

AGENDA

**EXETER TOWN COUNCIL
REGULAR MEETING**

**MAY 2, 2011
7:00 P.M.**

**MEETING LOCATION: Town Council Chambers
Exeter Town Hall
675 Ten Rod Road
Exeter, Rhode Island**

**No. 1: PLEDGE OF ALLEGIANCE: Town Council Vice President
William P. Monahan**

**No. 2: CALL TO ORDER
ROLL CALL**

**No. 3: PUBLIC COMMENT: Comments are not limited to items on this 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).**

No. 4: ACKNOWLEDGEMENTS AND ANNOUNCEMENTS:

No. 5: APPROVAL OF AGENDA ORDER

**No. 6: CONSENT AGENDA: Consent Agenda Items are accepted in one
motion, unless removed at the request of a Town Council Member.**

**A. REYNOLDS CHARITABLE TRUST: Approval of Vouchers
and Signing of Documents**

B. REPORTS:

1. **TREASURER'S REPORT/DEPUTY TREASURER'S REPORT:**
Maria Lawler/Joseph Gillis
2. **TOWN CLERK'S REPORT:** Lynn M. Hawkins
3. **TAX COLLECTOR'S REPORT:** Kimberly A. Robitaille
4. **TAX ASSESSOR'S REPORT:** Penny B. Robertson
5. **DEPARTMENT OF PUBLIC WORKS REPORT:**
Director of Public Works, Stephen P. Mattscheck
6. **IT REPORT:** Director of NK/Exeter IT, Jason Albuquerque
7. **TOWN PLANNER'S REPORT:** David W. Schweid, AICP
8. **DEPARTMENT OF PUBLIC WELFARE:** Director of
Public Welfare, Sylvia J. Curry
9. **EMERGENCY MANAGEMENT REPORT:** Director of
Emergency Management, E. Stefan Coutoulakis
10. **ANIMAL CONTROL REPORT:** Animal Control Officer,
Deana Dolan
11. **PROBATE REPORT:** Probate Clerk, Lynn M. Hawkins

C. COMMUNICATIONS: See Appendix A attached hereto and incorporated herein.

D. SCHEDULE OF MAY MEETINGS AND EVENTS

E. APPROVAL OF MINUTES:

1. **REGULAR COUNCIL MEETING, APRIL 4, 2011**
2. **REGULAR COUNCIL MEETING, EXECUTIVE SESSION,
APRIL 4, 2011**
3. **SPECIAL COUNCIL MEETING, APRIL 25, 2011**

F. VENDING/PEDDLER'S LICENSE RENEWALS

- | | | |
|----|---|---------------|
| 1. | Warren Philippi
20 Austin Farm Road
Exeter, RI 02822 | Fee: \$25.00 |
| 2. | Walter A. Linton Sr.
483 Tripps Corner Road
Exeter, RI 02822 | Fee: \$25.00 |
| 3. | Richard Walmsley
P.O. Box 314
72F Waites Corner Road
West Kingston, RI 02892 | Fee: \$200.00 |

4. Michael Granieri
52 High Street
Warwick, RI 02886

Fee: \$200.00

No. 7: VACANCIES AND APPOINTMENTS

A. VACANCIES:

1. **Personnel Board Members: Five members needed to replace prior board.**
2. **Conservation Commission (Inactive)**
3. **Economic Development Commission (Inactive)**
4. **Municipal Finance Committee Member**
5. **Vision for Exeter Project Members**
6. **Other**

B. APPOINTMENTS:

1. **Planning Board Alternate Member (unexpired term ending July 2015)**

C. EXPIRING TERMS:

1. **Planning Board Member:
J. Michael Abbott (term ending 7/2011)**
2. **Zoning Board Member:
Kathleen A. Ward-Bowen (term ending 7/2011)**

No. 8: PUBLIC HEARINGS:

