

Minutes of a Town Council meeting held May 5th, AD 2011 at 7:00 o'clock PM in the Town Council Chambers, Town Hall, 40 Commons, Little Compton, RI. Members present: Charles N. Appleton, Jr., Fred M. Bodington, III; Paul J. Golembeske, Gary S. Mataronas and Robert L. Mushen. Also in attendance: Richard S. Humphrey, Town Solicitor and Tom Dunn, Business Manager.

Salute to the Flag.

Councilor Mushen read the Twenty-seventh and final amendment to the US Constitution, which was ratified May 7, 1972:

“No law, varying the compensation for the services of the Senators and Representatives, shall take effect, until an election of representatives shall have intervened.”

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To approve, as written the April 21, 2011 Town Council meeting minutes.

Announcements:

1) Ms. Olivia Kneeland has organized a fund raiser entitled “Queen Bee scavenger hunt” for the Relay for Life campaign against cancer. Ms. Kneeland who is a student at Wilbur-McMahon Schools requested

permission to meet at Veteran's Field at 12:00 noon to distribute forms for a scavenger hunt around the Commons on May 14, 2011. The participants will disperse into the Commons to complete the hunt for clues. Area businesses will be participating in this fund raiser. This announcement was for informational purposes.

2) A Public Hearing is scheduled on this evening's agenda for 7:15 PM. The Council will take up that matter when the appropriate time arrives.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place on file the Fire Department Head Report for March 2011.

Councilor Mataronas noted that he was happy to see that the ambulance reimbursement write offs are declining.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place on file the Maintenance Department Head Report for April 2011.

Chief Petrin noted that the New Rescue is in and should be available for the next Town Council meeting. Attendees were reminded that this rescue was purchased through the generous donation received from the LC Volunteer Fire Department.

Councilor Mushen reviewed a report given by the Angell Pension Group, Inc. of an actuarial study for the Town's Pension Plan. Four (4) options were reviewed in order to give the Town the ability to consider during future contract negotiations. The team assigned with the task to review the plan will consider these options and report back to the Council at a future date. No votes were taken.

Councilor Mushen noted that he; the Business Manager and the Town Treasurer have met to discuss the need to change policies and procedures. The Action Team will be formulated to consider changes to (1) issues that are process orientated, (2) organizational issues between the school and the town, and (3) how business is done on a day to day basis (this may require outside assistance). Councilor Mushen does not see any issues noted that are in-reconcilable. A response will be required in writing to the Auditor General by May 15th. No votes were taken.

Motion made by Councilor Mataronas, receiving a second from Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To reaffirm the Town Councils position to endorse, approve and adopt the revised Sakonnet Harbor Management Plan for the Town of Little Compton which has previously been submitted to Coastal Resources Management Council and RI Dept. of Environmental Management in 2010 for their review and approval.

New Business #1 – Public hearing scheduled for 7:15 Pm will be set aside until said time.

Motion made by Councilor Mataronas, receiving a second from Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To apply the Town's entire Trust Ownership Participation Shares dividend amount of \$1,066 for Workers' Compensation Pool and \$2,755 for the Property/Liability Pool towards the Town's 2011-2012 premium contribution.

Being 7:15 PM the Second Public Hearing for the Community Development Block Grant Application was opened by the Town Council President. Nine (9) items are listed on the proposed application and will need prioritizing by the Councilor's.

Patrick Bowen, Chairman of the LC Housing Trust asked why there was not a request for funds included on this application for the LCHT. He also asked for statistical data on what portion of the monies goes towards helping Little Compton residents.

Christian Belden of Church Community Housing Corp. replied that the LCHT would have to have submitted an application for funds based on a specific project during the filing period. This hearing is the second hearing in this year's application process. Councilor Appleton who serves as the liaison to the LCHT stated that the Trust

does not have any project under consideration at this time, therefore he did not pursue any CDBG funding through this application.

Robert Rottmann, a Trustee of the LC Housing Trust stated that he thought there may be some hard feelings between the previous Trust members and Church Community Housing Corp. Mr. Belden assured him that he did know of any difficulties between the groups. Councilor Mushen noted that the Trust should develop a potential project, suggest that project to the Council then pursue avenues for funding. Mr. Bowen wanted to state for the record that he does not harbor any adverse feelings towards Church Community Housing Corp and would welcome a working relationship with that group.

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): Receiving no further public comment the public hearing on a proposed application for Community Development Block Grant Funding was closed.

