

# AGENDA

TOWN OF SOUTH KINGSTOWN

RHODE ISLAND



TOWN COUNCIL

REGULAR SESSION

7:30 PM

TOWN COUNCIL CHAMBERS  
180 HIGH STREET  
WAKEFIELD, RI

MONDAY, MARCH 26, 2012

**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: 3/22/2012

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- 1. A. **WORK SESSION – 6:45 PM**  
All items listed on Town Council agenda are subject to discussion.

- B. **REGULAR SESSION – 7:30 PM**

- 2. **PLEDGE OF ALLEGIANCE TO THE FLAG**

- 3. **ROLL CALL**

- 4. **APPROVAL OF MINUTES OF PREVIOUS MEETINGS**

- A. **Work Sessions – March 5, March 6 and March 12, 2012**

- B. **Regular Session – March 12, 2012**

- 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 2010 through 2012: 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.”

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**6. LICENSES**

- A.** A resolution granting a Victualling License to DAVE’S COFFEE, LLC, 396 Main Street, Wakefield, RI 02879 subject to approval by the Fire Chief and Communications Superintendent. Application by David M. Lanning, 4 Oxford Street, Westerly, RI 02891; New, continued from March 12, 2012.
- B.** A resolution granting a Holiday Sales License to COX SOLUTIONS STORE, 35 South County Commons Way, Wakefield, RI 02879 subject to approval by the Fire Chief and Communications Superintendent. Application by Irene Ficara, 170 Utopia Road, Manchester, CT 06042; New, continued from March 12, 2012.
- C.** A resolution granting a Holiday Sales License to SOUTH COUNTY ART SUPPLY, 237 Robinson Street, Wakefield, RI 02879 subject to approval by the Fire Chief and Communications Superintendent. Application by Andrea Peitsch, 183 High Street, Wakefield, RI 02879; New.
- D.** A resolution granting Victualling Licenses to KEMCO, 32 Whispering Pine Way, Exeter, RI 02822 for concession operations at Old Mountain Field and the Town Beach, subject to award of the concession operations contract and administrative approvals. Application by Kenneth F. Elliott, 32 Whispering Pine Way, Exeter, RI 02822; New.
- (CA) E.** A resolution granting Victualling Licenses to the following; Renewals:

  - DADDY’S BREAD, 805 Moonstone Beach Road, Wakefield, RI 02879. Application by Jennifer Manzo, 789 Moonstone Beach Road, Wakefield, RI 02879.
  - GENTILE ENTERPRISES LLC d/b/a RONZIO PIZZA, 50 Lower College Road, Kingston, RI 02881. Application by DeAnne Gentile, 8 Foster Farm Drive, Wyoming, RI 02898.
  - PASTA VILLA, LLC, 28 Old Tower Hill Road, Wakefield, RI 02879. Application by John Russo, 168 Seaside Drive, Jamestown, RI 02835.
- (CA) F.** A resolution granting a Holiday Sales License to JOHNNY’S BARKIN’ BAKERY LLC, 35 South County Commons Way, Unit D-4, Wakefield, RI 02879. Application by Alexandra E. Miller, 242 Laurel Ridge Lane, North Kingstown, RI 02852; Renewal.

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- (CA) G.** A resolution granting Holiday Sales and two Miscellaneous Peddler Licenses to LUCAS COFFEE & ICE CREAM LLC, 701 Boston Neck Road, North Kingstown, RI 02852-6235. Application by Rita and Nikolin Lucaj, 701 Boston Neck Road, North Kingstown, RI 02852-6235; Renewals.
- (CA) H.** A resolution granting a Miscellaneous Permit to conduct the “Matthew Siravo Memorial 5K Run/Walk for Epilepsy” on Saturday, June 9, 2012 at 8:00 a.m. to THE MATTY FUND subject to the execution of a hold harmless agreement indemnifying the Town, and issuance of a Certificate of Insurance naming the Town as an additional insured in the amounts specified by the Risk Manager. Application by Jessie Kenyon, Executive Director, The Matty Fund, P.O. Box 5300, Wakefield, RI 02880; Renewal.
- (CA) I.** A resolution granting a Miscellaneous Permit to conduct the annual “Walk for Shelter” on Friday, April 6, 2012 at 9:00 a.m. to WELCOME HOUSE OF SOUTH COUNTY subject to the execution of a hold harmless agreement indemnifying the Town, issuance of a Certificate of Insurance naming the Town as an additional insured in the amounts specified by the Risk Manager, and RIDOT approval. Application by Linda Barden, Executive Director, Welcome House of South County, 8 North Road, Peace Dale, RI 02879; Renewal.

