

Minutes of a Town Council meeting held on November 21st, 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 in attendance: Richard S. Humphrey, Town Solicitor (arrived at 7:11 PM), Tom Dunn, Business Manager, Police Chief Wordell, Fire Chief Petrin.

Pledge to the Flag.

The Town Clerk administered the oath of office to Jason DaSilva as Fire Fighter/EMT with the Little Compton Fire Department. Mrs. DaSilva, Jason's mother, pinned his department pin on his uniform for the first time. All present congratulated FF/EMT DaSilva on his recent appointment.

A Public Hearing, as advertised in the Sakonnet Times, was called to order at 7:04 PM to obtain comments regarding a proposal to apply for a RI Dept. of Environmental Management Recreational Grant requesting approximately \$200,000 for improvements to recreational facilities near the Commons including the following:

- 1. Repairs to the existing tennis courts**
- 2. The creation of a multi-purpose playing field on the Peckham Lot**
- 3. The creation of a passive walking trail in a figure eight shape surrounding the Peckham lot and the existing baseball field**

Councilor Mushen gave a brief review of the desire to improve the Peckham Lot for recreational use. Due to the renovation project at the Wilbur-McMahon School the Peckham Lot has been utilized for the location of PODs for the students to be temporarily housed. It is the opinion of the Council President that work to the Peckham Lot would be in the best interest of the Town if pursued when the PODS are removed. If successful the application for grant funds being considered this evening would result in a 50% matching grant of up to \$250,000.00. Private donations and funding from the US Tennis Association will be pursued to offset the town's portion of the project, which would have to be approved at a future Financial Town Meeting (FTM). Patrick McHugh, Chairman of the Recreation, Conservation and Open Space Committee concurred with the comments made by the Council President.

Larry Anderson asked two questions:

- Will the grant application include what department will be responsible for maintenance and anticipated costs? Answer: The application will state through whom the maintenance will be done and future financial town meeting strokes will handle the cost factors.**
- Will the application state that we anticipate a portion of the funds to need Financial Town Meeting approval? Answer: Yes, the application will show varied sources of potential funding, including a stroke to be placed in the Financial Town Meeting for voter approval**

Jeremy Allen noted that he does not see a softball field in the plan. The plan does not include this type of field presently, but Patrick McHugh felt accommodations could be made in the future within the existing fields.

David MacGregor asked if a Special FTM could be called if RIDEM required confirmation of town funds? Answer: Yes a Special FTM could be called, but we do not anticipate this need.

Barbara Passmore concerned that an additional tax burden would fall on the local citizens if grant funds were not awarded.

The Town is only committing to the application of funds at this time. Decisions will need to be made as the project progresses as to the extent of funding and the size of the project. If funding is not sufficiently available the project will need to be scaled back to something manageable.

Diane MacGregor feels this is the perfect opportunity at this time to improve the fields. She also noted that this plan as proposed included all age groups not just the area youth.

Carolyn Montgomery questioned where the soccer field would be located on the plans.

Mr. Anderson asked if public copies of the application could be made

available when it is complete. The Council President confirmed that copies would be made available.

The Police Chief asked if future parking would be placed on Veteran's Field due to the work anticipated to be done on the Peckham Lot. Answer: Yes the parking would no longer take place on the Peckham Lot.

No lighting plans are incorporated at this time.

Deborah Wordell, widow of James Wordell who coordinated the Senior Tennis League, commented that the tennis courts are in dire need of repair. She was informed that the RCOS Committee is trying to work with the US Tennis Association for potential grant funds to restore the tennis courts.

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To close this public hearing due to no further public comments being made.

