

**TOWN OF WEST GREENWICH
TOWN COUNCIL
REGULAR MEETING
JUNE 8, 2011**

A regular meeting of the West Greenwich Town Council was held on June 8, 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.

Tourgee called the meeting to order at 7:02 p.m.

B. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

C. ANNOUNCEMENTS

June 12 – The newest trail at the Tillinghast Pond Management Area is officially open. You can participate in a guided hike of the Coney Brook Trail on Sunday, June 12th. It is a 2 mile hike that starts at 10 am in the parking area on Plain Road.

The Financial Town Meeting will be Monday, June 20th at 7 pm in the High School Auditorium.

The transfer station is now open on Wednesday evenings from 4 – 8 through Labor Day. Transfer passes are due - \$50 for 2 years.

The 7th annual EWG Sports 4 Kids Golf Tournament is June 24th at the Fenner Hill Golf course. Registration forms and additional information is available on the town's website.

D. CONSENT AGENDA.

Town Solicitor Ursillo explained that items from the January 13, 2011 meeting were included in the Consent Agenda due to the result of an open meetings ruling from the Attorney General's office due to the rescheduling of the January 12, 2011 meeting due to a snow storm. He requested that the Council vote on those items first. Tourgee assumed responsibility for the rescheduling of the meeting.

V. ITEMS FROM JANUARY 13, 2011 TOWN COUNCIL MEETING

Andrews moved to approve the following items from the January 13, 2011 meeting. Woloohojian seconded.

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

1. APPOINTMENT OF PAUL KALTSCHNEE AS TOWN COUNCIL LIAISON TO SCHOOL COMMITTEE
2. APPOINTMENT OF THOMAS LEAVITT AS TREE WARDEN
3. APPOINTMENT OF LINDA EASTMAN AS A REGULAR MEMBER OF THE CONSERVATION COMMISSION AND DEBRA COTRIONE AS AN ALTERNATE MEMBER OF THE CONSERVATION COMMISSION
4. APPROVAL OF SOLID WASTE AND RECYCLING SERVICES AGREEMENT WITH THE RHODE ISLAND RESOURCE RECOVERY CORPORATION AT RECOMMENDATION OF THE TOWN ADMINISTRATOR AND TOWN SOLICITOR
5. RATIFY RESOLUTION IN SUPPORT OF LEGISLATION TO REPEAL THE MAXIMUM NUMBER OF VOTERS PER POLLING PLACE
6. APPROVAL OF LEASE/PURCHASE AGREEMENT WITH PACCAR FINANCIAL CORP. FOR PURCHASE OF PETERBILT TRUCK AT RECOMMENDATION OF THE TOWN ADMINISTRATOR AND TOWN SOLICITOR

Woloohojian recused herself from Reports No. 2.

Kaltschnee moved to approve the Consent Agenda with Correspondence items 2 & 3 removed for further consideration. Smith seconded.

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

I. MINUTES

1. APPROVAL OF MINUTES OF MEETING OF MAY 19, 2011
2. APPROVAL OF MINUTES OF MEETING OF MAY 25, 2011
3. APPROVAL OF MINUTES OF EXECUTIVE SESSION – MAY 19, 2011 (SEALED)
4. APPROVAL OF MINUTES OF MEETING OF DECEMBER 8, 2010
5. APPROVAL OF MINUTES OF MEETING OF DECEMBER 14, 2011

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

1. TOWN CLERK RECEIPTS – MAY, 2011
2. PLANNING DEPT. MONTHLY REPORT – MAY, 2011
3. TAX OFFICE MONTHLY REPORT – MAY, 2011
4. TREASURER'S REPORT - MAY, 2011
5. HIGHWAY DEPT. MONTHLY REPORT - MAY, 2011
6. BUILDING OFFICIAL 'S REPORT – MAY 30, 2011

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

1. CONSERVATION COMMISSION – MINUTES OF MAY 5, 2011 MEETING
2. TIMOTHY E. MCARDLE
EXETER-WEST GREENWICH SCHOLARSHIP COORDINATOR
APRIL 30, 2011
RE: AWARD OF HENRY B. WRIGHT SCHOLARSHIP TO ERICA L. PRENDA
3. THE GREENE SCHOOL
RE: THANK YOU FOR USE OF TOWN HALL FRONT LAWN FOR YARD SALE
4. JENNIFER PAQUET, TOWN PLANNER
JUNE 1, 2011
RE: CALCULATED QUOTA FOR ISSUANCE OF RESIDENTIAL BUILDING PERMITS

IV. CHECK SUMMARY REPORT

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

The following items that were removed from the Consent Agenda were considered.

2. TIMOTHY E. MCARDLE
EXETER-WEST GREENWICH SCHOLARSHIP COORDINATOR
APRIL 30, 2011
RE: AWARD OF HENRY B. WRIGHT SCHOLARSHIP TO ERICA L. PRENDA

Tourgee noted that Erica L. Prenda was the recipient of the Henry B. Wright Scholarship.

