

# AGENDA

TOWN OF SOUTH KINGSTOWN

RHODE ISLAND



TOWN COUNCIL

REGULAR SESSION

7:30 PM

TOWN COUNCIL CHAMBERS  
180 HIGH STREET  
WAKEFIELD, RI

TUESDAY, MAY 29, 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: 5/24/2012

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1.    **A.    INTERVIEW – 6:30 PM**
- B.    WORK SESSION – 6:45 PM**  
      All items listed on Town Council agenda are subject to discussion.
- 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 and Regular Sessions – May 14, 2012**
  - B.    **Special Session – May 7, 2012**
  - C.    **Closed Executive Sessions – May 7 and May 14, 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 Holiday Sales License to SLEEPY’S LLC d/b/a MATTRESS GIANT, 3033 Tower Hill Road, Saunderstown, RI 02874 subject to approval by the Fire Chief and Communications Superintendent. Application by Joseph Graci, CFO, 1000 South Oyster Bay Road, Hicksville, NY 11801; New.
- B.** A resolution granting Victualling Licenses to KEMCO, 32 Whispering Pine Way, Exeter, RI 02822 for concession operations at Broad Rock Playfields and West Kingston Park. Application by Kenneth F. Elliott, 32 Whispering Pine Way, Exeter, RI 02822; New.
- (CA) C.** A resolution granting a Miscellaneous Permit to conduct the 18<sup>th</sup> annual Celebrate Summer 5K Road Race on Saturday, July 14, 2012 at 9 a.m. to Snug Harbor – East Matunuck Civic Association (SHEMCA), P.O. Box 17, Wakefield, RI 02880 subject to the issuance 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 Donald W. Goodrich, Treasurer, 397 Gooseberry Road, Wakefield, RI 02879; Renewal.

**7. COMMUNICATIONS**

- (CA) A.** A communication dated May 13, 2012 from Keith Vorhaben expressing interest in being appointed to the School Committee vacancy being created by Dr. Mega’s resignation is received, placed on file, and referred to the application process. (5/17/2012 Interim, Item B.)
- B.** A resolution adopted May 14, 2012 by the East Greenwich Town Council in support of Senate Bill 2012 – S 2928 *An Act Relating to Taxation – Taxation of Farm, Forest and Open Space Land* that would enable the tax assessor to save postage in the first mailing of a form to landowners to confirm that space is still farm, forest or open land, is received, placed on file, and the Town Council further directs \_\_\_\_\_.  
(5/17/2012 Interim, Item G.)
- (CA) C.** A resolution adopted May 14, 2012 by the East Greenwich Town Council proclaiming May 2012 as Brain Tumor Awareness Month is received and placed on file. (5/17/2012 Interim, Item J.)

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- (CA) D. A communication received May 21, 2012 from Carolyn Dyer, Southgansett Service Team inviting Council members to attend the Girl Scouts Annual Southgansett Community Bridging Ceremony on Friday, June 1, 2012 is received and placed on file. (5/24/2012 Miscellaneous, Item II B.)
  
- (CA) E. A communication dated May 23, 2012 from Louis R. Giancola, President/CEO, South County Hospital Healthcare System thanking the Town Council for its support of modifications to the Governor’s proposed Disproportionate Share (DSH) Program for hospital fees is received and placed on file. (5/24/2012 Miscellaneous, Item II E.)
  
- (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**

- (CA) A. A resolution authorizing the Town Clerk to advertise by reference for Order of Notice a Public Hearing relative to adoption of the FY 2012-2013 Position Allocation To Pay Schedule.

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- (CA) B.** A resolution rejecting all bids received on April 12, 2012 for a tire changing machine; as further described in a memorandum from the Public Services Director to the Town Manager dated May 21, 2012 and entitled “Bid Recommendation – Tire Machine.”
  
- (CA) C.** A resolution authorizing an award of bid to Myers Tire Supply, 220 Forbes Road, Suite 207, Braintree, MA 02184 for a Coats Tire Machine Model 50XEH1 in an amount not to exceed \$5,650; and as further described in a memorandum from the Public Services Director to the Town Manager dated May 21, 2012 and entitled “Bid Recommendation – Tire Machine.”
  
