

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

**JULY 7, 2008  
7:15 P.M.**

**MEETING LOCATION: Metcalfe Elementary School Cafeteria  
30 Nooseneck Hill Road, Exeter**

**No. 1 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 7, 8, 9, 10, 11 & 12)**

**No. 5 ACKNOWLEDGEMENTS:**

**A. LAURA SOGAR: Semi Final Qualifier for the 100 Meter and 200 Meter Breaststroke trials for the US Olympic Team**

**No. 6 APPROVAL OF MINUTES:**

- A. Town Council Meeting of June 2, 2008**
- B. Town Council Meeting of June 19, 2008**
- C. Town Council Meeting of June 26, 2008**
- D. Executive Session of June 2, 2008**
- E. Executive Session of June 19, 2008**
- F. Executive Session of June 26, 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. Planning Board Clerk**
- 5. Other**

**B. APPOINTMENTS**

- 1. Municipal Space Needs Committee**
- 2. Public Works Department Employee**
- 3. Zoning Board of Review Member  
(5 year term of Michael Picillo, expires 7/2008)**
- 4. Zoning Board of Review Alternate Member  
(5 year term of Richard Booth, expires 7/2008)**
- 5. Planning Board Member  
(5 year term of Michael DeFrancesco, expires 7/2008)**
- 6. Planning Board Alternate Members  
(5 year terms of William Haas and  
Carla Neubert Benoist, expire 7/2008)**

**No. 9 PUBLIC HEARINGS:**

- A. AMENDMENT OF EXETER CODE OF ORDINANCES:  
Amendment of "An Ordinance to Establish the Boone Lake  
Shores Dam Management District" as advertised**

**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 6/02/08**
- D. **BALD HILL NURSERY/SCHARTNER PROPERTY: Development Rights, continued from 6/02/08**
- E. **MUNICIPAL SPACE NEEDS COMMITTEE, continued from 6/02/08**
- F. **ICE RINK PROPOSAL, continued from 6/02/08**
- G. **VILLAGE INNOVATION PROJECT, continued from 6/02/08**
- H. **ANNUAL MEMORIAL DAY PARADE, continued from 6/02/08**
- I. **EMPLOYEE CONTRACTS: Tax Collector and Tax Assessor, Continued from 6/02/08**
- J. **PENSION BENEFITS, continued from 6/02/08**
- K. **FEE IN LIEU OF OPEN SPACE FUNDS (\$60,188.38), continued from 6/02/08**

- L. DEER BROOK DEVELOPMENT CORPORATION
- M. REUBEN BROWN LANE DRAINAGE ISSUES, continued from 6/02/08
- N. HOME RULE CHARTER AMENDMENTS
- O. TAX EXEMPTIONS FOR LOW OR MODERATE INCOME HOME OWNERS, continued from 6/02/08.
- P. STATUS OF TOWN'S BANK ACCOUNTS
- Q. CERTIFIED REVALUATION COMPANY REQUEST: Remote Access to Town of Exeter Computer Network, continued from 6/02/08 (April Communication #36)
- R. TAX ASSESSOR'S HOURS, continued from 6/02/08
- S. TOWN OF EXETER EMPLOYEE PENSION STATEMENTS
- T. PLANNING BOARD REQUEST: Outsourcing of Comprehensive Plan Chapter Updates and Compilation, not to exceed \$5,000, continued from 6/02/08
- U. EXETER TOWN PAYROLL OF 5/09/08

No. 12 NEW BUSINESS:

- A. REAP CONTRACT: Approval and Authorization for signing By Town Council President
- B. STATUS OF DEPUTY TREASURER
- C. COMMUNICATIONS OFFICER
- D. 2007-2008 AUDIT MANAGEMENT LETTER
- E. EMPLOYEE PENSION ACTUARIAL SERVICES
- F. PHOENIX ACCOUNTING SYSTEM UPGRADE
- G. MISDIRECTED PENSION PAYMENT OF \$20,383.00
- H. MUNICIPAL BANK ACCOUNTS