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To adopt the following resolution:

WHEREAS, funds are available under the Rhode Island Community Development Block Grant Program, administered by the Department

of Administration, Division of Planning, Office of Housing and Community Development; and

WHEREAS, the Governor of the State of Rhode Island has authorized the Director of said Department/Office to disburse such funds; and

WHEREAS, it is in the interest of the citizens of the Town of Little Compton that application be made to undertake a local Community Development Block Grant Program.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF LITTLE COMPTON That the filing of the following application for the amount of \$50,800 to implement the activities proposed herein hereby authorizes and that Robert L. Mushen, Chief Executive Officer, is hereby authorized and directed to file said application with the Office of Housing and Community Development, to provide any additional information or documents required by said office, to make any assurances required in connection with this program, to execute an agreement with the State of Rhode Island and to otherwise act as the Representative of the Town of Little Compton in all matters relating to this application and any award which may be based upon the application activities prioritized and listed as follows:

1) Public Services: Support for the Women's Resource Center of Newport and Bristol Counties to provide counseling and advocacy services to victims of domestic violence. Amount: \$ 5,000

2) Public Facility: Provide funding to the East Bay Community Action Program to paint the interior of the EBCAP/Head Start and Social

Services Center at 1048 Stafford Road, Tiverton Amount: \$ 8,900

3) Public Facility: Provide funding for East Bay Community Action Program for furnishings and equipment at their new community health center in Newport's North End. Amount: \$10,000

4) Public Facility: Provide funding for East Bay Community Action Program to support the start-up operation of its health and dental services that will be provided to low income, uninsured and underinsured residents of Newport County at its new facility in Newport's North End. Amount: \$10,000

5) Housing Development: Designate the Community Housing Land Trust of RI to manage a real estate loan program for properties in non-entitlement community utilizing interim CDBG financing to secure site control for properties that will be developed as affordable housing. The program will provide bridge financing for acquisition and carrying costs for small 1-4 unit properties.

Amount: To be determined by RI Office of Housing and Community Development (not subject to \$250,000 limit)

6) Public Service: Housing Hot Line - Housing counseling and referral services to low and moderate income persons in Newport County. Amount: \$ 400

7) Housing Operating: Provide support to Church Community Housing Corporation for costs for Residential Rehabilitation loans, RI Housing Loan programs, Homeowners Assistance, and Homebuyer Training programs.

Amount: \$ 12,500

8) Housing Operating; Provide operating support to the Community

Housing Land Trust of RI for technical assistance, training and monitoring of affordable housing units. Amount: \$ 3,000

9) Town Administration: Amount: \$ 1,000

At 7:30 PM the Town Council sitting as the Board of License Commissioners considered the following:

An updated informational sheet, also used as a Retail Beverage License application for corporations, has been submitted to the Town to reflect changes in the individuals who serve as officers for Round Pond Management Corporation who holds the Class BV Retail Beverage License and operates the Stone House 1854. All four (4) of the designated officers have changed, but the corporation still remains a corporation registered to operate in Rhode Island.

The Town Solicitor stated that although this is unusual for Little Compton it is considered legal to make these types of changes. Chief Wordell stated that successful background checks have been conducted on the new officers. Jean Harrington, Esq. assured the Council that ownership of the property and the business remains the same no changes have occurred. Mr. Ronald Lavoie, Vice-President and Director of Operations will be on-site conducting the day to day operations. He intends to bring the facility more in line with its surroundings and return to some level of functioning as existed when previously operated by the previous owners (Tirpaeck/Moore). Mr. Lavoie is the primary contact person with Ryan Krukar the second in

command in Mr. Lavoie's absence. After a brief discussion the following was voted:

Motion made by Councilor Mataronas, receiving a second from Councilor Golembeske, voting in favor (Appleton, Golembeske, Mataronas, Mushen) Councilor Bodington abstained: That based on a revised and updated application submitted by Round Pond Management Corporation d/b/a Stone House 1854 to notify the Board of License Commissioners of the change of all four (4) officers the Town Council sitting as the Board of License Commissioners accepts said changes.

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To grant permission to the Little Compton Garden Club Conservation Committee to hold conservation workshops in Wilbour Woods the week of June 13 – 17, 2011 to educate school children from Fall River and Tiverton.

Motion made by Councilor Bodington, receiving a second from Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place on file a copy of a Resolution adopted by the Warren Town Council declaring May to be Mental Health Month in Warren, Rhode Island.

Motion made by Councilor Golembeske, receiving a second from

Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To grant permission to the United Congregational Church to hold its Children's Race at 8:30 am on July 9, 2011 on the outfield of the baseball diamond at Veteran's Field.

Motion made by Councilor Mataronas, receiving a second from Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): That the recommendation of the Board of Tax Assessors for the cancellation of the following taxes be granted under Section 44-7-14 of the General Laws of Rhode Island, as amended:

Acct/Name Plat/Lot/MV Abatement Value Abatement Year

23-0271-30 047/0004 \$185,400.00 \$988.18 2010

Wattles, Gurdon

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place on file a copy of a Resolution adopted by the South Kingstown School Department concerning the State of Rhode Island Educational Funding Formula.

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place on file a copy of a

Resolution adopted by the South Kingstown School Department requesting the General Assembly to change the teacher layoff deadline from March 1 to June 1.

Councilor Golembeske asked Joseph Quinn, member of the School Committee to contact the Council if they wanted further action on either of the South Kingstown School Department resolutions.

Motion made by Councilor Golembeske, receiving a second from Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To send a letter to Little Compton's representatives of the RI General Assembly informing them that the Town supports the Town of Foster's effort to oppose House Bill 2011-H5783.

