

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

**DECEMBER 7, 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 Vice President
Robert E. Johnson, Jr.**

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 9, 10, 11 & 12)

No. 5 ACKNOWLEDGEMENTS:

**A. EXETER-WEST GREENWICH HIGH SCHOOL FOOTBALL
TEAM: 3rd Superbowl appearance, Sunday, December 6th,
3:00 p.m., vs. Middletown at Cranston Stadium**

No. 6 APPROVAL OF MINUTES:

**A. Town Council Meeting of November 2, 2009
B. Town Council Meeting of November 18, 2009
C. Executive Session of November 2, 2009
D. Executive Session of November 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. **Other**

B. APPOINTMENTS

C. EXPIRING TERMS

1. **Exeter Public Library Board of Trustees (3 year terms)
Barbara J. Laird and Marvin Pelser, expiring 1/13/2010**

No. 9 PUBLIC HEARINGS:

No. 10 UNFINISHED BUSINESS

A. HISTORIC PRESERVATION

B. LADD CENTER ISSUES

**C. A VISION FOR EXETER: Borderlands Village Innovation
Project, continued from 11/02/09**

D. CHARTER REVIEW COMMISSION

**E. FEE IN LIEU OF OPEN SPACE FUNDS (\$38,334.24), continued
from 11/02/09**

**F. REUBEN BROWN LANE DRAINAGE ISSUES, continued from
11/02/09**

**G. EMPLOYEE PENSION ACTUARIAL SERVICES, continued from
11/02/2009**

H. MUNICIPAL BANK ACCOUNTS, continued from 11/02/09

**I. GENERATOR FOR EXETER EMERGENCY SHELTER AT
METCALF SCHOOL, continued from 11/02/09**

- J. MUNICIPAL EMPLOYEES' PENSION PLAN REVISION
- K. EXETER TOWN TREASURER
- L. SCHATNER FARMS/BALD HILL NURSERY PROPERTY
- M. 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 11/02/09
- N. MANTON LIBRARY FUNDS/EXETER PUBLIC LIBRARY, continued from 11/02/09
- O. BUSINESS LICENSING, continued from 11/02/09
- P. TOWN HALL COMPUTER/TELEPHONE PROBLEMS, continued from 11/02/09
- Q. SUPPLEMENTAL TANGIBLE PROPERTY BILLING, continued from 11/02/09
- R. NK IT PROPOSAL, continued from 11/02/09
- S. MOTOR VEHICLE REVENUE REDUCTION, continued from 11/02/09
- T. H1N1 FLU UPDATE, continued from 11/02/09
- U. TOWN HALL SECURITY ISSUES, continued from 11/02/09
- V. EMPLOYEE/COBRA HEALTH INSURANCE, continued from 11/02/09
- W. TREASURER'S OFFICE AUDIT/ACCOUNTING PRACTICES AND PROCEDURES

No. 11 NEW BUSINESS:

- A. PENSION INVESTMENT POLICY
- B. FY 2008-2009 ANNUAL AUDIT
- C. COMPUTER ISSUES: Report from North Kingstown

IT Director Jason Albuquerque

- D. APPROVAL AND AUTHORIZATION FOR SIGNING: Medical Emergency Distribution System (MEDS) Contract Modification**
- E. CURRENT PROFIT AND LOSS REPORT**
- F. FOREBEARANCE AGREEMENT: Delinquent Taxes**
- G. EMPLOYEE VACATION AND SICK LEAVE REPORTING AND RECORDING**
- H. BORDERLANDS VILLAGE INNOVATION PILOT PARTNERSHIP AGREEMENT AND WORK PLAN**
- I. NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS)**
- J. PERSONNEL ISSUES/LABOR NEGOTIATIONS**
- K. REORGANIZATION OF EXETER TOWN COUNCIL**

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: Town Treasurer Maria Lawler and Deputy Treasurer Joseph Gillis**
- 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, dated 12/07/09**
- B. **ABATEMENTS, dated 12/07/09**
- C. **REMITTANCES, dated 12/07/09**

