: Chair, Lenny Mercier called the meeting to order at 7:35 PM. Council Members in attendance included: Janice McClanaghan, Paul Farley, John Pariseault, Bill Del Gizzo, Mike Vendetti, and Terry Fracassa. Clerk Carole Duffy was also in attendance.

Prior to Executive Session, Chair Mercier solicited questions from the audience. One person asked if the Council would get involved if a resident had a sewer hookup issue. A response was forthcoming from B.DelGizzo saying that the Town of Narragansett is pursuing the easement issue of the sewer project.

Executive Session : J.McClanaghan **moved** to retire to executive session to discuss the request of consideration for the Easement for The Beach Club Sewer Project, pursuant to Rhode Island General Laws Section 42-46-5(a)(5) ; and 42-46-5(a)(2) Federal and to have Len Mercier, Council Chair, to take notes and prepare the minutes as Clerk Pro Tem.; 2nd P.Farley. Verbal responses: yes from T.Fracassa, M.Vendetti, P.Farley, L. Mercier, J. McClanaghan, J.Pariseault, and B. DelGizzo

Time: 7:37 PM

Return from Exec. Session at 9:25 PM

Chair Mercier thanked the attendees for their patience during Exec. Session.

J.Pariseault made a **motion** referencing the Cooperative Services Agreement from BSBC which contained numerous points; 2nd by B.DelGizzo: to seek legal reviews for BSFD protection such as but not limited to: to insure construction proceeded according to the plan; to maintain a reasonable timeline for the project; reserving rights of the grantor's to use the road in a manner that it does not violate the easement ; insuring there is proper bonding; insurance that any pollution of ponds would be rectified; prohibition against mechanical liens; repair of pipe if damaged caused by a variety of possibilities including failed maintenance by the Town of Narragansett; BSFD legal fees would be paid by BSBC; no indemnity by BSFD **part 2 of the motion:** a meeting will convene including President and attorney for BSBC, BSFD attorney and BSFD Council Chair, & J.Pariseault. During this meeting, many things will be discussed. Inclusion of the following will be important: seasonal use of the BC; parking area expansion; grinder pump location; and dialogue with people.

Discussion: T. Fracassa wanted to amend the preceding **motion** for legal and business aspects but there was no 2nd. The amendment would have contained: should not assume indemnification; BSBC and BSFD officials should meet on a regular basis; beach area should remain "status quo" (lifeguards, etc.). J. Pariseault added that there has been no dialogue with the BC as yet. B. DelGizzo weighed in by saying that he wants the two attorneys to meet face to face in order to provide legal protection for all taxpayers.

Motion did not pass as the vote was 4 against and 3 for.

P. Farley **moved** to accept the Cooperative Service Agreement as submitted and to grant the easement once everything is "tightened up" by the attorneys and Chairs for legal protection ; 2nd by M.Vendetti. P. Farley's **motion's** wording is contained in the preceding section within J.Pariseault motion. **Discussion:** T. Fracassa said that he would not support this motion unless 5 important issues were discussed. J. Pariseault **moved to amend**; 2nd by J.McClanaghan to include the wording "seasonal beach club use" for our legal protection. **Discussion:** J.Pariseault defined "seasonal beach club use: a private club open in the summer months to provide access to the shoreline and beach for members and guests from May-Oct. B.DelGizzo expressed concern about having an incomplete document (cooperative agreement) "pushed through" as the elements contained within would be unenforceable. Furthermore, we are going against legal counsel. The attorneys must meet face to face and everything must be in writing. Amendment **passed** 4-3.

As to the original **motion** made by P.Farley, it **passed** 5-2. J.Pariseault asked if the members of the Council would see the document before it was signed as he wants the final document reviewed by the attorneys before a vote. (This became part of the motion).

P.Farley **moved** to seal the minutes of the Executive Session; 2nd by M.Vendetti. **Motion passed** 6-1.

