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

FEBRUARY 2, 2009
7:15 P.M.

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

No. 1 PLEDGE OF ALLEGIANCE: Town Council Member Kenneth L. Fernstrom

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 ACKNOWLEDGEMENTS:

No. 6 APPROVAL OF MINUTES:

A. Town Council Meeting of January 5, 2009

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. Municipal Space Needs Committee

5. Zoning Board of Review Clerk

6. Tax Assessor's Clerk

7. Other

B. APPOINTMENTS

C. EXPIRING TERMS

1. Juvenile Hearing Board, 3-year term (3/09)
Of Jennifer Ahlijanian

No. 9 PUBLIC HEARINGS:

A. AMENDMENT OF THE EXETER CODE OF ORDINANCES: Amending Article VII. Emergency Management, as advertised

B. AMENDMENT OF THE EXETER CODE OF ORDINANCES: Adoption of "An Ordinance Governing Out Door Wood Boilers In The Town of Exeter", as advertised

No. 10 UNFINISHED BUSINESS

A. HISTORIC PRESERVATION

B. BALD HILL NURSERY/SCHARTNER PROPERTY: Development Rights/ Bond Process, continued from 1/05/09

C. LADD CENTER ISSUES

D. VILLAGE INNOVATION PROJECT, continued from 1/05/09

E. ANNUAL MEMORIAL DAY PARADE, continued from 1/05/09

F. EMPLOYEE CONTRACTS: Tax Collector and Tax Assessor, Continued from 1/05/09

G. FEE IN LIEU OF OPEN SPACE FUNDS ($38,334.24), continued from 1/05/09

H. REUBEN BROWN LANE DRAINAGE ISSUES, continued from 1/05/09

I. TAX EXEMPTIONS FOR LOW OR MODERATE INCOME HOME OWNERS, continued from 1/05/09

J. EMPLOYEE PENSION ACTUARIAL SERVICES, continued from 1/05/09

K. MUNICIPAL BANK ACCOUNTS, continued from 1/05/09

L. PRORATION OF TAXES LEGISLATION, continued from 1/05/09

M. FY2008 MUNICIPAL AUDIT, continued from 1/05/09

N. GENERATOR FOR EXETER EMERGENCY SHELTER AT METCALF SCHOOL, continued from 1/05/09

O. MEDICAL/DENTAL BENEFITS REIMBURSEMENTS FOR FORMER AND PRESENT TOWN EMPLOYEES

P. CHARTER REVIEW COMMISSION, continued from 1/05/09

Q. MUNICIPAL EMPLOYEES' PENSION PLAN REVISION

R. SERVICES/VENDOR CONSOLIDATION

S. TAX RATE: Tangible Property

T. EXETER TOWN TREASURER

No. 11 NEW BUSINESS:

A. PROCEED TO PUBLIC HEARING: Ordinance Entitled "Tax Exemptions for Low and Moderate Income Home Owners"

B. ADOPTION OF RESOLUTION: "Addendum to Resolution of The Exeter Town Council Identifying Officials Authorized as Signators on Town of Exeter Bank Accounts With The Washington Trust Company" (Tax Collector's Account)

C. ADOPTION OF RESOLUTION: "Resolution of the Exeter Town Council Identifying Officials Authorized as Signators on Town of Exeter Bank Accounts with Citizens Bank"

D. PUBLIC FORUM: Municipal Finances - March 18, 2009, 7:00 p.m., Exeter Public Library Program Room

E. INTERDEPARTMENT COMMUNICATIONS

F. STATE AID CUTS

G. EWG SCHOOL DISTRICT BUDGET ISSUES

H. DEPARTMENT HEAD COMPENSATION

I. PERFORMANCE AUDIT: RI Association of Assessing Officers

J. EMPLOYEE OMBUDSMAN

K. PROPOSED ELECTIONS LEGISLATION FOR 2009: Request For Support by Exeter Board of Canvassers

L. TOWN PHYSICIAN

M. EMERGENCY MANAGEMENT COMMITTEE

N. PERSONNEL/LABOR NEGOTIATIONS

No. 12 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 LIAISON'S REPORT: Town Sergeant Richard S. Brown

G. EMERGENCY MANAGEMENT REPORT: Director Scott G. Kettelle

H. FIRE DISTRICT/PUBLIC SAFETY/DISASTER PREPAREDNESS COMMITTEE LIAISON'S REPORT: Town Council Vice President Robert E. Johnson, Jr.

I. PUBLIC WORKS DEPARTMENT LIAISON'S REPORT: Town Council Member William P. Monahan

J. TAX ASSESSOR'S OFFICE LIAISON: Town Council Vice President Robert E. Johnson, Jr.

K. ANIMAL CONTROL LIAISON'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 LIASON'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 Arlene B. Hicks

P. EXETER PUBLIC LIBRARY LIAISON'S REPORT: Town Council Member Arlene B. Hicks

Q. WASHINGTON COUNTY REGIONAL PLANNING COUNCIL REPRESENTATIVE'S REPORT: Town Council President Calvin A. Ellis

R. TOWN COUNCIL ASSISTANT'S REPORT: Town Council Assistant Kenneth G. Findlay

S. TOWN CLERK'S REPORT: Town Clerk Cheryl A. Fernstrom, CMC

T. SOLICITOR'S REPORT: James P. Marusak, Esq. of Gidley, Sarli & Marusak

No. 13 BILLS, APPROPRIATIONS, ABATEMENTS

A. BILL SHEET, dated 2/02/09

B. ABATEMENTS, dated 2/02/09

No. 14 COMMUNICATIONS

No. 15 OTHER BUSINESS:

A. SCHEDULE OF FEBRUARY MEETINGS AND EVENTS*

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

C. RAFFLE LICENSE: Special Olympics of RI for 2.14.09 event at Camp Canonicus, Exeter Road, Exeter*

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. SUPERIOR COURT ZONING CASES

1. Matthew Betts
2. Richard Siciliano

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 February Meetings and Events

B. Reports

1. Town Clerk's Report, dated 1/31/09

2. Probate Report, dated 1/31/09

3. Tax Collectors's Report, Remittances and Abatements, dated 2/02/09

4. Director of Public Works Report, dated 1/31/09

5. Animal Control Officer's Report, dated 1/31/09

C. COMMUNICATIONS:

1. 01/05/09 Invitation from the RI Economic Development Corp. to a Renewable Energy Fund Informational Session 01/15/09.