3. THE GREENE SCHOOL
RE: THANK YOU FOR USE OF TOWN HALL FRONT LAWN FOR YARD SALE

Tourgee noted a thank you letter from the Greene School for the use of the Town Hall property for a yard sale.

Kaltschnee moved to approve the above items that were removed from the Consent Agenda. Smith seconded. VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye, Kaltschnee – aye, Smith – aye.

E. OLD BUSINESS

1. REPORT BY THE CONSERVATION COMMISSION ON THE PROJECT
" CITIZEN'S CONVERSATIONS OF THE FUTURE OF WEST GREENWICH"
Woloohojian moved to continue this item to the July 13, 2011 meeting. Kaltschnee seconded. VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye, Kaltschnee – aye, Smith – aye.

(FROM JANUARY 13, 2011 Town Council MEETING)

2. **DISCUSSION OF DIFFICULTY AT INTERSECTION OF ROUTE 3 AND MISHNOCK ROAD AND CREATING A LEFT HAND TURN LANE FOR THE GREENWICH WEST MOBILE HOME PARK AND REQUEST MADE OF TOWN LEGISLATORS FOR A TRAFFIC STUDY, TRAFFIC LIGHT, REDUCTION IN SPEED LIMIT AND/OR CREATION OF TURNING LANE. REPORT FROM THE TOWN ADMINISTRATOR REGARDING PROGRESS.**

Town Administrator Kevin Breene noted progress has been made since January.

Kaltschnee made the same motion as he had made in January.

Kaltschnee moved to request of the Town's legislators that a traffic study be taken on Route 3 and a traffic light be installed at the intersection of Route 3 and Mishnock Road and a reduction in the speed limit and a left hand turn lane be created. Andrews seconded. VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye, Kaltschnee - aye, Smith - aye.

3. PUBLIC HEARING AND VOTE ON RENEWAL OF JUNKYARD LICENSE FOR LILLIAN CARPENTER 45 HAZARD ROAD

Woloohojian moved to renew the Junkyard license of Lillian Carpenter. Andrews seconded. VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye, Kaltschnee – aye, Smith – aye.

4. DISCUSSION AND RENEWAL OF CAMPGROUND LICENSES FOR OAK EMBERS AND STEPPING STONE RANCH, WITH A ONE MONTH SHUTDOWN IN FEBRUARY 2011.

Kaltschnee moved to renew the Campground license of Oak Embers with the month of shutdown to be February, 2011 and renew the Campground license of Stepping Stone with the month of shutdown to be February, 2011.

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

5. RATIFY VOTE SETTING THE ORIGINAL DATE OF THE FINANCIAL TOWN MEETING FOR JUNE 6, 2011 AND FOR THE BUDGET HEARING FOR APRIL 20, 2011.

It was noted that the Financial Town Meeting had subsequently been rescheduled to June 20, 2011.

Kaltschnee moved to set the date for the Financial Town Meeting for June 20, 2011 and Andrews seconded. VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye, Kaltschnee - aye, Smith - aye.

Breene questioned the Solicitor what would happen if the meeting had been held even though the weather was bad. Solicitor Ursillo advised that if properly noticed and a quorum is present the meeting could go forward.

F. NEW BUSINESS

1. PUBLIC HEARING - COMMUNITY DEVELOPMENT BLOCK GRANTS 2011 (CDBG) DISCUSSION AND VOTE ON PRIORITY ORDER OF PROJECTS; VOTE ON RESOLUTION TO SUBMIT APPLICATION IN THE AMOUNT OF \$134,819

Tourgee noted his concern for the projects not benefiting West Greenwich residents.

Town Planner Jennifer Paquet noted that the hearing was advertised in the May 26, 2011 edition of the Kent County Daily Times. She noted 10 applications had been submitted for a total amount of \$134,819 and that up to \$250,000 could be applied for. She explained the projects. She noted that the applications had requested data as to how many West Greenwich residents were serviced by the applicant.

The Council was provided with the following 2 memos::

May 6, 2011

To: Planning Board
Mark Boyer, Chair

From: Jennifer Paquet
Town Planner

Re: **2011 CDBG Summary**

The following is a summary of proposed Community Development activities to be included in the Town's FY 2011 CDBG application. Please see the attached documents for more details on each application, particularly the Activity Descriptions. The full applications are available in my office.

The action that the Planning Board makes on this application, in forwarding your recommendation to the Town Council, is first to make a finding that the proposed projects are NOT INCONSISTENT with the Town's Comprehensive Plan, and second, to recommend a priority order of funding.

