

**AGENDA FOR THE REGULAR MEETING  
OF THE TOWN COUNCIL  
OF THE TOWN OF EXETER, RHODE ISLAND  
675 TEN ROD ROAD  
EXETER, RI 02822**

**MARCH 5, 2007  
7:15 P.M.**

**MEETING LOCATION: Town Council Chambers  
Exeter Town Hall  
675 Ten Rod Road, Exeter**

**No. 1 INVOCATION AND PLEDGE OF ALLEGIANCE: Town Council  
Member William P. Monahan**

**No. 2 CALL TO ORDER: ROLL CALL:**

**No. 3 PUBLIC COMMENT: Comments are not limited to items on this  
evening's agenda; however, items not on this agenda will only be  
heard and not acted upon by the Town Council unless they are of an  
emergency nature (3 minute time limit per item, 15 minute maximum  
time allowed for this agenda item)**

**7:30 P.M.**

**No. 4 CONSENT AGENDA: Consent Agenda Items are approved in one  
motion (outlined on pages 6, 7, 8, 9 & 10)**

**No. 5 APPROVAL OF MINUTES:**

**A. Town Council Meeting of February 5, 2007**

**No. 6 APPROVAL OF AGENDA ORDER**

**No. 7 APPOINTMENTS AND VACANCIES:**

**A. VACANCIES:**

**1. Personnel Board Members  
(5 Members to replace prior Board)**

**2. Conservation Commission**

**B. APPOINTMENTS**

1. **Director of Public Works  
(Replacement for Joseph Capirchio)**
2. **Planning Board Member, unexpired term to 7/2007  
(Replacement for Donna DiDonato)**

**No. 8 PUBLIC HEARINGS:**

- A. **AMENDMENT TO EXETER ZONING ORDINANCE: Section 2.4.2 Dimensional Regulations - add 2.4.2.10 Maximum Retail Building and Footprint and Section 1.2 Definitions – add 1.2.33 Gross retail footprint, as advertised**
- B. **AMENDMENT TO EXETER CODE OF ORDINANCES: Adoption of “An Ordinance Establishing a Moratorium” regarding Age Restricted Housing Developments in the Town of Exeter for a Period of Six months, as advertised**

**No. 9 REPORTS OF OFFICERS, BOARDS, COMMITTEES:**

- A. **TAX COLLECTOR’S REPORT, REMITTANCES AND ABATEMENTS: Tax Collector Lynette L. Lussier\***
- B. **TOWN TREASURER’S REPORT: Town Treasurer Richard D. Walker\***
- C. **TRANSFER STATION COORDINATOR’S REPORT: Town Council Member William P. Monahan\***
- D. **ECONOMIC DEVELOPMENT COMMISSION LIAISON’S REPORT: Town Council Member William P. Monahan\***
- E. **SCHOOL DISTRICT LIAISON REPORT: Town Council Member Donald R. Staley\***
- F. **TOWN PLANNER’S REPORT: Town Planner David W. Schweid, AICP\***
- G. **PUBLIC WORKS DEPARTMENT COORDINATOR’S REPORT: Town Council Vice President Robert E. Johnson, Jr.\***
- H. **ANIMAL CONTROL COORDINATOR’S REPORT: Town Council Member Kenneth L. Fernstrom\***
- I. **TAX ASSESSOR’S REPORT: Tax Assessor Michelle DeIVecchio\***

- J. FIRE DISTRICT/PUBLIC SAFETY/DISASTER PREPAREDNESS COMMITTEE LIAISON REPORT: Town Council Vice President Member Robert E. Johnson, Jr.\***
- K. EMERGENCY MANAGEMENT REPORT: Director Robert Franklin and Assistant Director Thomas S. McMillan\***
- L. WASHINGTON COUNTY REGIONAL PLANNING COUNCIL REPRESENTATIVE'S REPORT: Town Council President Calvin E. Ellis\***
- M. EXETER JOB CORPS ACADEMY LIAISON REPORT: Town Council Member Kenneth L. Fernstrom\***
- N. JUVENILE HEARING BOARD REPORT: Town Sergeant Richard S. Brown\***
- O. EXETER PUBLIC LIBRARY LIAISON'S REPORT: Town Council Member Donald R. Staley\***
- P. FINANCIAL COORDINATOR'S REPORT: Town Council President Calvin A. Ellis\***
- Q. EXETER WELFARE DEPARTMENT REPORT: Director of Public Welfare Sylvia J. Curry\***
- R. TOWN COUNCIL ASSISTANT'S REPORT: Town Council Assistant Kenneth G. Findlay\***
- S. SOLICITOR'S REPORT: James P. Marusak, Esq. of Gidley, Sarli & Marusak**

**No. 10 UNFINISHED BUSINESS:**

- A. EXETER VETERANS' MEMORIAL COMMITTEE: Commission of Monument to Exeter's Veterans**
- B. HISTORIC PRESERVATION**
- C. ACCESS TO MISKIANA TRAIL/STATUS OF QUANATUMPIC PICNIC GROVE, continued from 2/5/07**
- D. EXETER EMERGENCY SHELTER TO BE LOCATED AT METCALF SCHOOL, continued from 2/5/07**
  - 1. Town Owned Generator to be Purchased through Grant Funding**
  - 2. Memorandum of Understanding (ownership of generator)**

