

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

**MARCH 2, 2009
7:15 P.M.**

**MEETING LOCATION: Metcalf Elementary School Cafeteria
30 Nooseneck Hill Road (Route 3)
Exeter, RI 02822**

No. 1 PLEDGE OF ALLEGIANCE: Town Council Member Arlene B. Hicks

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:

A. WAWALOAM SCHOOL AND LINEHAM SCHOOL PRINCIPAL MELISSA MARINO: Selected as 2008 First Year Principal of The Year for Rhode Island

B. EWG JR. HIGH: Recognition as New England Middle Schools Spotlight School

C. EWG DISTRICT SPELLING BEE CHAMPION: Ashley Peltier

D. EWG HIGH SCHOOL SOCCER PLAYER KATHRYN PRENDA: Selected to First Team Region I Soccer Team and First EWG Student to be awarded Scholarships for Division I Schools

E. EWG JUNIOR HIGH SCHOOL BOYS WRESTLING TEAM: 2008-2009 Southern RI Co-Champions

F. EWG HIGH SCHOOL: Courtney Theroux, All State Cheerleader

No. 6 APPROVAL OF MINUTES:

- A. Town Council Meeting of February 2, 2009**
- B. Town Council Meeting of February 18, 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. Tax Assessor's Clerk**
- 5. Emergency Management Committee**
- 6. Other**

B. APPOINTMENTS

- 1. Zoning Board of Review Clerk**
- 2. Juvenile Hearing Board Member,
3-year term to 3/2012**
- 3. Charter Review Commission Members**

C. EXPIRING TERMS

No. 9 PUBLIC HEARINGS:

**A. OUTDOOR ENTERTAINMENT LICENSE APPLICATION:
Southern New England Truck Pullers Association for
Truck Pulls at Reynolds Field on 5.16.09, 6.27.09. and
10.17.09, as advertised and noticed**

**B. AMENDMENT OF THE EXETER CODE OF ORDINANCES:
Adoption of "An Ordinance Governing Out Door Wood Boilers
in The Town of Exeter" continued from 2.2.09**

- C. **AMENDMENT OF THE EXETER CODE OF ORDINANCES:
Adoption of an Ordinance Entitled “Tax Exemptions for Low
and Moderate Income Home Owners” as advertised**

No. 10 UNFINISHED BUSINESS

- A. **HISTORIC PRESERVATION**
- B. **LADD CENTER ISSUES**
- C. **VILLAGE INNOVATION PROJECT, continued from 2/02/09**
- D. **ANNUAL MEMORIAL DAY PARADE, continued from 2/02/09**
- E. **EMPLOYEE CONTRACTS: Tax Collector and Tax Assessor,
Continued from 1/05/09**
- F. **FEE IN LIEU OF OPEN SPACE FUNDS (\$38,334.24), continued
from 2/02/09**
- G. **REUBEN BROWN LANE DRAINAGE ISSUES, continued from
2/02/09**
- H. **EMPLOYEE PENSION ACTUARIAL SERVICES, continued from
2/02/09**
- I. **MUNICIPAL BANK ACCOUNTS, continued from 2/02/09**
- J. **PRORATION OF TAXES LEGISLATION, continued from
2/02/09**
- K. **FY2008 MUNICIPAL AUDIT, continued from 2/02/09**
- L. **GENERATOR FOR EXETER EMERGENCY SHELTER AT
METCALF SCHOOL, continued from 2/02/09**
- M. **MUNICIPAL EMPLOYEES’ PENSION PLAN REVISION**
- N. **SERVICES/VENDOR CONSOLIDATION, continued from 2/02/09**
- O. **TAX RATE: Tangible Property, continued from 2/02/09**
- P. **EXETER TOWN TREASURER**
- Q. **PERFORMANCE AUDIT: RI Association of Assessing Officers**

- R. **SCHARTNER FARMS/BALD HILL NURSERY PROPERTY**
- S. **DEER BROOK DEVELOPMENT CORP.**
- T. **STATE AID CUTS, continued from 2/02/09**

No. 11 NEW BUSINESS:

- A. **PROCEED TO PUBLIC HEARING: Amendment of Exeter Zoning Ordinance Article II Zoning District Use Regulations and adding Section 2.4.1-60 entitled "Adult Entertainment Uses" and Section 2.7 entitled "Adult Entertainment Uses"**
- B. **PUBLIC FORUM: Municipal Finances - March 18, 2009, 7:00 p.m., Exeter Public Library Program Room**
- C. **FEMA GRANT AGREEMENT: Summit Road and East Shore Drive Culvert Replacement**
- D. **RIDEM DIESEL EMISSIONS REDUCTION**
- E. **TOWN FARM LEASE**
- F. **ECONOMIC STIMULUS FUNDS**
- G. **PROPOSED SCHOOL DISTRICT CHARTER AMENDMENT AND FUNDING**
- H. **2008 ANNUAL REPORT ON EXETER'S STORM WATER MANAGEMENT PLAN: Town Planner David W. Schweid And Director of Public Works Stephen P. Mattscheck**
- I. **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 3/02/09**
 - B. **ABATEMENTS (no abatements this month)**
- No. 14 **COMMUNICATIONS**
- No. 15 **OTHER BUSINESS:**
 - A. **SCHEDULE OF MARCH 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. **RICO CORP/DEER BROOK DEVELOPMENT CORP.**
 - F. **SUPERIOR COURT ZONING CASES**
 - 1. **Matthew Betts**
 - 2. **Richard Siciliano**
 - G. **MEDICAL/DENTAL BENEFITS REIMBURSEMENTS**
- 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 March Meetings and Events**
 - B. **Reports**
 - 1. **Town Clerk's Report, dated 2/28/09**

2. **Probate Report, dated 2/23/09**
3. **Tax Collectors's Report, Remittances and Abatements, dated 3/02/09**
4. **Director of Public Works Report, dated 3/02/09**
5. **Animal Control Officer's Report, dated 3/02/09**

C. COMMUNICATIONS:

1. **01/30/09 Request from South County Community Action Agency for funding of \$5,000.**
2. **01/30/09 RI Dept. of Health letter with Medical Emergency Distribution System (MEDS) Agreement and Contract.**
3. **02/02/09 Letter and bills from Fecteau Benefits Group, Inc.**
4. **02/02/09 Letter from the Exeter-West Greenwich Regional School District thanking Steve Mattscheck and his crew for a job well done.**
5. **02/02/09 Resolutions from the Town of Burrillville Supporting the FY2009 Supplemental Budget.**
6. **02/02/09 Invitation to workshop on 02/11/09 for Washington County communities from Grow Smart RI and the Washington County Regional Planning Council.**
7. **02/03/09 Letter from Gexa Energy with instructions on how to use the website to obtain the account details.**
8. **02/03/09 Letter from Wastewater Treatment Services, Inc. with addresses of properties that have cancelled their service contracts.**
9. **02/04/09 E-mail from RI League of Cities & Towns – 16-Telephone Tax Doc. - Being Introduced for Legislation.**
10. **02/04/09 Posting of Joint Meeting Town Council & School Committee Meeting on 2/12/09.**

11. **02/06/09** Letter from Ratcliffe Burke Harten & Elias LLP regarding Elco Electric Service Company invoices.
12. **02/06/09** Request from Wood River Health Services for funding.
13. **02/06/09** Letter and request forms from the St. of RI For Economic Stimulus program.
14. **02/10/09** USI's Benefit Newsletter.
15. **02/10/09** Resolution from the City of East Providence Supporting Necessary Municipal Tools Contained in the FY 2009 Supplemental Budget Proposal.
16. **02/12/09** E-mail from the RI League of Cities and Towns with information on budget deficits.
17. **02/13/09** Letter from the Deputy State Fire Marshal Joseph St. Jean with Fire Code Requirements for Metcalf School Emergency Generator.
18. **02/13/09** E-mail from RI League of Cities and Towns with copy of Senate Resolution creating a special Senate Commission to study the use of bio-solids for fertilizer in Rhode Island.
19. **02/13/09** Letter from Francis P. DiGregorio requesting information pertaining to Deer Brook.
20. **02/13/09** E-mail from RI League of Cities and Towns - Legislative Alert to RILCT Summary of Budget Articles to House Bill, H-5019 FY 2009 Supplemental Budget.
21. **02/23/09** USI's Benefit Newsletter.
22. **02/23/09** Letter from Rhode Island Housing with attached Memo with guidelines for "municipal government subsidies" contributing to low and moderate income housing.
23. **02/24/09** Letter from RIDEM Office of Waste Management with forms for Solid Waste Management & Composting Facilities 2008 Annual Report.
24. **02/24/09** REAP Monthly Savings Report for January.

25. 01/20/09 Request from the Middle of Nowhere Diner to be open 24 hours.
26. 02/25/09 Letter of interest from Susan Fulford Cerullo to serve on the Charter Review Commission.
27. 02/25/09 Letter from The Trust on Workers' Compensation Payroll Audits for Policy Year 2007-08.
28. 02/26/09 Letter form RIDEM informing the town of federal money for the purchase of control devices to reduce diesel emissions.
29. 02/26/09 Resolution from the Town of East Greenwich supporting certain articles of House Bill 5019.
30. 02/26/09 Letter of interest of Scott Millar for the Charter Review Commission.
31. 02/26/09 Letter of interest of Scott G. Kettelle for the Charter Review Commission.
32. 02/27/09 Resolusion of the West Warwick Town Council in Support of Ending the Caruolo Act.
33. 02/27/09 Letter from The Trust regarding TULIP Insurance and change in carrier.

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
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.