- I. EWG-TV VIDEOTAPING OF TOWN COUNCIL MEETINGS AND PAYMENT
  - J. AUDITOR GENERAL ERNEST A. ALMONTE: Request for Response to Financial Town Meeting Results
  - K. PERSONNEL/NEGOTIATIONS
- No. 13 BILLS, APPROPRIATIONS, ABATEMENTS\*
- A. BILL SHEET, dated 7/07/08
  - B. ABATEMENTS, dated 7/01/08
- No. 14 COMMUNICATIONS\*
- No. 15 OTHER BUSINESS:
- A. SCHEDULE OF JULY 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 July Meetings and Events**

**B. Reports**

1. Town Clerk's Report, dated 6/30/08
2. Probate Report, dated 6/23/08
3. Tax Collectors's Report, Remittances and Abatements, dated 7/07/08
4. Director of Public Works Report, dated 7/07/08
5. Animal Control Officer's Report, dated 7/07/08

**C. COMMUNICATIONS:**

1. 06/02/08 REAP saving spreadsheet for April-2008.
2. 06/02/08 Letter from Dept. of Revenue, Peder A. Schaefer, approving amended Notice of Proposed Property Tax Changes for fiscal year 2008-2009.
3. 06/02/08 Letter from Lisa J. Appugliese, Case Manager from American Arbitration Assoc. regarding settlement of Grievance – 113900263507.
4. 06/03/08 E-mail from The Trust with proposed Legislation Relating to Courts & Civil Procedure – Cities & Towns.
5. 06/04/08 Request from the Exeter Volunteer Fire Department for a temporary liquor license.
6. 06/04/08 US Small Business Administration is accepting nominations for the 2008 RI Minority Small Business Person of the Year Award.
7. 06/04/08 RI Public Expenditure Council news release on proposed revenue cuts.
8. 06/04/08 Letter from Michael J. Picillo requesting re-appointment to the Zoning Board.

9. **06/06/08 Ocean State Policy Research Institute requesting all current employee contracts.**
10. **06/06/08 Letter from Senator Kevin A. Breene with a copy of a Bill he is introducing relating to taxation on new real estate construction.**
11. **06/09/08 Letter from J. William W. Harsch regarding the Schartner Farms/Bald Hill Nursery Property development rights.**
12. **06/09/08 Letter of interest from Michael P. DeFrancesco for reappointment to the Exeter Planning Board.**
13. **06/09/08 RI League of Cities & Towns with proposed legislation on Health Coverage Bills – H7158.**
14. **06/09/08 The Town of South Kingstown is advertizing proposed amendments to their Comprehensive Community Plan & Zoning Ordinance for Public Marina Special Management District.**
15. **06/09/08 The Town of South Kingstown advertizing a Public Hearing relative to the application requesting a Zoning Map amendment Commercial Neighborhood, limited to Use Code 42.**
16. **06/09/08 Invitation to Risk Management seminar featuring Disaster Recovery, Providence Marriot, 6/26/08, 8:30 a.m. – noon.**
17. **06/10/08 Letter from the RI Dept. of Education with the 2008 State Report Card showing the academic achievements of public schools 07-08.**
18. **06/10/08 Invitation to the 10<sup>th</sup> annual Open Government Summit, 8/01/08 at the Roger Williams University Law School in Bristol hosted by the Attorney General's Office.**
19. **06/11/08 Superior Court complaint from Richard Stanley, Jr. & Lisa Stanley vs. Town of North Kingstown Zoning Board.**

