

**TOWN OF WEST GREENWICH
TOWN COUNCIL
REGULAR MEETING
AUGUST 10, 2011**

A regular meeting of the West Greenwich Town Council was held on August 10, 2011. Present were Mark Tourgee, Susan Woloohojian, Robert Andrews, Paul Kaltschnee and Robert Smith. Also present were Town Administrator Kevin Breene and Town Solicitor Michael Ursillo.

A. CALL TO ORDER - 7:00 P.M.

The meeting was called to order at 7:04 p.m.

B. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

C. MOMENT OF SILENCE – FREDERICK W. ARNOLD, III

A Moment of Silence was observed in memory of Frederick W. Arnold, III.

D. ANNOUNCEMENTS

Blood Drive - Louttit Library - Monday, August 15th from 3 - 6 pm in the Community Center.

Lake Mishnock Fire & Rescue's Annual Pig Roast - August 27th from 3 - 7 pm. Tickets are \$15 for adults and \$6 for kids under 12. Contact the fire station for more info.

Centre Market is now open - Exit 7 at Centre of New England - A community based outdoor market place featuring artists, flea market vendors, musicians, educational demonstrators and local produce. Open Saturday and Sunday from 7 am to 4 pm weather permitting through Columbus Day weekend. Offering free vendor rentals to fundraising groups and half price to West Greenwich vendors.

EWG Girl Scout registration: Girls entering K through 12th grade are welcome to sign up for the Girl Scouts at Louttit Library on Saturday, Sept. 10 from 11-2.

First quarter taxes are due August 31st.

E. CONSENT AGENDA - All items on the Consent Agenda are considered routine by the Town Council and may be enacted by one motion. There will be no separate discussion of these items unless a member of the Council so requests, in which event the item will be removed from Consent Agenda consideration and considered in sequential order. The List of Consent Agenda Items is appended below.

Kaltschnee moved to approve the Consent Agenda. Andrews seconded.

VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye, Kaltschnee - aye, Smith - aye.

I. MINUTES

1. APPROVAL OF MINUTES OF MEETING OF JULY 13, 2011
2. APPROVAL OF MINUTES OF EXECUTIVE SESSION – JULY 13, 2011 (SEALED)

II. REPORTS (THE FOLLOWING REPORTS ARE RECEIVED BY THE TOWN COUNCIL.)

1. TOWN CLERK RECEIPTS – JUNE, 2011
2. PLANNING DEPT. MONTHLY REPORT – JULY, 2011
3. TAX OFFICE MONTHLY REPORT – JULY, 2011
4. HIGHWAY DEPT. MONTHLY REPORT - JULY, 2011
5. BUILDING OFFICIAL 'S REPORT – JULY 30, 2011
6. TREASURER'S REPORT – JUNE 30, 2011
6. QUARTERLY REPORT
FY 2010/2011
SCHOOL FUND BUDGET
PERIOD ENDING SEPTEMBER 30, 2010

III. CORRESPONDENCE (THE FOLLOWING CORRESPONDENCE IS RECEIVED BY THE TOWN COUNCIL.)

1. TOWN PLANNER JENNIFER PAQUET
AUGUST 2, 2011
RE: INVESTMENT GRAD AUDIT AGREEMENT WITH JOHNSON CONTROLS
AND PRELIMINARY ENERGY AUDIT REPORT
ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT (ARRA)
2. COPY OF ADVERTISEMENT FOR POLICE OFFICER
3. SOLDIER'S AND SAILOR'S MONUMENT MEETING
JULY 29, 2011

