

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

**AUGUST 3, 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 7 & 8)**

**No. 5 ACKNOWLEDGEMENTS:**

**A. EXETER-WEST GREENWICH HIGH SCHOOL PRINCIPAL:  
Brian Butler, M.Ed.**

**B. ANNUAL EXETER VETERANS MEMORIAL COMMITTEE GOLF  
TOURNAMENT: Saturday, August 15, 2009, 2:00 p.m.,  
Pinecrest Golf Club, 25 Pinehurst Drive, Carolina, RI**

**No. 6 APPROVAL OF MINUTES:**

- A. Town Council Meeting of July 2, 2009**
- B. Town Council Meeting of July 6, 2009**
- C. Town Council Meeting of July 13, 2009**

- D. Executive Session of July 2, 2009
- E. Executive Session of July 6, 2009
- F. Executive Session of July 13, 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. Emergency Management Committee
5. Tax Assessor's Clerk
6. Other

B. APPOINTMENTS

C. EXPIRING TERMS

No. 9 PUBLIC HEARINGS:

- A. JUNK YARD LICENSE APPLICATION: Ronald L. Mann for High Tower Farm LLC, DBA High Tower Auto Salvage for the Property located at 2670 Ten Rod Road, Exeter, RI 02822 also described as Plat 38 Block 1 Lot 3, as advertised and noticed

No. 10 UNFINISHED BUSINESS

A. HISTORIC PRESERVATION

B. LADD CENTER ISSUES

C. A VISION FOR EXETER: Borderlands Village Innovation Project, continued from 7/06/09

D. ANNUAL MEMORIAL DAY PARADE, continued from 7/06/09

- E. CHARTER REVIEW COMMISSION**
- F. EMPLOYEE CONTRACTS: Tax Collector and Tax Assessor, Continued from 7/06/09**
- G. FEE IN LIEU OF OPEN SPACE FUNDS (\$38,334.24), continued from 7/06/09**
- H. REUBEN BROWN LANE DRAINAGE ISSUES, continued from 7/06/09**
- I. EMPLOYEE PENSION ACTUARIAL SERVICES, continued from 7/06/09**
- J. MUNICIPAL BANK ACCOUNTS, continued from 7/06/09**
- K. GENERATOR FOR EXETER EMERGENCY SHELTER AT METCALF SCHOOL, continued from 7/06/09**
- L. MUNICIPAL EMPLOYEES' PENSION PLAN REVISION**
- M. EXETER TOWN TREASURER**
- N. SCHARTNER FARMS/BALD HILL NURSERY PROPERTY**
- O. 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", continued from 7/06/09**
- P. MANTON LIBRARY FUNDS/EXETER PUBLIC LIBRARY, continued from 7/06/09**
- Q. BUSINESS LICENSING, continued from 7/06/09**
- R. TOWN HALL COMPUTER/TELEPHONE PROBLEMS, continued from 7/06/09**

**No. 11 NEW BUSINESS:**

- A. VICTUALING LICENSE APPLICATION: Future Donuts, Inc. DBA Dunkin Donuts, 260 Nooseneck Hill Road, Exeter, RI 02822, also described as Plat 30 Block 4 Lot 9**
- B. PLANNING BOARD REQUEST: Town Council support to**

**Amend Legislation H5686 regarding Tolling of Expiration Periods to except those periods pertaining to repealed regulations and ordinances – Francis P. DiGregorio**

- C. RIDOT LEAP FUNDS**
- D. METRO PCS LLC: Zoning Application for Additional Antenna**
- E. ZONING BOARD OF REVIEW REQUEST: Policy Change (letter of 7.12.09)**
- F. SUPPLEMENTAL TANGIBLE PROPERTY BILLING**
- G. ADOPTION OF RESOLUTION: Changing the date of the September Town Council Meeting from Monday, September 7, 2009 to Tuesday September 8, 2009 due to the Labor Day Holiday Observance\***
- H. PERSONNEL ISSUES/LABOR NEGOTIATIONS**

**No. 12 REPORTS OF OFFICERS, BOARDS, COMMITTEES:**

- A. TAX COLLECTOR'S REPORT, REMITTANCES AND ABATEMENTS: Tax Collector Lynette L. Lussier**
- B. TAX ASSESSOR'S REPORT: Tax Assessor Tammy Boss**
- C. TOWN TREASURER'S REPORT: Deputy Treasurer Joseph Gilles**
- D. TOWN PLANNER'S REPORT: Town Planner David W. Schweid, AICP**
- E. EXETER WELFARE DEPARTMENT REPORT: Director of Public Welfare Sylvia J. Curry**
- F. JUVENILE HEARING BOARD LIAISON'S REPORT/TOWN SERGEANT'S REPORT: Town Sergeant Richard S. Brown**
- G. EMERGENCY MANAGEMENT REPORT: Director Scott G. Kettelle**
- H. PUBLIC SAFETY/DISASTER PREPAREDNESS COMMITTEE LIAISON'S REPORT: Town Council Vice President Robert E. Johnson, Jr.**

