

MONDAY

AUGUST 20, 2007

7:30 P.M.

1. CALL TO ORDER

INVOCATION – Councilor Avedesian

SALUTE TO THE FLAG – Council President DiMaio

SWEARING IN CEREMONY:

Peter Brancato, Detective

2. RECOGNITIONS, AWARDS & MEMORIALS

None

3. CONSENT CALENDAR **(all items are considered routine and can be approved by one motion; however, if discussion is necessary on any item, it can be moved to “New Business”)**

a. Approval of Minutes

Committee of the Whole/Special – 6/4/07, 7/2/07, 7/9/07

Regular – 6/11/07, 7/9/07

Special – 5/7/07, 6/16/07,

Executive – 6/11/07 (Sealed); 7/2/07 (Sealed)

Joint Meeting – 7/11/07

Neighborhood Meeting – 6/16/07

b. Fiscal Matters

Resolution Authorizing The Town Manager To Enter Into A Contract With Boyle And Fogarty Construction Company, Inc. For The Dig And Replace Various Sections Of Sanitary Sewer Pipe Project (\$435,540.00)

Resolution Awarding The Purchase Of A New Four-Wheel Drive Tractor/Loader/Backhoe For The Water Department (Case of New England - \$64,589.00)

Resolution Authorizing The Finance Director To Purchase One (1) New Diesel Dump Truck For The Utilities Department (Liberty Chevrolet, Inc. - \$74,439.00)

Resolution Authorizing An Award Of Bid For #2 Fuel Oil And Service For Town And School Buildings

Resolution Authorizing The Refund Of License Application Fee (\$35.00)

Resolution Authorizing The Refund Of Probate Record Copy Fee (\$9.00)

Resolution Authorizing Payment To United States Marshal (Retired) John J. Leyden (\$500.00)

Resolution Authorizing Payment To The Law Firm Of Little, Medeiros, Kinder, Bulman & Whitney, P.C. (Police labor matters - \$12,694.57)

Resolution Authorizing Payment To The Law Firm Of Comolli & LaMountain, Ltd. (Litigation matters - \$4,581.25)

Resolution Authorizing Payment To Leo F. Manfred II, Esq. (Litigation matters - \$3,218.75)

Resolution Authorizing Payment To Attorney John J. Turano (Winnapaug Tank Claims - \$2,000.00)

Resolution Authorizing The Addition To The Pro-Rated Tax Roll (\$123,895.81)

Resolution Authorizing The Addition To The Supplemental Tax Rolls (\$26,726.35)

Resolution Authorizing Deletion To Tax Rolls (\$41,485.55)

Resolution Authorizing Corrections To The Water And Sewer Accounts Department Accounts Receivable (Water Refund - \$403.95; Water Abatement - \$392.12; Sewer Abatement - \$550.00)

c. Appointments

1. Conservation Commission (2 appointments)
2. Conservation Commission (Auxiliary Member)
3. Juvenile Hearing Board (3 appointments)
4. Planning Board
5. Charter Revision Commission (9 members)
6. Alternate Energy Study Committee (Request to appoint current Alternate Non-Voting Member, Alfred Sculco, to Full Member)
7. Acting Municipal Court Judge – (Due to temporary disability of Municipal Court Judge)
8. Resignation – Robert Cruso, Planning Board
9. Request to rename Select Committee on Tax Relief to *Consolidation Committee*
10. Request to rename GIS Study Committee to *GIS Implementation Committee*

4. CITIZENS COMMENTS/COUNCILORS' RESPONSE

When addressing the Council, please state your name and address; please conduct yourself in an orderly and respectful fashion. The comments of citizens accessing this portion of our meeting are neither adopted nor endorsed by this body, but heard as requested.

