

AGENDA

TOWN OF SOUTH KINGSTOWN

RHODE ISLAND



TOWN COUNCIL

REGULAR SESSION

7:30 PM

TOWN COUNCIL CHAMBERS
180 HIGH STREET
WAKEFIELD, RI

MONDAY, SEPTEMBER 13, 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: 9/9/2010

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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 – August 16, 2010**
- B. Regular Sessions – August 16 and August 18, 2010**
- C. Closed Executive Session – August 18, 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 Peddler's License to HOT DIGGITY BIG DOGS.COM, 2590 Kingstown Road, Kingston, RI 02881. Application by Daniel Kibbey, 2590 Kingstown Road, Apt. 26, Kingston, RI 02881; New.

7. COMMUNICATIONS

- A.** A communication received August 11, 2010, continued for review from August 16, 2010, and a communication received September 8, 2010 from Councilman James O'Neill requesting adoption of a resolution concerning the RI Economic Development Corporation's high-tech and knowledge based business investment policy is received, placed on file, and the Town Council further directs _____. (8/12/2010 Miscellaneous, Item II F. and 9/9/2010 Miscellaneous, Item II I.)
- B.** A communication dated August 19, 2010 requesting support for a resolution adopted September 2, 2010 by the Providence City Council recognizing September as Ovarian Cancer Awareness Month is received, placed on file, and the Town Council further directs _____. (8/26/2010 Interim, Item B.)
- C.** A communication dated August 23, 2010 from James C. Gies submitting his resignation from the Assessment Board of Review effective October 1st is received, placed on file, and the Town Council further directs _____. (8/26/2010 Interim, Item F.)
- (CA) D.** A communication dated August 22, 2010 from Steven Pinch, Deputy Chief, Union Fire District inviting Council members to attend the Annual Firefighter's Memorial Ceremony and Parade on September 26th is received and placed on file. (8/26/2010 Interim, Item G.)
- E.** A communication dated August 23, 2010 from Grady Miller, Town Manager seeking support of a resolution adopted August 16, 2010 by the Narragansett Town Council opposing unfunded State mandates is received, placed on file and the Town Council further directs _____. (8/26/2010 Interim, Item H.)

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- (CA) F. A communication dated September 1, 2010 from Linda Mello, Domestic Violence Resource Center of South County requesting a proclamation recognizing October as Domestic Violence Awareness Month is received, placed on file, and the Town Council directs that a copy of the proclamation adopted August 16, 2010 be forwarded to the DVRC. (9/2/2010 Interim, Item G.)
- (CA) G. A communication dated August 31, 2010 from Kevin Jackson, South Kingstown Little League Tournament Director thanking the Recreation Department for maintaining the Town's parks and ball fields in great condition is received and placed on file. (9/9/2010 Miscellaneous, Item II B.)
- H. A communication received September 8, 2010 from Councilman James O'Neill requesting adoption of a resolution concerning pension reform is received, placed on file, and the Town Council further directs _____. (9/9/2010 Miscellaneous, Item II H.)
- (CA) I. 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."

8. COMMENTS FROM INTERESTED CITIZENS

9. TOWN MANAGER'S REPORT

10. TOWN SOLICITOR'S REPORT

11. APPOINTMENTS

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

12. NEW BUSINESS

- A.** A resolution authorizing an award of bid to MHQ Municipal Vehicles, 401 Elm Street, Marlborough, MA 01752 for two (2) 2011 Ford Crown Victoria Police Interceptor V8 vehicles in an amount not to exceed \$48,163, including equipment transfer/installation; and as further described in a memorandum from the Police Chief to the Town Manager dated August 17, 2010 and entitled: “Supplemental Bid Recommendation – Police Vehicle Replacements – Flood Damage (3/30/10).”

- (CA) B.** A resolution that a claim filed by Bridget E. Feeney, Esquire on behalf of her client, Kathleen Carlson relative to an incident that occurred on or about July 28, 2010 be referred to the Town Solicitor and the Town’s insurance carrier.

- (CA) C.** A resolution authorizing the Town Clerk to advertise for Order of Notice a Public Hearing 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 Giro’s Far East, LLC, 501 High Street, Peace Dale, RI 02879 by Yiu Kwong Yung, Managing Member for the first floor dining room and bar area; and as further defined in a site plan on file in the Town Clerk’s Office.

- (CA) D.** A resolution authorizing the Town Clerk to advertise for Order of Notice a Public Hearing for public discussion relative to the need for additional liquor licenses within the community.

- (CA) E.** A resolution granting approval to Extenet Systems, Inc., One Research Drive, Suite 200C, Westborough, MA 01581 to install Distributed Antenna System (DAS) technology on existing telephone poles in the Town of South Kingstown, as detailed in the Development Plan Review approval granted on July 29, 2010 by the Technical Review Committee, incorporating by reference the Committee’s findings of fact and conditions of approval; and as further described in a memorandum from the Director of Planning to the Town Manager dated September 3, 2010 and entitled: “Extenet Systems, Inc., Utility Installation in Town and State Rights of Way.”

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- (CA) F.** A resolution authorizing the Tax Assessor to abate taxes in the total amount of \$6,354.32, as shown on Tax Abatement Request No. 459.
- (CA) G.** A resolution authorizing the Town Clerk to advertise for Order of Notice a Public Hearing relative to proposed amendments to the Town Code, Chapter 17 Taxation, as follows:

Chapter 17
Taxation

Article I. In General

Sec. 17-3. Application process for exemptions set out in sections 17-1 and 17-2.

(b) All applications for veterans exemptions shall be filed with the tax assessor at least five (5) days prior to the certification of the tax roll, and applications for blind persons exemptions shall be filed with the tax assessor by January 31 of each year for which the exemption is claimed and shall be made in the form approved by the town council.

- (CA) H.** 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.”