

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

**APRIL 5, 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 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 6 through 10)

No. 5 ACKNOWLEDGEMENTS:

No. 6 APPROVAL OF MINUTES:

- A. Town Council Meeting of March 1, 2010**
- B. Executive Session of March 1, 2010**
- C. Special Council Meeting of March 22, 2010**
- D. Executive Session of March 22, 2010**

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. Planning Board Clerk
5. Municipal Finance Committee Member
6. Vision for Exeter Project Members
7. Other

B. APPOINTMENTS

C. EXPIRING TERMS

1. Juvenile Hearing Board - John Hall and Nancy A. Taylor, terms expiring 3/2010

No. 9 PUBLIC HEARINGS:

- A. Second Public Hearing, PY 10 CDBG Application

No. 10 UNFINISHED BUSINESS*

A. HISTORIC PRESERVATION

B. LADD CENTER ISSUES

- C. A VISION FOR EXETER: Borderlands Village Innovation Project, continued from 3/01/10

D. CHARTER REVIEW COMMISSION

- E. FEE IN LIEU OF OPEN SPACE FUNDS (\$38,334.24), continued from 3/01/10

- F. REUBEN BROWN LANE DRAINAGE ISSUES, continued from 3/01/10

- G. MUNICIPAL BANK ACCOUNTS, continued from 3/01/10

- H. MUNICIPAL EMPLOYEES' PENSION PLAN REVISION

- I. **SCHARTNER FARMS/BALD HILL NURSERY PROPERTY**
 - J. **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 3/01/10**
 - K. **BUSINESS LICENSING, continued from 3/01/10**
 - L. **SUPPLEMENTAL TANGIBLE PROPERTY ASSESSMENT AND BILLING, continued from 3/01/10**
 - M. **MOTOR VEHICLE REVENUE REDUCTION, continued from 3/01/10**
 - N. **TOWN HALL SECURITY ISSUES, continued from 3/01/10**
 - O. **TREASURER’S OFFICE AUDIT/ACCOUNTING PRACTICES AND PROCEDURES**
 - P. **PENSION INVESTMENT POLICY**
 - Q. **FY 2009 ANNUAL AUDIT (July 1, 2008 to June 30, 2009)**
 - R. **EMPLOYEE VACATION AND SICK LEAVE REPORTING, continued from 3/01/10**
 - S. **EXETER MARATHON, SATURDAY APRIL 17, 2010, continued from 3/01/10**
 - T. **FY 2011 BUDGET PREPARATION**
 - U. **NON-UNION EMPLOYEE BENEFITS**
 - V. **TOWN POLICES AND PROCEDURES**
- No. 11 NEW BUSINESS:**
- A. **STORM DAMAGE UPDATE**
 - B. **PERSONNEL ISSUES/LABOR NEGOTIATIONS**
 - C. **RHODE ISLAND HOUSING’S DRAFT AFFORDABLE HOUSING COUNT**
- No. 12 REPORTS OF OFFICERS, BOARDS, COMMITTEES:**

- A. TAX COLLECTOR'S REPORT: 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 LIAISON'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. TAX COLLECTOR'S OFFICE LIAISON'S REPORT: Town Council Member Arlene B. Hicks**
- S. WASHINGTON COUNTY REGIONAL PLANNING COUNCIL REPRESENTATIVE'S REPORT: Town Council President Calvin A. Ellis**
- T. TOWN COUNCIL ASSISTANT'S REPORT: Town Council Assistant Kenneth G. Findlay**
- U. TOWN CLERK'S REPORT: Town Clerk Cheryl A. Fernstrom, CMC**
- V. SOLICITOR'S REPORT: James P. Marusak, Esq. of Gidley, Sarli & Marusak**

No. 13 BILLS, APPROPRIATIONS, ABATEMENTS

- A. BILL SHEET, 3/19/ 2010**
- B. TAX ASSESSOR'S ABATEMENTS, dated 4/5/2010**
- C. TAX COLLECTOR'S REMITTANCES AND ABATEMENTS, dated 4/1/2010**

No. 14 COMMUNICATIONS

No. 15 OTHER BUSINESS:

- A. SCHEDULE OF APRIL MEETINGS AND EVENTS***
- B. REYNOLDS CHARITABLE TRUST: Approval of Vouchers And Signing of Documents* (no vouchers this month)**

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. MEDICAL/DENTAL BENEFITS REIMBURSEMENTS
- G. SECURITY ISSUES
- H. 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 MARCH MEETINGS AND EVENTS
- B. REYNOLDS CHARITABLE TRUST: Vouchers
- C. REPORTS
 - 1. Treasurer's/Deputy Treasurer's Report
 - 2. Town Clerk's Report, dated 3/31/2010
 - 3. Probate Report
 - 4. Tax Collector's Report, dated 4/5/2010
 - 5. Tax Assessor's Report, dated 4/5/2010
 - 6. DPW Report, dated 3/31/2010
 - 7. IT Report
 - 8. Town Planner's Report, dated 4/1/2010
 - 9. Welfare Director's Report, dated 3/31/2010
 - 10. Emergency Management Report
 - 11. Animal Control Report
 - 12. Council Assistant's Report