4. WEST GREENWICH CONSERVATION COMMISSION
JULY 18, 2011
RE: FOLLOW UP REPORT: ON THE "CITIZEN CONVERSATIONS OF THE FUTURE OF WEST GREENWICH"
5. COPY OF LETTER FROM
TOWN SOLICITOR MICHAEL URSILLO
TO
EMPLOYER TAX SECTIONS
RI DIVISION OF TAXATION
JULY 21, 2011
RE: DISPUTE ON INTEREST ON UNEMPLOYMENT BENEFITS
6. COPY OF LETTER FROM
TOWN SOLICITOR MICHAEL URSILLO
TO
ROBERT NEILL, STAFF REPRESENTATIVE
RI STATE ASSOCIATION OF FIRE FIGHTERS
IAFF AFL-CIO CLC
JULY 19, 2011
RE: 2011-12 NEGOTIATIONS
WAIVER OF TIME FRAMES
7. FIRE BOARD OF ENGINEERS
JULY 19, 2011
RE: RESCUE REPLACEMENT, MISHNOCK FIRE AND RESCUE
8. COPY OF LETTER FROM
TOWN ADMINISTRATOR KEVIN A. BREENE
TO
GERALD FREEMAN, CONTROLLER
CENTREX DISTRIBUTORS, INC.
JULY 19, 2011
RE: POTENTIAL LONG TERM TAX AGREEMENT
9. MICHAEL A. URSILLO, TOWN SOLICITOR
AUGUST 2, 2011
RE: WALTONEN V. WEST GREENWICH TOWN COUNCIL (2)
DECISION OF THE ATTORNEY GENERAL RULING THAT THE TOWN COUNCIL WAS NOT IN VIOLATION OF THE OPEN MEETINGS ACT DURING THE MAY 25, 2011 MEETING.
10. SUMMARY OF COST OF OPEN MEETINGS COMPLAINTS
NOVEMBER 2010-JUNE, 2011

IV. ADDITIONS, ABATEMENTS, REBATES & UNCOLLECTABLES

1. REQUEST OF TAX ASSESSOR/TAX COLLECTOR FOR SPECIFIC UNCOLLECTABLES AND VOTE REGARDING SAME – JUNE 30, 2011

JULY

ACCT #	NAME	AMOUNT	CODE
<u>Abatements 2011 -2012</u>			
01-0136-57	AMOROSO YVONNE	\$15.16	08
01-0136-65	ANDELLA KEVIN & SHANEY	\$572.34	04
02-0241-74	BOURESSA CHRISTOPHER & DANIELLE	\$6,458.08	26
02-0325-25	BRITT GARY	\$237.25	03
02-0414-73	BURDON LANCE	\$6,094.77	25
03-0085-57	CARBERRY WILLIAM	\$163.61	04
03-0163-12	CENTREX DISTRIBUTORS INC	\$13,938.07	03
03-0254-00	COGGAN WILLIAM & DIANE C/O RICHARD & SUSAN PERROTTA	\$5,954.77	25
04-0045-59	DEE BONNIE	\$86.33	04
04-0059-39	DEMAS JAMES A	\$471.70	05
04-0059-41	DEMAS JANE M	\$73.36	05
04-0088-20	DESJARLAIS DELAHLA	\$307.29	11
04-0187-92	DWYER JOHN & DEANNA	\$8,121.66	28
06-0033-44	FERRARA JAMES	\$708.29	05
06-0094-55	FLOCKHART SUZANNE M & JAMES	\$6,204.08	25
06-0173-75	FREEMAN RICHARD	\$293.31	05
08-0105-00	HARTER DALE & LUCILLE C/O DOUGLAS & THERESA LEZETTE	\$2,832.10	25
08-0204-54	HOGG HOWARD	\$52.93	04
11-0011-55	KARINSKI DEBRA	\$6,946.45	26
12-0122-18	LECLERQ JENNIFER & DEHETRE PAUL	\$5,285.10	26
12-0247-56	LIMA GEORGE	\$3,706.26	26
12-0255-56	LOBIANCO ROBERT	\$250.59	04
12-0309-32	LUSSIER DAVID & EVELYN MCKAY	\$3,334.90	18
13-0003-79	M.P.D.R. CONSTRUCTION CO INC	\$7,182.83	26
13-0064-31	MAIN CONRAD	\$1,927.87	04
13-0070-44	MALIKOWSKI RANDI	\$69.09	08
13-0389-42	MOORE LAWRENCE A	\$274.74	05
13-0488-00	MOUCHON GEORGE	\$18.67	02
16-0017-77	PALMER SCOTT	\$85.11	04
16-0066-64	PARKER KIMBERLY	\$255.82	04
16-0092-71	PAWTUCKET CREDIT UNION	\$2,374.24	25
18-0021-42	RAMPONE JOHN F	\$131.31	04
18-0099-04	RAYMOND C GREEN INC & BUILDERS FIRST	\$3,425.19	25
18-0130-52	REDDICK GEORGE	\$450.51	04
18-0182-25	RICCI THOMAS & LORI	\$8,074.83	26
18-0219-00	RICKER ELTON D JR	\$380.83	05
19-0158-67	SKOWRON MILA & RAYMOND E	\$5,260.39	18
19-0186-09	SMILEY ALAN	\$350.94	03
19-0245-17	SPENCER DENISE	\$192.46	04
20-0146-37	TUXBURY MICHAEL	\$387.61	03
22-0046-51	VIGIL SANDRA	\$214.60	05
23-0080-09	WHEATLEY GEORGE	\$111.74	04
23-0172-32	WOODRUFF MARIANNE S	\$691.58	11

