

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

**AUGUST 6, 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)**
- No. 5 ACKNOWLEDGEMENTS:**
- No. 6 APPROVAL OF MINUTES:**
 - A. Town Council Meeting of July 9, 2007**
 - B. Executive Session of July 9, 2007**
- No. 7 APPROVAL OF AGENDA ORDER**
- No. 8 APPOINTMENTS AND VACANCIES:**
 - A. VACANCIES:**
 - 1. Personnel Board Members
(5 Members to replace prior Board)**

2. Conservation Commission
3. Economic Development Commission

B. APPOINTMENTS

1. Public Works Department – Highway Worker
2. Municipal Space Needs Committee
3. Emergency Management Director

No. 9 PUBLIC HEARINGS:

- A. LIQUOR LICENSE APPLICATION: Class B. Limited – Effie N. Filippou of 670 Ten Rod Road, North Kingstown, RI 02852, Effie Filippou’s Twisted Pizza LLC, D/B/A Effie Filippou’s Twisted Pizza, 567 South County Trail, Suite 107, Exeter as advertised and noticed
- B. LIQUOR LICENSE CAP (13)
- C. 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, continued from 7/9/07

No. 10 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. TOWN PLANNER’S REPORT: Town Planner David W. Schweid, AICP*
- D. TAX ASSESSOR’S REPORT: Tax Assessor Michelle DelVecchio*
- E. EXETER WELFARE DEPARTMENT REPORT: Director of Public Welfare Sylvia J. Curry*
- F. JUVENILE HEARING BOARD COORDINATOR’S REPORT: Town Sergeant Richard S. Brown*
- G. EMERGENCY MANAGEMENT REPORT: Director Robert Franklin and Assistant Director Thomas S. McMillan*

- H. FIRE DISTRICT/PUBLIC SAFETY/DISASTER PREPAREDNESS COMMITTEE LIAISON'S REPORT: Town Council Vice President Robert E. Johnson, Jr.*
- I. PUBLIC WORKS DEPARTMENT COORDINATOR'S REPORT: Town Council Vice President Robert E. Johnson, Jr.*
- J. LABOR RELATIONS, NEGOTIATIONS AND PERSONNEL LIAISON'S REPORT: Town Council Member Kenneth L. Fernstrom*
- K. ANIMAL CONTROL COORDINATOR'S REPORT: Town Council Member Kenneth L. Fernstrom*
- L. EXETER JOB CORPS ACADEMY LIAISON'S REPORT: Town Council Member Kenneth L. Fernstrom*
- M. TRANSFER STATION COORDINATOR'S REPORT: Town Council Member William P. Monahan*
- N. ECONOMIC DEVELOPMENT COMMISSION LIAISON'S REPORT: Town Council Member William P. Monahan*
- O. EXETER-WEST GREENWICH SCHOOL DISTRICT LIAISON'S REPORT: Town Council Member Donald R. Staley*
- P. EXETER PUBLIC LIBRARY LIAISON'S REPORT: Town Council Member Donald R. Staley*
- Q. FINANCIAL COORDINATOR'S REPORT: Town Council President Calvin A. Ellis*
- R. WASHINGTON COUNTY REGIONAL PLANNING COUNCIL REPRESENTATIVE'S REPORT: Town Council President Calvin E. Ellis*
- S. TOWN COUNCIL ASSISTANT'S REPORT: Town Council Assistant Kenneth G. Findlay*
- T. TOWN CLERK'S REPORT: Town Clerk Cheryl A. Chorney, CMC*
- U. SOLICITOR'S REPORT: James P. Marusak, Esq. of Gidley, Sarli & Marusak.

No. 11 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 7/9/07**
- D. **EXETER EMERGENCY SHELTER TO BE LOCATED AT METCALF SCHOOL, continued from 7/9/07**
 - 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 7/9/07**
- F. **BALD HILL NURSERY/SCHARTNER PROPERTY: Development Rights, continued from 7/9/07**
- G. **MUNICIPAL SPACE NEEDS COMMITTEE, continued from 7/9/07**
- H. **DIGREGORIO ETHICS AND CHARTER VIOLATION COMPLAINTS, continued from 7/9/07**
- I. **ICE RINK PROPOSAL, continued from 7/9/07**
- J. **VILLAGE INNOVATION PILOT PROGRAM, continued from 7/9/07**
- K. **ANNUAL MEMORIAL DAY PARADE, continued from 7/9/07**
- L. **EMPLOYEE CONTRACTS: Tax Collector and Tax Assessor, Continued from 7/9/07**
- M. **PENSION BENEFITS, continued from 7/9/07**
- N. **SPLIT ROCK MOBILE HOME PARK, continued from 7/9/07**
- O. **PROPOSED BOONE LAKE DAM MANAGEMENT DISTRICT, continued from 7/9/07**
- P. **EXETER PUBLIC LIBRARY: Entrance Sign and Roadway and Entrance Sign Lighting**

No. 12 NEW BUSINESS:

- A. AWARDING OF BIDS:**
 - 1. Land Fill No. 2 Closure – Engineering Services
 - 2. 4x4 Pickup Truck with Plow
 - 3. 37,000 GVW Dump Truck with Plow and Sander
 - 4. Hydraulic Excavator
 - 5. Crawler Dozer
 - 6. Chip Seal Surface Treatment
- B. PERFORMANCE BOND: Return of \$7,500 Performance Bond to South County Commons as Recommended by Planning Board**
- C. DISBURSEMENT OF FUNDS FOR COMMUNITY SERVICE AGENCIES**
- D. AMENDMENT OF TRANSFER STATION ORDINANCE: Pro-rated Transfer Station Permits**
- E. ADOPTION OF RESOLUTION: Changing Date of September Town Council Meeting from Monday, September 3, 2007 to Tuesday, September 4, 2007 due to the Labor Day Holiday**
- F. EXETER-WEST GREENWICH SCHOOL DISTRICT: Appointments to Building Committee, as requested by Superintendent Geismar**
- G. FEE IN LIEU OF OPEN SPACE FUNDS (\$60,188.38)**
- H. PLANNING BOARD RECOMMENDATION: Inclusionary Zoning Ordinance**
- I. PERSONNEL/NEGOTIATIONS**