2011 Requests:

Housing Rehabilitation: \$12,500 is requested to recapitalize and operate the highly successful housing rehabilitation program which constitutes one of the core CDBG activities in West Greenwich.

Looking Upwards, Inc.: \$3,229 is requested for a Rehab project for capital improvements to a specific home in West Greenwich. Looking Upwards is a nonprofit agency that offers a wide array of services for children and adults with disabilities.

Housing Information Program: \$3,000 is requested for operating a Fair Housing Awareness education and outreach activity/seminar for youth and adults. The program is operated by the Narragansett Affordable Housing Corporation and constitutes the Town's fair housing obligation under CDBG requirements.

Welcome House of South County: Funds for two programs are requested as follows:

- \$5,000 for Rehab of Welcome House supported Housing Units- see attached

- \$2,500 for Operating Expenses- utilities, trash removal, sewer and water, and support services for a system of housing for homeless families and singles

Welcome House is a regional agency and provides services to all nine 'Washington County' towns via emergency shelter, soup kitchen, Project Snowflake, transitional housing, Thresholds housing and supported permanent housing.

Westerly Area Rest Meals (WARM): Funds for two projects are requested as follows:

- \$8,000 for Employment/Job Readiness program
- \$65,000 for Emergency Shelter renovations

The WARM shelter provides various services including soup kitchen, beds, Attire for Hire, and networks with other social service agencies.

Washington County Community Development Corporation: Funds in the amount of \$4,000 are requested for operating costs. The WCCDC is a non-profit affordable housing development corporation which was established to assist communities in "South County" with implementation of their affordable housing plans.

Community Housing Land Trust of RI, Inc.: Funds in the amount of \$3,000 are requested for Housing Program Operations, to support two primary components: technical assistance to communities in implementing their Affordable Housing Plans, and their new Real Estate Loan Program. The Community Housing Land Trust of RI is a state-wide non-profit organization.

Exit 5 Public Water Feasibility: \$18,590 This is an economic development project. The proposal is to determine the availability of water around the Exit 5 / Route 102 area in order to see if a public water system could support economic development of the area.

Program Administration: \$10,000

TOTAL REQUESTED: \$134,819

(Amount West Greenwich is eligible to apply for: \$250,000)

The following motion is offered for the Board's consideration:

Motion to make a finding that the following proposed projects in the 2011 CDBG request are not inconsistent with the Comprehensive Community Plan and that the Planning Board recommends to the Town Council the following priority order (Planning Board will need to determine order for the 10 applications):

1. Looking Upwards, Inc.
2. Housing Rehabilitation Program
3. Housing Information Program
4. Exit 5 Water Feasibility
5. Welcome House of South County Operating
6. Welcome House of South County Rehab
7. Westerly Area Rest Meals shelter Employment/Job Readiness Program
8. Westerly Area Rest Meals Emergency Shelter renovations
9. Washington County Community Development Corporation operating costs
10. Community Housing Land Trust technical assistance to communities and foreclosure prevention outreach

June 1, 2011

To: The Honorable Town Council
Mark Tourgee, President

From: Planning Board
Jennifer Paquet, Town Planner

Re: **Community Development Block Grants 2011**
June 8, 2010 Public Hearing (second of two required public hearings)

Attached, please find a summary of this year's requested amounts and programs. Additionally, this year I had each applicant fill out a local form indicating how many residents their program serves. This form is attached along with the activity description for each project.

At their regular meeting on May 16, 2011, the Planning Board voted unanimously (5-0) on the following motion:

Motion to make a finding that the following proposed projects in the 2011 CDBG request are not inconsistent with the Comprehensive Community Plan and that the Planning Board recommends to the Town Council the following priority order, and also to include that the concept and proposal of the Land Bank be endorsed by the Town Council:

11. Looking Upwards, Inc.
 12. Exit 5 Water Feasibility
 13. Washington County Community Development Corporation operating costs
 14. Community Housing Land Trust technical assistance to communities and foreclosure prevention outreach
 15. Housing Rehabilitation Program
 16. Housing Information Program
 17. Welcome House of South County Operating
 18. Welcome House of South County Rehab
 19. Westerly Area Rest Meals shelter Employment/Job Readiness Program
 20. Westerly Area Rest Meals Emergency Shelter renovations
- Ward-Berry (5-0) All in favor.

