

AGENDA

TOWN OF SOUTH KINGSTOWN

RHODE ISLAND



TOWN COUNCIL

REGULAR SESSION

7:30 PM

TOWN COUNCIL CHAMBERS
180 HIGH STREET
WAKEFIELD, RI

MONDAY, MARCH 8, 2010

NOTE: Individuals requesting interpreter services for the hearing impaired must call 792-9642 (TDD) or 789-9331 seventy-two (72) hours in advance of the meeting date.

DATE POSTED: 3/4/2010

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1. A. INTERVIEW – 6:30 PM
- B. WORK SESSION – 6:45 PM
- C. REGULAR SESSION – 7:30 PM
2. PLEDGE OF ALLEGIANCE TO THE FLAG
3. ROLL CALL
4. APPROVAL OF MINUTES OF PREVIOUS MEETINGS
- A. Work Session – February 22, 2010
- B. Regular Session – February 22, 2010
5. CONSENT AGENDA

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- I. Rule 10A. for the conduct of the meetings of the South Kingstown Town Council for the Term 2008 through 2010: Members of the public shall be entitled to speak at regular meetings during any period designated on the agenda for public comment, once, for a period of five minutes, or longer at the discretion of the President, and at other times when invited to do so by the President. The public shall address their comments to the question under debate as indicated on the agenda. Pursuant to RI General Laws §42-46-6(b), public comment regarding subject matter not on the agenda but received during the public participation portion of a meeting shall be for information 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.
- II. Rule 11: No item of business other than that of adjournment may be brought before the Town Council at any meeting unless such an item is introduced before 11:00 PM; provided, however, that this rule may be suspended by an affirmative vote of a majority of members present.
- III. Rule 13: All items listed with a (CA) are to be considered routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a member of the Council, or a member of the public so requests, in which event the item will be removed from Consent Agenda (CA) consideration and considered in its normal sequence on the agenda.

Pursuant to 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.** A resolution granting a Miscellaneous Permit to conduct the “Peace In Our Backyard” 5K Run and 1Mile Walk on Saturday, March 13, 2010 at 8:30 a.m. to the DOMESTIC VIOLENCE RESOURCE CENTER OF SOUTH COUNTY subject to the execution of a hold harmless agreement indemnifying the Town, issuance of a Certificate of Insurance naming the Town as an additional insured in the amounts specified by the Risk Manager, and State Traffic Commission approval. Application by Garrie Borden, Director of Public Relations, 61 Main Street, Wakefield, RI 02879; New.
- (CA) B.** A resolution granting Victualling Licenses to the following; Renewals:
- A & A SANDWICH SHOPS INC. d/b/a SUBWAY AT URI, 99 Fortin Road, Kingston, RI 02881 subject to approval by the Kingston Fire Chief. Application by Saber Ahmadi, 45 Woodstock Lane, Wakefield, RI 02879.
- SEDRA CAFÉ, 99 Fortin Road, Suite 117, Kingston, RI 02881 subject to approval by the Kingston Fire Chief, RI Department of Health and RI Division of Taxation. Application by Cybill Joia, 46 Hornbeam Drive, Cranston, RI 02921.
- (CA) C.** A resolution granting Victualling and Holiday Sales Licenses to TAYLOR’S LANDING, 3362 Kingstown Road, West Kingston, RI 02892 subject to approval by the Union Fire Chief. Application by Ken Marot, 3362 Kingstown Road, West Kingston, RI 02892; Renewals.
- (CA) D.** A resolution granting a Holiday Sales License to CLARK FARMS, INC., 711 Kingstown Road, Wakefield, RI 02879. Application by Richard G. Clark, President, 3205 Post Road, Wakefield, RI 02879; Renewal.
- (CA) E.** A resolution granting Holiday Sales and Farm Retail Sales Licenses to CLARK FARMS, INC., 2984 Commodore Perry Highway, Wakefield, RI 02879. Application by Richard G. Clark, President, 3205 Post Road, Wakefield, RI 02879; Renewals.
- (CA) F.** A resolution granting a Trailer Parks – Mixed Use Facilities License to WORDEN POND FAMILY CAMPGROUND, 416A Worden Pond Road, Wakefield, RI 02879. Application by Mark P. Tucker, President, 416 Worden Pond Road, Wakefield, RI 02879; Renewal.

