

AGENDA

TOWN OF SOUTH KINGSTOWN

RHODE ISLAND



TOWN COUNCIL

REGULAR SESSION

7:30 PM

TOWN COUNCIL CHAMBERS
180 HIGH STREET
WAKEFIELD, RI

MONDAY, JULY 13, 2009

NOTE: Individuals requesting interpreter services for the hearing impaired must call 792-9642 (TDD) or 789-9331 seventy-two (72) hours in advance of the meeting date.

DATE POSTED: 7/9/2009

**AGENDA – Regular Session
Town of South Kingstown
July 13, 2009
Page 1**

1. A. INTERVIEW – 6:30 pm
- B. WORK SESSION – 6:45 PM
- C. REGULAR SESSION – 7:30 PM
2. PLEDGE OF ALLEGIANCE TO THE FLAG
3. ROLL CALL
4. APPROVAL OF MINUTES OF PREVIOUS MEETINGS
- A. Work Session – June 23, 2009
- B. Regular Session – June 23, 2009
- C. Closed Executive Session – June 23, 2009

5. CONSENT AGENDA

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- I. Rule 10A. for the conduct of the meetings of the South Kingstown Town Council for the Term 2008 through 2010: Members of the public shall be entitled to speak at regular meetings during any period designated on the agenda for public comment, once, for a period of five minutes, or longer at the discretion of the President, and at other times when invited to do so by the President. The public shall address their comments to the question under debate as indicated on the agenda. Pursuant to RI General Laws §42-46-6(b), public comment regarding subject matter not on the agenda but received during the public participation portion of a meeting shall be for information purposes only and may not be voted on except where necessary to address an unexpected occurrence that requires immediate action to protect the public or to refer the matter to an appropriate committee or to another body or official.
- II. Rule 11: No item of business other than that of adjournment may be brought before the Town Council at any meeting unless such an item is introduced before 11:00 PM; provided, however, that this rule may be suspended by an affirmative vote of a majority of members present.
- III. Rule 13: All items listed with a (CA) are to be considered routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a member of the Council, or a member of the public so requests, in which event the item will be removed from Consent Agenda (CA) consideration and considered in its normal sequence on the agenda.

Pursuant to RIGL §42-46-6(b). Notice – “Nothing contained herein shall prevent a public body, other than a school committee from adding additional items to the agenda by majority vote of the members. Such additional items shall be for informational purposes only and may not be voted on except where necessary to address an unexpected occurrence that requires immediate action to protect the public or to refer the matter to an appropriate committee or to another body or official.”

AGENDA – Regular Session
Town of South Kingstown
July 13, 2009
Page 2

6. LICENSES

- (CA) A.** A resolution granting a Holiday Sales License to OCCHI BELLI, 49 South County Commons Way F4, Wakefield, RI 02879 subject to approval by the Fire Chief. Application by Frank Fezzuoglio, 330 John Franklin Road, Hope, RI 02831; Renewal.
- (CA) B.** A resolution granting Holiday Sales and Miscellaneous Peddler Licenses to WOLFE NOVELTIES, 140 Vancouver Avenue, Warwick, RI 02886. Application by Marshall E. Gorden, 140 Vancouver Avenue, Warwick, RI 02886; Renewal.
- (CA) C.** A resolution granting a Tourist Accommodation – Trailer Parks – Mixed Use Facilities License to SHORE LINE REALTY COMPANY, INC. d/b/a WAKAMO PARK, 697 Succotash Road, Wakefield, RI 02879. Application by Victor D. Walka, Jr., 135 Norwich Avenue, Norwich, CT 06360; Renewal.

7. COMMUNICATIONS

- A.** A resolution adopted June 24, 2009 by the Pawtucket City Council requesting Governor Carcieri to hold an educational summit with state and local officials and educators to discuss funding issues is received, placed on file, and the Town Council further directs _____.
(7/2/2009 Interim, Item C.)
- (CA) B.** A communication dated June 23, 2009 from Bob Cooper, Executive Secretary, Governor’s Commission on Disabilities announcing a series of public forums to identify concerns of persons with disabilities and their families, including one scheduled for July 29th at the Neighborhood Guild from 4 to 6 p.m., is received and placed on file. (7/2/2009 Interim, Item F.)
- (CA) C.** Resolutions adopted June 25, 2009 by the Warren Town Council in opposition to health insurance rate hikes proposed by Blue Cross/Blue Shield of RI and United Healthcare of New England, and to National Grid’s pending application to increase electric rates are received and placed on file. (7/2/2009 Interim, Item K.)