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To submit a proposal to apply for a RI Dept. of Environmental Management Recreational Grant requesting up to \$250,000 for improvements to recreational facilities

near the Commons identifying potential matching funds to be sought at a future Financial Town Meeting and including the following activities:

- 1. Repairs to the existing tennis courts**
- 2. The creation of a multi-purpose playing field on the Peckham Lot**
- 3. The creation of a passive walking trail in a figure eight shape surrounding the Peckham lot and the existing baseball field**

To adopt the following resolution to clarify the activities anticipated to be proposed for funding at a future Financial Town Meeting related to an application for grant funding:

Motion made by Councilor Mushen, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): That the Town Council hereby resolves to submit an article for the next Financial Town Meeting to propose funding the development of an athletic field on the Peckham lot, the creation of a passive walking trail in a figure eight shape surrounding the Peckham lot and the existing baseball field and the renovation of the adjacent tennis courts.

Being 7:40 PM the Town Council sitting as the Board of License Commissioners opened a Remonstrant's hearing and voted the following:

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To ratify the existing fees for alcoholic beverage and business licenses for the ensuing year.

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To reinstate a policy where businesses holding alcoholic beverage licenses are required to notify the Town Council in writing prior to closing the business for periods of time.

After a brief discussion the following was voted:

Motion amended by Councilor Mataronas, receiving a second by Councilor Golembeske as amended, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To reinstate a policy where businesses holding alcoholic beverage licenses are required to notify the Town Council in writing prior to closing the business for periods of three days or more at a time.

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To grant the following Class A Retail Beverage Licenses, contingent upon meeting all state and local requirements:

CLASS A:

Adamsville Wine & Spirits, LLC d/b/a Adamsville Wine & Spirits

81 Stone Church Road

East View, LLC d/b/a Goulart's Package Store, 39 Meeting House Ln.

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To grant the following Class BV and BV-Limited Retail Beverage Licenses, contingent upon meeting all state and local requirements:

CLASS BV-LIMITED:

Common's Lunch, Inc. d/b/a Common's Lunch, 48 Commons

CLASS BV:

M& K, LLC d/b/a the Barn Restaurant, 15 Main Street

The Restaurant Group, LLC d/b/a Crowther's Restaurant, 90 Pottersville Road

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Golembeske, Mataronas, Mushen) Councilor Bodington abstained from voting regarding the Sakonnet Point Club voting in favor for the Sakonnet Golf Club: To grant the following Class D Retail Beverage Licenses, contingent upon meeting all state and local requirements:

CLASS D:

Sakonnet Golf Club, 79 Sakonnet Point Road

Sakonnet Point Club, Inc. d/b/a Sakonnet Point Club 11 Bluff Head Avenue

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Golembeske, Mataronas, Mushen) Councilor Bodington abstained from voting regarding the Sakonnet Point Club voting in favor for all other licensees: To grant the following Entertainment Licenses, contingent upon meeting all state and local requirements:

Dionysus Acquisition d/b/a Carolyn's Sakonnet Vineyard

M & K, LLC d/b/a the Barn Restaurant

The Restaurant Group LLC d/b/a Crowther's Restaurant

Sakonnet Point Club, Inc. d/b/a Sakonnet Point Club

Young Family Farm

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Golembeske, Mataronas, Mushen) Councilor Bodington abstained from voting regarding the Sakonnet Point Club voting in favor for all other licensees: To grant the following Victualing Licenses, contingent upon meeting all state and local requirements:

Delvin Corp d/b/a A-1 Pizza

Anita Couto d/b/a Anita's Ice Cream

The Art Cafe

M & K, LLC d/b/a the Barn Restaurant

Dionysus Acquisition d/b/a Carolyn's Sakonnet Vineyard

Commons Lunch, Inc d/b/a Common's Lunch

Corner Cones, LLC

The Restaurant Group, LLC d/b/a Crowther's Restaurant

Edible Creations by Gerry

F.A. Simmons Store

Simmons Café & Market (potential new owners)

Sakonnet Golf Club

Sakonnet Point Club, Inc. d/b/a Sakonnet Point Club

Anita Couto d/b/a Seashore Hotdogs

Warren's Point Beach Club, Inc. d/b/a Warren's Point Beach Club

Wilbur's General Store, Inc. d/b/a Wilbur's General Store

Wilhelmina's Catering

Wilma's @ Walkers

Young Family Farm

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Golembeske, Mataronas, Mushen) Councilor Bodington abstained from voting regarding the Sakonnet Point Club voting in favor for all other licensees: To grant the following Holiday Sales Licenses, contingent upon meeting all state and local requirements:

