

Minutes of a Town Council meeting held June 9th, 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.

A Moment of Silence was recognized in Memory of James Rocha who served on the Town Council from 1974 to 1978.

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Bodington, Golembeske, Mataronas, Mushen) Councilor Appleton abstained: To approve, as written the May 19, 2011 Town Council meeting minutes.

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Appleton, Golembeske, Mataronas, Mushen) Councilor Bodington abstained: To approve, as written the May 24, 2011 Town Council meeting minutes.

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

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

The Town Clerk asked the Town Council to determine how the new transfer station ordinances will affect the seasonal residents who use the property known as Round Meadows, a campground near South Shore Beach. After considering varied views on the subject it was determined that the property as it exists is seasonal and is covered in the ordinance to be applied under the use of coupons for temporary or seasonal rentals and voted as follows:

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): The Town Council wishes to adhere to the language in the Town Code found in Section 8-1.6,b which states that “Coupons may be purchased for use by temporary residents, such as short term or seasonal rentals. Said coupons shall carry a fee of two (\$2.00) dollars per coupon expiring on the 31st of December annually. The coupon will allow the holder to deliver household trash to the Town Transfer Station by surrendering one coupon per trip to the transfer station attendant.” It is the opinion of this Council that the property known as “Round Meadows” fits these criteria.

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To move New Business #9 to this point in this evenings meeting.

New Business #9. Councilor Mushen announced that Probationary Patrolman Andrew J. Morgan has successfully completed the RI Municipal Police Academy and has achieved the status of class valedictorian. Mr. Morgan was congratulated on his achievement. After a brief discussion the following was voted:

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To approve the Police Chief's recommendation and promote Andrew J. Morgan to the rank of Junior Patrolman effective May 28, 2011, with salary and benefits as set forth in the collective bargaining agreement between the Town of Little Compton and IBPO Local 644 and to congratulate Mr. Morgan on his exemplary achievement as class valedictorian of his graduating class at the RI Municipal Police Academy.

Chief Wordell asked for the formal swearing in ceremony to take place at the June 23, 2011 meeting.

Motion made by Councilor Mataronas, receiving a second by

Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To move New Business #6 to this point in this evenings meeting.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To make a conditional offer of employment to Caitlin Farrar as a probationary patrolman in the Little Compton Police Department, contingent upon her successful completion at the RI Municipal Police Academy, effective July 23, 2011 with salary and benefits as set forth in the collective bargaining agreement between the Town of Little Compton and IBPO Local 644.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To move New Business #10 to this point in this evenings meeting.

Motion made by Councilor Appleton, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To make a conditional offer of employment to Peter Zarriello as a probationary Fire Fighter/EMT in the Little Compton Fire Department, contingent upon successfully completing all remaining requirements with salary and benefits as set forth in the agreement between the Town of Little Compton and IAFF Local 3957 with an effective date of June 27, 2011.

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To authorize the payment of an invoice received from Otis Elevator for service contract from June 1, 2011 to May 31, 2012 in the amount of \$5,023.45 to be paid out of the Town Hall account and to further authorize the Council Vice President to continue to investigate potential cost savings relating to the service of the Town's elevators.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To ratify the action of the Council President to pay \$90 out of the Town's MEDS funds for the renewal of the RI Pharmacists Certification for Emmett Hayes who has agreed to serve as the Town's designated Pharmacist in the event of a Medical Emergency Distribution activation.

Motion made by Councilor Bodington, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place on file an announcement of a third meeting of the Congress of Councils regarding the LNG Threat and to ask the Clerk to inform the contact for this group that the Council will not be able to attend due to scheduling conflicts.

Motion made by Councilor Bodington, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To table until the June 23, 2011 Town Council meeting discussion of the status of a review of litter issues within Little Compton.

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To re-appoint George Mason as a Trustee on the Little Compton Agricultural Conservancy Trust for a five year term which will expire July 1, 2016.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To re-appoint Stephen B Ham, Roger P. Lord and Robert A. Marra as members at large on the Pension Committee for the ensuing year.

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To re-appoint David G. MacGregor to the Auditorium/Gymnasium committee for a three year term which will expire June 30, 2014.