No. 14 COMMUNICATIONS

No. 15 OTHER BUSINESS:

- A. SCHEDULE OF DECEMBER MEETINGS AND EVENTS***
- B. REYNOLDS CHARITABLE TRUST: Approval of Vouchers
And Signing of Documents***
- C. SCHEDULE OF TOWN COUNCIL MEETINGS FOR 2010***
- D. JUNK YARD LICENSE RENEWALS* Fee: \$100.00**
 - 1. Timothy J. Strickland
John's Auto Repair and Salvage
278 South Road**
 - 2. Robert G. Kratzer
Exeter Salvage
573 Nooseneck Hill Road**
 - 3. Gregory Jarvis
F & G Salvage Co., Inc.
530 Nooseneck Hill Road**
 - 4. Ronald L. Mann
High Tower Auto Salvage
2670 Ten Rod Road**
- E. DEALER IN JUNK LICENSE RENEWALS* Fee: \$100.00**
 - 1. Kevin Gilligan
Exeter Scrap Metal
445 Nooseneck Hill Road**
 - 2. Donna F. Raymond
88 Black Plain Road**
- F. SECOND HAND DEALERS LICENSE RENEWALS* Fee: \$100.00**
 - 1. Samuel and Diane Martin
Exeter Automotive, Inc.
d/b/a Exeter Auto Sales
9 Industrial Drive**

2. **Leo Antonino**
Ocean State Auto Auction
10 Industrial Drive
3. **Andrew Slater**
Exeter Auto Repair
565 Nooseneck Hill Road
4. **Russell Hampton**
Ocean State Harley-Davidson, Inc.
435 Nooseneck Hill Road
5. **Joseph Andrade, III**
d/b/a Auto Country Sales & Service
19 Industrial Drive
6. **Audrey Lochiatto**
Corporate Image Interiors
230 Nooseneck Hill Road

G. RECYCLING LICENSE RENEWAL* Fee: \$25.00

1. **Kevin Gilligan**
Exeter Scrap Metal
447 Nooseneck Hill Road

H. TRAILER PARK LICENSE RENEWALS* Fee: \$100.00

1. **Jin R. Kulsic**
Mobile Village, Inc.
550 Victory Highway
2. **Elmer H. Palmer and Richard Palmer**
Split Rock Mobile Home Park
480 South County Trail
3. **Ronald N. Shadeck**
29 South Road

I. RUBBISH REMOVAL LICENSE RENEWALS* Fee: \$10.00

1. **Edward F. Briggs**
Edward F. Briggs Disposal, Inc.
P.O. Box 655, Exeter

2. **Arnaldo Paquette
Allied Waste Industries/Browning Ferris Industries
1080 Airport Road, Fall River, MA**
3. **Kyle Roode
RPKK, Inc.
Chariho Disposal
P.O. Box 126, Wood River Junction**
4. **Katharine A. Eldred
Charlie's Old Time Rubbish Removal
35 Old Baptist Road, North Kingstown**
5. **Linda J. Bilodeau
D. Lewis & Son, Inc.
252 South Road**
6. **Harry J. Whitford, Sr.
Whitford Rubbish Removal
6 Mockingbird Drive**
7. **Christopher Beck
E-Z Waste Systems, Inc.
P.O. Box 146
Westerly, RI 02891**

J. FIREARM'S DEALER'S LICENSE* Fee: \$5.00

1. **Daniel Patterson
Shanbri Farm LLC
332 South County Trail**

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 DECEMBER MEETINGS AND EVENTS

B. REYNOLDS CHARITABLE TRUST: Vouchers

C. REPORTS

1. Treasurer's/Deputy Treasurer's Report

2. Town Clerk's Report, dated 11/30/09

3. Probate Report, dated 11/23/09

4. Tax Collector's Report, dated 12/07/09

5. Tax Assessor's Report, dated 12/07/09

6. DPW Report, dated 12/07/09

7. Town Planner's Report, dated 12/07/09

8. Welfare Director's Report, dated 12/07/09

9. Emergency Management Report, dated 12/07/09

10. Animal Control Report, dated 12/07/09

11. Council Assistant's Report, dated 12/07/09

D. COMMUNICATIONS:

1. 11/02/09 Resolution from the Town of North Providence opposing mandatory binding arbitration.

