

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

**JANUARY 4, 2010
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)

No. 5 ACKNOWLEDGEMENTS:

**A. EXETER H1N1 CLINIC: Saturday, February 6, 2009, Exeter
Job Corps Academy, 8:00 a.m. to 4:00 p.m.**

No. 6 APPROVAL OF MINUTES:

**A. Town Council Meeting of December 7, 2009
B. Town Council Meeting of December 22, 2009
C. Executive Session of December 22, 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. **Reynolds Charitable Trust Committee**
5. **Other**

B. APPOINTMENTS

1. **Tree Warden for 2010 – Stephen P. Mattscheck**

C. EXPIRING TERMS

1. **Juvenile Hearing Board - John Hall, Frank M. Herrera, Nancy A. Taylor, terms expiring 3/2010**
2. **Board of Canvassers – Sharon A. Pelsler, term expiring 3/2010**

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 12/07/09

D. CHARTER REVIEW COMMISSION

E. FEE IN LIEU OF OPEN SPACE FUNDS (\$38,334.24), continued from 12/07/09

F. REUBEN BROWN LANE DRAINAGE ISSUES, continued from 12/07/09

G. MUNICIPAL BANK ACCOUNTS, continued from 12/07/09

H. GENERATOR FOR EXETER EMERGENCY SHELTER AT METCALF SCHOOL, continued from 12/07/09

- I. MUNICIPAL EMPLOYEES' PENSION PLAN REVISION
- J. SCHATNER FARMS/BALD HILL NURSERY PROPERTY
- K. 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 12/07/09
- L. BUSINESS LICENSING, continued from 12/07/09
- M. TOWN HALL COMPUTER/TELEPHONE PROBLEMS, continued from 12/07/09
- N. SUPPLEMENTAL TANGIBLE PROPERTY ASSESSMENT AND BILLING, continued from 12/07/09
- O. MOTOR VEHICLE REVENUE REDUCTION, continued from 12/07/09
- P. TOWN HALL SECURITY ISSUES, continued from 12/07/09
- Q. TREASURER'S OFFICE AUDIT/ACCOUNTING PRACTICES AND PROCEDURES
- R. PENSION INVESTMENT POLICY
- S. FY 2008-2009 ANNUAL AUDIT
- T. FOREBEARANCE AGREEMENT: Delinquent Taxes
- U. EMPLOYEE VACATION AND SICK LEAVE REPORTING

No. 11 NEW BUSINESS:

- A. KENNEL LICENSE APPLICATION OF DR. SUSAN NEWELL, 23 New Road
- B. VACATION BUY BACK: Public Works Director Stephen Mattscheck, 144 hours
- C. VICTUALING LICENSE: Ocean State Auto Auction, Leo Antonino, 10 Industrial Drive, Plat 33 Block 1 Lot 4, Fee: \$25.00

**D. EXETER MARATHON, SATURDAY APRIL 17, 2009:
January Communication #29**

E. 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: Town Treasurer Maria Lawler
and Deputy Treasurer Joseph Gillis**

**D. TOWN PLANNER'S REPORT: Town Planner David W. Schweid,
AICP**

E. EXETER IT REPORT: NK/Exeter IT Director Jason Albuquerque

**F. EXETER WELFARE DEPARTMENT REPORT: Director of Public
Welfare Sylvia J. Curry**

**G. JUVENILE HEARING BOARD LIAISON'S REPORT/TOWN
SERGEANT'S REPORT: Town Sergeant Richard S. Brown**

H. EMERGENCY MANAGEMENT REPORT: Director Scott G. Kettelle

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

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

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

**L. TRANSFER STATION LIASON'S REPORT: Town Council
Member William P. Monahan**

**M. ECONOMIC DEVELOPMENT COMMISSION LIAISON'S
REPORT: Town Council Member William P. Monahan**

**N. ANIMAL CONTROL LIAISON'S REPORT: Town Council
Member Kenneth L. Fernstrom**

- O. EXETER JOB CORPS ACADEMY LIAISON'S REPORT: Town Council Member Kenneth L. Fernstrom
- P. EXETER-WEST GREENWICH SCHOOL DISTRICT LIAISON'S REPORT: Town Council Member Arlene B. Hicks
- Q. EXETER PUBLIC LIBRARY LIAISON'S REPORT: Town Council Member Arlene B. Hicks
- 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. Fernstrom, CMC
- U. SOLICITOR'S REPORT: James P. Marusak, Esq. of Gidley, Sarli & Marusak

No. 13 BILLS, APPROPRIATIONS, ABATEMENTS

- A. BILL SHEET, dated 1/04/10
- B. ABATEMENTS, dated 1/04/10
- C. REMITTANCES, dated 1/04/10

No. 14 COMMUNICATIONS

No. 15 OTHER BUSINESS:

- A. SCHEDULE OF JANUARY 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
- I. SCHATNER FARMS/BALD HILL NURSERY 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 JANUARY MEETINGS AND EVENTS

B. REYNOLDS CHARITABLE TRUST: Vouchers

C. REPORTS

1. Treasurer's/Deputy Treasurer's Report
2. Town Clerk's Report, dated 12/31/09
3. Probate Report, dated 12/21/09
4. Tax Collector's Report, dated 1/04/10
5. Tax Assessor's Report, dated 1/04/10
6. DPW Report, dated 1/04/10
7. IT Report, dated 1/04/10
8. Town Planner's Report, dated 1/04/10
9. Welfare Director's Report, dated 1/04/10
10. Emergency Management Report, dated 1/04/10

11. **Animal Control Report, dated 1/04/10**
12. **Council Assistant's Report, dated 1/04/10**

D. COMMUNICATIONS:

1. **12/07/09 Letter from Marvin M. Pelsler, Jr. for re-appointment to the Exeter Library Board of Trustees.**
2. **12/07/09 Newsletter from Wildlife Rehabilitators Association of Rhode Island.**
3. **12/08/09 USI November Newsletter.**
4. **12/09/09 Invitation from the RI Dept. of Health and URI to the public "Protecting Private Drinking Wells" at Jamestown Philomenian Library, 2/2/2010.**
5. **12/10/09 USI Health Reform Update.**
6. **12/10/09 Follow up letter from Susan M. Newell DVM, MS, regarding her appeal to the Council at the 12/07/09 Meeting.**
7. **12/14/09 E-mail from the RI League of Cities & Towns with Memorandum from the Office of the Governor.**
8. **12/15/09 E-mail from RI League of Cities & Towns with local aid cuts.**
9. **12/15/09 E-mail from RI League of Cities & Towns with FY '10 Supplemental Budget Summary.**
10. **12/17/09 USI Newsletter on Healthcare Reform.**
11. **12/17/09 Resolution from the Town of Westerly requesting relief from unfunded mandates.**
12. **12/18/09 Resolution from the Town of Portsmouth opposing House Bill 5931 & Senate Bill 606.**
13. **12/21/09 E-mail from RI League of Cities & Towns President James E. Doyle with his view on the Governor's budget cuts.**

14. 12/21/09 Invitation to the Grand Opening of the Warwick Local Census Office, 1/06/2010.
15. 12/21/09 Letter of resignation from Mary-Ellen J. Thurber from the Reynolds Charitable Trust Committee.
16. 12/22/09 USI Newsletter on Healthcare Reform.
17. 12/22/09 Letter from the Office of the Auditor General granting an extension to 1/29/2010 to file Exeter's audited financial statements.
18. 12/22/09 Letter from the Town of South Kingstown with advertisement for Public Hearing on proposed amendments to the Zoning Ordinance.
19. 12/22/09 USI Newsletter on COBRA Subsidy Extension.
20. 12/23/09 RI League of Cities & Towns 10th Annual Convention Notice with registration form, 2/4/2010.
21. 12/23/09 Invitation from The Trust to the 23rd Annual Dinner meeting, 1/21/2010.
22. 12/23/09 E-mail from RI League of Cities & Towns with information on RIPTA's desire to change arbitration law covering its employees.
23. 12/28/09 Letter of interest from David A. Lussier to serve on the "Vision for Exeter" Borderlands Project Committee.
24. 12/28/09 Census 2010 Newsletter with activities updates.
25. 12/28/09 Delta Dental Newsletter.
26. 12/28/09 USI Newsletter with Healthcare Reform Update.
27. 12/29/09 Thank you letter form The Samaritans of RI for Exeter's support.

28. 12/29/09 Certified letter from National Grid with updated copy of addresses and telephone numbers.
29. 12/29/09 Letter from Michael Tammaro requesting Council approval for Exeter Marathon on 4/17/2010.
30. 12/29/09 Letter from RIDEM requesting Exeter Tree Warden appointment for 2010.
31. 12/29/09 Letter and Contract Modification from the RI Dept. of Health for on Medical Emergency Distribution System (MEDS) for 2009-2010.
32. 12/30/09 Letter of Tammy Preble regarding damaged tire as the result of a pothole on Gardner Road.
33. 12/31/09 Notice from RI Labor Relations Board regarding newly amended Rules and Regulations effective 1/1/10.
34. 12/31/09 Invitation of US Census Bureau to participate in the National Census Van Tour Stop at Juanita Sanchez Educational Complex, 182 Thurbers Avenue, Providence, on 1/7/10 at 10:00 a.m.
35. 12/31/09 Letter of Deputy Chief Kevin D. Quinn, Union Fire District of South Kingstown, regarding adoption of an emergency response lan for the newly formed LEPC #4.

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.