

**Minutes of a Town Council meeting held on January 8th, A.D. 2015 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: Tom Dunn, Business Manager, Police Chief Marion, Fire Chief Petrin and Richard S. Humphrey, Town Solicitor (arriving at 7:07 PM).**

**Salute 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 December 18, 2014 Town Council meeting minutes.**

**Announcements:**

- 1. The joint meeting of the Town Council and School Committee previously scheduled for 6:30 PM this evening was postponed to a later date due to an error in posted by one of the boards. The meeting is anticipated to be rescheduled to January 22, 2015.**
- 2. The fund raising efforts for the Peckham Lot Project have now exceeded \$50,000 and are well on the way towards the \$75,000 goal. The Town is immensely grateful for the support of the community.**
- 3. A moment of silence was observed for the two (2) New York police officers who were killed recently.**

**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 December 2014.**

**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 December 2014.**

**Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place on file the Building Official's Department Head Report for December 2014.**

**Richard S. Humphrey, Town Solicitor arrived at 7:07 PM.**

**Councilor Mushen read a draft resolution opposing the implications of RhodeMapRI as adopted by RI Statewide Planning. During the discussion Councilor Golembeske suggests the wording in the final sentence be amended. After a brief consideration the following was voted:**

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

**Golembeske, Mataronas, Mushen): To adopt the following resolution:**

**RESOLUTION OF THE LITTLE COMPTON TOWN COUNCIL**

**WHEREAS, the appointed members of the Rhode Island State Planning Council Consortium have voted to adopt the development plan entitled RhodeMapRI, and**

**WHEREAS, the Little Compton Town Council and its citizens have not had ample opportunity to study the details of RhodeMapRI, and both the actual and potential impacts of its provisions, terms and conditions on the self-governance of the Town of Little Compton, and**

**WHEREAS, the Town Council and its citizens have had no opportunity to review the contents, terms and conditions of the Sustainable Communities Regional Planning Grant from the Department of Housing and Urban Development (HUD), which is the primary source of funding for the creation of the Rhode Island State Planning Council Consortium and RhodeMapRI, and**

**WHEREAS, in its current form, RhodeMapRI seems to promote unreasonable constraints on cities and towns, and that the sovereignty of the Town of Little Compton and the property rights of its citizens may be placed at risk, and**

**WHEREAS, in consideration of the magnitude of these risks, the Town and its duly elected legislators must be afforded the opportunity to participate fully in any decisions which may flow from this plan.**

**NOW THEREFORE BE IT RESOLVED, that the Little Compton Town Council requests the General Assembly to require that sufficient public debate and education of state and local officials and the public at large are undertaken to ensure complete understanding of the implications, intended and unforeseen, of this initiative if it is mandated.**

**Robert L Mushen**

**Town Council President**

**Councilor Mushen read a draft resolution opposing the results of the Legislative Task Forces review of governing over wetlands in Rhode Island. The Council opposed the phase out of municipal ordinances that would be additional restrictions over and above State regulations. The Town Solicitor suggested a minor change which resulted in the following vote:**

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

## **RESOLUTION OF THE LITTLE COMPTON TOWN COUNCIL**

**WHEREAS, the Legislature has charged the Rhode Island Division of Planning Legislative Task Force with evaluating the adequacy of the protection of wetland resources throughout the state, and**

**WHEREAS, the Task Force completed a commendable study that defined the needs and recommended steps to protect the wetlands in the state, and**

**WHEREAS, the management and implementation of the recommendations is to be done by the State alone, in “a one size fits all cities and towns” solution, and**

**WHEREAS, Little Compton is a unique town in Rhode Island, with no town water supply or municipal septic system, a high percentage of wetlands (water supply), poor clay soils, presence of ledge, miles of coastline and hundreds of small grandfathered lots, and**

**WHEREAS, the Town has historically done an excellent job on a case-by-case basis administering a 100-foot setback requirement for new subdivisions, while managing the best protection for grandfathered lots.**

**NOW THEREFORE BE IT RESOLVED, that the Little Compton Town Council requests the General Assembly to reject any proposal to phase out municipal ordinances regarding wetland buffers and septic**

**system setbacks.**

**Robert L Mushen**

**Town Council President**

**Councilor Mushen noted that he did not have an update as anticipated regarding senior transportation. He will return at a future Town Council meeting when an update is proper.**

**Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To defer until January 22, 2015 discussion of establishing a contingency plan proposal for emergency services for stray dogs.**