23-0172-39	WOODRUFF RYAN P	\$21.87	09
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Additions 2011-2012

02-0196-00	BOISCLAIR STEPHEN	\$81.79	04
00-8012-02	HAWKINS JENNIFER	\$185.45	04
02-0241-74	BOURESSA CHRISTOPHER & DANIELLE	\$5,553.95	26
02-0325-25	BRITT GARY	\$207.50	03
03-0163-12	CENTREX DISTRIBUTORS INC	\$13,386.09	03
03-0189-89	CHAPPELLE CLAUDIA N	\$2,374.24	25
04-0059-39	DEMAS JAMES A	\$357.98	05
04-0059-41	DEMAS JANE M	\$49.24	05
04-0088-20	DESJARLAIS DELAHLA	\$117.09	11
04-0187-92	DWYER JOHN & DEANNA	\$6,442.56	28
06-0033-44	FERRARA JAMES	\$551.89	05
06-0089-40	FLETCHER KERRY	\$161.19	04
06-0173-75	FREEMAN RICHARD	\$247.91	05
08-0120-03	HAWKINS JENNIFER A & SCOTT D	\$6,204.08	25
08-0204-54	HOGG HOWARD	\$503.70	04
11-0011-55	KARINSKI DEBRA	\$5,973.95	26
12-0122-18	LECLERQ JENNIFER & DEHETRE PAUL	\$4,545.19	26
12-0247-56	LIMA GEORGE	\$3,187.38	26
12-0309-32	LUSSIER DAVID & EVELYN MCKAY	\$2,826.34	18
13-0003-79	M.P.D.R. CONSTRUCTION CO INC	\$6,177.23	26
13-0389-42	MOORE LAWRENCE A	\$221.20	05
13-0488-00	MOUCHON GEORGE	\$10.99	02
16-0130-03	PERROTTA, RICHARD & SUSAN	\$5,954.77	25
18-0182-25	RICCI THOMAS & LORI	\$6,944.35	26
18-0219-00	RICKER ELTON D JR	\$378.77	05
19-0019-93	SADOWSKI THEODORE D & MARY C	\$6,094.77	25
19-0158-67	SKOWRON MILA A & RAYMOND E	\$5,160.39	18
19-0186-09	SMILEY ALAN	\$335.55	03
20-0146-37	TUXBURY MICHAEL	\$120.31	03
22-0046-51	VIGIL SANDRA	\$212.61	05
23-0080-09	WHEATLEY GEORGE	\$370.96	04
23-0101-59	WHITE JOHN K & MICHELLE J	\$3,425.19	25
23-0172-32	WOODRUFF MARIANNE S	\$644.32	11

V. CHECK SUMMARY REPORT

1. RECEIPT OF CHECK SUMMARY REPORT FOR MONTH OF JULY, 2011 FROM TOWN TREASURER

F. OLD BUSINESS

**INTERNATIONAL BROTHERHOOD OF POLICE OFFICER LOCAL 517
RE: GRIEVANCE FILED BY SGT. RICHARD N. BROWN**

Sgt. Craig Barone informed the Council that the grievance had been withdrawn.

G. NEW BUSINESS

1. DISCUSSION AND APPOINTMENT OF LAND TRUST TRUSTEES

This matter was continued to September 14, 2011.

2. DISCUSSION AND APPOINTMENT TO BOARD OF CANVASSERS

It was noted that the Democrat Town Committee did not submit any names.

It was noted that the Republican Town Committee had submitted the following names:

Lori Brown
Robert Butler
Harold Baton
Melissa Breene
Myrna Andrews

Andrews moved to appoint Lori A. Brown to the Board of Canvassers to fill the unexpired term of Faye Edwards which expires March, 2016.

