

AGENDA

TOWN OF SOUTH KINGSTOWN

RHODE ISLAND



TOWN COUNCIL

REGULAR SESSION

7:30 PM

TOWN COUNCIL CHAMBERS
180 HIGH STREET
WAKEFIELD, RI

MONDAY, SEPTEMBER 27, 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: 9/23/2010

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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 – September 13, 2010**
- B. Regular Session – September 13, 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 hold a Fall Music Family Event at the Town parking lot in Peace Dale on Saturday, October 2, 2010 from 4 p.m. to 7 p.m. to the PEACE DALE NEIGHBORHOOD REVITALIZATION INC., 1935 Kingstown Road, Peace Dale, RI 02879. Application by Leslie A. Chouinard, President, 9 Emmett Lane, Peace Dale, RI 02879; New.
- B.** A resolution granting a Holiday Sales License to GLOBAL MONTELLO GROUP CORP. d/b/a MOBIL MART, 3079 Tower Hill Road, Wakefield, RI 02879 subject to approval by the Fire Chief and RI Division of Taxation. Application by Louise Marcus, Esquire, 33 College Hill Road, Suite 15E, Warwick, RI 02886; New.
- C.** A resolution granting a Holiday Sales License to Supercuts #90629, 160 Old Tower Hill Road, Wakefield, RI 02879. Application by Jon Alt, License Supervisor, Supercuts Corporate Shops, Inc., 7201 Metro Boulevard, Minneapolis, MN 55439; New.
- (CA) D.** A resolution granting Victualling Licenses for the year beginning December 1, 2010 to the following; Renewals:
- C. L. ENTERPRISES INC. d/b/a HAL'S GARAGE & AUTO BODY, 171 Old Tower Hill Road, Wakefield, RI 02879 subject to approval by the Fire Chief. Application by R. Harold Thomas Jr., Vice President, 11 Wishing Well Circle, Wakefield, RI 02879.
- DC RESTAURANT, LLC d/b/a PICKPOCKETS, 231 Old Tower Hill Road, Wakefield, RI 02879. Application by David J. Carty, 34 Canonchet Way, Narragansett, RI 02882.
- S & C ICE CREAM d/b/a BRICKLEY'S ICE CREAM, 322 Main Street, Wakefield, RI 02879. Application by Stephen F. Brophy, 20 Jessica Lane, Wakefield, RI 02879.

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- (CA) E.** A resolution granting Victualling and Holiday Sales Licenses for the year beginning December 1, 2010 to the following; Renewals:

BELMONT MARKETPLACE INC., 600 Kingstown Road, Wakefield, RI 02879. Application by Vincent J. Siravo, Jr., 29 Everett Street, Newport, RI 02840.

LICKETY SPLITS, INC., 36 South County Commons Way, Unit C4, Wakefield, RI 02879. Application by Colleen S. Bongiovanni, 24 Inkberry Drive, Wakefield, RI 02879.

- (CA) F.** A resolution granting Holiday Sales Licenses for the year beginning December 1, 2010 to the following; Renewals:

CARDI'S FURNITURE BEDDING PLUS, 25 South County Commons Way, Unit B1, Wakefield, RI 02879. Application by Susan Halvarson, One Furniture Way, Swansea, MA 02777.

CHERRY LANE INC., 344 Main Street, Wakefield, RI 02879. Application by H. Lincoln Vehmeyer, Jr., 21 Summit Avenue, Narragansett, RI 02882.

GRAPHIC EXPRESSIONS INC., 254 Robinson Street, Wakefield, RI 02879. Application by Janet F. Cahoone, 79 Columbia Street, Wakefield, RI 02879.

SPANGLES, 324 Main Street, Wakefield, RI 02879. Application by Lisa A. Brandon, 47 Canonchet Way, Narragansett, RI 02882.

STONE COVE MARINA, INC., 134 Salt Pond Road, Wakefield, RI 02879. Application by Stephen C. Wood, Jr., 10 Larkin Pond Road, West Kingstown, RI 02892.

WAKEFIELD PRESCRIPTION CENTER, 580 Kingstown Road, Wakefield, RI 02879. Application by Joel Rittner, 7 Homeland Avenue, Narragansett, RI 02882.

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- (CA) G.** A resolution granting Firearms and Ammunition Licenses for the year beginning December 1, 2010 to the following; Renewals:

FREEDOM SPORTS AND ARMS, 236 High Street, Wakefield, RI 02879 subject to approval by the Fire Chief. Application by Leonard A. Cuoco, Sr., 45 Perry Avenue, Wakefield, RI 02879.