7. PUBLIC HEARINGS

- A.** A Public Informational Hearing for presentation of the final “draft” report, “South Kingstown Village Study, Villages of Wakefield and Peace Dale” by the Horsley Witten Group.
- B.** A Public Hearing relative to a proposed amendment to the Town Code, Chapter 2 Administration, Article III. Boards and Commissions, Section 2-40. Economic Development Committee, as follows:

Chapter 2
Administration

Article III. Boards and Commissions

Sec. 2-40. Economic Development Committee

The Town Council recognizes the need to expand the community’s tax base and to encourage the development and retention of skilled employment opportunities for local residents. To promote a stable and diversified local economy, the Town Council may appoint an economic development committee consisting of ~~(9) nine~~ (11) eleven members serving three-years terms to serve in an advisory capacity to the planning board and the town council.

8. COMMUNICATIONS

- (CA) A.** Communications from Andrew Gilmartin dated February 19, 2010 concerning the availability of the 1992 Comprehensive Community Plan on the Town’s website, and dated February 25, 2010 concerning the Comprehensive Community Plan Five-Year Update survey are received and placed on file. (2/25/2010 Interim, Items I. and L.)
- (CA) B.** A resolution adopted February 22, 2010 by the Cranston City Council requesting General Assembly legislation to ensure safe distances between motor vehicles and bicycles traveling on roads, is received and placed on file. (3/4/2010 Miscellaneous, Item II C.)

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- (CA) C. A communication dated February 23, 2010 from Jeanne-Marie Napolitano, Mayor, City of Newport inviting Town Council members to participate in their 54th annual Saint Patrick’s Day Parade on March 13th is received and placed on file. (3/4/2010 Miscellaneous, Item II B.)
- D. A resolution adopted February 10, 2010 by the Bristol Town Council in support of House Bill 2010 – H 7014, An Act Relating to Waters and Navigation – Regulation of Boats relative to bridge safety is received, placed on file, and the Town Council further directs _____. (3/4/2010 Miscellaneous, Item II D.)
- E. A communication received March 3, 2010 from Robert Alan Silverstein, StopDatingViolence.org thanking the Council for its proclamation recognizing February as Dating Violence Awareness & Prevention Month, and requesting a proclamation recognizing April as Sexual Assault Awareness Month is received, placed on file, and the Town Council further directs _____. (3/4/2010 Miscellaneous, Item II J.)
- (CA) F. 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.”

9. COMMENTS FROM INTERESTED CITIZENS

10. TOWN MANAGER’S REPORT

11. TOWN SOLICITOR’S REPORT

12. APPOINTMENTS

- A. A resolution appointing _____ to the _____ Board/Committee/Commission for a term to expire in _____.

13. NEW BUSINESS

- (CA) A.** A resolution authorizing the Tax Assessor to abate taxes in the total amount of \$1,486.92, as shown on Tax Abatement Request No. 453.
- B.** A resolution authorizing the Town Manager to enter into a lease for a five (5) year period between the Town of South Kingstown and David W. Carpenter d/b/a Carpenter's Farm, 520 Matunuck Beach Road, Wakefield, RI 02879 to farm an approximate 21.9 acre parcel of property for an annual fee of \$1,584. 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 recorded 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 26, 2010 and entitled: "Town Farm Lease."
- C.** A resolution authorizing the Town Manager to execute a five (5) year lease agreement, with the option to renew five (5) subsequent five (5) year renewals, for cellular antenna placement on the Town's Victoria Lane water tank and Mautucket Road water tank, in accordance with terms of lease agreements as approved by the Town Solicitor. This authorization is also conditioned upon site plan review and approval by the Town's Technical Review Committee (TRC), and is further described in a memorandum from the Public Services Director to the Town Manager dated March 2, 2010 and entitled: "Metro PCS Lease Agreement – Victoria Lane and Mautucket Road Water Tanks."
- (CA) D.** A resolution authorizing the Town Clerk to advertise for Order of Notice a Public Hearing relative to proposed amendments to the South Kingstown Police Department Rules and Regulations, Standing Order entitled Strip and Body Cavity Searches, Section III. Definitions, Item A. Strip Search.
- (CA) E.** 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."