**7. PUBLIC HEARING**

- A.** A Public Hearing relative to filing the Program Year 2012 Small Cities Community Development Block Grant (CDBG) application for the purposes of reviewing the draft application and obtaining citizen views on the proposed activities. The Local Priority List is shown on Exhibit 1 attached hereto. The Town is eligible to apply for \$300,000 in funds for the purpose of undertaking activities that meet one or more of the following three named national objectives:
1. Urgent needs.
  2. Prevention/elimination of slums or blight.
  3. Activities benefiting low/moderate income persons.

**8. COMMUNICATIONS**

- A.** A resolution adopted February 22, 2012 by the Burrillville Town Council in support of General Assembly Bill 2012 – H 7561 *An Act Relating to Elections – Registration of Voters* that would provide for the use of post office boxes for the purposes of acknowledgement of registration or change of address and verification of residence in those cases where the prospective voter does not receive home mail delivery, is received, placed on file, and the Town Council further directs \_\_\_\_\_. (3/5/2012 Interim, Item B.)
- (CA) B.** A resolution adopted March 12, 2012 by the Westerly Town Council in opposition to General Assembly Bill 2012 – H 7250 *An Act Relating to Labor and Labor Relations – Certified School Teachers’ Arbitration* that would mandate continuation of expired teacher contracts is received and placed on file. (3/5/2012 Interim, Item D.)
- C.** A communication dated March 8, 2012 from Senator Bethany L. Moura, District 19 seeking support for General Assembly Bills 2012 – S 2371 and 2012 – H 7746 *Acts Relating to Property – Mortgage Foreclosure and Sale* that would require that foreclosure deeds be recorded within 30 days of foreclosure and would increase the penalties for violation of this requirement, is received, placed on file, and the Town Council further directs \_\_\_\_\_. (3/5/2012 Interim, Item H.)
- D.** Resolutions adopted March 13, 2012 by the Exeter – West Greenwich School Committee in opposition to General Assembly Bills 2012 – H 7617 and H 7260 regarding binding arbitration for teacher and other school employees; in opposition to H 7250 and S 2532 that would mandate continuation of expired teacher contracts; and in support of S 2158, H 7272 and H 7863 that would move the teacher layoff notice deadline from March 1 to June 1 are received, placed on file, and the Town Council further directs \_\_\_\_\_. 3/22/2012 Miscellaneous, Item II D.)
- E.** A communication received March 21, 2012 from Jonathan Daly-LaBelle requesting that the Town Council review their rules of decorum is received, placed on file, and the Town Council further directs \_\_\_\_\_. (3/22/2012 Miscellaneous, Item II J.)

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- F. A communication dated March 21, 2012 from Jonathan Daly-LaBelle relative to meeting attendance by public officials is received, placed on file, and the Town Council further directs \_\_\_\_\_.  
(3/22/2012 Miscellaneous, Item II J.)
  
- (CA) G. 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.”

**9. COMMENTS FROM INTERESTED CITIZENS**

**10. TOWN MANAGER’S REPORT**

**11. TOWN SOLICITOR’S REPORT**

**12. APPOINTMENTS**

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

**13. NEW BUSINESS**

- A. A resolution authorizing an award of bid to Sunbelt Rentals, Inc. d/b/a Case of New England, 800A Hartford Turnpike, Shrewsbury, MA 01545 for a JRB Grapple Bucket/Rake – 350 GBR including installation, in an amount not to exceed \$35,262; and as further described in a memorandum from the Public Services Director to the Town Manager dated March 9, 2012 and entitled “Bid Recommendation – Debris Management Grapple.”