- D.** A resolution authorizing an award of contract to Gordon R. Archibald, Inc., 200 Main Street, Pawtucket, RI 02860 for bridge consulting engineering services in an amount not to exceed \$21,430, including a \$2,000 contingency; and as further described in a memorandum from the Public Services Director to the Town Manager dated May 11, 2012 and entitled “Town-wide Bridge Inspection – Engineering Services Recommendation.”
  
- E.** A resolution authorizing the South Kingstown Partnership for Prevention to use the Town Seal on signage proposed to be posted in liquor establishments as part of the Partnership’s campaign to reduce impaired driving; as further described in a memorandum from the Town Manager to the Town Council dated May 23, 2012 and entitled “SKPP Signage Campaign.”
  
- F.** A resolution authorizing an award of bid for Drainage/Concrete Curb/Retaining Wall Materials to the following bidders at the unit prices bid; and as further described in a memorandum from the Public Services Director to the Town Manager dated May 21, 2012 and entitled “Bid Recommendation – Drainage/Concrete Curb/Retaining Wall Materials.”

<b>VENDOR</b>	<b>PRODUCT</b>
Durastone Corporation 50 Higginson Avenue Lincoln, RI 02865 (401) 723-7100	Precast Concrete Drop Inlet Precast Concrete Sump w/ Adaptor Rings Precast Concrete Curb Items 7a.-7g.
E.J. USA, Inc. 301 Spring Street East Jordan, MI 49727	Standard Catch Basin replacement grates w/ Frames

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EJ Prescott Inc. 38 Albion Road Lincoln, RI 02865	Standard Catch Basin replacement grates w/o Frames Standard Manhole Cover w/Frame Torrent Inlet C.B. Grate w/Frame Geogrid
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- G.** A resolution authorizing an award of bid for miscellaneous road building materials to the following bidders at the unit prices bid; and as further described in a memorandum from the Public Services Director to the Town Manager dated May 21, 2012 and entitled “Bid Recommendation – Road Building Materials.”

<b>VENDOR</b>	<b>PRODUCT</b>
Material Sand & Stone 618 Greenville Road No. Smithfield, RI 02869	Screened Loam - Delivered
Richmond Sand & Gravel, Inc. 35 Stilson Road PO Box 389 Wyoming, RI 02898 (401) 539-7770	Bank Run Gravel - Picked Up Winter Sand - Picked Up & Delivered Concrete Sand - Picked Up & Delivered Processed Gravel - Picked Up Crushed Stone 3/8" - Picked Up & Delivered Crushed Stone 1/2" - Picked Up & Delivered Crushed Stone 3/4" - Picked Up & Delivered Crushed Stone 1" - 1-1/2" Picked Up & Del'd Crushed Stone 2" - 3" Picked Up & Del'd Rip Rap NSA # R3 - Picked Up & Delivered Rip Rap NSA # R6 - Picked Up & Delivered Rip Rap NSA # R8 - Picked Up & Delivered Screened Loam - Picked Up
South County Sand & Gravel 145 Fiore Industrial Drive Wakefield, RI 02879	Processed Gravel - Delivered
P.J. Keating Company 875 Phenix Avenue Cranston, RI 02921 (401) 942-7300	Stone Dust - Picked Up Cold Patch - Delivered Cold Emulsion - Picked Up & Delivered Permanent Cold Patch - Picked Up & Delivered

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J. H. Lynch & Son, Inc. 270 North Road P.O. Box 3700 Peace Dale, RI 02879 (401) 789-7100	Cold Patch - Picked Up Bituminous Concrete (Hot) - Picked Up & Delivered Bituminous Concrete (Hot) Winter - Picked Up
Cullion Concrete PO Box 5560 Wakefield, RI 02880	Concrete 1,2,3,4,5,6 or more cubic yards Calcium Hot Water Reinforced Fiber
Heritage Concrete 535 South County Trail Exeter, RI 02822	Concrete 2 CY Flowable Fill

- (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 --...  
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**13. CLOSED EXECUTIVE SESSION**

- A.** A Closed Executive Session pursuant to RIGL §42-46-5(a)(2) to discuss matters pertaining to litigation – Village Liquors vs. Town of South Kingstown; and pursuant to RIGL §42-46-5(a)(5) to discuss matters related to the acquisition or lease of real property for public purposes, or of the disposition of publicly held property wherein advanced public information would be detrimental to the interest of the public.