C. COMMUNICATIONS:

1. **03/01/10 E-mail from RI League of Cities & Town with Gist-Education Funding Formula Proposals.**
2. **03/02/10 E-mail from RI League of Cities & Town with Funding Formula Meetings.**
3. **03/02/10 Breakfast meeting with The Trust. Q & A session to address the present and future “State of the Trust.”**
4. **03/02/10 Letter from Wesly Jennings requesting a donation to Empower Through Education, a program for orphan & disadvantaged children.**
5. **03/03/10 Letter from the Energy Efficiency and Conservation Block Grant Program with letter of agreement, charts, and purchase agreements.**
6. **03/03/10 Letter from DEM State Veterinarian Scott Marshall with information on dog licensing and the possible changes in RI rabies regulations.**
7. **03/04/10 E-mail from the RI League of Cities & Town with attachment of legislation regarding Emergency Management.**
8. **03/04/09 Request for comment from the RI Ethics Commission regarding the relationship between union members and their organizations.**
9. **03/04/10 Letter from the RI State Police granting St. Francis de Sales Church Corporation a license to operate a raffle on June 12, 2010.**
10. **03/04/10 Letter from the Town of Coventry, Dept of Public Works, requesting us to transfer our fiscal year 2010 waste debris cap share to them.**
11. **03/09/10 E-mail from the Town of Burrillville notifying other cities & towns that they oppose House Bill 2010 – H 7276, An Act Relating to Taxation – Tax Sales.**
12. **03/09/10 Resolution from the Foster Town Council regarding the “Madeline Walker Bill” on Tax Laws for**

RI Housing & Mortgage Finance Corp.

13. **03/10/10 Letter from John C. Revens, Jr., to J. William Harsch regarding the Picnic Grove on Route 102.**
14. **03/10/10 Resolution from the City of Newport encouraging the return of the America's Cup challenge to Newport.**
15. **03/10/10 Resolution from the Town of Charlestown supporting the implementation of "Blue Alert" by the State of Rhode Island.**
16. **03/11/10 Notice of Claim from Vincent Herchen regarding a dog bite at Cedar Grove Drive.**
17. **03/12/10 Letter with documents from Todd Lander regarding a motor vehicle registration.**
18. **03/12/10 Resolution from the Westerly opposing mandatory binding arbitration on monetary matters for teachers.**
19. **03/16/10 Letter from The Trust informing the town to disregard a letter form Vincent Hertcher, (dog bite claim).**
20. **03/16/10 Letter from RI Statewide Coalition with a Resolution for the Councils to consider.**
21. **03/17/10 Tree Warden Appointment for 2010 from DEM.**
22. **03/18/10 Request from the Southern N.E. Truck Pullers Associations with dates requested to use Reynolds Field.**
23. **03/22/10 Letter from Senator Francis T. Maher, Jr., with funding formula proposal by the Dept of Education.**
24. **03/22/10 News Release from Governor Carcieri Office Declaring State of Emergency in Response to Storm and Flooding.**

25. 03/22/10 Letter from Bluff Head Enterprises, Inc. With RI Area Health & Welfare Benefits Survey.
26. 03/25/10 Resolution from the Town of Portsmouth regarding bridge safety.
27. 03/26/10 Resolution from the Town of East Greenwich giving their support to Newport to host the America's Cup races.
28. 03/26/10 E-mail from Ron Driver with update on Exeter Bill 7588 which is being held for further study.
29. 03/26/10 E-mail from Terri Brooks, Office of Energy Resources with ARRA updates.
30. 04/01/10 Letter from Sam Marsocci, RI Stone Sales, requesting the Town Council to forgive interest on his tax bill.
31. 04/01/10 E-mail from Charles Hawkins, Planning & Outreach Coordinator, with updates & dates of events.
32. 04/01/10 Resolution from the Town of Tiverton supporting legislation to authorize cities & towns to postpone budget & financial town meetings for Fiscal Year 2010–2011.
33. 04/01/10 Letter and Notice of Public Hearing on proposed zone change in the Town of South Kingstown.
34. 04/01/10 Letter from the RI Dept of Elderly Affairs with Listening Sessions that will focus on elder rights and justice, prevention and wellness, and aging network programs.
35. 04/01/10 Letter from DEM with revised rules and regulations for rabies management and protocols.
36. 04/01/10 Oak Harbour Villiage is requesting a gathering permit for a new seasonal weekly activity at Oak Harbour Village on Monday evenings.
37. 04/01/10 RI Dept of Transportation with their comment & observation on erosion control along South County Trail.

38. 04/01/10 Resolutions from the Town of Foster passed on 03/25/10: Opposition to Mandatory Contract Continuation Legislation and the February 14, 2010 America's Cup races in Newport.

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.