- E. **SUBMISSION FROM STATE OF RHODE ISLAND: Ladd Center, continued from 1/2/07**
- F. **DIGREGORIO ETHICS AND CHARTER VIOLATION COMPLAINTS, continued from 2/5/07**
- G. **BALD HILL NURSERY/SCHARTNER PROPERTY: Development Rights, continued from 2/5/07**
- H. **REQUEST TO PURCHASE: Plat 51 Block 2 Lot 27, Evergreen Drive, by Marjorie Veltri (February Communication #24), continued from 2/5/07**
- I. **MUNICIPAL SPACE NEEDS COMMITTEE**

**No. 11 NEW BUSINESS:**

- A. **RURAL CONSERVATION DISTRICT PROPOSAL: Representative Nicholas Gorham**
- B. **ADOPTION OF RESOLUTION: Authorizing our Legislators to resubmit and enact legislation that would enforce the payment of motor vehicle taxes at the time real estate is being conveyed or refinanced (March Communication #25)**
- C. **BOARD OF CANVASSERS' EXPENSES FOR EWG SCHOOL DISTRICT AND EXETER FIRE DISTRICT ANNUAL FINANCIAL MEETINGS**
- D. **IMPACT FEES**
- E. **YAWGOO VALLEY CULVERT: Engineering Plans**
- F. **ORDINANCE STABILIZING TAXES OF THE ELDERLY (repealed 7/06): Abatements for Overpayment of Taxes**
- G. **EWG SPORTS 4 KIDS: Request for Public Works Department Assistance (March Communication #35)**

**No. 12 BILLS, APPROPRIATIONS, ABATEMENTS\***

**No. 13 COMMUNICATIONS\***

**No. 14 OTHER BUSINESS:**

- A. SCHEDULE OF MARCH MEETINGS AND EVENTS\***
- B. REYNOLDS CHARITABLE TRUST: Approval of Vouchers  
And Signing of Documents\***
- C. KENNEL LICENSE RENEWALS\***
  - 1. Class 1 Kennel License Renewals (Unlimited)**
    - a. Brian and Kelly Quinn  
70B Sheffield Hill Road**
    - b. Cozy Paws Pet Resort  
Robert E. & Marianne Winski  
495 Nooseneck Hill Road**
    - c. Delmyra Kennels  
Scott and Ruth Gordon  
191 Ten Rod Road**
    - d. Marietta Kahla  
454 Ten Rod Road**
    - e. John Mann  
76 Levitt Lane**
    - f. John and Eva Medeiros  
371 Escoheag Hill Road**
    - g. Ruth Colwill  
174 Hallville Road**
  - 2. Class 2 Kennel License Renewals (Under 10 dogs)**
    - a. John J. Hood  
9 Skunk Hill Road**
    - b. Kathleen and Donald Perkins  
2572 Ten Rod Road**
    - c. Richard D. Walker  
115 Hallville Road**
    - d. Eugene and Mary Lou Whitford  
850 Ten Rod Road**

- e. **Nancy E. Kohler  
287 Yawgoo Valley Road**
- f. **Walter Monroe  
160 School Land Woods Road**
- g. **Freida Spitz  
639A South County Trail**

**No. 15 EXECUTIVE SESSION**

- A. CURRENT LITIGATION**
- B. LADD CENTER/JOB CORPS**
- C. LABOR UNION/CONTRACT NEGOTIATIONS**
- D. PERSONNEL ISSUES**
- E. SUBMISSION FROM STATE OF RHODE ISLAND: Ladd Center**
- F. DIGREGORIO ETHICS AND CHARTER VIOLATION COMPLAINTS**

**No. 16 ADJOURNMENT**

**\*Items marked with an asterisk (\*) are approved in the CONSENT AGENDA, unless removed by a Town Council Member by request.**

**No. 4 CONSENT AGENDA**

- A. Bill Sheet, dated 3/05/07**
- B. Schedule of March Meetings and Events**
- C. Abatements, dated 3/05/07**
- D. Reports**
  - 1. Town Clerk's Report, dated 2/28/07**
  - 2. Probate Report, dated 2/26/07**
  - 3. Treasurer's Report, dated 3/05/07**
  - 4. Tax Collectors's Report, Remittances and Abatements,**

