

Minutes of a Town Council meeting held on May 23rd, AD 2013 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 present: Richard S. Humphrey, Town Solicitor, Tom Dunn, Business Manager, Fire Chief Petrin and Police Chief Wordell.

Pledge to the Flag.

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To approve, as written the May 9, 2013 Town Council meeting minutes.

Announcements:

1. Letters of interest will be accepted through June 6 at 4 PM for the following:

- (1) Auditorium/Gymnasium Committee Member – 3 year term**
- (3) Pension Committee Members at large – annual appointment**
- (1) Harbor Master & Commissioner of Wrecks – annual appointment**
- (1) Assistant Harbor Master – annual appointment**
- (1) LC Agricultural Conservancy Trustee – 5 year appointment**
- (1) Zoning Board of Review Member – 5 year appointment**
- (1) Zoning Board of Review Alternate Member – 5 year appointment**

The Department Head Report listed to be received from the Police Department was not filed.

Update on School Building Renovations Project:

- Approximately 25% of the construction work has been accomplished.**
- A second change order is presently being processed and will be presented to the Council at a future meeting.**
- RI Dept. of Education loan process required estimates of work to be used during the loan application process; it is reasonable to expect additional funds may be required. Options are available for additional funds, i.e. the Reserve Fund, the Capital Fund and authorized borrowing all voted allowed as per Financial Town Meeting votes.**
- Presently on schedule, if not ahead of schedule without finding any significant issues during construction**

A Preventative Maintenance Renewal Agreement has been received from Power Equipment for the generator located at the Public Safety Complex. After a brief discussion the following was voted:

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To allow the Fire Chief, with assistance from the Police Chief, to solicit bids for preventative maintenance on all of the generators located at the Town Hall, the

Public Safety Complex and the Transfer Station Public Safety Communications Tower, solicitations shall be brought back to a future Council meeting with a recommendation for further consideration.

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To authorize the purchase of a 2013 Dodge Charger PPV Sedan under the Rhode Island State Purchasing Bid Award #7458119 purchasing from Imperial Municipal Partners of Milford, Massachusetts for the amount of \$19,518 to be paid out of Capital Improvement Funds.

No actions were necessary as a result of the Annual Financial Town Meeting.

Discussions have occurred with the Sakonnet Point Club Manager who has the authority to discuss the Sakonnet Point Marina Agreement for day-to-day activities concerning the mooring of a Town vessel. Both the Fire Department Rescue boat and the Harbor Masters vessel's are in need of mooring space. The Agreement previously executed allows for a 25 ft. mooring for a town vessel, continued discussions will need to be completed to determine if space is available to have both vessels in the water.

Councilor Bodington and Richard S. Humphrey, Town Solicitor both

recused themselves from any discussion involving the boat mooring in the Sakonnet Harbor.

Motion made by Councilor Golembeske, receiving a second by Councilor Appleton, voting in favor (Appleton, Golembeske, Mataronas, Mushen) Councilor Bodington recused himself: To authorize Councilors Mataronas and Mushen to enter into discussions to negotiate mooring space for both the Fire Rescue Vessel and the Harbor Masters Vessel with Chris Burns, Management of the Sakonnet Point Club, who is authorized to discuss the Sakonnet Point Marina Associations Agreement to designate a mooring slip space for a Town vessel.

At 7:20 PM the Town Council sitting as the Board of License Commissioners voted the following:

Motion made by Councilor Bodington, receiving a second by Councilor Appleton, voting in favor (Appleton, Bodington, Mataronas, Mushen) Councilor Golembeske abstained from voting: To grant a Class F-1 one day Beverage License to the Little Compton Game Club for a clambake to be held on June 2, 2013 at the John Dyer Road Facility.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To authorize Councilor Mushen to

discuss potential implications of a potential policy change concerning municipal Docks and Wharves to determine if the change related only to property damage or if liability insurance will be effected. Councilor Mataronas would like to be kept apprised of the status of this potential change.

Communications #2 and #3 are requests from two separate couples seeking to use the Town Landing on the same date and time to conduct their wedding ceremony. Due to this factor the Council chose to apply a first come first serve basis and award use of the landing to the first requestors. The Town Clerk shall relay to the second couple options for another time or date to use the landing.

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To grant permission to Tom and Jeannie McAllister of 5 Point Meadows Road to use the Town Landing on September 7, 2013 at 4 PM for their daughters wedding ceremony, and to further acknowledge that Chris Costa and Mark Herzog have similarly requested the Town Landing for the same date and time and to offer this couple the ability to utilize the landing at a different hour or another date which may be available.