Motion made by Councilor Golembeske, receiving a second from Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place on file an invitation received from Ocean State Clean Cities to tour Newport Biodiesel.

Motion made by Councilor Golembeske, receiving a second from Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place on file a Memorandum received from the RI Interlocal Risk Management Trust noting changes to the Town's Liability Policy for policies effective July 1, 2011.

Motion made by Councilor Golembeske, receiving a second from Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place on file the consent calendar as follows:

- 1. Copy of a Resolution adopted by the North Smithfield School Committee opposing mandatory binding arbitration.**
- 2. Copy of a Notice of Rescheduling of Public Hearing received from Coastal Resources Management Council regarding proposed changes to the management plans, policies, procedures and regulations.**
- 3. Copy of a Notice of Hearing Date and Location Change regarding the proposed revisions of the RI Coastal Resources Management Program/Ocean Special Area Management Plan**
- 4. Copy of the approval letter received from the RI Dept. of Revenue, Division of Municipal Finance authorizing the towns Notice of Proposed Property Tax Rate Change**
- 5. Copy of a Memorandum from the Fire Chief RE: Probationary FF John Baccari leaving the Town's employ**
- 6. Copy of a Resolution adopted by the Narragansett Town Council opposing mandatory binding arbitration**
- 7. Copy of a Notice received from RI Dept. of Environmental Management concerning an application to RI Water Quality Certification by David Cutts for property located at Quaker Hill Farm (second notice)**

8. Workers' Compensation Payroll Audits for Policy Year 2009-10

Motion made by Councilor Golembeske, receiving a second from Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): That the bills be allowed and ordered paid as follows: \$54,047.57

Nationalgrid - lights at town dock \$43.91

Nationalgrid - street lights \$19.09

Nationalgrid - Transfer Station \$78.05

Nationalgrid - Public Safety Complex \$1,345.13

Valcourt Heating Inc. - Maintenance \$160.00

KTR Maintenance & Supply - Public Safety Complex \$1,080.00

RI Secretary of State - Assessors \$80.00

Resource Data Services Inc. - Assessors \$725.00

Tom Dunn - Business Manager \$44.94

WB Mason - various departments \$104.12

Mcgeough's Turf Management Inc. - Civic Rec. \$268.00

Mcgeough's Turf Management Inc. - Civic Rec. \$295.00

Everlasting Designs - Computer April \$1,600.00

Everlasting Designs - Computer May \$1,600.00

Everlasting Designs - Computer \$100.00

Verizon Wireless - Fire Dept. \$293.42

BoundTree - Fire Dept. \$1,269.69

Mobile Fire Apparatus Repair & Service Inc. - Fire Dept. \$2,838.64

FSP Books & Videos - Fire Dept. \$405.60

Griggs & Browne - Fire Dept. \$275.00

Cox Communications - Fire Dept. \$329.57

Wilbur's General Store - Fire Dept. \$14.72

JJ Gregory & Son Inc. - Fire Dept. \$22.05

NFPA - Fire Dept. \$48.26

Ed Lyons Fire Equipment - Fire Dept. \$918.40

MedicEd Live - Fire Dept. \$100.00

Firematic Supply Co. Inc. - Fire Dept. \$160.00

Comstar - Fire Dept. \$659.17

Vic's Car Washes - Fire Dept. \$19.00

NE Association of Fire Chiefs Inc. - Fire Dept. \$25.00

Aquidneck Fasteners Inc. - Fire Dept. \$51.97

Shipman's Fire Equipment Co Inc. - Fire Dept. \$144.00

CyberComm Inc. - Fire Dept. \$1,121.83

KTR Maintenance & Supply - Fire Dept. \$45.00

Firematic Supply Co. Inc. - Fire Dept. \$532.33

Firematic Supply Co. Inc. - Fire Dept. \$276.58

Firematic Supply Co. Inc. - Fire Dept. \$278.22

Kevin's Auto Parts Inc. - Fire Dept. \$49.22 \$9,877.67

Allied Court Reporters - Zoning Board \$125.00

William L Moore - Building Official \$67.00

William L Moore - Inspections \$270.00

Verizon - Transfer Station \$36.24

Petro - Maintenance \$49.00

Safeguard of RI - Treasurer \$47.37

Paychex of New York, LLC - Treasurer \$315.20

Dave Venancio - Inspections \$360.00
International Salt - Highway \$23,070.18
Carol A Wordell - Town Clerk \$66.40
Petro - Maintenance \$203.90
Petro - Gasoline \$3,087.86
The Angell Pension Group, Inc. - professional services \$4,350.00
Everlasting Designs - Drug Forfeiture \$1,875.00
John Harris - Drug Forfeiture \$104.51
Secretary of State - Drug Forfeiture \$80.00 \$2,059.51
Carol A Wordell - Town Clerk \$28.50
Interstate Refrigerant Recovery - Transfer Station \$133.00
EastBay Community Action Program - Student Assistant \$2,357.50

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To adjourn at 7:58 PM.

Carol A Wordell
Town Clerk