- I. **TAX ASSESSOR'S OFFICE LIAISON'S REPORT: Town Council Vice President Robert E. Johnson, Jr.**
- J. **PUBLIC WORKS DEPARTMENT LIAISON'S REPORT: Town Council Member William P. Monahan**
- K. **TRANSFER STATION LIASON'S REPORT: Town Council Member William P. Monahan**
- L. **ECONOMIC DEVELOPMENT COMMISSION LIAISON'S REPORT: Town Council Member William P. Monahan**
- M. **ANIMAL CONTROL LIAISON'S REPORT: Town Council Member Kenneth L. Fernstrom**
- N. **EXETER JOB CORPS ACADEMY LIAISON'S REPORT: Town Council Member Kenneth L. Fernstrom**
- 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**
- B. **ABATEMENTS, dated 8/03/09**
- C. **REMITTANCES, dated 8/03/09**

**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/ARBITRATION**
- D. PERSONNEL ISSUES**
- E. RICO CORP/DEER BROOK DEVELOPMENT CORP.**
- F. GENERATOR AT METCALF SCHOOL**
- G. MEDICAL/DENTAL BENEFITS REIMBURSEMENTS**
- H. SECURITY ISSUES**

**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 August Meetings and Events**
- B. Reports**
  - 1. Town Clerk's Report, dated 7/31/09**
  - 2. Probate Report, dated 7/27/09**
  - 3. Tax Collector's Report, Remittances and Abatements, dated 8/03/09**
  - 4. Director of Public Works Report, dated 8/03/09**

5. **Animal Control Officer's Report, dated 8/03/09**

**C. COMMUNICATIONS:**

1. **07/06/09 Letter of interest from Ted Nataly to continue serving on the Board of Assessment Review.**
2. **07/06/09 RI DEM Insignificant Alteration Permit for project at intersection of East Shore Dr. & Ten Rod Rd.**
3. **07/07/09 Letter from John R. Grasso regarding outdoor wood burning furnaces.**
4. **07/08/09 RI Ethics Commission notice of its intent to withdraw general commission advisories.**
5. **07/09/09 E-mail from RI League of Cities & Towns with letter from RI Water Resources Board requesting a league appointment.**
6. **07/10/09 Letter from Ocean State Policy Research Institute requesting a breakdown of costs associated with our most recent binding arbitration.**
7. **07/10/09 USI's Benefits Newsletter.**
8. **07/13/09 Activities update newsletter from US Census 2010.**
9. **07/13/09 Letter from SBA with business proposal on wireless communication structures.**
10. **07/13/09 Follow-up letter from RIEMA regarding 07/07/09 meeting in Exeter on NFIP standards.**
11. **07/16/09 Letter and check from RI General Treasurer for Unclaimed Property.**
12. **07/16/09 USI's Benefits Newsletter.**
13. **07/17/09 Letter from Wastewater Treatment Services, Inc. re-instating Water Treatment system at 98 Cedar Grove Drive.**

14. **07/20/09** E-mail from RI League of Cities and Towns with article by Scott MacKay, political analyst for WRNI, concerning the economy.
15. **07/20/09** Letter and check from RI General Treasurer for Unclaimed Property.
16. **07/22/09** Notification from RI Division of Taxation that they will be checking Valid Sales Permits the week of 07/27/09.
17. **07/23/09** Letter from the RI Ethics Commission requesting input from Exeter on the draft of a new General Commission Advisory (G.C.A. 2009-1).
18. **07/21/09** Invitation from the City of Pawtucket to compete in the Dragon Boat race on August 29, 2009.
19. **07/22/09** USI Health Reform Update.
20. **07/23/09** Letter from RI Water Resources Board with application and guidelines for the acquisition program.
21. **07/23/09** E-mail from RI League of Cities & Towns with attachment regarding the purpose and use of the restricted State Fiscal Stabilization Funds.
22. **07/23/09** E-mail from RI League of Cities & Towns with Journal article on Superior Court decision regarding the City of Cranston v. Teamsters.
23. **07/29/09** Letter from Level Design Group, L.L.C. requesting copies of plans associated with the drainage easement on Lot 12 at Black Horse Estates.
24. **07/31/09** Letter of Portsmouth Town Clerk Joanne Mower with Portsmouth Town Council Resolution urging support of US Supreme Court Opinion in *Carcieri v. Salazar*
25. **07/31/09** Letter of Glocester Town Clerk Jean Fecteau with Glocester Town Council Resolution opposing the rate hikes proposed by Blue Cross and United Health

**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.**