- A. CONTINUED FROM SPECIAL MEETING, APRIL 25, 2011:
OUTDOOR ENTERTAINMENT LICENSE APPLICATION:
ROBERT MARCELLO, PENDAR REALTY, LLC, 567 SOUTH
COUNTY TRAIL, SUITE 111, EXETER, RHODE ISLAND,
PLAT 71/BLOCK 4/LOT 1.**

No. 9: NEW BUSINESS:

A. PERSONNEL ISSUES/LABOR NEGOTIATIONS

- B. NEW APPLICATION: VICTUALING LICENSE: JOSEPH ZAROKOSTAS,
NEXT TO NOWHERE CREAMERY, 230 NOOSENECK HILL ROAD,
EXETER, RHODE ISLAND; PLAT 20/BLOCK 4/LOT 13.**

C. NEW APPLICATION: VICTUALING LICENSE APPLICATION: DEAN ADAMS, SUBWAY, 567 SOUTH COUNTY TRAIL, UNIT 211, EXETER, RHODE ISLAND, PLAT 71/BLOCK 4/LOT 1.

**D. SENATE BILL 2011 -- S 0629:
RELATING TO TAXATION – ASSESSMENT**

E. UPDATE: EMPLOYEE PENSION

No. 10: UNFINISHED BUSINESS:

A. HISTORIC PRESERVATION

B. LADD CENTER ISSUES

**C. A VISION FOR EXETER: BORDERLANDS VILLAGE
INNOVATION PROJECT**

**D. SCHATNER FARMS/BALD HILL PURCHASE & SALE
AGREEMENT/ROUTE 102 PICNIC GROVE**

E. TOWN HALL SECURITY ISSUES

F. DEERBROOK RECLAMATION

G. CEMETERY FUND

**H. AMENDMENT TO EXETER CODE OF ORDINANCES:
WIND TURBINES: TABLED UNTIL JANUARY, 2012**

I. TOWN HALL ROOF LEAK/DAMAGE

J. UPDATE: APRIL COMMUNICATION NO. 5

No. 11: REPORTS OF OFFICERS, BOARDS, COMMITTEES:

**A. PUBLIC SAFETY/DISASTER PREPAREDNESS COMMITTEE
LIAISON'S REPORT: Town Council Member, Daniel W. Patterson**

**B. TAX ASSESSOR'S OFFICE LIAISON'S REPORT:
Town Council Member, Calvin A. Ellis**

**C. PUBLIC WORKS DEPARTMENT LIAISON'S REPORT:
Town Council Vice President, William P. Monahan**

- D. TRANSFER STATION LIAISON'S REPORT:
Town Council Vice President, William P. Monahan**
- E. ANIMAL CONTROL LIAISON'S REPORT:
Town Council Member, Raymond A. Morrissey, Jr.**
- F. EXETER JOB CORPS ACADEMY LIAISON'S REPORT:
Town Council Member, Calvin A. Ellis**
- G. EXETER-WEST GREENWICH SCHOOL DISTRICT LIAISON'S
REPORT: Town Council President, Arlene B. Hicks**
- H. EXETER PUBLIC LIBRARY LIAISON'S REPORT:
Town Council President, Arlene B. Hicks**
- I. TAX COLLECTOR'S OFFICE LIAISON'S REPORT:
Town Council President, Arlene B. Hicks**
- J. WASHINGTON COUNTY REGIONAL PLANNING COUNCIL
REPRESENTATIVE'S REPORT:
Town Council Member, Calvin A. Ellis**
- K. TOWN COUNCIL ASSISTANT'S REPORT:
Town Council Assistant, Kenneth G. Findlay**
- L. SOLICITOR'S REPORT: James P. Marusak, Esquire,
Gidley Sarli & Marusak**

No. 12: BILLS, APPROPRIATIONS, ABATEMENTS:

- A. BILL SHEET**
- B. TAX ASSESSOR'S ABATEMENTS**
- C. TAX COLLECTOR'S REMITTANCES AND ABATEMENTS**

No. 13: OTHER ADMINISTRATIVE ISSUES

No. 14: COMMUNICATIONS

No. 15: EXECUTIVE SESSION:

- A. CURRENT LITIGATION**
- B. LADD CENTER/JOB CORPS**

- C. LABOR UNION/CONTRACT NEGOTIATIONS/ARBITRATION**
- D. PERSONNEL ISSUES**
- E. RICO CORP/DEERBROOK DEVELOPMENT CORP.**
- F. SECURITY ISSUES**
- G. SCHATNER FARMS/BALD HILL NURSERY PURCHASE & SALE AGREEMENT**

No. 16: ADJOURNMENT

POSTED APRIL 28, 2011 AT EXETER TOWN HALL, EXETER POST OFFICE, EXETER PUBLIC LIBRARY, AND SECRETARY OF STATE'S WEBSITE

The public is welcome to attend any meeting or work session of the Town Council or its committees, boards, or commissions, with the exception of the Juvenile Hearing Board. If communications assistance or any other accommodation is required to ensure equal participation, please contact the Town Clerk's Office the Friday prior to the meeting between normal business hours, 9:00 a.m. to 4:00 p.m., at (401) 295-7500 or clerk@town.exeter.ri.us. The Exeter Town Hall is handicapped accessible.

APPENDIX A

C. COMMUNICATIONS:

1. **03/29/11** Invitation from the Office of the Governor to a Transportation Forum April 6, 2001, at the Providence Convention Center.
2. **03/29/11** Resolution from Jamestown supporting Bill H5408 to amend RIGL 17-11-1 relating to elections.
3. **03/29/11** Email from EWG School Committee stating that the Standard Times is now the newspaper of record.
4. **03/29/11** Email from Teri Donovan with notice of a video link on the District's website (www.ewg.k12.ri.us) regarding the proposed budget.
5. **03/29/11** E-mail from Teri Donovan with details on the New All-Day Referendum process.
6. **03/29/11** Email from Rhode Island League of Cities & Towns with concerns over Governor Chafee's MAST program.
7. **03/29/11** Invitation from Washington County Regional Planning Council to a Stormwater Training Program at URI Bay Campus, March 31, 2011.
8. **03/29/11** Invitation from Rhode Island Emergency Management Agency on Debris Management Planning for State, Tribal & Local Officials (G202), May 16–18, 2011, at the Radisson Airport Hotel.
9. **03/30/11** Request from William Gallagher to remain on the Juvenile Hearing Board.
10. **03/30/11** Resolution from Town of Foster opposing Binding Arbitration.
11. **03/30/11** Email from Teri Donovan regarding absentee ballots.
12. **03/30/11** USI's Benefit Newsletter.

13. 03/30/11 Letter and booklet from RIPTA with a five-year strategic plan for the future of transit in Rhode Island.
14. 04/01/11 Request from Robert Santaniello, Pastoral Assistant, Exeter Chapel, to clean up an historic site on Route 102.
15. 04/01/11 Request to restore funding of the Exeter Memorial Day Parade from the Parade Committee.
16. 04/01/11 Resolution from the Town of Middletown supporting legislation amending RIGL 17-18-11 regarding elections.
17. 04/01/11 Request from William J. Wilbur to be placed on the next Town Council meeting agenda to discuss a bond.
18. 04/01/11 Citizens Bank Spring 2011 Newsletter.
19. 04/04/11 Rhode Island League of Cities & Towns notification of House Committee on Municipal Government meeting, April 14, 2011, and list of bills scheduled for hearing.
20. 04/04/11 Letter from Rhode Island Department of Transportation regarding the Tefft Hill Trail Bridge, No. 592.
21. 04/04/11 Resolution from the Exeter-West Greenwich School Committee opposing the proposed mandatory binding arbitration legislation.
22. 04/04/11 Letter from the United States Census Bureau with information on the 2010 Census Count Question Resolution Program.
23. 04/04/11 Invitation from the United States Senate to the Second annual Rhode Island Energy & Environmental Leaders' Day, May 4, 2011, in Washington , DC.