Motion made by Councilor Mataronas, receiving a second by Councilor Appleton, voting in favor (Appleton, Bodington,

Golembeske, Mataronas, Mushen): To re-appoint Michael Massa as the Town's Harbor Master and Commissioner of Wrecks for the ensuing year.

Motion made by Councilor Mataronas, receiving a second by Councilor Appleton, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To re-appoint Charles G. Hall III as Assistant Harbor Master for the ensuing year.

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To re-appoint Jane P Cabot to the Zoning Board of Review for a five year term which will expire July 15, 2016.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To re-appoint Mark Sawoski as an alternate on the Zoning Board of Review for a five year term which will expire July 15, 2016.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To authorize the Town Council President to sign an agreement to amend the "Agreement for Joint Negotiation & Purchase of Health Coverage" entered into initially with

Governmental Health Group of Rhode Island to reflect non-substantive amendments to reflect current circumstances and conditions.

Mr. David Bachrach of the City of East Providence Community Development gave a brief review of a proposal to form an East Bay HOME Consortium in an effort to develop a regional collaborative for affordable housing projects and funding opportunities. Comments and concerns expressed during open discussion:

- Councilor Mushen does not want to jeopardize potential future funding for affordable housing, but acknowledges a collaborative may shore up application requests**
- Patrick Bowen of the LC Housing Trust wishes to move forward with affordable housing, but is not sure this particular Consortium is the right fit for Little Compton.**
- How would this consortium affect funding to RI Housing from HUD?**
- Some of the Councilors concerned over portions of the proposed agreement such as repayment clauses and administrative requirements to mention just two**
- Matching funds listed as a requirement for HUD funds to be paid out of non-federal sources, Little Compton not always in the position of having resources available for matching funds**
- Each member of the consortium will have a vote (one vote per community not depended on population)**
- Would this cause issues with existing collaborative projects with**

Church Community Housing and RI Housing?

- **Bob Rottmann wishes to participate from the onset, worried that we will be left out if we do not sign on now.**
- **Option spelled out already to allow future membership should the town not participate immediately**
- **Solicitor advises missing this deadline and observing the consortium before joining**

Motion made by Councilor Appleton, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To take under advisement a proposal to join an East Bay HOME Consortium, but not to enter into the proposed Consortium at this time.

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To authorize the expenditure of \$39,088 from the Town's Reserve Fund as per Article 6 of the Financial Town Meeting of May 201 and in accordance with Section 512 of the Town Charter to meet Fiscal Year 2011 budget shortfalls caused by unforeseen circumstances as follows:

- 1. \$7,865 in unanticipated expenses associated with the town audit. These expenses were incurred as a result of the change of auditor from the previous year and the need to provide assistance to the Treasurer to prepare the end-of-year financial statements.**
- 2. \$23,071 in unanticipated expenses for road salt due to the extent**

and severity of winter snow removal.

3. \$8,152 in unexpected increases above budgeted amounts for heating oil costs during a cold and prolonged winter season.

Additionally, the Town Treasurer is directed to transfer \$39,088 from the cell tower revenue account to the Reserve Fund to cover said expenditures listed above.

Motion made by Councilor Mushen, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To authorize the Council President to communicate with Senator DiPalma that the Town Council is opposed to the consideration of Senate Bill 0533 as the Town wishes to conduct a study to determine the impact passage of this bill would have on Little Compton's zoning.

Chief Wordell request the Council consider utilizing Special Officers as had been past practice prior to a ruling that the Special Officer's must be graduates of the RI Municipal Police Academy. The Chief noted that he has been able to handle extra details within house prior to this stage in time, but now feels it would be prudent to re-instate the Special Officers usage. He has contacted RI Interlocal Risk Trust to determine their requirements. He would need to suggest an hourly rate of pay for the Council to set at the June 23, 2011 meeting.

Motion made by Councilor Mataronas, receiving a second by Councilor Appleton, voting in favor (Appleton, Bodington,

Golembeske, Mataronas, Mushen): To allow Chief Wordell to continue to move forward with a proposal to re-instate the usage of Special Police officers and to return to the June 23, 2011 meeting with a suggested rate of pay.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To remove Public Safety Dispatcher Tracy LePage from probationary status effective June 5, 2011.

