

WORK SESSION

FEBRUARY 8, 2010

At a WORK SESSION of the Town Council of the Town of South Kingstown, County of Washington, in the State of Rhode Island held at the Town Hall, in and for said Town on the 8th day of February 2010 at 6:30 PM.

PRESENT: Kathleen A. Fogarty, President
Mary S. Eddy, Vice President
Carol Hagan McEntee
James W. O'Neill
Ella M. Whaley

1. A. INTERVIEW

Diane Johnson submits her resume and the Town Council interviews her relative to her interest in serving on the Route 138 Reconstruction Project Area Committee.

2. B. WORK SESSION

Discussion ensues relative to William Boardman receiving the Providence Engineering Society Humanitarian Award.

Discussion ensues relative to Patrick and Holly Masson withdrawing their bid for the lease of the Town Farm property located adjacent to the Town Beach.

Discussion ensues relative to the Elderly Tax Abatement Program remaining the same for FY 2010-2011.

Discussion ensues relative to License Item 6A granting a Victualling License to TORRE II CORP. d/b/a TRATTORIA ROMANA SOUTH, 8 Preservation Way, Wakefield, RI 02879 subject to issuance of a Certificate of Occupancy; application by Luciano B. Canova, President, 1 Peacedale Road, Cumberland, RI 02864, New.

Discussion ensues relative to License Item 6B granting a Victualling License to MATUNUCK PIZZA, 920 Matunuck Beach Road, Wakefield, RI 02879; application by Debra F. Bulger, 555 Brickhouse Road Ext., Danielson, CT 06239; New.

Discussion ensues relative to License Item 6C granting Victualling and Holiday Sales Licenses to LOCKWOOD MARINA, 650 Succotash Road, Wakefield, RI 02879 subject to approval by the Fire Chief and Communications Superintendent; application by Thomas J. Lockwood, 120 Peninsula Road, Wakefield, RI 02879; New.

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Discussion ensues relative to Public Hearings 7A and 7B and New Business Item 13A in regard to increasing the number of Class B Victualler Liquor Licenses in the community and consideration of an application for a Class B Victualler Liquor License by Torre II Corp. d/b/a Trattoria Romana South, 8 Preservation Way, Wakefield, RI 02879 by Luciano B. Canova, President for the indoor bar and dining room areas and outdoor dining area, in accordance with a Special Use Permit granted December 16, 2009 by the Zoning Board of Review; and as further defined in a site plan on file in the Town Clerk's Office.

Discussion ensues relative to Public Hearing 7C for the purpose of obtaining citizen views on community development, housing needs and program performance relative to filing a Small Cities Community Development Block Grant (CDBG) application for the Program Year 2010. The Town is eligible to apply for \$400,000 in funds for the purpose of undertaking activities that meet one or more of the following three named national objectives:

1. Improved housing opportunities for low and moderate income families and individuals.
2. Provision of employment opportunities for low and moderate income persons.
3. Provision of community facilities and services principally benefiting low and moderate income families and individuals.

Discussion ensues relative to New Business Item 13B authorizing mooring license fees as follows: \$8 per foot for moorings licensed to qualified residents of South Kingstown, and \$12 per foot for all others, with a minimum billing length of 15 feet, and amending the Town's Schedule of Fees.

Discussion ensues relative to Communication Item 8A, E-mail communications from Craig Corsetti, Carl Buschner, Lori Gibson, and Jim and Leigh Tappero concerning a proposed Zoning Ordinance amendment relative to the retail trade of firearms.

Discussion ensues relative to Communication Item 8C adopted January 25, 2010 by the Woonsocket City Council requesting legislation relative to minimum contributions for health care benefits provided to public employees.

Discussion ensues relative to joining with other cities and towns, through the Rhode Island League of Cities and Towns, a suit suing the Governor for withholding the reimbursement of the third quarter Motor Vehicle Excise Tax Reimbursements. It is consensus that a resolution endorsing such an action be placed on the next Town Council agenda.

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Discussion ensues relative to Communication Item 8E dated February 1, 2010 from Claire Pompei, Co-Chairman, Citizens For A Walkable Wakefield regarding pedestrian safety and responsibility for snow removal from the Town's sidewalks.