24. 04/04/11 Letter from Paul A. Ward, Jr., Chairperson of the Reynolds Trust Committee, regarding Council appointments to the committee.
25. 04/04/11 Invitation to 2011 Hurricane Conference May 31, 2011, at the Crowne Plaza Hotel, Warwick, Rhode Island.
26. 04/04/11 Newsletter from Domestic Violence Resource Center of South County.
27. 04/04/11 Letter from the Rhode Island Department of Health with information on the MEDS program.
28. 04/05/11 Two Resolutions from North Smithfield opposing mandatory binding arbitration.
29. 04/05/11 Email from Division of Municipal Finance with agenda for meeting on April 8, 2011, at the Department of Administration in Providence.
30. 04/06/11 Email from Teri Donovan with summary of the proposed school budget .
31. 04/07/11 Resolution from the Town of Jamestown opposing to Bill 2011 – H5961 Labor Relations-School Employee Arbitration.
32. 04/07/11 Letter from Rhode Island Labor & Training, Income Support Division, regarding Employment Security – Benefits.
33. 04/07/11 Resolution from the Town of Jamestown in Support of Legislation to amend RIGL §16-7-44 – School Housing Project Costs.
34. 04/07/11 Resolution from the Town of Jamestown in support for legislative initiative to amend RIGL §17-11-1 – An Act Relating to Elections – Voting Districts and Officials.
35. 04/08/11 Resolution from the Foster-Gloucester Regional School Committee Opposing Contract Continuation.

36. 04/08/11 Request from Southern New England Truck Pullers Association, President Kevin Sousa, regarding a three-year agreement on Exeter Old Home Days property.
37. 04/08/11 Resolution from the Smithfield School Committee opposing mandatory binding arbitration legislation proposed.
38. 04/08/11 Invitation to DEM workshop April 14' 2011, to discuss findings of statewide assessment & schedule for TMDL Water Quality Restoration Studies.
39. 04/08/11 Email from Adjutant General, Rhode Island National Guard with the Commander's Intent & Concept of Operations for the State of Rhode Island for the 2011 Hurricane Season.
40. 04/08/11 Notice from Rhode Island League of Cities & Towns with attachment of proposed amendments to Regulations Pertaining to Public Drinking Water Supply and Transmission, April 12, 2011, in the auditorium, Cannon Building.
41. 04/08/11 Notice from Rhode Island League of Cities & Towns with draft from DEM with list of impaired waters in Rhode Island, public workshop, April 15, 2011.
42. 04/12/11 DEM will be celebrating Arbor Day, April 29, 2011, with the hope that Rhode Island Cities and Towns will issue proclamations and recognize Arbor Day in their communities.
43. 04/12/11 Blackstone Valley Tourism Council will be hosting a conference on April 27, 2011, brochure attached.
44. 04/12/11 Email from Rhode Island League of Cities & Towns with notice of bills being introduced for legislation that will reduce municipal disability pension benefits, H-5884, April 14, 2011.

