

Minutes of a Town Council meeting held on November 5th, 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: Fire Chief R. Petrin, Police Chief A. Marion, III, Tom Dunn, Business Manager and Richard S. Humphrey, Town Solicitor.

Pledge to the Flag.

The Town Council President called to order a second public hearing for the purpose of obtaining comments from the public on their concerns with storm safety, identifying natural hazard risks and how best to mitigate those risks. Councilor Mushen explained to those present that an approved plan will allow the town to seek grant funds.

Although the attendees were in excess of 40 there were no public comments.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): Hearing no public comments this hearing on risk mitigation is closed.

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

October 22, 2015 Town Council meeting minutes.

Announcement:

1) The Town Council and School Committee will meet in joint session as per RIGL 16-2-21 on December 3rd during the regularly scheduled Council meeting.

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 Reports for October 2015.

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 October 2015.

The Director of Social Services met with the Council President to review the East Bay Community Action Program's Adopt-A-Family Program proposal. She is informed the Council President that she is working with her counterparts in Tiverton regarding the needs of local families. Councilor Mushen wishes to allow her to continue with her established process, but asked that anyone wishing to assist in the efforts to supply gifts or funds for local families should contact the Director of Social Services Susan Sisson.

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place on file a letter received from the East Bay Community Action Program which discusses their Adopt-A-Family Program.

Councilors Appleton and Golembeske discussed their review of noise and entertainment ordinances from several towns within Rhode Island and Westport, MA. Councilor Appleton believes the ordinance should be written by the Town Solicitor and presented to the Council for consideration. Councilor Golembeske stated that the other ordinances vary in the level of details stipulated on noise levels and how those levels are calibrated. They both agreed that the Police Chief would need to offer input on the enforceability of any new ordinance.

Councilor Mushen suggested the ordinance be simplified to state how someone could not take advantage of the existing ordinances which are fairly broad. He is concerned that it will be difficult to enforce a multi-decibel level of compliance. He also worries about how they should handle the license renewal process in two weeks. Councilor Golembeske suggests the licenses be renewed with a statement that the noise ordinance will be changed and their new licenses will need to abide by any new ordinance adopted in the spring of 2016.

Suggestions were made that the hours of restriction be altered, which are currently “nothing before 7 am and nothing after 11 pm”. Another suggestion was to speak to times when amplification of the music may occur. The Solicitor noted that he has a court case which will take the bulk of his staff’s time and would anticipate January would be the earliest he could supply a draft ordinance. Councilor Golembeske felt it needed to be in place by the spring and before any new concert series began. Councilor Bodington would like to consider the frequency of events.

Motion made by Councilor Appleton, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To direct the Town Solicitor to craft a draft ordinance using noise and entertainment ordinance language from other cities and towns as guidance, to meet with the Chief of Police and Councilors Appleton and Golembeske to discuss the enforceability of any proposed ordinance and to further stipulate that the Council when renewing licenses in two weeks will only grant a renewal subject to a statement that the noise ordinances are about to be amended and any license issued will be bound by the new ordinances upon adoption.

Lori Craffey asked that the Council consider amending to an earlier hour Sunday through Thursday through the school year as children need to go to bed at an earlier hour.

Discussion and consideration of renewal contracts for Direct Energy an electricity supplier and a proposal by Altus Power America, a subsidiary of the Blackstone Group to place a solar field at the Town Transfer Station. Mr. John Palmieri, representing Altus Power America addressed the Council. He stated that a Federal Investment Tax Credit allows his company to offer to install solar fields at no cost to the municipality and offer a reduced rate on the electricity for a 25 year period. At the end of the 25 year period Altus Power would remove the field if the town chose not to continue or renegotiate for an upgraded field at a new kWh price. The solar field would be owned by Altus Power who would then lease the land from the town. Altus Power would sell the electricity they generate to Nationalgrid and then sell the electricity to the town at the agreed upon reduced rate. Financial Town Meeting approval would be required due to the leasing of the land.