WILLIAM R. LEBLANC, GUNSMITH, 265 Main Street, Wakefield, RI 02879. Application by William R. LeBlanc, 1065 South Road, Wakefield, RI 02879.

PEACE DALE SHOOTING PRESERVE, 130 Pearls Way, Wakefield, RI 02879. Application by Richard V. Frisella, 130 Pearls Way, Wakefield, RI 02879.

- (CA) H.** A resolution granting Miscellaneous Peddler and Holiday Sales Licenses for the year beginning December 1, 2010 to JOHN J. CASEY, 51 Noel Court, Wakefield, RI 02879. Application by John J. Casey, 51 Noel Court, Wakefield, RI 02879; Renewals.

- (CA) I.** A resolution granting a Miscellaneous Permit to conduct the 10th Annual Homecoming 5K Road Race on Saturday, October 23, 2010 at 7:30 a.m. to the URI ALUMNI ASSOCIATION 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 for the event, State Traffic Commission approval and Traffic and Transportation Review Committee approval. Application by Michele A. Nota, Executive Director, 73 Upper College Road, Kingston, RI 02881; Renewal.

7. PUBLIC HEARING

- A.** 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.

8. COMMUNICATIONS

- A.** A communication dated September 8, 2010 from Christopher Gray, Chairman, LNG Working Group requesting the Town instruct the Employees' Retirement System of RI to sell all holdings of Hess Corporation held in the Town's account is received, placed on file, and the Town Council further directs _____. (9/16/2010 Interim, Item D.)
- (CA) B.** A communication from Linda Ide, CPA, RISCPA Board Member inviting Town Council members to attend a seminar on October 5, 2010 entitled "Innovative Ways to Govern with Limited Resources" sponsored by the RI Society of Certified Public Accountants is received and placed on file. (9/23/2010 Miscellaneous, Item II C.)
- C.** A communication dated September 9, 2010 from Mark and Jan Ferruccio and a petition signed by neighborhood residents requesting the installation of storm drains on Juniper Road is received, placed on file, and the Town Council further directs _____. (9/23/2010 Miscellaneous, Item II G.)

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- (CA) D.** 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 Finance Director to refund taxes in the total amount of \$66.28, as shown on Tax Refund Request Nos. 881, 882.
- (CA) B.** A resolution authorizing the Tax Assessor to abate taxes in the total amount of \$4,244.07, as shown on Tax Abatement Request No. 460.
- C.** A resolution authorizing the purchase from Physio Control, Inc., 11811 Willows Road NE, Redmond, WA 98073 of two (2) LUCAS Chest Compression Systems in accordance with specifications in an amount not to exceed \$18,630; and as further described in a memorandum from the Emergency Medical Services Director to the Town Manager dated September 8, 2010 and entitled: “Purchase Recommendation – LUCAS Chest Compression System.”

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- D.** A resolution authorizing an award of bid to Liberty Chevrolet, Inc., 90 Bay State Road, Wakefield, MA 01880 for the purchase of one (1) 2010 Chevrolet 6-wheel dump truck, in accordance with all bid specifications and in an amount not to exceed \$29,554, including trade-in allowance; and as further described in a memorandum from the Director of Leisure Services to the Town Manager dated September 21, 2010 and entitled: “Bid Recommendation 6-Wheel Dump Truck and Utility Work Machine.”
- E.** A resolution authorizing an award of bid to J.J. Gregory and Sons, Inc., 77 Highland Avenue, East Providence, RI 02914 for the purchase of one (1) 2010 Bobcat Toolcat-5600 with V-snow plow, front mount mower and snow blower in accordance with all bid specifications and in an amount not to exceed \$53,290; and as further described in a memorandum from the Director of Leisure Services to the Town Manager dated September 21, 2010 and entitled: “Bid Recommendation 6-Wheel Dump Truck and Utility Work Machine.”
- F.** A resolution accepting the Planning Board’s review and assessment of the Growth Management Program 2009-2011 as noted in the Summary Outline contained in the Planning Board’s correspondence dated September 15, 2010, and reaffirming support of the existing program goals and components through the final year of the biennial program; as further described in a memorandum from the Director of Planning to the Town Manager dated September 15, 2010 and entitled: “Growth Management Program Assessment and Report to the Town Council.”
- G.** A resolution authorizing the purchase from Zoll Medical Corporation, 269 Mill Road, Chelmsford, MA 01824-4105 of one (1) E-Series Heart Monitor in accordance with specifications in an amount not to exceed \$31,230; and as further described in a memorandum from the Emergency Medical Services Director to the Town Manager dated September 22, 2010 and entitled: “Purchase Recommendation – Heart Monitor.”

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- (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.”