Smith seconded. VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye, Kaltschnee - aye, Smith - aye.

3. LIQUOR LICENSING BOARD

Woloohojian moved to adjourn as the Town Council and convene as the Liquor Licensing Board at 7:10 p.m. Smith seconded. VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye, Kaltschnee - aye, Smith - aye.

**DISCUSS AND ACT ON REQUEST OF COVENTRY-WEST GREENWICH ELKS LODGE #2285
42 NOOSENECK HILL ROAD
FOR ONE DAY CLASS F LICENSE FOR AUGUST 27, 2010
FOR OUTSIDE EVENT**

Mr. Robert Guastini, a trustee of the Elks was present. He noted it was a big band concert.

Kaltschnee noted that he had attended last year's event.

Andrews questioned if a police detail was being utilized and advised that it was.

Woloohojian moved to grant a Class F Liquor License to the Coventry-West Greenwich Elks Lodge #2285 for an outdoor event to be held on August 27, 2011 and waive the fee. Andrews seconded. VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye, Kaltschnee - aye, Smith - aye.

**DISCUSS AND ACT ON REQUEST OF LAKE MISHNOCK VOL. FIRE COMPANY
FOR ONE DAY CLASS F LICENSE FOR AUGUST 27, 2010
FOR PIG ROAST**

Chief Claude Tyler of Lake Mishnock Vol. Fire Co. was present.

Kaltschnee moved to grant a Class F Liquor License to the Lake Mishnock Vol. Fire Co. for a pig roast to be held on August 27, 2011 and waive the fee. Woloohojian seconded. VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye, Kaltschnee - aye, Smith - aye.

Andrews moved to adjourn as the Liquor Licensing Board and reconvene as the Town Council at 7:13 p.m. Smith seconded. VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye, Kaltschnee - aye, Smith - aye.

**4. REVIEW RULES AND REGULATIONS OF PROCEDURES FOR TOWN COUNCIL
CODE OF CONDUCT.**

The conduct of the meeting under the existing regulations was discussed.

A copy was to be posted on the Town's website and posted on the bulletin board and also posted at the transfer station.

**5. DISCUSSION OF RETIREMENT OF CHIEF OF POLICE AND DISCUSSION AND
APPOINTMENT OF ACTING CHIEF**

A recommendation to appoint Craig Barone as Acting Chief was received from Town Administrator Breene.

Kaltschnee moved to appoint Craig Barone as Acting Chief for a 3 month period to be reviewed at the end of that period. Andrews seconded.

Andrews, Tourgee and Smith spoke on behalf of Craig Barone.

VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye, Kaltschnee - aye, Smith - aye.

Smith questioned if backup promotions needed to be made. Breene explained next senior officer becomes acting lieutenant.

Chief Ronald Lepre was called to the podium.

Tourgee commented on Chief Lepre's service to the Town of West Greenwich.

Tourgee read the following proclamation:

PROCLAMATION

WHEREAS, Ronald P. Lepre was raised in West Greenwich, attended school in West Greenwich and began his law enforcement career as a member of the West Greenwich Police Dept.; and

WHEREAS, Ronnie became a member of the Rhode Island State Police and served 22 years, retiring at the rank of Lieutenant; and

WHEREAS, Ronnie is married to AnnMarie and they have raised two children, Adam and Abigail; and

WHEREAS, Lt. Lepre returned to his native Town of West Greenwich and assumed the title of Chief of Police in 2006; and

WHEREAS, in his 5 years as Chief, he instilled organization, pride and respect to the Department and its members and was a team player and excellent co-worker with all the employees of the Town.

NOW, THEREFORE, We, the West Greenwich Town Council, and on behalf of the residents of West Greenwich do hereby thank Chief Lepre for his service to our community and wish him the best in his retirement.

IN WITNESS WHEREOF, we have set our hands and caused the seal of the Town of West Greenwich to be affixed this 10th day of August, 2011.