AGENDA – Regular Session
Town of South Kingstown
July 13, 2009
Page 3

- D. A resolution adopted June 25, 2009 by the Warren Town Council in support of House Bill 2009 – H5039, An Act Relating to Criminal Procedure – Search Warrants – Motor Vehicle Offenses relative to chemical testing of drivers for the presence of drugs and alcohol is received, placed on file, and the Town Council further directs _____ . (7/2/2009 Interim, Item K.)
- E. A communication dated July 9, 2009 from James O’Neill relative to potential leasing of school facilities is received, placed on file, and the Town Council further directs _____. (7/9/2009 Miscellaneous, Item II G.)
- (CA) F. Any communication added to the Agenda subsequent to this is hereby added by majority vote, in accordance with RIGL §42-46-6 (b) Notice --... “Nothing contained herein shall prevent a public body, other than a school committee, from adding additional items to the agenda by majority vote of the members. Such additional items shall be for informational purposes only and may not be voted on except where necessary to address an unexpected occurrence that requires immediate action to protect the public or to refer the matter to an appropriate committee or to another body or official.”

8. COMMENTS FROM INTERESTED CITIZENS

9. TOWN MANAGER’S REPORT

10. TOWN SOLICITOR’S REPORT

11. APPOINTMENTS

- A. A resolution appointing _____ to the _____ Board/Committee/Commission for a term to expire in _____.

12. NEW BUSINESS

- A.** A resolution authorizing the Tax Assessor to abate taxes for persons participating in the Elderly Tax Abatement Program in the amount of \$330,154.78; said abatements are in accordance with a document entitled: “Elderly Exemption Verification List” and are further described in a memorandum from the Tax Assessor to the Town Manager dated June 19, 2009 and entitled: “Elderly Tax Abatement Program.”
- B.** A resolution authorizing an award of bid to Fleet Construction Co. Inc., 24 Martin Street, Suite 10, Cumberland, RI 02864 for the bituminous concrete in-place paving project at the Usquepaugh Hills subdivision in an amount not to exceed \$28,000, including a contingency; and as further described in a memorandum from the Public Services Director to the Town Manager dated June 29, 2009 and entitled: “Bid Recommendation – Bituminous Concrete In-Place – Usquepaugh Hills.”
- C.** A resolution authorizing an amendment to an award of bid originally granted on June 23, 2008 to Univar USA, Inc., 175 Terminal Road, Providence, RI 02905 for sodium hypochlorite at the unit bid price of \$0.7653 per gallon for fiscal year 2009-2010; and as further described in a memorandum from the Public Services Director to the Town Manager dated July 1, 2009 and entitled: “Bid Recommendation – Sodium Hypochlorite.”
- D.** A resolution authorizing an amendment to an award of bid originally granted on June 23, 2008 to JCI Jones Chemical Inc., 40 Railroad Avenue, Merrimack, NH 03054 for sodium bisulfite at the unit bid price of \$1.553 per gallon for fiscal year 2009-2010; and as further described in a memorandum from the Public Services Director to the Town Manager dated July 1, 2009 and entitled: “Bid Recommendation – Sodium Bisulfite.”
- E.** A resolution authorizing an amendment to an award of bid originally granted on June 23, 2008 to Premier Laboratory, 61 Louisa Viens Drive, Dayville, CT 06241 for analytical laboratory testing services at the unit prices bid for fiscal year 2009-2010; and as further described in a memorandum from the Public Services Director to the Town Manager dated July 1, 2009 and entitled: “Bid Recommendation – Analytical Laboratory Testing Services.”

