

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

**MAY 12, 2008
7:15 P.M.**

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

**No. 1 PLEDGE OF ALLEGIANCE: Town Council President
Calvin A. Ellis**

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 7, 8, 9 & 10)

No. 5 ACKNOWLEDGEMENTS:

No. 6 APPROVAL OF MINUTES:

- A. Town Council Meeting of April 7, 2008**
- B. Town Council Meeting of April 14, 2008**
- C. Town Council Meeting of April 22, 2008**
- D. Budget Hearing and Presentation of May 8, 2008**
- E. Executive Session of April 7, 2008**
- F. Executive Session of April 14, 2008**
- G. Executive Session of April 22, 2008**

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**
4. **Public Works Department Employee**

B. APPOINTMENTS

1. **Municipal Space Needs Committee**
2. **Tax Collector's Clerk**

C. EXPIRING TERMS:

1. **Reynolds Charitable Trust Committee - 4
Robert Anderson, John Putrino,
Mary-Ellen Thurber and Paul Ward**

No. 9 PUBLIC HEARINGS:

- A. LIQUOR LICENSE APPLICATION: Class B Victualer
Gashy Dowlatshahi, 561 A South County Trail, Exeter, RI 02822
D/B/A Gashy's to be located at Plat 72 Block 2 Lot 10 South
County Trail, Exeter, RI 02822, as advertised and noticed,
Continued from 4/07/08**
- B. LIQUOR LICENSE CAP (12), continued from 4/07/08**
- C. AMENDMENT OF THE EXETER CODE OF ORDINANCES:
Adoption of "An Ordinance Establishing the Exeter Affordable
Housing Trust" as advertised**
- D. AMENDMENT OF THE EXETER CODE OF ORDINANCES:
Adoption of "An Ordinance Establishing the Pro-Ration of Tax
Assessments on New Construction in Exeter" as advertised**
 1. **Adoption of "A Resolution Urging Passage of State
Legislation Regarding Pro-Ration of Tax Assessments
on New Construction"**

2. **Adoption of “An Act in amendment of Article 44 Chapter 5 of the General Laws, proposed RIGL §44-5-13.38 Assessment and taxation of new real estate construction in Exeter”**

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 Tammy Boss**
- 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 Scott G. Kettelle 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 A. 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. SUBMISSION FROM STATE OF RHODE ISLAND: Ladd Center, continued from 4/07/08**
- D. BALD HILL NURSERY/SCHARTNER PROPERTY: Development Rights, continued from 4/07/08**
- E. MUNICIPAL SPACE NEEDS COMMITTEE, continued from 4/7/08**
- F. ICE RINK PROPOSAL, continued from 4/07/08**

- G. VILLAGE INNOVATION PROJECT, continued from 4/7/08
- H. ANNUAL MEMORIAL DAY PARADE, continued from 4/07/08
- I. EMPLOYEE CONTRACTS: Tax Collector and Tax Assessor, Continued from 4/07/08
- J. PENSION BENEFITS, continued from 4/07/08
- K. FEE IN LIEU OF OPEN SPACE FUNDS (\$60,188.38), continued from 4/07/08
- L. DEER BROOK DEVELOPMENT CORPORATION
- M. REUBEN BROWN LANE DRAINAGE ISSUES, continued from 4/07/08
- N. EXETER CODE OF ORDINANCES: Article IV. Impact Fees
- O. HOME RULE CHARTER AMENDMENTS.
- P. TAX EXEMPTIONS FOR LOW OR MODERATE INCOME HOME OWNERS, continued from 4/07/08.
- Q. FY 08-09 BUDGET PREPARATION
- R. STATUS OF TOWN'S BANK ACCOUNTS
- S. CERTIFIED REVALUATION COMPANY REQUEST: Remote Access to Town of Exeter Computer Network, continued from 4/07/08 (April Communication #36)
- T. TAX ASSESSOR'S HOURS, continued from 4/07/08
- U. TOWN OF EXETER EMPLOYEE PENSION STATEMENTS

No. 12 NEW BUSINESS:

- A. PROCEED TO PUBLIC HEARING: Amendment of the Exeter Code of Ordinances Amendment of "An Ordinance Establishing the Boone Lake Dam Management District"
- B. PROCEED TO PUBLIC HEARING: Amendment of the Exeter Zoning Ordinance Article IV. Impact Fees

- C. **PROCEED TO PUBLIC HEARING: Amendment of the Exeter Code of Ordinances Adoption of “An Ordinance Establishing A Moratorium on Class 1 Kennel Licenses”**
- D. **AWARDING OF BID: Statistical Reappraisal of Taxable Real Property Within in the Town of Exeter**
- E. **PLANNING BOARD REQUESTS:**
 - 1. **Outsourcing of Mapping Services for Review and Updates, not to exceed \$2,500**
 - 2. **Outsourcing of Comprehensive Plan Chapter Updates and Compilation, not to exceed \$5,000**
- F. **STATE AID CUTS**
- G. **ACCESS TO PUBLIC RECORDS: www.clerkbase.com**
- H. **PERSONNEL/NEGOTIATIONS**

No. 13 BILLS, APPROPRIATIONS, ABATEMENTS*

- A. **BILL SHEET, dated 5/12/08**
- B. **ABATEMENTS, dated 5/12/08**

No. 14 COMMUNICATIONS*

No. 15 OTHER BUSINESS:

- A. **SCHEDULE OF MAY 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/ARBITRATION**
- D. **PERSONNEL ISSUES**

- E. SUBMISSION FROM STATE OF RHODE ISLAND: Ladd Center
- F. RICO CORP/DEER BROOK DEVELOPMENT CORP
- G. SCHATNER/BALD HILL PROPERTY

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. Schedule of May Meetings and Events

B. Reports

1. Town Clerk's Report, dated 4/30/08
2. Probate Report, dated 4/28/08
3. Tax Collectors's Report, Remittances and Abatements, dated 5/12/08
4. Director of Public Works Report, dated 5/12/08
5. Animal Control Officer's Report, dated 5/12/08

C. COMMUNICATIONS:

1. 04/07/08 State Fiscal Report – Revenue collections reported for FY 2008 through March.
2. 04/07/08 Letter from Senator Jack Reed regarding care of our Veterans.
3. 04/08/08 Request from Susan Fulford Cerullo For an appointment to the Exeter Borderlands Project.
4. 04/08/08 Notice from the House Finance Committee that the vote on the FY' 08 Supplemental Budget has been postponed for April 22nd.
5. 04/09/08 Letter and disclosure label from Constellation New Energy.

6. **04/09/08 Proposed Legislation Relating to Public Property and Works – Contractors’ Bonds.**
7. **04/11/08 REAP Savings Report for March.**
8. **04/14/08 Resolution from the City of Newport on killing mosquitoes and toxic poisons.**
9. **04/15/08 Letter from Senator Kevin Breene in regards to the passing of the Exeter-West Greenwich school bond issue (2008-S 2457).**
10. **04/16/08 Invitation to a seminar on the new RI Immigration Reform, April 25th 2008 at the Providence Marriott.**
11. **04/16/08 Letter and Draft of the FY09 Municipal Solid Waste Cap Calculation.**
12. **04/16/08 Letter of resignation from Rose Spadola EWG Summer Recreation Director.**
13. **04/17/08 Letter and final 2007 Rhode Island Housing Low and Moderate Income Housing Chart.**
14. **04/21/08 USI Newsletter with question and answer sheets on generic drugs.**
15. **04/21/08 Letter from the Washington Trust Company regarding the Town of Exeter Pension Plan.**
16. **04/21/08 Letter from Paul A. Ward Jr. for the reappointment of himself, Robert Anderson, John Putrino and Mary Ellen Thurber to the Reynolds Trust Committee.**
17. **04/21/08 Letter from Paul Ward Jr. with recommendation to the Town Council from the Reynolds Charitable Trust and vouchers to be approved by the Town Council.**
18. **04/23/08 Resolution from the Town of Westerly relating to House Bill 2008-H7108 relating to Labor Relations.**

19. 04/24/08 Letter from Diane Worthen, in regards to her neighbor burning an outdoor furnace.
20. 04/24/08 E-Mail from Dan Beardsley in regards to State of RI FY '08 supplemental budget.
21. 04/24/08 Letter from the Trust with a copy of the 2007 annual report.
22. 04/24/08 E-Mail from Mia Manzotti, Esq regarding Senate Bill S-2770 licensing of drain layers and installers
23. 04/28/08 Letter from Exeter Rescue Corps Inc requesting building permit fees to be waved for the building addition.
24. 04/28/08 Resolution from the City of Warwick supporting seat belts on school busses.
25. 04/29/08 Resolution from the Town of Charlestown regarding RIDEM.
26. 04/30/08 Letter from Heather Davidson of Ocean State Policy Research Institute requesting public records, employee payroll. etc.
27. 04/30/08 Letter from Kathleen Lacroix, EWG School District Treasurer presenting the adopted school appropriations for fiscal year 2008-09.
28. 05/01/08 E-Mail from Lillian McGee, Verizon Regional Director, regarding Verizon 2008 Investment in Rhode Island.
29. 05/02/08 Letter from David Gifford, RIDEM Director, in regards to the use of the pesticide methoprene for mosquito control.
30. 05/05/08 Newsletter from Wawaloam School.
31. 05/05/08 Newsletter from Metcalf School.

32. 05/05/08 Notice of Town of Richmond Zoning Board public hearing, Anthony & Linda Tanzi 465 Gardiner Road.
33. 05/05/08 Letter from Commonwealth Engineers & Consultants Inc in regards to traffic review of Pine Ridge Professional Park.
34. 05/05/08 RIDEM insignificant alteration permit for C&C Landscaping Inc, 350 South County Trail.
35. 05/05/08 Letter and service agreement request from RI Resource Recovery Corporation FY 2009-2011.
36. 05/06/08 Notice from RIDEM in regards to New Hampshire field trip on storm water runoff.
37. 05/06/08 Letter from RI Ethics Commission with notice of class exception workshop and request for comment.
38. 05/06/08 Resolution from the Town of Charlestown in regards to new DEM rules for septic systems.
39. 05/07/08 Resolution from the City of Providence in regards to the passage of Senate Bill 2008-S2706 and House Bill 2008 H-7195.
40. 05/07/08 Letter from the Trust in regards to renewing town employees' life insurance policy.

**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.