/s/ Mark D. Tourgee
Mark D. Tourgee, President

/s/ Susan G. Woloohojian
Susan G. Woloohojian, Vice President

/s/ Robert J. Andrews
Robert J. Andrews

/s/ Paul E. Kaltschnee
Paul E. Kaltschnee

/s/ Robert M. Smith
Robert M. Smith

/s/ Kevin A. Breene
Kevin A. Breene, Town Administrator

ATTEST: /s/ Janet E. Olsson
Janet E. Olsson, CMC, Town Clerk

Andrews remarked that when Ron Lepre first started with the West Greenwich Police Dept. he was under 21 and had to get special dispensation from the Attorney General's office to carry a gun. He also noted that when Lepre was called to the State Police he was on vacation in Florida and had to make a fast trip back home.

Breene commented on the problems Lepre faced when he became Chief in West Greenwich.

Chief Lepre noted that he had the full support of the members of the Police Dept.

H. PUBLIC FORUM

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.

State Rep. District 29 Lisa Tomasso updated the status of the traffic study on Route 3 in the vicinity of Mishnock Road and Greenwich West. She noted the State Traffic Commission had met today. Traffic count at Mishnock Road did not meet federal guidelines for a traffic light. Speed was an issue. A center turn lane was discussed.

Andrews moved to add to the agenda the traffic study on Route 3. Smith seconded.
VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye, Kaltschnee - aye, Smith - aye.

Tourgee noted that input should be sought from people in the area of the intersection.

Smith questioned the criteria for getting a traffic light.

Rep. Tomasso was to obtain a copy of the report.

Gil Tourgee noted difficulties getting out of Mishnock Road onto Route 3.

Chief Bud Tyler noted a problem with cars signaling a turn for Mishnock Road when they are actually going to the liquor store.

Woloohojian noted that the traffic count could have been off due to the fact that school was not in session.

State Rep. District 29 Lisa Tomasso provided some pamphlets concerning the Hardest Hit Fund.

Tammy Andrade noted that water was leaking from the outside faucet. Breene reported that parts were on order for the faucet.

Smith mentioned that there were several non-profit parcels listed in the tax books.

Smith moved to add discussion of the non-profits to the agenda.
Andrews seconded. VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye,
Kaltschnee – aye, Smith – aye.

Tax Assessor Charlene Randall reported that churches and educational uses were non-profit. Town Solicitor Ursillo noted that by charter of state statute defined non-profit parcels. It was noted if the property was not used for tax-exempt use it could go back on the tax roll.

Kaltschnee moved to recess the Town Council meeting at 7:50 p.m. to 8:05 p.m.
Woloohojian seconded. VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye,
Kaltschnee – aye, Smith – aye.

Refreshments were provided in honor of Chief Lepre.

Woloohojian moved to reconvene the Town Council meeting at 8:14 p.m. Andrews seconded. VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye, Kaltschnee - aye, Smith - aye.

I. EXECUTIVE SESSION

PURSUANT TO RIGL 42-46-5,(A),1

JOB PERFORMANCE – ACTING CHIEF OF POLICE

PURSUANT TO RIGL 42-46-5, (A),2

COLLECTIVE BARGAINING RELATIVE TO:

WEST GREENWICH FIRE & RESCUE ASSOC. LOCAL 4771

**INTERNATIONAL BROTHERHOOD OF POLICE OFFICERS LOCAL
517**

**LABORERS' INTERNATIONAL UNION OF NORTH AMERICA, AFL-CIO
LOCAL UNION 1322**

Woloohojian moved to go into Executive Session at 8:15 p.m. pursuant to RIGL 42-46-5, a, 1 for Job Performance – Acting Chief of Police and pursuant to RIGL 42-26-5, a 2 for Collective Bargaining relative to West Greenwich Fire & Rescue Assoc. Local 4771, International Brotherhood of Police Officers Local 517 and Laborer's International Union of North America, AFL-CIO Local Union 1322. Andrews seconded. VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye, Kaltschnee – aye, Smith – aye.

Kaltschnee moved to adjourn from Executive Session and seal the minutes at 9:12 p.m. Woloohojian seconded. VOTED: Tourgee – aye, Woloohojian – aye, Kaltschnee – aye, Smith – aye. (Andrews was not present for this vote.)

Woloohojian moved to adjourn at 9:12 p.m. Kaltschnee seconded. VOTED: Tourgee – aye, Woloohojian – aye, Kaltschnee – aye, Smith – aye. (Andrews was not present for this vote.)

Janet E. Olsson, CMC
Town Clerk