**Police Chief gave an update of the process to hire a new officer. The process includes a mandatory orientation, physical fitness assessment, a written test then a selection process to reduce the 70 applicants to a smaller set for the Council to consider for interviews. No actions were taken.**

**Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To re-appoint Jason Burchard as the Tree Warden for the Town of Little Compton 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 Greg Mataronas and Robert Cavanagh to the Harbor Commission representing Commercial trip fishermen and commercial day fishermen on the board for terms which will expire February 1, 2018.**

**Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To appoint Mary W. Cissell Suttell, Mark Cady and Robert Murphy to the Planning Board for terms which will expire February 1, 2019.**

**The Town Clerk will continue to post a vacancy on the LC Housing Trust until such time as an interested party applies.**

**Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To hold the 2015 Annual Financial Town Meeting on May 19, 2015 at 7 PM in the Gymnasium of the Wilbur-McMahon School.**

**Councilor Mushen announced that the Solar Pilot Program has a parallel program effort which will be seeking an RFP for larger scale solar fields designated as “Grid Support Solar Field(s)”. This announcement is strictly to reduce confusion when the RFP is**

**advertised. The residential process will continue as previously determined.**

**Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To endorse the award of the RFP for the installation of solar panels to Sol Power by RI Commerce Corp. and RI Office of Energy Resources.**

**The Council considered a matter where Fred M Melnyk, Jr., President of IAFF Local 3957 submitted a letter requesting an appeal of a decision of the Fire Chief to deny a grievance dated December 26, 2014 at its meeting on 8 January 2015. The Council discussed the fact that the matter being grieved (that is, the assignment of duties by the Captain to other members of the department) is governed not by the contract, but by the Town's ordinances. 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 uphold the Fire Chief's denial of a grievance filed and dated December 26, 2014, based upon the fact that the matter being grieved is governed not by the contract, but by the Town's ordinances.**

**A letter from Hague, Sahady & Co, PC informed the Town of the**

**completion of the audit of the financial statements of the governmental activities. The Auditor General made the interpretation that the audit requires notations on accounting standards 67 and 68. The Business Manager is working with the Auditor General and the Town's Actuary who are presently in the process of compiling the data required. No actions were taken.**

**Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To accept the request of both Little Compton Municipal Employees Association/NEARI and IBPO Local 644 to begin negotiations.**

**Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To schedule a special Council meeting on January 29th at 6 PM to develop a preliminary submittal of department budgets to be submitted to the Budget Committee by February 2, 2015.**

**Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To gratefully accept a FT2014 State Homeland Security Grant: 21-04-2014 SHSP in the amount of \$8,253 for communications upgrades and \$8,141 for local network security and to authorize the Fire Chief and Council President to**

**develop a follow-up proposal if savings can be recognized for the aforementioned grant projects.**

**Motion made by Councilor Mataronas, receiving a second by Councilor Appleton, 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**

**23-0772-00 Plat 33, Lot 4-2B66 \$139,700 \$787.91 2014**

**Wildes, Emerson P & Linda K**

**01-0334-00 Plat 41, Lot 37 \$44,200 \$249.29 2014**

**Alvarez, Michael P & Catherine**

**22-0071-00 Plat 46, Lot 13 \$168,100 \$948.08 2014**

**Vendituoli, Kevin & Jillian N**

**Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place on file a notice of public hearing from RI State Planning Council regarding a major amendment to the Transportation Improvement Program and to allow the individual Councilors to review and comment as they feel led.**

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

- 1. Notice of revised schedule for environmental review of the Algonquin Incremental Market Project**
- 2. Memorandum from the RI Interlocal Risk Management Trust announcing the first-ever Thomas E Dwyer Distinguished Wellness Program Innovation Award, applications should be submitted to the Trust no later than Friday, January 9, 2015**
- 3. Copy of a letter from William L Moore, Building Official/Zoning Officer informing the Planning Board that it is his opinion that they should not approve a two-lot one time only subdivision as it creates a lot more non-conforming to current zoning**