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

**RESOLUTION IN SUPPORT OF
SENATE BILL 2013-S0836 AND HOUSE BILL 2013-H5935
MUNICIPAL STREETLIGHT INVESTMENT ACT**

WHEREAS, the Town of Little Compton and other RI municipalities provide street lighting services on public roads as a matter of public safety; and

WHEREAS, these street lighting services are currently mandated to be provided by the electric services company, and the rates are controlled and defined by the Rate Tariff submitted by National Grid and approved by the RI Public Utilities Commission; and

WHEREAS, Little Compton has determined that the Streetlights Reform Program may benefit the Town by reducing taxpayer expenses and by enabling more local control over its street lighting system, including how to contract for maintenance and what type and size of light to install at any location; and

WHEREAS, the Streetlights Reform Program is designated to maximize local control by allowing municipalities to purchase their streetlight luminaries and brackets (not utility poles) and contract for the maintenance thereof to determine the most cost effective means of maintaining the Town's street lighting infrastructure.

NOW THEREFORE BE IT RESOLVED that the Little Compton Town Council supports the passage of the Municipal Streetlight Investment Act (S0836 and H5935) and requests our Senators and Representatives in the General Assembly, and our fellow municipalities, to support this legislation.

Adopted this 23rd day of May, 2013.

Robert L. Mushen, Town Council President

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To grant permission to the Friends of the Brownell Library to use the Town's Bulk Rate Permit for their annual fund raising mailing.

The Town Council will consider whether to continue purchasing a Town Bulk Rate Permit in the future as it seems less official mail is sent through the Town's permit.

Motion made by Councilor Golembeske, receiving a second by Councilor Appleton, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place on file a communication received from Talia Policelli, Policy Aide, Office of the General Treasurer, RI suggesting the Town support legislation be introduced

to create a revolving fund for municipalities to bond through RI Clean Water Finance Agency for road and bridge projects, as the town does not borrow money for road repair projects.

Motion made by Councilor Bodington, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place on file two resolutions adopted by the Exeter and North Kingstown Town Councils opposing House Bill 5953 and Senate Bill 0815 relating to Agriculture and Forestry – Renewable Energy Facilities.

Motion made by Councilor Bodington, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To accept an invitation received from Bobby Harris, Commander, Little Compton American Legion Post #37 to participate in the Annual Memorial Day Parade and Exercises on May 27, 2013.

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

RELATIVE TO BUS MONITORS

WHEREAS, The State of Rhode Island currently requires the use of bus monitors through an unfunded mandate as part of Rhode Island

General Law 16-21-1; and

WHEREAS, Providing this service represents a significant expenditure for the Town of Little Compton; and

WHEREAS, The State of Rhode Island is the only State in the country with this law; and

WHEREAS, Research by the National Highway Traffic Safety Administration shows that school children are eight times safer riding in a school bus than with their own parent or guardian to school; and

NOW THEREFORE BE IT RESOLVED, that the Little Compton Town Council requests that the Rhode Island General Assembly introduce and pass legislation “authorizing the School Committees of the Cities and Towns to utilize bus monitors at their discretion.”

BE IT FURTHER RESOLVED that the Little Compton Town Council does hereby support other Town and City Councils and School Committees throughout the State making the same request of our legislature.

**Adopted this 23rd day of May, 2013.
Council President**

Robert L. Mushen, Town

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To accept and acknowledge an announcement by Walter Elwell of the Little Compton Grange #32 to attend a Recognition of Veterans of World War II who are now Little Compton residents on November 20, 2013 at the LC Community Center at 7 PM.

The Town Solicitor presented the Council with a bill for American Arbitration Association, which is in need of payment within 10 days. This bill shall be added to the list of bills for approval this evening.