Delvin Corp d/b/a A-1 Pizza

Anita Couto d/b/a Anita's Ice Cream

The Art Café

The Blackthorn

M & K, LLC d/b/a the Barn Restaurant

Dionysus Acquisition d/b/a Carolyn's Sakonnet Vineyard

Commons Lunch, Inc. d/b/a Common's Lunch

Corner Cones, LLC

The Restaurant Group, LLC d/b/a Crowther's Restaurant

F.A. Simmons Store

Simmons Café & Market (potential new owners)

Hannah's at Gray's Store

Living Water Surf Co.

Sakonnet Golf Club

Sakonnet Point Club, Inc. d/b/a Sakonnet Point Club

Anita Couto d/b/a Seashore Hotdogs

Walker's Roadside Stand

Warren's Point Beach Club, Inc. d/b/a Warren's Point Beach Club

Wilbur's General Store, Inc. d/b/a Wilbur's General Store

Wilma's @ Walkers

Young Family Farm

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

miscellaneous licenses, contingent upon meeting all state and local requirements:

Juke Box License – The Restaurant Group, LLC d/b/a Crowther’s Restaurant

Peddler’s License – Treaty Rock Farm

Moving Picture License – LC Community Center

Richard S. Humphrey, Town Solicitor request the minutes reflect that he did not participate in the foregoing license renewals.

At 7:49 PM the Town Council sitting as the Board of License Commissioners hearing no further comments closed the Remonstrant’s Hearing.

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To approve, as written the Town Council meeting minutes for November 7, 2013.

Announcements:

1. The Town will be holding the Annual Christmas Tree Lighting on December 1, 2013 at 5 PM. All are encouraged to attend.

2. The Town sold \$11,310,000 general obligation school renovation bonds at favorable interest rates. An average interest rate of 3.80%

was well below the initial estimates. The bond sale was enhanced by the Town's "AAA" rating from Standard & Poor's. This historic and outstanding rating makes Little Compton the first and only "AAA" rated municipality in the State.

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 Reports for January 2013 through October 2013.

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To authorize the payment of \$375.10 to Geisser Engineering for testing, and to ADS Construction Inc. under application #9 the amount of \$913,278.82 for a total of \$913,278.82 to be charged the Bond Anticipation Note for the School Renovation Project under BAN Disbursement #16.

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To approve change order #7 in the amount of \$21,033.08 relating to a backwash system required by the RI Department of Health.

Motion made by Councilor Mataronas, receiving a second by

Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To defer until the December 5, 2013 Town Council meeting consideration of a request to participate in a Unified High School Exploratory Committee.

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To defer until the December 5, 2013 Town Council meeting further consideration of a proposed policy to exempt non-profit organizations from taxation.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To defer until the December 5, 2013 Town Council meeting consideration of the renewal of the Road Superintendents contract.

Motion made by Councilor Mushen, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To conduct interviews with applicants for the position of Public Safety Dispatcher on December 5, 2013 beginning at 6 PM.

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To approve the sale of a surplus

plow to Roger's Machine Shop for the amount of \$100.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To re-appoint Heather L. Aubuchon, Frederick M. Bodington, Jr., Frederick L. Bridge and Roger P. Wordell to each serve until December 1, 2015 as Trustees on the Little Compton Municipal Trust.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To grant permission to the Little Compton Historical Society to use Veteran's Field on December 27th to load and unload carriages for 30-minute horse drawn guided carriage rides of the town commons, contingent upon the filing of the Town's indemnification form.

Motion made by Councilor Bodington, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To acknowledge receipt of a letter from the RI Department of Health concerning the Town's Medical Emergency Distribution System Plan and to place said letter on file.