dated 3/05/07

**5. Animal Control Officer's Reports**

**E. COMMUNICATIONS:**

- 1. 02/05/07 Letter from Rick Fallone, (Home Depot) requesting refund on a fee paid to the Building Department.**
- 2. 02/05/07 Letter from the Ocean State Workcamp providing informing about their program that will be doing home repairs for about 60 low-income, elderly and disabled homeowners during the first week of July, 2007 would like local towns to waive permit fees.**
- 3. 02/05/07 DEM is having a Meeting and Public Hearing to amend rules and regulations governing the Administration and Enforcement of the Freshwater Wetlands Act on 2/13/07.**
- 4. 02/07/07 Invitation to the first RI Meal on Wheels, Breakfast meeting at the Radisson Airport Hotel, 2/14/07.**
- 5. 02//07/07 Letter of interest from William Haas, Planning Board Alternate for the opening on the Planning Board.**
- 6. 02/08/07 Registration form for a statewide Conference at Save the Bay Center on Water for RI – Today & Tomorrow, 3/1/07.**
- 7. 02/12/07 Letter from the RI Foundation with attachment on the 2007 meetings.**
- 8. 02/04/07 E-mail with attachment on legislation relating to Military Affairs & Defense – Pay & Allowances.**
- 9. 02/12/07 State Planning Council announcing a Open House & Workshop, March 1, 2007, the State is asking for input on long range transportation plans.**
- 10. 02/15/07 Letters and Resolutions adopted by the Town of South Kingstown on School Housing Project Costs & State Group Home Educational Funding.**

11. 02/15/07 E-mail from USI introducing a new insurance program on 2/22/07 at the Sheraton Hotel.
12. 02/16/07 E-mail from Dan Beardsley requesting the Towns policy in regards to the continuation of health insurance coverage for deployed personnel.
13. 02/16/07 Town of Middletown with a resolution passed by the Town Council increasing the arsenic levels in soil requiring mitigation.
14. 02/16/07 Notification from Mr. & Mrs. John Flowers to the Town of Exeter as abutting landowner at the corner of Pinoak Dr. & Tarbox Dr. that the Exeter Zoning Board of Review will be holding a Public Hearing on 03/08/07 asking for a special exception to build a house.
15. 02/20/07 EWG Soccer's request for funds that where approved at the Town Budget Meeting for the Fiscal Year 2006/2007.
16. 02/20/07 United Healthcare RI – Invitation to a Municipalities Seminar March 6, 2007.
17. 02/20/07 RI Emergency Management Agency is requesting the town to participate in a full scale exercise April 30 – May 10, 2007.
18. 02/20/07 Newsletter from USI New England.
19. 02/21/07 Letter from Ron Gillette regarding a failed leaching field in Cedar Grove.
20. 02/22/07 Real Gould Realty – (Frank Realjo) was granted a Special Use Permit from the Zoning Board of Review at a public hearing on 12/14/06.
21. 02/22/07 Superintendent of Schools invitation for a joint meeting Thursday, March 1, 2007 to discuss the district budget.
22. 02/26/07 Notice of DEM Meeting and Proposed Public Hearing regarding the proposed changes to the rules and regulations governing the administration and enforcement of the Freshwater Wetland Act.

23. 02/26/07 Letter from Kevin A. Breene, Senate Minority Whip with a copy of legislation regarding collection of taxes.
24. 02/27/07 Letter to the EWG School Committee from Kevin A. Breene, West Greenwich Town Administrator, regarding policy concerns in obtaining legal counsel and the need for legal representation at monthly school committee meetings.
25. 02/25/07 Letter from Kevin A. Breene, Senate Minority Whip, asking the council if they would like to re-submit Section 44-7-11.
26. 02/28/07 Westerly Town Council is seeking support on their enclosed resolution encouraging the Governor and General Assembly to formulate a solution on the cancellation of insurance for coastal properties.
27. 02/28/07 E-mail from the RI League of Cities & Towns announcing a seminar scheduled for 03/05/07, titled - Implementing RI Property Tax Relief Law.
28. 02/28/07 Letter from Sharon Pelsler, EWG Sports 4 Kids, is requesting a pledge of \$50,000 to construct a sports facility.
29. 02/28/07 Memorandum of WCRPC with Agenda for 3/15/07 meeting and Minutes for 12/06 and 1/07 meetings.
30. 03/01/07 Memorandum of Dan Beardsley of RI League of Cities & Towns with agenda for 3.5.07 Seminar "Implementing RI's Property Tax Relief Law" at CCRI, Warwick at 8:30 a.m.
31. 03/01/07 Letter of RIEMA regarding Grant Auditing Process for FY 04 and 05 Homeland Security Grants.
32. 03/01/07 Letter of interest and resume of Susan Littlefield for the Planning Board vacancy.
33. 03/02/07 Letter of Freida Spitz requesting to downsize her Kennel License from Class 1 Unlimited Dogs to Class 2 Under 10 Dogs
34. 03/02/07 USI March 2, 2007 "*eBenefits*" Newsletter.
35. 03/02/07 Letter of Sharon Pelsler, President of EWG Sports 4 Kids requesting Public Works Department assistance with construction of access road and parking.

**POSTING STATEMENT: Exeter Town Council Meeting Agenda posted at the following locations:**

**EXETER TOWN HALL  
EXETER POST OFFICE  
EXETER PUBLIC LIBRARY  
BLUEBERRY HILL STORE  
EWG-TV**

**A seventy-two (72) hour notice is required for persons with sensory impairments requiring auxiliary aids by calling 295-7500. The Exeter Town Hall is handicapped accessible. Town Council Meetings are televised on EWG-TV Tuesday and Friday after regular meetings.**