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: \$41,911.47

Nationalgrid - Town Hall \$204.66

Nationalgrid - Adamsville Street Lights \$40.98

Nationalgrid - Public Safety @ Transfer Station \$224.67

Nationalgrid - Town Dock \$28.70

Nationalgrid - Peckham lot \$27.79

Nationalgrid - Street Lights \$15.28

Nationalgrid - I.O.O.F. \$23.29

Nationalgrid - 32 Commons \$20.82

Direct Energy - Town Dock \$18.77

Direct Energy - Peckham Lot \$17.79
Direct Energy - Street Lights \$4.32
Direct Energy - 32 Commons \$10.30
Direct Energy - I.O.O.F. \$12.95
Direct Energy - Town Hall \$208.44
Direct Energy - Adamsville Street Lights \$32.02
Direct Energy - Public Safety @ Transfer Station \$230.02
Direct Energy - Public Safety Complex \$669.29
Direct Energy - Transfer Station \$30.13
United Site Services - Transfer Station \$115.00
Vision Government Solutions - Revaluation Funds \$10,725.36
Safeguard - Treasurer \$302.71
Allied Waste - Transfer Station \$5,480.54
C.S. & M. - Town Hall \$369.00
Poland Springs - Town Hall \$13.17
Poland Springs - Maintenance \$10.38
Sanmass Inc. - Civic Rec. - port-a-jons \$90.95
Sanmass Inc. - Civic Rec. - port-a-jons \$224.70
Petro - gasoline \$3,518.63
Marion Welding, Inc. - Transfer Station \$180.00
Effluential Technologies - Wastewater Facility \$134.52
Allied Court Reporters - Zoning Board \$125.00
WB Mason - Treasurer - Clerk \$72.13
Richard S Humphrey - Legal Services \$1,914.00
Sakonnet Plumbing & Heating - Maintenance Bldg \$75.50
Cox Communications - 32 Commons \$28.51

ACS - Town Clerk \$1,299.00

Otis Elevator - Town Hall \$5,323.93

Walco - Harbor Management Fund - Town Dock crane \$570.00

RI Town & City Clerks Assoc. - Town Clerk \$110.00

Madden Electric Co. Inc. - Town Dock harbor mang. Funds \$1,438.10

NE Assoc. Of Fire Chiefs Inc. - Fire Dept. \$25.00

Home Depot - Fire Dept. \$194.25

RI State Fire Academy - Fire Dept. \$100.00

Griggs & Brownes Co. Inc. - Fire Dept. \$50.00

Madden Electric Co. Inc. - Fire Dept. \$811.34

Pauls Press - Fire Dept. \$168.50

CS & M - Fire Dept. \$215.34 \$1,564.43

Rob's Auto Care Inc. - Ambulance Reimb. Fund \$189.42

Don's Marine Inc. - Ambulance Reimb. Fund \$162.61

Shipman's Fire Equip. Company Inc. - Amb. Reimb. Fund \$150.95

Don's Marine Inc. - Ambulance Reimb. Fund \$45.99 \$548.97

Everlasting Designs - Computer May \$1,600.00

Kirby Built - Transfer Station RIRRC recycling funds \$3,051.87

Misc. Board of Canvassers workers - FTM canvassing \$590.00

Rhode Island Attorney General - Drug Forfeiture \$30.00 \$30.00

Surgi-Care - Police Dept. \$134.17

K.T.R. Maintenance - Police Dept. \$96.54 \$230.71

Carol A Wordell - Town Clerk \$104.14

American Arbitration Association - legal services \$250.00

A brief recess took place at 7:35 PM to allow those in attendance to

leave the chambers prior to an executive session.

At 7:37 pm the Town Council President polled his fellow Councilors as to their wishes to enter into executive session under RIGL Section 42-46-5(a)(1) – Job Performance – Police Department. All voted in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen). The individual in question has been properly notified in writing of this session.

Attendees present during executive sessions: Council Members: Charles N. Appleton, Jr., Fred M. Bodington, III, Paul J. Golembeske, Gary S. Mataronas and Robert L. Mushen. Also in attendance: Fire Chief Petrin and Police Chief Wordell.

At 8:16 pm the Town Council President polled his fellow Councilors as to their wishes to come out of executive session under RIGL Section 42-46-5(a)(1) – Job Performance – Police Department. All voted in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen). No actions taken.

At 8:17 PM the Town Council President polled his fellow Councilors as to their wishes to enter into executive session under RIGL Section 42-46-5(a)(9) – Grievance Fire Department. All Councilors voted in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen). No actions taken review of status only.

At 8:29 PM the Town Council President polled his fellow Councilors as to their wishes to come out of executive session under RIGL Section 42-46-5(a)(9) – Grievance Fire Department and enter into executive session under RIGL Section 42-46-5(a)(2) – Potential Litigation. All Councilors voted in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen).

At 8:30 PM the Town Council President polled his fellow Councilors as to their wishes to enter into executive session under RIGL Section 42-46-5(a)(2) – Potential Litigation. All Councilors voted in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen). No active update received by this session, no actions taken.

At 8:31 PM the Town Council President polled his fellow Councilors as to their wishes to come out of executive session under RIGL Section 42-46-5(a)(2) – Potential Litigation. All Councilors voted in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen).

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To adjourn at 8:32 PM.

Carol A Wordell, Town Clerk