Discussion ensues relative to New Business Items 13H and 13I authorizing awards of bid to Liberty Chevrolet Inc., 90 Bay State Road, Wakefield, MA 01880 for a 2010 Chevrolet CK20903 4X4 regular cab pickup truck with a LineX spray-on bedliner and 8 foot Fisher Minute Mount II snowplow in an amount not to exceed \$29,073, including trade-in; and for a 2010 Colorado 4X4 extended cab pickup truck with a LineX spray-on bedliner in an amount not to exceed \$21,416, including trade-in.

Discussion ensues relative to scheduling an interview for the February 22, 2010 Town Council meeting with Andrew Shea in regard to his interest in serving on the Economic Development Committee.

Discussion ensues relative to amending the Economic Development Committee's charge to increase to the membership from (9) nine members to (11) eleven members.

Convened to Regular Session.

Dale S. Holberton, CMC
Town Clerk

REGULAR SESSION

FEBRUARY 8, 2010

At a REGULAR SESSION of the Town Council of the Town of South Kingstown, County of Washington, in the State of Rhode Island, held at the Town Hall, in and for said Town on the 8th day of February 2010 at 7:30 PM.

PRESENT: Kathleen A. Fogarty, President
Mary S. Eddy, Vice President
Carol Hagan McEntee
James W. O'Neill
Ella M. Whaley

1. C. REGULAR SESSION

2. PLEDGE OF ALLEGIANCE TO THE FLAG

The Pledge of Allegiance to the flag is given.

3. ROLL CALL

Roll Call is taken and all members are present.

4. APPROVAL OF MINUTES OF PREVIOUS MEETINGS

A. Work Sessions

UNANIMOUSLY VOTED: that the minutes of the Work Sessions held on January 12, January 20 and January 25, 2010 are accepted, approved and placed on file.

B. Regular Session

UNANIMOUSLY VOTED: that the minutes of the Regular Session held on January 25, 2010 are accepted, approved and placed on file.

5. CONSENT AGENDA

UNANIMOUSLY VOTED: to approve the Consent Agenda as indicated by (CA) on same, with the exception of Communication Item 8B.

(CA) 6D. UNANIMOUSLY VOTED: to grant a Holiday Sales License to MANCO HOLDINGS d/b/a CARTRIDGE WORLD, 50 South County Commons Way Unit B,

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Wakefield, RI 02879. Application by Michael Mancuso, 41 Harbour Terrace, East Greenwich, RI 02818; Renewal. License No. 12397.

(CA) 6E. UNANIMOUSLY VOTED: to grant an Automobile Junkyard License to SHERMAN'S AUTO PARTS, 379 Curtis Corner Road, Peace Dale, RI 02879. Application by Warren S. Sherman, 6 President Drive, Narragansett, RI 02882; Renewal. License No. 12399.

(CA) 8A. UNANIMOUSLY VOTED: that e-mail communications from Craig Corsetti, Carl Buschner, Lori Gibson, and Jim and Leigh Tappero concerning a proposed Zoning Ordinance amendment relative to the retail trade of firearms are received, placed on file, and referred to a future Public Hearing on the matter. (1/28/2010 Interim, Item D. and 2/4/2010 Miscellaneous, Item II C.)

(CA) 8F. UNANIMOUSLY VOTED: that any communication added to the Agenda subsequent to this is hereby added by majority vote, in accordance with RIGL §42-46-6 (b) Notice --... "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."

(CA) 13C. UNANIMOUSLY VOTED: to adopt a proclamation recognizing February 8, 2010 as "Remembrance of Domestic Violence Victims Day," as follows:

REMEMBRANCE OF DOMESTIC VIOLENCE VICTIMS DAY

WHEREAS, Monday, February 8, 2010 has been set aside in the Town of South Kingstown to remember local victims of domestic violence; and

WHEREAS, the Town of South Kingstown, having been established on the belief of religious freedoms and civil liberties for all its citizens, has found that domestic violence is incompatible with the mission and values of our citizenry and recognizes that domestic violence violates an individual's physical integrity, dignity and sense of security; and

WHEREAS, the Town of South Kingstown proclaims that all citizens are invited to be actively involved in protecting the constituents of our Town as well as visitors by improving safety, removing stigma, and making the eradication of domestic violence a community priority; and

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WHEREAS, the Town of South Kingstown proclaims a desire that the Town be free of any violence with all Town limits and venues including residences, businesses, schools and public spaces; and

WHEREAS, the Town of South Kingstown declares its commitment to a safe community for our children and families. We support strategies which provide easily accessible, culturally competent and responsible services to all citizens in need; and

WHEREAS, the Town of South Kingstown declares its support of community and collaborative initiatives working to end violence against all human beings.