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place on file a memorandum received from RI Dept. of Environmental Management concerning the RI Cesspool Act of 2007.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To acknowledge that Council President Mushen wrote a letter of support for the LC Agricultural Conservancy Trust effort to obtain grants under the RI Natural Heritage Preservation Commission's 2011 Open Space Conservation and Acquisition Grant Program for two properties within Little Compton, and to place said letter on file.

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To grant a Peddler's License to Dana Neville d/b/a The Cotton Candy Man to sell various food items out of his mobile concession trailer within Little Compton during church fairs and town events, contingent upon meeting all state and local requirements.

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To refer to the Police Chief an announcement received from Petulia Pugliares of Drive Like Your Kids Live Here™ for his review and comment.

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

1. Copy of resolutions adopted by the North Smithfield School Committee, the Smithfield Public School Committee and the East Greenwich Town Council opposing Senate bill S214 and House bill H5943 that mandate expired teacher contracts to continue at the existing terms and conditions.

Motion made by Councilor Golembeske, receiving a second by

Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): That the bills be allowed and ordered paid as follows: \$107,097.52 * Blackboard Connect bill removed from list total paid for all bills now \$103,764.86

Petro - gasoline 3,203.65

Petro - Public Safety Complex \$1,939.15

RI Secretary of State - LC Housing Trust \$20.00

Cox Communications - 32 Commons \$27.75

LC School Dept. - Gym Committee \$268.58

Mike Massa - Harbor Management Fund \$164.14

Westport Power Equipment - Maintenance \$34.99

North East Crane Co. - Harbor Management Fund \$900.00

Valcourt Heating Inc. - Public Safety Complex \$249.00

ATR Treehouse - Canvassers - FTM sound \$985.00

Verizon - Transfer Station \$37.29

Viking Sand Company - Highway \$162.00

Paychex of New York LLC - Treasurer \$10.32

Paychex of New York LLC - Treasurer \$354.24

Paychex of New York LLC - Treasurer \$346.29

Nationalgrid - Public Safety Complex \$1,210.92

Nationalgrid - Transfer Station \$56.01

Nationalgrid - Street Lights \$19.57

Nationalgrid - lights at town dock \$43.96

Valcourt Heating Inc. - Public Safety Complex \$2,050.00

Richard S Humphrey - Legal Services \$1,653.00

Richard S Humphrey - Legal Services	\$1,435.50
Richard S Humphrey - Legal Services	\$1,087.50
Maryjane Harrington - Treasurer (5/27)	\$14.28
Maryjane Harrington - Treasurer (6/8)	\$14.28
Maryjane Harrington - Treasurer (6/3)	\$14.28
Paul's House of Flowers - contingency	\$170.00
Wells Fargo Equipment Finance - Ambulance Reimbursement	\$57,754.90
WB Mason - Treasurer - Clerk - Planning Board	\$146.09
EastBay Newspaper - Zoning	\$48.40
EastBay Newspaper - canvassing - contingency	\$429.55
KTR Maintenance - Public Safety Complex	\$1,080.00
William Monahan - Assessors	\$150.00
William Monahan - Assessors	\$1,326.93
Leonard Duckworth - Assessors	\$1,326.91
Robert H. Goff, Jr. - Assessors	\$1,326.91
Aquidneck Mooring - Harbor Management	\$435.00
Aquidneck Mooring - Harbor Management	\$110.00
RI Resource Management Corp. - compost bins	\$1,000.00
East Bay Comm. Action Pro. - Student Asst. Counselor	\$2,357.50
Laura Rom - Building Official	\$266.00
Laura Rom - Zoning Board	\$49.00
Vision Government Solutions - Assessors	\$2,200.00
RI Town & City Clerks Assoc. - Town Clerk	\$155.00
Wilbur's General Store - Maintenance	\$7.87
Wilbur's General Store - Town Hall	\$6.46