20. **06/11/08 E-mail from RI League of Cities & Towns with employee contribution rates for school teachers stating 7/1/09.**
21. **06/12/08 Letter from the EWG-TV Studio with stipends for taping and editing the Exeter Town Council meetings.**
22. **06/12/08 Notification of the RIDEM website and invitation to a public workshop regarding the 2008 RFP for BWRP/Nonpoint Source Grants – 6/18/08 at RIDEM Headquarters in Providence.**
23. **06/12/08 Letter from the RI Housing & Community Development Office acknowledging the Town’s request to amend its FY’02 CDBG program.**
24. **06/12/08 Legislative alert from the RI League of Cities & Towns regarding Article 34 Substitute A Section 1, 28-7-49.**
25. **06/12/08 RI League of Cities & Towns with FY’09 House Finance Committee proposed Budget Articles which impact cities & towns.**
26. **06/12/08 RI League of Cities & Towns with Legislative Alert – Fire Hydrants Summary.**
27. **06/16/08 Dept. of Health revoking a public drinking water system granted at 174 South Road.**
28. **06/16/08 The Town of Charlestown voted to reconfirm its support of the USS Saratoga Museum project at Quonset Business Park.**
29. **06/17/08 RI Dept. of Health - Notice of Public Hearing on proposed Rules & Regulations Pertaining to Cigarette Fire Safety Standards.**
30. **06/18/08 EWG-TV Studio regarding payment for the videotaping of the Exeter Town Council meetings.**
31. **06/18/08 2008 Narragansett Bay Workcamp notification of their presence in our area.**

32. **06/18/08** RI League of Cities & Towns notice with attached legislation relating to City & Towns –Zoning Ordinances.
33. **06/18/08** RI League of Cities & Towns legislative notice regarding health care benefits.
34. **06/20/08** RI League of Cities & Towns notice of Mayor Doyle’s commentary on the state/local fiscal problems and what needs to be done.
35. **06/23/08** Letter from Parmelee, Poirier & Associates regarding the 2007 fiscal year Management Letter comments.
36. **06/24/08** RI Emergency Management Agency & RI Citizens Corps Council with information regarding the training and retention of emergency volunteers.
37. **06/24/08** Notice from the Wastewater Treatment Services, Inc. - maintenance contract at 32 Raymond Potter Rd. has been canceled.
38. **06/25/08** Letter from RI League of Cities & Towns with contract giving Dan Beardsley negotiating authority to act on behalf of RI municipalities for REAP contract renewal.
39. **06/25/08** Legislation passed by both the RI House of Representatives & the RI Senate of changes to the Access to Public Records Act.
40. **06/25/08** Letter of interest from Carla Neubert Benoist to serve another term as Planning Board Alternate.
41. **06/25/08** E-mail from Richard Booth seeking re-appointment as alternate on the Zoning Board.
42. **06/26/08** Letter from Office Recycling Solutions with E-waste Recommendations & Recycling Solutions.
43. **0626/08** The Ocean State Policy Research Institute is requesting Public Records.

44. **06/26/08** E-mail from RI League of Cities & Towns regarding mandate reimbursements from the State.
45. **06/27/08** E-mail from RI League of Cities & Towns with the State Aid – FY 2009 estimates.
46. **06/30/08** Letter from Diane Worthen and her neighbors regarding a wood burning operation.
47. **06/30/08** Letter of interest of William K. Haas to continue as a member of the Exeter Planning Board.
48. **07/01/08** Letter of Fecteau Benefits Group regarding their services.
49. **07/01/08** Letter of RIIRMT with insurance certificates For 7/01/08 policy renewal.
50. **07/01/08** Letter of RIDEM regarding changes at Beach Pond notifying Exeter a response to the Council's questions is forth coming.
51. **07/01/08** Letter of PAYCHEX in answer to Solicitor Marusak's letter with information regarding the payroll checks dated May 15.
52. **07/01/08** Letter of RI State Police informing the Exeter Public Library Board of Trustees their application for a raffle on 8/08/08 was approved.
53. **07/02/08** Letter of Delta Dental with 2007 Annual Report.
54. **07/03/08** Letter of RIDEM regarding acceptance of applications for RI Open Space Grants for land acquisition beginning 7/1/08.

- No. 15**
- B. REYNOLDS CHARITABLE TRUST: Approval of Vouchers And Signing of Documents**
  - C. POLE PETITION: Verizon New England and Narragansett Electric Company**

**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.**