NOW THEREFORE BE IT RESOLVED that the Town Council of the Town of South Kingstown does hereby proclaim Monday, February 8, 2010 as “**REMEMBRANCE OF DOMESTIC VIOLENCE VICTIMS DAY**” in the Town of South Kingstown, and call upon all citizens to pronounce their opposition to domestic violence in all its forms.

(CA) 13F. UNANIMOUSLY VOTED: to authorize an award of contract to Dell Marketing LP, One Dell Way, Round Rock, TX 78682 for allied computer equipment and storage devices for the new digital voice recording system in accordance with proposals dated January 25 and January 28, 2010, which are based on State of Rhode Island Master Price Agreement #345, in an amount not to exceed \$2,840; and as further described in a memorandum from the Chief of Police to the Town Manager dated February 1, 2010 and entitled: “Bid Recommendation – Digital Voice Recording System Replacement.” Ref. No. P-2010-153.

(CA) 13G. UNANIMOUSLY VOTED: to authorize an award of contract to Carousel Industries, 659 South County Trail, Exeter, RI 02822 for materials and labor necessary to relocate the wiring for the new digital voice recording system, in an amount not to exceed \$500; and as further described in a memorandum from the Chief of Police to the Town Manager dated February 1, 2010 and entitled: “Bid Recommendation – Digital Voice Recording System Replacement.” Ref. No. P-2010-154.

(CA) 13K. UNANIMOUSLY VOTED: that any New Business added to the Agenda subsequent to this is hereby added by majority vote, in accordance with RIGL §42-46-6 (b) Notice --... “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.”

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6. LICENSES

A. UNANIMOUSLY VOTED: to defer consideration of an application for a Victualling License filed by TORRE II CORP. d/b/a TRATTORIA ROMANA SOUTH, 8 Preservation Way, Wakefield, RI 02879 until after the Public Hearings relative to a new Liquor License.

B. UNANIMOUSLY VOTED: to grant a Victualling License to MATUNUCK PIZZA, 920 Matunuck Beach Road, Wakefield, RI 02879. Application by Debra F. Bulger, 555 Brickhouse Road Ext., Danielson, CT 06239; New. License No. 12394.

C. UNANIMOUSLY VOTED: to grant Victualling and Holiday Sales Licenses to LOCKWOOD MARINA, 650 Succotash Road, Wakefield, RI 02879 subject to approval by the Fire Chief and Communications Superintendent. Application by Thomas J. Lockwood, 120 Peninsula Road, Wakefield, RI 02879; New. License Nos. 12395, 12396.

7. PUBLIC HEARINGS

A. Notice having been duly given, a Public Hearing is held relative to an application for a license to keep and sell alcoholic beverages in South Kingstown in accordance with the General Laws of 1956, as amended, as follows:

CLASS B VICTUALLER LIQUOR LICENSE

Application for a Class B Victualler Liquor License by Torre II Corp. d/b/a Trattoria Romana South, 8 Preservation Way, Wakefield, RI 02879 by Luciano B. Canova, President for the indoor bar and dining room areas and outdoor dining area, in accordance with a Special Use Permit granted December 16, 2009 by the Zoning Board of Review; and as further defined in a site plan on file in the Town Clerk's Office.

Attorney John Kenyon is representing the applicant, Luciano B. Canova, and files Exhibits 1-4. Luciano Canova explains to the Council the type of operation he plans for the new restaurant.

UNANIMOUSLY VOTED: to close the Public Hearing.

B. Notice having been duly given, a Public Informational Hearing is held for public discussion relative to the need for additional liquor licenses within the community.

Discussion ensues, and it is

UNANIMOUSLY VOTED: to close the Public Informational Hearing.

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New Business Item 13A is brought forward on the Agenda, and it is

13A. VOTED: to amend the Town’s Liquor License Rules and Regulations, Section I. The number of licenses for each class shall be authorized as indicated below:

<u>Class</u>	<u>Number</u>
A	4 (not to exceed 1 per 6,000 inhabitants)
B – Victualler	22 23
B – Tavern	2
B – Limited	2
B – Hotel	1
B – M	0
C	0 (not to exceed 1 per 1,000 inhabitants)
D – Club Full Privilege	2
D – Club Limited	0
F	No limit
F-1	No limit

Councilman O’Neill voted no.

