

## 1. CALL TO ORDER

INVOCATION – Councilor Carson

SALUTE TO THE FLAG – Council President Serra

## 2. RECOGNITIONS, AWARDS &amp; MEMORIALS

a. Condolences – Leo P. Trambukis

b. Congratulations – Patricia Grande, Retirement, Grandview Bed & Breakfast

RATIFY AND CONFIRM:

c. Congratulations – Karen Barker, Westerly Lodge of Elks 2012-2013 Elk of the Year

d. Congratulations – David Foss, Westerly Lodge of Elks 2012-2013 Citizen of the Year

e. Congratulations – Thomas Godbout, Westerly Lodge of Elks 2012-2013 Officer of the Year

## 3. 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.**

## 4. 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 – 9/9/13, 9/23/13, 10/7/13

Regular – 9/9/13, 9/23/13

Executive – 9/23/13 (Sealed); 10/10/13 (Sealed)

b. Fiscal Matters

Resolution Authorizing The Waiver of Interest For Late Payment Of Fire Hydrant By The Westerly Fire District (\$2,464.80)

Resolution Authorizing Addition To Tax Rolls (\$951.47)

Resolution Authorizing Deletion To Tax Rolls (\$21,738.10)

Resolution Authorizing Corrections To The Water And Sewer Accounts Department  
Accounts Receivable (Water abatement - \$245.22)

Resolution Authorizing Payment To The Law Office Of Moses Afonso Ryan, Ltd.  
(Environmental response litigation matters - \$28,436.81)

Resolution Authorizing Payment To The Law Office Of Whelan, Kinder & Siket, LLP  
(Personnel litigation matters - \$495.00)

Resolution Authorizing Payment To The Law Office of John J. Turano, Attorney At Law  
(Litigation matters - \$1,912.50)

Resolution Authorizing Payment To National Legal Research Group, Inc. (Legal  
matters - \$1,574.10)

Resolution Authorizing Payment To National Legal Research Group, Inc. (Legal  
matters - \$2,067.00)

Resolution Authorizing Payment To The Law Office Of Leo F. Manfred, II, Esq.  
(Litigation matters - \$656.25)

Resolution Authorizing Payment To The Law Office Of Leo F. Manfred, II, Esq.  
(Litigation matters - \$718.75)

Resolution Authorizing Payment To The Law Office of Robert E. Craven & Associates  
(Litigation matters - \$337.50)

Resolution Authorizing Payment To The Law Office Of Ursillo, Teitz & Ritch, Ltd.  
(Police litigation matters - \$3,630.27)

Resolution Authorizing Payment to The Law Office Of Gidley, Sarli & Marusak, LLP  
(Zoning matters - \$1,598.84)

Resolution Authorizing Refund For Payment Of Licensing Application Fees (Asian  
Café - \$1,080.00)

Resolution Authorizing Payment To Westerly Area Rest Meals W.A.R.M., Inc.  
(Manager of Housing Services, Case Worker, Food Service, Shelter Assistant and  
Weekend Supervisor for the period of 9/1/13 through 9/30/13 – \$3,269.00)

Resolution Authorizing Payment To The Westerly-Pawcatuck Veterans' Board of  
Control From The FY2013/2014 Budget (\$5,000.00)

c. Appointments and Resignations

1. Appointments:

- a. Planning Board

5. PUBLIC HEARINGS (Adv. on 9/30, 10/7 & 10/14/13 for this time)
- a. 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’” (§260-89. Erosion and sediment control)

Recommendation from Planning Board filed 10/1/13 – to approve

6. NEW BUSINESS

- a. Appointment of Town Manager
- b. Terms And Conditions Of Employment For Town Manager – Discussion
- c. Petition from National Grid and New England Telephone for joint pole location at Castle Way (#207271)

7. UNFINISHED BUSINESS

- a. 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’” [§260-9. Terms defined. (Free Board); §260-19. Minimum dimensional requirements. (Maximum height); §260-20. Standard dimensional regulations (Building height)]  
(*Public Hearing continued from 9/23/13*)

Recommendation from Planning Board filed 10/17/13 – to approve

- b. Resolution Authorizing The Settlement Of Winnapaug Tank Litigation – Michael J. Chernasky and Eileen Chernasky V. Town Of Westerly; WC2007-418 (\$20,000.00)  
(Tabled from 10/7/13)

8. COMMUNICATIONS & REPORTS

- a. Liaison Reports
- b. Town Council – 10/21/13, 10/7/13
- c. Town Manager – 10/21/13, 10/7/13
- d. Town Solicitor
- e. Town Clerk – 10/7/13
- f. Agenda Referrals (*Items to be assigned to future agendas*)

9. CITIZENS COMMENTS/COUNCILORS' RESPONSE

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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](http://www.townofwesterly.com).

POSITIONS AVAILABLE ON THE FOLLOWING BOARDS:

*(Applications can be obtained on the Town of Westerly's website [www.townofwesterly.com](http://www.townofwesterly.com) and submitted to the Office of Town Clerk)*

ECONOMIC DEVELOPMENT COMMISSION  
PUBLIC WORKS COMMITTEE  
LICENSING BOARD – AUXILIARY MEMBER  
WESTERLY PUBLIC PARKING COMMISSION  
APPRAISER OF DOG DAMAGE  
MOSQUITO ABATEMENT ADVISORY COMMITTEE  
BOARD OF ASSESSMENT REVIEW – AUXILIARY MEMBER  
PLANNING BOARD  
BOARD OF FINANCE  
MINIMUM STANDARDS HOUSING BOARD OF REVIEW  
BOARD OF TENANTS AFFAIRS  
SOUTH COUNTY COMMUNITY ACTION AGENCY  
PACKER OF FISH  
OVERVIEW COMMITTEE FOR SCHOOLS  
PERMANENT NEIGHBORDAY COMMITTEE