**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: \$49,514.58**

**Seekonk Supply Inc. - Highway \$666.79**

**Cox Communications - 32 Commons \$32.89**

**Goulart Petroleum Inc. - Misc departments \$2,469.99**

**Markings Inc. - Highway \$308.25**

Phenix Aluminum Window Co Inc. - Public Safety Complex \$438.00  
Mello's Diesel Service Inv - Highway \$5,366.65  
Patrol Data - Highway \$846.00  
Maguire Equipment Inc - Transfer Station \$425.00  
Dave Venancio - Inspectors \$630.00  
Wilkie Excavating Inc. - Highway \$2,000.00  
William L Moore - Building Official \$15.00  
RI Town & City Clerks Assoc. - Town Clerk \$30.00  
WB Mason - Clerk - Town Hall - Treasurer \$122.48  
Rob's Auto Care Inc. - Highway - Maintenance \$686.82  
United Site Services - Transfer Station \$115.00  
Petro - Gasoline \$1,861.09  
Sakonnet Tree Inc - Tree Warden \$264.00  
Sakonnet Tree Inc - Tree Warden \$3,862.75  
Xerox Business Services LLC - Town Clerk \$1,299.00  
Lowe's - Maintenance \$45.37  
Paychex of New York LLC - Treasurer \$1,205.55  
Nationalgrid - street lights \$28.10  
Nationalgrid - street lights town dock \$49.68  
KTR Maintenance & Supply LLC - Town Hall \$97.88  
Direct Energy - street lights town dock \$15.84  
Direct Energy - street lights \$14.86  
KTR Maintenance & Supply LLC - Public Safety Complex \$1,170.00  
William L Moore - Inspectors \$1,080.00  
Hose Connection - Highway \$135.00  
PJ Keating co. - Highway \$266.00

**NITV Federal Services LLC - Drug Forft. \$350.00**

**GA-REL Manufacturing Co - Drug Forft. \$293.16**

**RI Police Chiefs' Association - Drug Forft. \$150.00 \$793.16**

**KTR Maintenance & Supply LLC - Police Dept. \$53.54**

**Rob's Auto Care Inc. - Police Dept. \$125.00**

**Rob's Auto Care Inc - Police Dept. \$65.00**

**Rob's Auto Care Inc. - Police Dept. \$45.00**

**Belmont Springs - Police Dept. \$24.87**

**Sullivan Tire - Police Dept. \$455.64**

**Tiverton Sign Shop - Police Dept. \$650.00**

**Graphix Plus - Police Dept. \$90.95**

**Graphix Plus - Police Dept. \$101.65 \$1,611.65**

**Tiverton Sign Shop - Peckham Lot Project Funds \$600.00**

**Boundtree Medical - Ambulance Reimb. Fund \$374.31**

**Firematic Supply Co - Ambulance Reimb. Fund \$65.34**

**Firematic Supply Co - Ambulance Reimb. Fund \$80.00**

**Dawson Group - Ambulance Reimb. Fund \$1,572.25**

**Enos Home Oxygen & Medical Supply - Amb. Reimb. Fund \$91.00**

**Firematic Supply Co - Ambulance Reimb. Fund \$408.24 \$2,591.14**

**Belmont Springs - Fire Dept. \$115.29**

**Wilbur's General Store - Fire Dept. \$22.45**

**KTR Maintenance & Supply - Fire Dept. \$105.57 \$243.31**

**Cox Communications - Town hall depts. \$244.12**

**Cox Communications - Computer \$252.00**

**Wilbur's General Store - Maintenance \$6.64**

**Wilbur's General Store - Town Hall \$9.24**

**Edith Marion - Bldg - zoning - planning \$259.00**  
**Rob's Auto Care Inc. - Maintenance \$1,702.82**  
**Home Depot - Town Hall \$44.91**  
**Messenger Security Systems - Town Hall \$249.00**  
**Valcourt Heating - Public Safety Complex \$2,490.00**  
**Richard S Humphrey - Town Solicitor \$4,000.00**  
**Stacy Carlson - Highway \$500.00**  
**Rich McGee & Son Excavating - Highway \$725.00**  
**David Sisson Contracting - Highway \$2,335.00**  
**David Sisson Contracting - Highway \$2,025.00**  
**David Sisson Contracting - Highway \$2,400.00**  
**David Sisson Contracting - Highway \$550.00**  
**Seekonk Supply Inc - Highway \$334.60**

**Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): At 8:00 PM the Council voted to take a brief recess to allow the public to leave the chambers prior to a scheduled executive session.**

**At 8:03 PM the Town Council President polled his fellow Councilors as to their wishes to enter into executive session under RI General Law section 42-46-5(a)(1) personnel. The individual involved has been notified and has waived his right to an open session. All voted in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen)**

**Individuals present during executive session: 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.**

**Those in attendance discussed the job performance of the Town Solicitor for the Town and potentially the School Department. No votes to be taken.**

**At 8:17 PM the Town Council President polled his fellow Councilors as to their wishes to come out of executive session under RI General Law section 42-46-5(a)(1) personnel. All voted in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen)**

**Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To adjourn at 8:18 PM.**

**Carol A Wordell**

**Town Clerk**