7A. VOTED: to grant an application for a license to keep and sell alcoholic beverages in South Kingstown in accordance with the General Laws of 1956, as amended, as follows:

CLASS B VICTUALLER LIQUOR LICENSE

Application for a Class B Victualler Liquor License by Torre II Corp. d/b/a Trattoria Romana South, 8 Preservation Way, Wakefield, RI 02879 by Luciano B. Canova, President for the indoor bar and dining room areas and outdoor dining area, in accordance with a Special Use Permit granted December 16, 2009 by the Zoning Board of Review; and as further defined in a site plan on file in the Town Clerk’s Office. License No. 2010-35.

Councilman O’Neill voted no.

6A. VOTED: to grant a Victualling License to TORRE II CORP. d/b/a TRATTORIA ROMANA SOUTH, 8 Preservation Way, Wakefield, RI 02879 subject to issuance of a Certificate of Occupancy. Application by Luciano B. Canova, President, 1 Peacedale Road, Cumberland, RI 02864; New. License No. 12392.

Councilman O’Neill voted no.

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7C. Notice having been duly given, a Public Hearing is held for the purpose of obtaining citizen views on community development, housing needs and program performance relative to filing a Small Cities Community Development Block Grant (CDBG) application for the Program Year 2010. The Town is eligible to apply for \$400,000 in funds for the purpose of undertaking activities that meet one or more of the following three named national objectives:

1. Improved housing opportunities for low and moderate income families and individuals.
2. Provision of employment opportunities for low and moderate income persons.
3. Provision of community facilities and services principally benefiting low and moderate income families and individuals.

The Town Manager gives a presentation of the CDBG program and application process.

Leslie Chouinard is present and speaks in support of the CDBG application.

UNANIMOUSLY VOTED: to close the Public Hearing.

UNANIMOUSLY VOTED: to direct staff to prepare the Program Year 2010 CDBG application to undertake eligible activities in a grant amount not to exceed \$400,000. Further, to authorize the Town Clerk to order for advertisement a Public Hearing relative to filing the Program Year 2010 Small Cities CDBG application, to be held on March 22, 2010, for the purposes of reviewing the draft application and obtaining citizen views on the proposed activities.

8. COMMUNICATIONS

B. UNANIMOUSLY VOTED: that a communication dated January 28, 2010 from Lisa Wright, Development Officer, Jonnycake Center of Peace Dale thanking the Town Council for their support and providing an overview of their client demographics and statistics from 2009 is received and placed on file. (1/28/2010 Interim, Item G.)

C. UNANIMOUSLY VOTED: that a resolution adopted January 25, 2010 by the Woonsocket City Council requesting legislation relative to minimum contributions for health care benefits provided to public employees is received and placed on file. (2/4/2010 Miscellaneous, Item II B.)

D. UNANIMOUSLY VOTED: that a communication dated February 2, 2010 from the Director of Administrative Services informing the Town Council of Nelson Crook's

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resignation from the Waterfront Advisory Commission is received, placed on file, and the Town Council directs that a letter of thanks be sent. (2/4/2010 Miscellaneous, Item II D.)

E. UNANIMOUSLY VOTED: that a communication dated February 1, 2010 from Claire Pompei, Co-Chairman, Citizens For A Walkable Wakefield regarding pedestrian safety and responsibility for snow removal from the Town's sidewalks is received and placed on file. (2/4/2010 Miscellaneous, Item II H.)

9. COMMENTS FROM INTERESTED CITIZENS

Council President Fogarty invites residents to come forward with comments.

Leslie Chouinard comments on local public housing, and speaks in support of the appointment of Jane Sherman to the Housing Authority.

Jonathan Daly-LaBelle is present and comments on the recent Providence Journal article relative to the amount of State funding received by South Kingstown.

Additional comments in support of the appointment of Jane Sherman to the Housing Authority are made by Sandra Conley, Joseph Peabody, Laura Wheeler and Timothy Martin.

10. TOWN MANAGER'S REPORT

The Town Manager discusses the Town's purchase of the St. Dominic Savio property on Broad Rock Road. The Town Manager's Interim Report dated January 28, 2010 and the Agenda and Miscellaneous Reports dated February 4, 2010 are accepted, approved and placed on file.