No. 13 BILLS, APPROPRIATIONS, ABATEMENTS*

No. 14 COMMUNICATIONS*

No. 15 OTHER BUSINESS:

A. SCHEDULE OF AUGUST MEETINGS AND EVENTS*

B. REYNOLDS CHARITABLE TRUST: Approval of Vouchers And Signing of Documents*

No. 16 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
- G. RICO CORP GRAVEL BANK/DEER BROOK

No. 17 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 8/06/07
- B. Schedule of August Meetings and Events
- C. Abatements, dated 7/30/07
- D. Reports
 - 1. Town Clerk's Report, dated 7/31/07
 - 2. Probate Report, dated 7/30/07
 - 3. Treasurer's Report, dated 8/06/07
 - 4. Tax Collectors's Report, Remittances and Abatements, dated 8/06/07
 - 5. Animal Control Officer's Reports
- E. COMMUNICATIONS:
 - 1. 07/02/07 Approval from the RI Dept. of Transportation to award the construction contract to Best Electric Co. Inc.

2. **07/02/07 Insurance Certificate and Property and Liability Coverage breakdowns for the Town of Exeter from The Trust.**
3. **07/03/07 Application from Scott G. Kettelle for the position of Emergency Management Director.**
4. **07/03/07 Letter from Attorney John J. Kupa, Jr. representing Susan Albert regarding the leasing of the Exeter Old Home Days property for truck pulls.**
5. **07/03/07 Letter from Unison Site Management, LLC requesting information on cell sites in the Town of Exeter.**
6. **07/03/07 Application from Susan Littlefield reapplying for her position on the Planning Board.**
7. **07/06/07 Stone Environmental for the OWMP contract settlement agreement.**
8. **07/06/07 Invitation from the Attorney General's Office to attend the 9th annual Open Government Summit 8/3/07.**
9. **07/06/07 Local update of Census addresses (LUCA) technical training workshop 7/31/07.**
10. **07/06/07 Request from the EWG Girls Softball League for the release of funds allocated at the 2007-2008 Financial Town Meeting.**
11. **07/06/07 The General Assembly has amended the State Building Code Section 23-27.3-114.1 of the General Laws in Chapter 23-27.3.**
12. **07/09/07 Letter from the Sierra Club on our dependence on automobiles and the environment.**
13. **07/09/07 USI's Newsletter.**
14. **07/10/07 DEM Insignificant Alteration Permit 200 feet west of So. County Trail (Route 2) and approximately 4000 feet southwest of its intersection with Main Street.**
15. **07/10/07 Letter from Stephanie A. Gratt regarding the Exeter West Greenwich Senior High Gymnastics Team.**

16. **07/10/07** Letter from the Exeter-West Greenwich Regional School District, Superintendent Thomas J. Geismar, Ed. D. regarding the Gymnastics Team.
17. **07/11/07** Report from the Office of the Auditor General on the status of pension plans administered by RI Municipalities July 2007.
18. **07/12/07** Letter from the Exeter-West Greenwich Regional School District requesting names of persons to serve on a Building Committee.
19. **07//13/07** Letter from The Trust regarding a claim from Exeter Real Estate Holdings, LLC.
20. **07/13/07** The Trust Training Facility is offering a Defensive Driving Course 4 - at the Trust Training Facility - 9/19/07 & 10/17/07.
21. **07/16/07** Constellation New Energy with the quarterly disclosure label that enables the town to look at energy sources.
22. **07/16/07** May and June '07 REAP Savings Reports.
23. **07/17/07** Thirty-ninth Annual RI League of Cities & Towns Dinner meeting 09/27/07.
24. **07/17/07** State of RI, Dept. of Administration, Div. of Planning letter with an Annual Salaries Survey to be completed.
25. **07/20/07** Demestic Violence Resource Center of South County with their quarterly report.
26. **07/23/07** Letter from L.A. Patterson, Inc. regarding motor vehicle taxes.
27. **07/24/07** Letter from John R. Grasso asking the town to make a request to the Dept. of Transportation for a traffic control device at the intersection of Rte. 2 at Mail Rd.
28. **07/25/07** Notification from the State of RI Div. of Taxation stating they will be conducting road calls on Businesses in Exeter the week of 7/30/07.

29. **07/30/07** Letter from RI Housing to Hugh Fisher- on the acceptance of the Low and Moderate Income housing in the Deer Brook Development.
30. **07/31/07** DEM Notice of Proposed Regulations & Public Hearing for the rules and regulations for the operations & maintenance of wastewater treatment facilities.
31. **08/02/07** Memorandum from RI League of Cities & Towns with Analysis of the State Budget as enacted.
32. **08/03/07** Local Update of Census Addresses (LUCA) technical training workshop 08/28/07.
33. **08/03/07** Letter from the City of Pawtucket announcing the Ninth Annual Pawtucket Art Festival and feature event dates.
34. **08/03/07** Letter from Oak Harbour Village with proposed retail building size limitation proposal concerns.

No. 15 B. REYNOLDS CHARITABLE TRUST: Approval of Vouchers And Signing of Documents

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.