

**TOWN OF CHARLESTOWN  
PUBLIC NOTICE**

**TOWN COUNCIL REGULAR MEETING – June 11, 2012 at 7:00 p.m.  
Charlestown Town Hall, 4540 South County Trail, Charlestown, RI**

The regular monthly meeting of the Charlestown Town Council will be held on June 11, 2012 at 7:00 p.m.  
at the Charlestown Town Hall, 4540 South County Trail, Charlestown, RI. The proposed agenda is as follows:

**1. CALL TO ORDER, Moment of Silence, Pledge of Allegiance**

**2. ROLL CALL**

**Motion to move items 17a, 15c, 8a, 10a, 10b, 10c, 10d, 11c, 11d, and 12 to be heard next on the agenda.**

**3. PUBLIC COMMENT for items not on the Agenda**

**4. COUNCIL COMMENTS**

**5. PERSONS WISHING TO BE HEARD**

- a. Charlie Vandemoer – Ninigret National Wildlife Refuge and Ninigret Town Park
- b. James M. Mageau – The Severance Agreement signed by for Town Administrator, William DiLibero and the Town
- c. Bonnie Van Slyke – the history of Ninigret Park

**6. ADMINISTRATOR, SOLICITOR, COMMISSION REPORTS**

- a. Town Administrator
- b. Town Solicitor

**7. UNFINISHED BUSINESS**

- a. Discussion of and potential action regarding a Memorandum of Understanding with the U. S. Fish and Wildlife Service as a Ninigret Park Stakeholder

**8. NEW BUSINESS**

- a. Presentation by Elyse LaForest of the U.S. National Park Service

**9. PUBLIC HEARINGS**

- a. Public hearing and potential action regarding Ordinance #347 amending Chapter 218 Zoning, Section 75 Nuisances, D Lighting and Chapter 155 Nuisances, Article III Lighting, Section 15.
- b. Public hearing and potential action regarding Ordinance #349 amending Chapter 218 – Zoning, Historic Village District and Development Plan Review.
- c. Public hearing and potential action regarding a CDBG request for the Edwards Lane project preagreement funds in the amount of \$130,000 from the State Office of Housing & Community Development
- d. Public hearing and potential action regarding the proposed Charter amendment questions as recommended by the Charter Revision Advisory Committee

**10. COUNCIL SITTING AS BEVERAGE LICENSING BOARD**

- a. Public hearing and potential action regarding the application for a Class BV Full beverage license: CRAIG T. MARR d/b/a “The Breachway Grill LLC” to apply to premises located at 1 Charlestown Beach Road – Class BV Full. Designated Premises: Indoor Restaurant Space and Outdoor Patio Space only; daily from 11:00 am to 1:00 am.
- b. Public hearing and potential action regarding the application for a Class BT (Tavern) beverage license: G.J.S.I., Inc to apply to premises located at 4115A&B Old Post Road – Class BT (Tavern). Designated Premises: G.J.S.I. Tavern and Inn, patio area abutting tavern enclosed by tarmac and stone wall, snack bar and patio area in front of the snack bar/house and lawn abutting the Inn towards the northeast. No service easterly from tarmac and rear of snack bar to US Route 1; daily from 11:00 am to 1:00 am.
- c. (If item 10b is approved,) Motion to set the following cap on beverage licenses within the Town of Charlestown: Class A: 2; Class B Full: 5; Class B Limited: 3; Class B Tavern: 2; Class D: 1
- d. Discussion and potential action regarding the request from Ocean Community YMCA for a Class F Beverage License for a fundraising event for premises located at 160 Prosser Trail (Camp Watchaug) on September 14, 2012 from 6:30 p.m. – 10:00 p.m. subject to receipt of all required paperwork and stipulations and rules and regulations as required by the Liquor Control Administration and the Town Council.

**11. LICENSES AND PERMITS**

- “CA” a. Approval of the application for the renewal of a Peddler’s License from Carpenter’s Farm to sell produce at 4156 South County Trail, subject to receipt of all required paperwork.
- “CA” b. Approval of the application for the renewal of an Entertainment License from Johnny Angel’s Clam Shack, Saturday through Monday from 9:00 a.m. to 10:00 p.m. and Tuesday through Thursday from 2:00 p.m. to 10:00 p.m. subject to receipt of all required paperwork.
- c. Approval of the application for a Peddler License from First Bite Bakery, subject to receipt of all required paperwork.

d. Approval of the application for a Hawkers License from The Dog Pound, subject to receipt of all required paperwork.