- a. Representative Peter Lewiss – re: Voluntary Smoking Ban
- b. Affordable Housing Plan Committee – re: Proposed Ordinances: Comprehensive Permits and Mixed-Use Development

- c. Roberta Humble, Westerly Armory Restoration – re: Plan for Signage
5. PUBLIC HEARINGS (Adv. on 8/13/07 for this time)
- a. Proposed Ordinance – “An Ordinance In Amendment Of Chapter 121 Of The Westerly Code Of Ordinances Entitled ‘Fee Schedule’” (Commercial Buildings)
 - b. Proposed Ordinance – “An Ordinance In Amendment Of Article VI, ‘Operation Of Vehicles’ Of chapter 238 Of The Westerly Code Of Ordinances Entitled ‘Vehicles And Traffic’” (Driving on Park Avenue Bus Loop during school year)
6. UNFINISHED BUSINESS
- None
7. NEW BUSINESS
- a. Petition from Verizon and The National Grid Electric Company for Joint Pole Location at Wagner Road (#203676)
 - b. Resolution Authorizing The Roof Repairs To Be Made At The VFW Hall
 - c. Resolution Adopting A Voluntary Smoking Ban At The Westerly Town Beach, Wuskenau Town Beach And All Town Recreational Facilities
 - d. Proposed Ordinance – “An Ordinance In Amendment Of Chapter 1439 Of The General Ordinances Of The Town Of Westerly Entitled ‘Re-Enact And Re-Adopt Chapter 1242 Entitled ‘The Westerly, Rhode Island, Zoning Ordinance Of 1998, As Amended’” (Section 260-50.3 – Comprehensive Permits)
(Order Adv. for Public Hearing on 9/17/07)
 - e. Proposed Ordinance – “An Ordinance In Amendment Of Chapter 1439 Of The General Ordinances Of The Town Of Westerly Entitled ‘Re-Enact And Re-Adopt Chapter 1242 Entitled ‘The Westerly, Rhode Island, Zoning Ordinance Of 1998, As Amended’” (Section 260-50.9 – Terms Defined and Section 260-64 Mixed-Use Development)
(Order Adv. for Public Hearing on 9/17/07)
8. COMMUNICATIONS & REPORTS
- a. Liaison Reports
 - b. Town Council – 8/20/07, 8/6/07, 7/9/07, 7/2/07
 - c. Town Manager – 8/20/07, 8/6/07, 7/9/07, 7/2/07
 - d. Town Solicitor –
 - e. Town Clerk – 8/20/07, 8/6/07, 7/9/07, 7/2/07
 - f. Committee of the Whole –

9. CITIZENS COMMENTS/COUNCILORS' RESPONSE

When addressing the Council, please state your name and address; please conduct yourself in an orderly and respectful fashion. The comments of citizens accessing this portion of our meeting are neither adopted nor endorsed by this body, but heard as requested.

10. ADJOURNMENT

42-46-6(b) "...Nothing contained herein shall prevent a public body, other than a school committee, from adding additional items to the agenda by majority vote of the members. Such additional items shall be for informational purposes only and may not be voted on except where necessary to address an unexpected occurrence that requires immediate action to protect the public or to refer the matter to an appropriate committee or to another body or official.

INDIVIDUALS REQUESTING INTERPRETER SERVICES FOR THE HEARING IMPAIRED MUST CALL 348-2500 OR 596-2022 (V/TDD) 72 HOURS IN ADVANCE OF THE HEARING DATE.

The Town Council agenda and supporting documents can be accessed on the Town of Westerly website at www.townofwesterly.com.

POSITIONS AVAILABLE ON THE FOLLOWING BOARDS:

(Applications can be obtained on the Town of Westerly's website www.townofwesterly.com and submitted to the Office of Town Clerk)

ECONOMIC DEVELOPMENT COMMISSION
CONSERVATION COMMISSION
JUVENILE HEARING BOARD
PLANNING BOARD
ADVISORY CHARTER REVISION COMMISSION
BOARD OF FINANCE
MINIMUM STANDARDS HOUSING BOARD OF REVIEW