Cox Communications - Computer \$252.00

Cox Communications - Town Hall depts. \$245.06

Comstar - Fire Dept. \$450.20

EMSAR - Fire Dept. \$256.24

Griggs & Browne - Fire Dept. \$50.00

Dons Marine Inc - Fire Dept. \$10.80

Firematic Supply Co Inc - Fire Dept. \$390.47

Firematic Supply Co Inc - Fire Dept. \$159.00

IAFC Membership - Fire Dept. \$234.00

Life Raft & Survival Equip. - Fire Dept. \$297.80

Tiverton Auto Body - Fire Dept. \$321.74

Home Depot - Fire Dept. \$90.53

Firematic Supply Co Inc - Fire Dept. \$90.83

Firematic Supply Co Inc - Fire Dept. \$30.52

Firematic Supply Co Inc - Fire Dept. \$538.34

Enos Home Oxygen & Medical Supply - Fire Dept. \$51.00

Everlasting Designs - Fire Dept. \$46.00

Boundtree Medical - Fire Dept. \$515.92

The Hose Connection - Fire Dept. \$176.22

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

Wilbur's General Store - Fire Dept. \$74.03

Specialty Vehicles Inc. - Fire Dept. \$649.60 \$4,452.24

Sonitrol - Town Hall \$317.97

Sakonnet Plumbing - Maintenance \$369.54

Allied Waste - Transfer Station \$5,490.00

Verizon wireless - Building Official \$39.40

Verizon wireless - Maintenance \$33.96
Susan Sisson - Director of Social Services \$1,250.00
Everlasting Designs - Drug Forfeiture \$400.00
Somerset Uniform & Supply - Drug Forfeiture \$429.00
Locate Plus - Drug Forfeiture \$154.34
Locate Plus - Drug Forfeiture \$1,259.28
Tee's Plus - Drug Forfeiture \$549.99
Vic's Car Washes - Drug Forfeiture \$9.50
AAA Police Supply - Drug Forfeiture \$456.00
Rob's Auto Care Inc. - Drug Forfeiture \$92.00
Verizon Wireless - Drug Forfeiture \$412.11 \$3,762.22
Belmont Springs - Police Dept. \$13.19
Cox Communications - Police Dept. \$180.06
Cox Communications - Police Dept. \$171.00 \$364.25
Dave Venancio - Inspector \$540.00

At 8:29 PM the Town Council President polled his fellow Councilors as to their wishes to enter into executive session under RI General Laws Section 42-46-5(a)(2) – collective bargaining regarding Local 3957, IAFF. All voted in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen).

Present for executive session: Charles N. Appleton, Jr, Fred M. Bodington, Paul J. Golembeske, Gary S. Mataronas and Robert L. Mushen. Also in attendance: Fire Chief R. Petrin, Richard S. Humphrey, Town Solicitor and Tom Dunn, Business Manager.

The Town Council President and the Fire Chief reviewed potential options for an upcoming test process as it would relate to the collective bargaining agreement between the Town of Little Compton and IAFF Local 3957.

At 9:07 PM the Town Council President polled his fellow Councilors as to their wishes to come out of executive session under RI General Laws Section 42-46-5(a)(2) – collective bargaining. All voted in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen).

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Bodington, Golembeske, Mataronas, Mushen): To authorize the Fire Chief to meet with the President and Vice-President of IAFF, Local 3957 to discuss the new promotional test process for the rank of Captain, to inform them that this process will be considered new and open to all who are eligible and seek input regarding the upcoming process.

At 9:08 PM the Town Council President polled his fellow Councilors as to their wishes to enter into executive session under RI General Laws Section 42-46-5(a)(2) – collective bargaining regarding the LC Municipal Employees/NEARI. All voted in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen).

Present for executive session: Charles N. Appleton, Jr, Fred M.

Bodington, Paul J. Golembeske, Gary S. Mataronas and Robert L. Mushen. Also in attendance: Richard S. Humphrey, Town Solicitor and Tom Dunn, Business Manager.

The Town Council President reviewed an outline drafted by the NEARI representative of a meeting held June 3, 2011 with two members of the Municipal Employees bargaining unit. The Solicitor will work with the Council President to move forward on this pending matter as it relates to the collective bargaining agreement in effect at this time.

At 9:22 PM the Town Council President polled his fellow Councilors as to their wishes to come out of executive session under RI General Laws Section 42-46-5(a)(2) – collective bargaining. All voted in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen).

Motion made by Councilor Bodington, receiving a second by Councilor Appleton, voting in favor (Bodington, Golembeske, Mataronas, Mushen): To adjourn at 9:23 PM.

**Carol A Wordell
Town Clerk**