**12. CONSENT AGENDA** *All items marked with "CA" are to be considered consent agenda*

Motion to accept, approve and place on file the following as the consent agenda: 11a, 11b, 13a, 13b, 17b, 17c, 17d, 17e, 17g, 18a, 18b, 18c, 18d, 18e, 18f, 18g, 18h, 18i and 18j

**13. MINUTES AND REPORTS**

"CA" a. Town Council Minutes: April 23 (Executive and Regular); May 7 (Budget Public Hearing); May 9 (Agenda and Red Light Camera Workshop); May 14 (Executive and Regular); May 21 (Executive); May 23 (Executive)

"CA" b. Reports: Building Official, May 2012; Chief of Police, May 2012; Public Works Director, May 2012; Town Clerk, May 2012; Treasurer, April 2012

**14. ANNOUNCEMENTS**

a. Board and Commission vacancies

**15. ORDINANCES, RESOLUTIONS AND PROCLAMATIONS**

a. Resolution requiring all registered voters to present identification at local referendum

b. Resolution in support of South County and Westerly Hospitals

c. Commendation for Joseph S. Dolock

d. Resolution supporting a referendum relating to the Code of Ethics

e. Introduction and first reading of Ordinance #350 amending Chapter 206. Vehicles and Traffic, Article I. Parking.

Motion to order advertised for public hearing on July 9, 2012.

f. Introduction and first reading of Ordinance #351 amending Chapter 26. Juvenile Hearing Board, Section 4. Membership. Motion to order advertised for public hearing on July 9, 2012.

**16. COMMUNICATIONS AND PETITIONS - None**

**17. APPOINTMENTS AND RESIGNATIONS**

a. Acceptance of Col. Jack M. Shippee's retirement, effective June 5, 2012 at 4:30 p.m. and presentation of commemorative plaque

"CA" b. Appointment of Robert Smith to the Coastal Pond Management Commission with a term expiration of March 2015 and a recommendation from Rob Lyons, Chair

"CA" c. Appointment of Susie Fehrmann to the Parks and Recreation Commission with a term expiration of January 2015.

"CA" d. Appointment of Denise Hertmann to the Ninigret Park Dog Park with a term expiration of November 2014

"CA" e. Acceptance of the resignation of Kenneth Smith and Megan Berndt from the Juvenile Hearing Board with regret.

f. Appointments to the Town Administrator's Search Committee. Applications received from Ronald J. Areglado, Susan H. Ogle, Sean White, Christopher J. Sheehan, Richard H. Hosp, Peter W. Arnold, Richard J. Sartor, Janice Falcone, Anne M. Irons, Leone Mainelli, Janice Carlson, Arthur R. Ganz, David R. Bailey, Dr. Dolph Santiello, Vaughn P. Ballard, Stephen Hoff, J. Lawrence Dunn, JoAnne Santos and Steven Santos

"CA" g. Acceptance of the resignation of Whitney Frost from the Coastal Pond Management Commission with regret.

**18. FISCAL MATTERS**

"CA" a. Award of the Red Light Camera Enforcement System to Sensys America, Inc. for a cost of \$4,350 per approach per month for the three year term of the contract with a cost neutrality guaranty.

"CA" b. Award of the Heating Fuel and Maintenance Service Bid to Ginger's Service Station, Inc., with a recommendation from the Director of Public Works (funding to come from line item 01.620.6020 for fuel and 01.620.6040 for maintenance and repairs).

"CA" c. Award of the Roll Off Hauling Bid to R.P.E. Waste Services for a two-year period for a rate of \$170.00 per trip to Johnston and \$175 for the additional year per trip to Johnston, with a recommendation from the Director of Public Works (funding as budgeted in the Charlestown Residential Collection Center Budget from line item 05.000.6055 for waste and 05.000.6060 for recycling).

"CA" d. Award of the Water Systems Management Bid to Millenium Water, LLC for an amount not to exceed \$ 8,366.00 with a recommendation from the Director of Public Works (funding as budgeted in the Building and Grounds Professional Services Budget from line item 01.630.6065).

"CA" e. Award of the Senior/Community Center Cleaning Bid to Mark Russo for \$30 per day regular rate and \$45 per diem emergency rate with a recommendation from the Senior/Community Center Director (funding as budgeted to come from line item 01.800.6065).

"CA" f. Award of the Construction Materials and Services, with a recommendation from the Director of Public Works (funding as budgeted to come from the General Fund).

“CA” g. Extension of DPW Professional Trade Services contract – Carpenter to C&C Investments, Inc. with funding to come from the Building and Grounds Professional Services line item (01.630.6065)

“CA” h. Request from the Tax Assessor to rescind abatements in the amount of \$200.00

“CA” i. Approval of the Johnson Control contract

“CA” j. Approval of the Online Mooring contract

k. Approval of purchasing conservation easement on YMCA property for \$398,000, in conjunction with purchase of same property for preservation by the Charlestown Land Trust, using open space and recreation bond funds

l. Resolution authorizing the issuance of not to exceed \$2,000,000 general obligation bonds and notes of the Town of Charlestown to finance the acquisition, preservation or protection of open space or any interest therein alone or in conjunction with federal agencies, state agencies, land conservancies, land trusts or preservation organization for preservation, Ground water protection or the development of public recreation facilities.

m. Approval of the Gate House lease

**19. LEGAL MATTERS - None**

**20. ADJOURNMENT**

The public is welcome to any meeting of the Town Council. If communication assistance (readers/interpreters/captions) is needed or any other accommodation to ensure equal participation, please call 711-364-1240 at least three (3) business days prior to the meeting.

**Advertised in the Westerly Sun – June 9, 2012**

**Posted at SOS, ClerkBase and at Town Hall – June 7, 2012**