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- (CA) B.** A resolution authorizing an award of bid to Kenyon Corn Meal Company, Inc., 21 Glen Rock Road, West Kingston, RI 02892 for the operation of concessions at the 4<sup>th</sup> of July event at Old Mountain Field for a three-year term from 2012 to 2014, and for a total payment amount of \$9,033 in accordance with all bid specifications and subject to all State of Rhode Island Department of Health Food Service regulations; and as further described in a memorandum from the Director of Leisure Services to the Town Manager dated March 20, 2012 and entitled “Recommendation for bid award – Concession Operations.”
- (CA) C.** A resolution authorizing an award of bid to KEMCO, 32 Whispering Pine Way, Exeter, RI 02822 for the operation of concessions at the Town Beach and Old Mountain Field for a three-year term from 2012 to 2014 with the option of a two-year extension; and operation of concessions at West Kingston Park and Broad Rock Play Fields for the 2012 year with the option of a two-year extension, for a total payment amount of \$4,229 in accordance with all bid specifications and subject to all State of Rhode Island Department of Health Food Service regulations; and as further described in a memorandum from the Director of Leisure Services to the Town Manager dated March 20, 2012 and entitled “Recommendation for bid award – Concession Operations.”
- (CA) D.** A resolution rejecting all bids for concession operations for the South County HoopFest basketball tournament; and as further described in a memorandum from the Director of Leisure Services to the Town Manager dated March 20, 2012 and entitled “Recommendation for bid award – Concession Operations.”
- E.** A resolution authorizing an award of bid to 146 Supply Center Inc., Route 146, PO Box 209, Millbury, MA 01527 for the purchase of a John Deere 1600 Series II tri deck wide area mower and John Deere 1445 front mount mower in accordance with all bid specifications, in an amount not to exceed \$69,402, including trade-in; and as further described in a memorandum from the Director of Leisure Services to the Town Manager dated March 20, 2012 and entitled "Bid Recommendation – Wide Area Mower, Front Mount Mower and Utility Sand Groomer."

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- F.** A resolution authorizing an award of bid to Turf Products Corporation, 157 Moody Road, Enfield, CT 06083 for the purchase of a Toro SandPro utility sand grooming vehicle in accordance with all bid specifications, in an amount not to exceed \$15,943, including trade-in; and as further described in a memorandum from the Director of Leisure Services to the Town Manager dated March 20, 2012 and entitled “Bid Recommendation – Wide Area Mower, Front Mount Mower and Utility Sand Groomer.”
  
- (CA) G.** A resolution rejecting all bids for a landscape equipment trailer; as further described in a memorandum from the Director of Leisure Services to the Town Manager dated March 20, 2012 and entitled “Bid Recommendation – Wide Area Mower, Front Mount Mower and Utility Sand Groomer.”
  
- (CA) H.** 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.”

**CDBG LOCAL PRIORITY LIST**

<u>Activity</u>	<u>Title</u>	<u>Amount</u>	<u>Nat'l Objective</u>
1.	Jonnycake Center Food and Meals Programs	\$20,000	LMI
2.	Tetreault Senior Center Annex Rehabilitation	\$85,900	LMI
3.	Welcome House Operating Expenses	\$20,000	LMI
4.	Welcome House Transitional Housing Rehabilitation	\$12,500	LMI
5.	Habitat for Humanity Affordable Housing Project	\$57,400	LMI
6.	DVRC Safe Home Unit Conversion Project	\$25,000	LMI
7.	Washington County CDC Operating Expenses	\$5,000	LMI
8.	The Sensational Child Job Training Program	\$10,000	LMI
9.	The Education Exchange Work Readiness Program	\$10,000	LMI
10.	Peace Dale NRI Bus Shelter	\$15,000	LMI
11.	Galilee Mission Transitional Housing Rehabilitation	\$10,200	LMI
12.	Peace Dale NRI Walking Tour Project	\$9,000	LMI
13.	CHLT Planning	\$3,000	LMI
14.	RICAN Operating Expenses	\$5,000	LMI
	Program Administration	\$12,000	
<b>TOTAL</b>		<b>\$300,000</b>	

(NOTE: There are no pre-agreement considerations for the proposed activities)