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

President of the LC Volunteer Fire Department and his attorney a copy of a letter received by the Fire Chief from the RI Department of Attorney General pointing out that an amendment to RIGL 42-46-7(b)(2) requires “all volunteer fire companies, associations, ...” to file unofficial minutes on the Secretary of State’s website.

Motion made by Councilor Bodington, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): That the bills be allowed and ordered paid as follows: \$49,631.53

Direct Energy - Street Lights \$5.75

Direct Energy - Town Dock \$18.32

Direct Energy - I.O.O.F. \$14.01

Direct Energy - Cell Tower \$193.14

Direct Energy - 32 Commons \$9.62

Direct Energy - Adamsville Lights \$37.02

Direct Energy - Public Safety Complex \$487.58

Direct Energy - Transfer Station \$16.58

Direct Energy - Peckham Lot \$21.95

Direct Energy - Town Hall \$175.80

Nationalgrid - Public Safety @ Transfer Station \$188.91

Nationalgrid - Adamsville Street Lights \$45.33

Nationalgrid - Town Hall \$172.97

Nationalgrid - I.O.O.F. \$24.17

Nationalgrid - Meeting Hall \$20.13

Nationalgrid - Peckham Lot \$31.48

Nationalgrid - Street Lights \$16.57

Nationalgrid - Town Dock \$28.11

Poland Spring - Town Hall \$8.46

Poland Spring - Maintenance Dept. \$12.22

K.T.R. Maintenance & Supply LLC - Public Safety Complex \$1,170.00

Wilbur's General Store - Town Hall \$36.98

Wilbur's General Store - Maintenance Dept. \$12.84

Sanmass Inc. - Civic Recreation \$90.95

Paychex - Treasurer \$398.09

Hague, Sahady & Co. - Auditors \$8,200.00

W.B. Mason - Fire Dept./Town Hall/Assessor \$352.12

Verizon - Transfer Station \$30.17

Verizon - Highway Dept. \$58.94

Verizon - Maintenance Dept. \$31.56

Verizon - Maintenance Dept. \$33.02

Allied Waste - Transfer Station \$7,626.77

Messenger Security Systems, Inc. - Public Safety Complex \$600.00

Petro - Gasoline \$2,531.35

Petro - Public Safety Complex \$1,800.33

Petro - 32 Commons \$200.45

Petro - 30 Commons \$215.45

Richard S Humphrey - Legal Services \$696.00

Matthew Bender & Co. Inc. - Town Hall \$767.51

Roger's Machine Shop - Highway \$87.00

Hose Connection - Highway \$129.13

Rob's Auto Care Inc - Highway \$390.14

Kevins Auto Parts - Maintenance \$39.00

Joe Rego - Highway Dept. \$6,980.00

Fisher Bus Inc. - Senior Busing \$450.00

Cox Communications - 32 Commons \$29.37

Paychex - Treasurer \$408.67

W.B. Mason - Fire Dept. \$40.94

Tritech Software Systems - Fire Dept. \$940.00

Fire Tech & Safety - Fire Dept. \$2,370.00

Ocean State Truck - Diesel - Fire Dept. \$873.64

Griggs & Brown Co., Inc. - Fire Dept. \$50.00

Vic's Towing Service - Fire Dept. \$9.50

Cox Communications - Fire Dept. \$169.19

Firematic Supply Co., Inc. - Fire Dept. \$264.00

Aquidneck Fasteners, Inc. - Fire Dept. \$17.31

Verizon - Fire Dept. \$66.53

Verizon - Fire Dept. \$40.01

Verizon - Fire Dept. \$30.17

Ergometrics - Fire Dept. \$153.60

Waterway - Fire Dept. \$2,508.20

Second Signal - Fire Dept. \$1,200.00

Shipman's - Fire Dept. \$1,650.00

Firematic Supply Co., Inc. - Fire Dept. \$314.48

Randall Watt - Fire Dept. \$65.00 \$10,762.57

Franlart Nurseries - Tree Warden \$3,975.00

Motion made by Councilor Bodington, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To adjourn at 8:02 PM.

Carol A Wordell, Town Clerk