11. TOWN SOLICITOR'S REPORT

The Town Solicitor and Council Vice President Eddy speak in regard to the Town Council's policies and procedures about naming persons in public discussions.

12. APPOINTMENTS

A. UNANIMOUSLY VOTED: to appoint Paul A. Jordan to the Affordable Housing Collaborative Committee to fill a term to expire August 2012.

UNANIMOUSLY VOTED: to appoint Jane M. Sherman to the Housing Authority to fill a term to expire October 2014.

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UNANIMOUSLY VOTED: to appoint Frank J. Quinn to the Recreation Commission to fill a term to expire June 2012.

UNANIMOUSLY VOTED: to appoint Diane E. Johnson to the Route 138 Reconstruction Project Area Committee to fill a term to expire May 2011.

13. NEW BUSINESS

B. UNANIMOUSLY VOTED: to authorize mooring license fees as follows: \$8 per foot for moorings licensed to qualified residents of South Kingstown, and \$12 per foot for all others, with a minimum billing length of 15 feet, and amending the Town's Schedule of Fees; as further described in a memorandum from the Harbor Master to the Town Manager dated January 16, 2010 and entitled: "Revenue Source Increase."

D. UNANIMOUSLY VOTED: to authorize an award of contract to R.B. Allen Co., Inc., 131 Lafayette Road, North Hampton, NH 03682 for alarm receiving equipment in accordance with vendor proposal dated December 16, 2009, in an amount not to exceed \$21,500; and as further described in a memorandum from the Chief of Police to the Town Manager dated February 1, 2010 and entitled: "Bid Recommendation – Alarm Receiving Equipment for Public Safety Dispatch Center." Ref. No. P-2010-151.

E. UNANIMOUSLY VOTED: to authorize an award of contract to CyberTech North America, 4 New King Street, White Plains, NY 10604 for a digital voice recording system in accordance with vendor proposal dated January 14, 2010 which is based on State of Rhode Island bid pricing, in an amount not to exceed \$13,132; and as further described in a memorandum from the Chief of Police to the Town Manager dated February 1, 2010 and entitled: "Bid Recommendation – Digital Voice Recording System Replacement." Ref. No. P-2010-152.

H. UNANIMOUSLY VOTED: to authorize an award of bid to Liberty Chevrolet Inc., 90 Bay State Road, Wakefield, MA 01880 for a 2010 Chevrolet CK20903 4X4 regular cab pickup truck with a LineX spray-on bedliner and 8 foot Fisher Minute Mount II snowplow in an amount not to exceed \$29,073, including trade-in; and as further described in a memorandum from the Public Services Director to the Town Manager dated February 2, 2010 and entitled: "Bid Recommendation: Water and Wastewater Division Pickups." Ref. No. PS-2010-309.

I. UNANIMOUSLY VOTED: to authorize an award of bid to Liberty Chevrolet Inc., 90 Bay State Road, Wakefield, MA 01880 for a 2010 Colorado 4X4 extended cab pickup truck with a LineX spray-on bedliner in an amount not to exceed \$21,416, including trade-in; and as further described in a memorandum from the Public Services Director to the

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Town Manager dated February 2, 2010 and entitled: "Bid Recommendation: Water and Wastewater Division Pickups." Ref. No. PS-2010-310.

J. The Town Council considers a resolution authorizing the Town Manager to enter into a lease for a five (5) year period between the Town of South Kingstown and Patrick and Holly Masson d/b/a Masson Farm. A memorandum from Principal Planner Nickerson reporting that the Massons have withdrawn their bid is referenced and placed on file, and discussion ensues.

UNANIMOUSLY VOTED: to allow the withdrawal of a bid by Patrick and Holly Masson d/b/a Masson Farm, 180 Sand Plain Trail, Wakefield, RI 02879 and refer back to staff the matter of a 5-year lease to farm an approximately 21.9 acre parcel of Town property. Said property is a portion of Assessor's Plat 92-2, Lot 39 and is further identified as Parcel B1 on that plan drawn March 1986, revised October 1987 and found in Plan Book 19, Page 13 of the Town's Land Evidence Records. Said lease is further described in a memorandum from Principal Planner Nickerson to the Town Manager dated February 2, 2010 and entitled: "Award of Lease – Town Farm Property."

UNANIMOUSLY VOTED: to adjourn at 9:20 PM.

Dale S. Holberton, CMC
Town Clerk