Councilor Mushen would like a few more days to review the proposal and allow Altus Power to refine their numbers due to the fact that the Direct Energy per kWh is lower than the proposal presented by Altus Power. Direct Energy has offered four (4) options for fixed pricing as follows:

Dec 2015 – Dec 2016 – 7.12 cents/kWh

Dec 2015 – Dec 2017 – 7.47 cents/kWh

Dec 2015 – Dec 2018 – 7.94 cents/kWh

Dec 2015 – Dec 2019 – 8.37 cents/kWh

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To authorize the Council President to enter into a one year renewal contract with Direct Energy at a rate of 7.12 cents/kWh or to enter into a multi-year contract if he determines the Altus Power proposal will not move forward.

The Town Solicitor mentioned that he is Vice-Chair of the RI Turnpike & Bridge Authority who is presently in contract with Altus Power for a field in the Providence area. The RITBA collects tolls so their reliance on the terms of the contract are different as compared to the town that does not collect tolls as a long term source of revenue. The Town's revenue is predominately from short term sources. He offered the services of the engineer from RITBA for the Councilors to seek out his perspective on the system and Altus Power.

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To re-appoint Frederick Bridge, Frederick Bodington, Jr. and Roger P. Wordell as Trustees to the Little Compton Municipal Trust for two year terms expiring December 1, 2017.

One remaining Trustee position on the LC Municipal Trust is in need

of appointment. The Town Clerk will receive letters of interest through November 19.

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To deny a request from Goodwill Industries of Rhode Island to place a second collection bin within town at a different location than the existing bin, and to offer a suggestion that they place a second collection bin at the town transfer station.

RI Dept. of Transportation sent out a Media Alert releasing the State's 10-year Transportation Plan. Within this plan the following state roads located within Little Compton are designated for upgrades:

Snell Road – FY2018

Meeting House Lane – FY2021

East Main Rd & South of Commons Rd – FY2024

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To authorize the Council President to communicate in writing to RI Dept. of Transportation requesting they accelerate upgrades to state roads within Little Compton and to forward copies of said request to Senator DiPalma and Representative Canario.

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To designate the Public Works Director, the Police Chief, the Fire Chief, the Planning Board Chairman and the Town Council President or any of their designees to serve as the Town's Hazard Mitigation Committee, which are charged with conducting an annual review of the Hazard Mitigation Plan and to draft an amendment of the Home Rule Charter to replace Section 710 with language creating this committee.

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To hold the Annual Christmas Tree Lighting on December 6, 2015 at 5 PM in conjunction with the 22nd Annual Ben Wilkie Memorial Tree Spree.

Mr. Jack Crook announced that he will be donating a brand new box of lights for the tree on the Commons to replace the outdated lights currently in use.

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To grant permission to Carolyn Wilkie Wordell and establish the following process where Mrs. Wordell will be authorized to take the Town's Tercentenary

Celebration Slides to K-Ellis Photo Center in Dartmouth, Massachusetts to be transferred to compact disc, to acknowledge that Mrs. Wordell has secured an anonymous donor to cover the costs of said transfer who wishes to submit the payment to the Town and receive a letter acknowledging their charitable donation, and to authorize the Treasurer to issue a check to K-Ellis upon completion of the work.

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place on file a communication received from US Dept. of Homeland Security, Region I, Federal Emergency Management Agency announcing an upcoming Risk Mapping, Assessment, and Planning Discovery Meeting for November 17, 2015.

Motion made by Councilor Mataronas, receiving a second by Councilor Bodington, 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

08-1012-00 Plat 7, Lot 11-3 \$653,700 \$3,758.78 2015

Higgins, Robert J Plat 7, Lot 11-2 \$2,110,000 \$12,132.50 2015

& Mary D Plat 7, Lot 12-1 \$3,186,400 \$18,321.80 2015

19-0314-94 Plat 1, Lot 160 \$55,200 \$317.40 2015

Shamshoian, Arsen & Joan

19-1491-00 Plat 30, Lot 39-1 \$4,800 \$27.60 2015

St Pierre, Paris Plat 30, Lot 39-3 \$162,400 \$933.80 2015

Motion made by Councilor Mataronas, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): That the bills be allowed and ordered paid: \$37,027.86