45. 04/12/11 Email from Robert E. Johnson, Jr., with Inspection & evaluation report on the Yorker (Yawgoo) Mill Pond Dam, #240, Dorset Mill Pond Property.
46. 04/12/11 Resolution from Little Compton supporting legislation to amend RIGL §17-11-1 - An Act Relating to Elections.
47. 04/13/11 Request from Walter A. Linton to sell hot dogs At 642 South County Trail.
48. 04/13/11 Letter of interest from Cynthia M. Sullivan for the position on the Reynolds Trust Committee.
49. 04/13/11 Letter and attached report from Michael Riccitelli, AAI Underwriter for Rhode Island Interlocal Risk Management Trust.
50. 04/13/11 Letter from the Rhode Island State Police granting St. Francis deSales Church permission to operate a raffle at the Exeter Country Club, June 11, 2011.
51. 04/13/11 Letter from the Rhode Island State Police granting Ocean State Harley Owner Group #4751 permission to operate a raffle at 435 Nooseneck Hill Road, June 4, 2011.
52. 04/13/11 Resolution from the Town of East Greenwich supporting legislation to amend §RIGL 17-18-1 – An Act Relating to Elections.
53. 04/14/11 Email with attached presentation available at the Town Clerk’s Office from the April 8, 2011, seminar on Fiscal Disclosure Process, MAST Program, Early Retiree Reinsurance Program, etc.
54. 04/14/11 Email from Grid Tech and CONTECH Construction Products with invitation to a program on Low Impact Development Solutions to Meet New RI-DEM Stormwater Regulations, April 20, 2011.
55. 04/15/11 Letter from Soccer Rhode Island asking to attend the next Town Council workshop to discuss the fields.

- 56. 04/15/11 Email from State Representative Lisa P. Tomasso with attached copy of the Charter Amendments for the Exeter-West Greenwich Regional School District.
- 57. 04/15/11 USI New England newsletter.
- 58. 04/15/11 Invitation to attend Rhode Island Emergency Management Agency 2011 Hurricane Conference on May 3, 2011.
- 59. 04/15/11 Rhode Island League of Cities & Towns with legislation governing sewer or water lines and licenses required.
- 60. 04/15/11 Invitation to Exeter Job Corps May 2011 Graduation, May 7, 2011.
- 61. 04/21/11 Letter of thanks to Richard Brown and Scote Miller from Rudy Vetovis for performing house checks on his property.
- 62. 04/21/11 Resolution from the Town of Portsmouth supporting legislation amendments to §16-7-44, School Housing Project Costs.
- 63. 04/21/11 Letter of Withdrawal from William R. Vallone for alternate position on the Planning Board.
- 64. 04/21/11 Invitation to the 2nd Annual Leadership and Public Service Conference from Rhode Island Chapter of the American Society of Public Administration, May 3, 2011.
- 65. 04/21/11 Washington County Regional Planning Council meeting minutes from February 9, 2011.
- 66. 04/21/11 Letter from Paul A. Ward, Jr., Chairperson, Reynolds Trust Committee, with recommendations regarding request for approval of vouchers.
- 67. 04/21/11 Email from Ocean State Clean Cities at URI Outreach Center with information on funding and registering.

- 68. 04/21/11 Resolution from the Town of Narragansett opposing §H-5961, An Act Relating to Labor and Labor Relations.
- 69. 04/21/11 Letter from Senator Francis T. Maher, Jr., regarding §S-208 2011 and §H-5546 2011.
- 70. 04/21/11 Letter from James Arden Barnett, Jr., Chief, Public Safety & Homeland Security Bureau concerning the narrow banding process.
- 71. 04/21/11 Letter and spreadsheets from RI Housing.
- 72. 04/26/11 Letter from Brad Knyal, Chief Executive Officer, Wireless Capital Partners LLC, regarding substantial lump sum payment for wireless lease
- 73. 04/26/11 Letter from Rhode Island Interlocal Trust regarding changes to Liability Insurance Policy effective July 1, 2011.
- 74. 04/26/11 Letter from Joel & Cindy Cooper regarding restoration of Hall School, Ten Rod Road, Exeter, Rhode Island.
- 75. 04/26/11 Excess list from United States Bankruptcy Court for the District of Rhode Island
- 76. 04/26/11 Voucher request from Paul A. Ward, Jr., Esq., Reynolds Trust Committee
- 77. 04/27/11 Request from Dan Beardsley of the Rhode Island League of Cities and Towns for annual cost of Advertising
- 78. 04/28/11 Letter from The Trust announcing Trust Ownership Partnership Shares dividend.
- 79. 04/28/11 Invitation to Eagle Scout Court of Honor for Spencer P. Donovan