2. 01/05/09 Letter from the Exeter Fire District with copies of the 08/14/08 & 09/11/08 Minutes.

3. 01/05/09 Letter from Helen D. Buchanan regarding a problem with the State Library grant and on time submission of paperwork.

4. 01/07/09 Request for funding from the Domestic Violence Resource Center of South County.

5. 01/07/09 RI Economic Development Corp. invitation to the RI Renew able Energy Fund Informational Session 01/15/09.

6. 01/07/09 RI League of Cities & Towns e-mail with summary of the Governor's proposed '09 Supplemental Budget.

7. 01/09/09 RI League of Cities & Towns e-mail with summary and articles of the Governor's proposed '09 Supplemental Budget.

8. 01/12/09 Summary from RI League of Cities & Towns of the budget articles which have been proposed in the FY 09' Supplemental State Budget, H-5019.

9. 01/12/09 REAP Savings Report for December 2008.

10. 01/12/09 USI's Benefit Newsletter.

11. 01/12/09 Letter from the United States Dept. of Commerce regarding the 2010 U.S. Census with Service Locations Worksheet.

12. 01/13/09 Letter from Chris Duhamel, Washington County Regional Planning Council President, with

invitation to meetings on Community Planning in Washington County 2/11/09 and Annual Congress of Councils 4/23/09.

13. 01/14/09 RI League of Cities & Towns with information on Glacial Energy and the REAP Program.

14. 01/14/09 RIDEM letter with information on economic stimulus bill, timeframe and proposed final language of the Stimulus Bill.

15. 01/15/09 St. of RI Economic Stimulus Infrastructure Project Request Form.

16. 01/15/09 Invitation from The Trust to a workshop on maintaining sidewalks 2/5/09.

17. 01/16/09 League of Cities and Towns with Legislative Alert on House Bill, H-5019 FY 2009 Supplemental Budget.

18. 01/16/09 Letter from Jason C. Whitford regarding lease agreement for the transfer station property.

19. 01/16/09 RI League of Cities and Towns with a breakdown of eligible municipal employees who could retire by March 31st if Article #45 in the Supplemental Budget passes.

20. 01/20/09 RI League of Cities and Towns e-mail with a letter from the Governor's Office with an invitation to discuss the proposed Municipal Articles on 1/22/09 at the State House.

21. 01/20/09 Letter from SBA Communications with address change form and newsletter.

22. 01/20/09 RI Resource Recovery Municipal Newsletter and recycling information, programs and contacts.

23. 01/20/09 RI League of Cities & Towns with Retirement and Housing Aid Clarification.

24. 01/20/09 Date change from 1/22/09 to 1/21/09 on Governor's FY 2009 Revised Budget (09-H-5019) Articles 2, 3, 34, 15, & 49.

25. 01/20/09 Request from the Middle of Nowhere Diner to be open 24 hours.

26. 01/21/09 St. of RI Division of Planning letter and a brief matrix on potential economic stimulus initiatives with Project Proposal form.

27. 01/21/09 Bentley Employee Benefits Group, LLC Bulletin on Mandatory Plan Restatement.

28. 01/22/09 Letter of concern from Bob & Colleen Borges on outdoor wood boilers.

29. 01/22/09 Resolution from the City of Warwick to the Federal Deposit Insurance Corporation (FDIC) to Provide Unlimited Insurance for Local Governments' Deposits.

30. 01/23/09 Newsletter from the Feinstein Foundation Featuring achievements from Wawaloam School and Good Deed Projects taking place in the Community.

31. 01/23/09 E-mail regarding E-waste bidding process, rules & drop-off program.

32. 01/26/09 RI League of Cities & Towns with notice of meeting 01/28/09 and Legislative Alert.

33. 01/27/09 Letter from the Exeter Public Library Board of Trustees thanking the Public Works Dept. for the great job they did on the public walk areas and the parking lot.

34. 01/28/09 Letter from the Secretary of State's office Announcing cuts in funding to the Central Voter Registry system that provided access to the RINET Muni network.

35. 01/28/09 The Trust is offering a class – Reasonable Suspicion Training for Supervisors to detect Drug & Alcohol 02/25/09.

36. 01/28/09 Letter from the RI State Police granting Camp Canonicus permission to operate a raffle.

37. 01/28/09 Letter from John R. Grasso regarding

proposed outdoor wood burning furnace ordinance.

38. 01/29/09 State Planning Council Public Notice Proposed Amendment to the Statewide Planning Program & dates for Public Hearings.

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

C. RAFFLE LICENSE: Special Olympics of RI for 2.14.09 event at Camp Canonicus, Exeter Road, Exeter

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

EXETER TOWN HALL, EXETER POST OFFICE, EXETER PUBLIC LIBRARY, BLUEBERRY HILL STORE AND SECRETARY OF STATE'S WEBSITE

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.