Susan Sisson - Director of Social Services \$450.00

WBMason - Treasurer - Town Hall \$91.44

MaryJane Harrington - Treasurer \$14.37

William L Moore - Building Official \$25.00

RIBOA - Building Official \$40.00

Xerox Business Services LLC - RI Historical Funds \$1,299.00

Xerox Business Services LLC - Town Clerk \$1,299.00

Petro - Gasoline \$1,144.08

Sakonnet Tree Inc. - Tree Warden \$5,337.00

Paychex of New York LLC - Treasurer \$313.18

Paychex of New York LLC - Treasurer \$351.05

United Site Services - Transfer Station \$115.00

Nationalgrid - Street Lights \$26.86

Nationalgrid - Street Lights Town Dock \$46.65

Verizon - Wastewater Treatment Facility \$53.71

Home Depot - Maintenance \$71.64

Valcourt Heating - Town Hall \$355.50

Allied Court Reporters Inc - Zoning Board of Review \$125.00

Cox communications - Computer \$95.34

Southcoast Hospitals Group - Amb. Reimb. Fund \$50.85

Batteries & Bulbs - Amb. Reimb. Fund \$167.88

RI Fire Academy - Amb. Reimb. Fund \$546.00

Clinical1 - Amb. Reimb. Fund \$251.50

Firematic Supply Co Inc. - Amb. Reimb. Fund \$211.71

Ocean State Truck & Diesel - Amb. Reimb. Fund \$487.55

Fire Tech & Safety of NE Inc. - Amb. Reimb. Fund \$1,186.00

ImageTrend - Amb. Reimb. Fund \$560.00 \$3,461.49

Sakonnet Plumbing & Heating Inc. - Fire Dept. \$159.50

Edith Marion - Zoning - Planning - Building \$322.00

Dave Venancio - Inspectors \$1,050.00

Messenger Security Systems Inc - Public Safety Complex \$182.50

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

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

Belmont Springs - Police Dept. \$9.87

Graphix Plus - Police Dept. \$240.75

WBMason - Police Dept. \$65.36 \$405.98

Richard S Humphrey - Town Solicitor \$4,083.34

Richard S Humphrey - Legal Services \$1,123.75

Petro - Diesel \$379.60

Direct Energy - Street Lights \$11.66

Direct Energy - Street Lights Town Dock \$12.34
Postmaster - Tax Assessors \$196.00
Vision Government Solutions - Revaluation \$6,026.72
Freedom Restoration & Cleaning - Emerg. Mngt. Fund \$650.00
Debra Vendituoli - Harbor Management Funds (reimb.) \$509.99
Home Depot - Town Hall \$28.91
Nationalgrid - Public Safety Building \$527.20
University Products - Town Clerk \$145.56
GoTo Commercial Cleaning Services LLC - Public Saf. Comp \$866.66
Core Business Technologies - Town Hall \$84.00
Roger's Machine Shop - Highway \$5,094.00
Marion Welding Inc. - Transfer Station \$200.00
Ralco Electric Inc - Public Safety \$235.50
Goulart Petroleum Inc. - Public Safety Complex \$17.34

At 8:13 PM the Town Council took a brief recess to allow attendees to leave the Council Chambers prior to entering into executive session.

At 8:15 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) – personnel receive a status report from the Fire Chief for Probationary FF Hussey. All voted in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen)

Executive Session Attendees: Councilors: Charles, N. Appleton, Jr.,

Fred M. Bodington, III; Paul J. Golembeske, Gary S. Mataronas and Robert L. Mushen. Also: Richard S. Humphrey, Town Solicitor, Fire Chief Petrin and Probationary FF Sam Hussey.

After a brief review of a status report the executive session was closed.

At 8:23 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) – personnel receive a status report from the Fire Chief for Probationary FF Hussey. All 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 8:24 PM.

Carol A Wordell, Town Clerk