2. **11/04/09 Letter from RI Film & Television Office requesting written testimony on film and television production here in the Ocean State.**
3. **11/04/09 Resolution from the North Smithfield School Committee opposing mandatory binding arbitration.**
4. **11/04/09 E-mail from RI League of Cities & Towns inviting our participation on 12/1/09 to discuss state mandates with the Senate Committee on Government Oversight.**
5. **11/04/09 Letter from the Commissioner of the Dept. of Education inviting our community to public forums on education reform.**
6. **11/04/09 Invitation from RI League of Cities & Towns to the 10th Annual Convention 2/4/2010 at the Crowne Plaza Hotel.**
7. **11/09/09 Resolution from the Town of Glocester in Opposition to House Bill 5931 and Senate Bill 606 on foreclosure periods for RI Housing.**
8. **11/07/09 Letter and updated copy of Narragansett Electric Co. Contingency & Emergency Response Plan for Exeter Liquified Natural Gas Production Facility.**
9. **11/16/09 Letter from Susan M. Newell requesting permission from the Town Council to have more than three dogs in her home at 23 New Rd.**
10. **11/19/09 Letter form Paul A. Ward, Jr. Chairperson of the Reynolds Trust with voucher and invoices.**
11. **11/19/09 E-mail form RI League of Cities & Towns with cost saving proposals under consideration by legislators.**
12. **11/20/09 SBA Newsletter on disaster loans.**
13. **11/20/09 Invitation from RI League of Cities & Towns to attend hearing 12/01/09 with the Senate Committee on Government Oversight concerning State mandates.**

14. 11/23/09 RI Division of Motor Vehicles notice of improvements to the Registry's computer system.
15. 11/24/09 RI League of Cities & Towns flyer for the 10th Annual Convention 2/4/2010 at the Crowne Plaza Hotel.
16. 11/25/09 Letter from the Statewide Planning Program requesting proposals to participate in the 100% Federally funded SRTS Program.
17. 11/25/09 RI Film & Television Office is hosting the premiere of "Lumberjacking" an independent comedy film 11/28/09 at the Performing Arts Center at the Historic Park Theater in Cranston.
18. 11/30/09 Exeter Zoning Board of Review with notice to the Town of Exeter as abutting landowner that Beacon Freewill Baptist Church is applying for a special exception to the Zoning Ordinance.
19. 11/30/09 Memorandum from The Trust with a reminder of the Safety Enhancement Grant Program deadline.
20. 12/02/09 RI League of Cities & Towns memorandum with article from The Times on unfunded State mandates.
21. 12/02/2009 RI League of Cities & Towns memorandum with request for additional information regarding unfunded mandates and burdensome state regulations.
22. 12/03/2009 USI Newsletter #8 regarding Healthcare Reform.
23. 12/04/2009 Letter of interest from Barbara J. Laird for reappointment to the Exeter Public Library Board of Trustees.

- No. 15
- B. REYNOLDS CHARITABLE TRUST VOUCHERS AND INVOICES
 - C. SCHEDULE OF TOWN COUNCIL MEETINGS FOR 2010
 - D. JUNK YARD LICENSE RENEWALS

- E. DEALER IN JUNK LICENSE RENEWALS**
- F. SECOND HAND DEALERS LICENSE RENEWALS**
- G. RECYCLING LICENSE RENEWALS**
- H. TRAILER PARK LICENSE RENEWALS**
- I. RUBBISH REMOVAL LICENSE RENEWALS**
- J. FIREARMS DEALERS LICENSE RENEWAL**

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**

The public is welcome to any meeting of the town council or its committees. If communications assistance is needed or any other accommodation to ensure equal participation, please contact the Town Clerk's Office at least three (3) business days prior to the meeting at 401-295-7500 or clerk@town.exeter.ri.us. The Exeter Town Hall is handicapped accessible.