AGENDA – Regular Session
Town of South Kingstown
July 13, 2009
Page 5

- (CA) F.** A resolution authorizing the Tax Assessor to abate taxes in the total amount of \$307.74 for motor vehicle minimum tax bills for the 2009 tax roll, as shown on Tax Abatement Request No. 445.
- G.** A resolution authorizing the submission of the following 2009-2010 “Preservation is Local” grant applications to the Rhode Island Historic Preservation and Heritage Commission in the priority ranking set hereto; as further described in a memorandum from Principal Planner Nickerson to the Town Manager dated July 8, 2009 and entitled: “Preservation Is Local” Grant Program Applications:”
1. An application by the Town requesting \$10,000 to update and expand educational materials addressing the Kingston Village Historic District.
 2. An application submitted by the Pettaquamscutt Historical Society requesting \$5,000 for the design and planning of site improvements to the property located at 2636 Kingstown Road.
 3. An application submitted by Grow Smart Rhode Island requesting \$12,210 to organize and sponsor educational workshops for local Historic District Commission members.
- H.** A resolution authorizing the amendment of an award of contract originally granted on June 25, 2007 in an amount not to exceed \$345,735 for preparation of Wastewater Facilities Plan (WWFP) amendments, as amended on August 14, 2007 in an amount of \$39,950 and on November 13, 2007 in an amount of \$16,000, to undertake and complete additional related tasks. Said amendment in an amount not to exceed \$15,000 is for the purpose of preparing written responses to comments received from the Environmental Protection Agency, Department of Environmental Management and Coastal Resources Management Council relative to the draft WWFP as detailed in Exhibit A to Amendment #3 prepared by Woodard & Curran and dated March 18, 2009; and as further described in a memorandum from Principal Planner Nickerson to the Town Manager dated July 6, 2009 and entitled: “Woodard & Curran Contract Award Amendment.”
- I.** A resolution authorizing an award of bid to Global Odor Control Technologies, PO Box 51005, New Bedford, MA 02745 for sodium chlorite at the unit bid price of \$9.92 per gallon for fiscal year 2009-2010; and as further described in a memorandum from the Public Services Director to the Town Manager dated July 7, 2009 and entitled: “Bid Recommendation – Sodium Chlorite.”

AGENDA – Regular Session
Town of South Kingstown
July 13, 2009
Page 6

- J.** A resolution authorizing an award of contract to Aqua Solutions, Inc., 154 West Grove Street, Unit D, Middleboro, MA 02346 for the purchase of two Neuros energy efficient 100 hp aeration blower units in an amount not to exceed \$200,000; said cost will be reduced by a rebate of \$140,000 from National Grid upon installation of said blowers, resulting in a net cost of \$60,000; and as further described in a memorandum from the Public Services Director to the Town Manager dated July 7, 2009 and entitled: “Regional Wastewater Treatment Facility Aeration Blower Energy Initiative Proposal.”
- K.** A resolution authorizing an award of contract to High Tech Construction Inc., 888 Lonsdale Avenue, Central Falls, RI 02863 to provide all labor, materials, equipment and all else necessary to properly complete the construction of the new Animal Shelter Facility in a total contract amount not to exceed \$1,165,198, and in accordance with all bid requirements including bonds and insurance; and as further described in a memorandum from the Chief of Police to the Town Manager dated July 8, 2009 and entitled: “Bid Recommendation – Animal Shelter Facility.”
- L.** A resolution authorizing the Town of South Kingstown to participate in the purchase of natural gas under the State of Rhode Island’s Master Price Agreement #233 for the contract extension or new bidding conducted by the State for the period beginning November 1, 2009; and as further described in a memorandum from the Financial Controller to the Town Manager dated July 9, 2009 and entitled: “Natural Gas Proposal.”
- (CA) M.** Any New Business added to the Agenda subsequent to this is hereby added by majority vote, in accordance with RIGL §42-46-6 (b) Notice ---... “Nothing contained herein shall prevent a public body, other than a school committee, from adding additional items to the agenda by majority vote of the members. Such additional items shall be for informational purposes only and may not be voted on except where necessary to address an unexpected occurrence that requires immediate action to protect the public or to refer the matter to an appropriate committee or to another body or official.”