Adjournment: There being neither further comment nor District business, the Chair called for an adjournment motion. **Motion:** P. Farley **moved** to adjourn the meeting; 2nd M.Vendetti. **Discussion: none.** All were in favor and the meeting ended at 9:55 PM

Council meeting's ratified minutes are available on the BSFD website

Respectfully submitted,

Carole Duffy

Carole Duffy, Clerk

Minutes ratified by the Council on

July 20, 2016

BONNET SHORES FIRE DISTRICT

BSFD Community Center
130 Bonnet Shores Rd
Narragansett, RI 02882

Meeting Minutes

May 18, 2016

Call to Order: Chair Lenny Mercier called the meeting to order at 7:35 PM. Council Members in attendance included: Janice McClanaghan,, John Pariseault (later) , Bill Del Gizzo, Mike Vendetti, Paul Farley, and Terry Fracassa. Treasurer Mary McGinn, District Manager Lisa DiBello, and Clerk Carole Duffy were also in attendance.

Pledge of Allegiance: The Assembly recited the Pledge and observed a moment of silence for the men and women in the Armed Forces and a remembrance for Steve McCooey's mother who had passed.

Urgent Business: None

Ratification of Minutes: J. McClanaghan **moved** to accept the May 4, 2016 minutes; 2nd B DelGizzo. **Discussion:** none.

Motion passed 5-1 by those who were in attendance in May.

Committee Reports:

- a) **Sanitation:** a proposal has been forwarded to Patriot about recycling... no response yet
- b) **Traffic:** no report
- c) **Social & Harbor:** Chair Mercier reported that there will be a Holiday Party at Spain on Dec. 18th at 5 PM. As far as the harbor is concerned... everything is on go
- d) **Beach & Security:** J. McClanaghan reported: 8AM Beach meeting on Sunday the 22nd; Recommending using the Garafolo proposal as the draft for the RFP for sending out for bids for pond study; bus will cost \$ 5,300 but hrs. will be extended: Sat: 1-5 and Sun. 9- 5:30
- e) **By Laws, Ordinances & Bonnet Days:** no report
- f) **Pond & Development:** no report
- g) **Historical:** no report

Treasurer's Report: M.McGinn reported: capital budget will be at \$10,086

Tax Collector's Report : no report

Land Trust: Terry Duffy reported that a property (NS 285) in the estate of Kathleen Davidson located on Wesquage Pond has been donated to the Land Trust following a year of negotiations. The parcel is located on a "paper road".

District Manager's Report : there is no formal report at this time as the Council met earlier in the month and a report was submitted at that time

Old Business:

- 1) Dredging project for pond: J. McClanaghan **moved** to go out to bid on dredging project; 2nd M.Vendetti. Discussion: none **Motion** passed 6-0
- 2) Little Beach cleaning: report back after Sunday meeting
- 3) Newsletter deadline: ASAP
- 4) Annual Meeting Agenda: P. Farley **moved** to accept the Annual Meeting agenda; 2nd J.McClanaghan **Motion** passed 7-0 Last Thursday in June
- 5) Nominating Committee: 5 residents on committee plus 2 Council members... a new member and a returning member (M.Vendetti & J. McClanaghan) Others; Carol Fortin, Carolyn Dileo; Brian Holland. Anita Langer, & Richard Mercier

New Business:

1. Budget: P. Farley **moved** to accept the budget which was vetted at the public hearing. 2nd M.Vendetti Budget passed 7-0. Then there was an amendment proposed by B. DelGizzo **Motion** to amend budget to restore original hours for District Manager to 4 hours as discussed at the Budget hearing. B. DelGizzo advocated for the increased hours; M. Vendetti questioned the tax implication; T.Fracassa expressed agreement with increase. **Motion** passed 5-2 (LM and PF) voted against. Then, J.Pariseault **moved** that because of traffic calming the budget had to reflect \$4,879 instead of \$4,000. J. Pariseault **moved** to amend budget...line item in the capital budget about traffic calming from \$4000 to \$4,900. 2nd B. DelGizzo. **Passed 7-0** Total budget was approved with the two amendments.

Period of Public Comment:

Executive Session: P Farley **moved** to reconvene regular meeting (8:30) and to seal minutes taken at Exec. Session. 2nd J. McClanaghan **7-0** approved.

Adjournment: There being neither further comment nor District business, the Chair called for an adjournment motion. **Motion:** P. Farley **moved** to adjourn the meeting; 2nd B. DelGizzo. **Discussion: none.** All were in favor and the meeting ended at 8:30 PM

Council meeting's ratified minutes are available on the BSFD website

Respectfully submitted, 

Carole Duffy, Clerk

Minutes ratified by the Council on

July 20, 2016