The following display advertisement for this hearing ran in the May 26, 2011 edition of the Kent County Daily Times:

PUBLIC NOTICE
WEST GREENWICH
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM (CDBG)

On or about June 14, 2011, the Town of West Greenwich will be submitting an application to the Rhode Island Dept of Administration, Office of Housing and Community Development, for funding under the federal Small Cities Community Development Block Grant Program. The following activities are being considered for inclusion in that application:

Housing Rehab, Townwide	\$ 12,500
Housing Information Program.	\$ 3,000
Washington County CDC	\$ 4,000
Community Hous. Land Trust	\$ 3,000
Exit 5 Water Feasibility	\$ 18,590
Looking Upwards	\$ 3,229
Welcome House:	
Operating	\$ 2,500
Hous. Rehab	\$ 5,000
WARM Shelter:	
Jobs	\$ 8,000
Shelter Renovation	\$ 65,000
Administration	\$ 10,000
TOTAL FY '11	\$134,819

A Public Hearing on the proposed application will be held on **June 8, 2011** during the Council meeting starting at 7:00 PM in the Council Chambers at West Greenwich Town Hall, 280 Victory Highway, RI 02817, in order to obtain the views of the public on the proposed application, after which the Council will act to finalize the application for submission. A copy of the proposed application is available for review in the Office of the Town Planner. Comments on the proposed activities may be submitted in writing to the Town Planner or may be made during the Public Hearing.

The Town of West Greenwich will provide interpreters for the hearing impaired provided three (3) days notice is provided.

Jean Barry of Westerly explained the scope of services and noted that Westerly residents were not given priority.

Discussion was held on revising the order of priority. It was noted that the State could also revise the priority.

Smith questioned the Exit 5 Water Feasibility not being a social service project. Town Planner Jenny Paquet noted that there was an economic development component to CDBG.

Helen Wilmot noted she had been helped by South County Community Action.

Woloohojian moved to accept the revised order which follows. Andrews seconded. VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye, Kaltschnee – aye, Smith – aye.

1. Looking Upwards, Inc.
2. Exit 5 Water Feasibility
3. Housing Rehabilitation Program.
4. Washington County Community Development Corporation operating costs.
5. Community Housing Land Trust technical assistance to communities and foreclosure prevention outreach
6. Housing Information Program.
7. Welcome House of South County Operating
8. Welcome House of South County Rehab
9. Westerly Area Rest Meals shelter Employment/Job Readiness Program
10. Westerly Area Rest Meals Emergency Shelter renovations

Andrews moved the following resolution as presented. Smith seconded. VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye, Kaltschnee - aye, Smith - aye.

RESOLUTION

WHEREAS, funds are available under the Rhode Island Community Development Block Grant Program, administered by the Department of Administration, Division of Planning, Office of Housing and Community Development; and,

WHEREAS, the Governor of the State of Rhode Island has authorized the Director of said department to disburse such funds, and,

WHEREAS, it is in the interest of the citizens of the Town of West Greenwich that application be made to undertake a local Community Development Program.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF WEST GREENWICH:

That the filing of this application for the amount of \$250,000 to implement the activities proposed herein hereby authorized and that Kevin A. Breene, Town Administrator is hereby authorized and directed to file this application with the Community Development

office, to provide any additional information or documents required by said office, to make any assurances required in connection with this program, to execute and agreement with the State of Rhode Island and to otherwise act as the Representative of the Town of West Greenwich in all matters relating to this application and any award which may be based upon this application.

2. DISCUSSION AND VOTE ON REQUEST FOR HOLIDAY/SUNDAY SALES LICENSE; RHONDA M. CARLSON D/B/A HAPPY TAILS PET LODGE, 1050 FISH HILL ROAD

Mrs. Rhoda Carlson was present. It was noted that approval had been obtained from the Zoning Board.

ACO Wendy Andrews questioned requiring vaccinations for pets being boarded. Mrs. Carlson noted that she did require proof of vaccination.

Woloohojian moved to Grant a Holiday/Sunday Sales license to Rhoda M. Carlson d/b/a Happy Tails Pet Lodge, 1050 Fish Hill Road.

Andrews seconded.

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

3. DISCUSSION AND VOTE ON AUTHORIZATION FOR PUBLIC WORKS DIRECTOR TO SOLICIT SEALED BIDS FOR BITUMINOUS CONCRETE/ASPHALT PAVING

Public Works Director Claude Wright noted that paving projects would be the focus this year and not stone seal.

Woloohojian moved to approve the request to authorize soliciting of sealed bids for Bituminous Concrete/Asphalt Paving.

Smith seconded.

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

4. DISCUSSION AND APPOINTMENT OF CONSERVATION COMMISSION MEMBERS

Kaltschnee recommended that Stephanie Madden and Christopher Grube be appointed to the Conservation Commission.

Andrews moved to appoint Stephanie Madden to the position vacated by Terrance Gray and Christopher J. Grube to fill the unexpired term of Joseph Unsworth. Kaltschnee seconded. VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye, Kaltschnee – aye, Smith – aye.

It was noted that the alternate positions remained vacant.

5. DISCUSSION AND APPOINTMENT OF LAND TRUST TRUSTEE

Kaltschnee moved to continue this matter to July 13, 2011. Smith seconded.

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

6. DISCUSSION AND ADOPTION OF ACCESS TO PUBLIC RECORDS ACT PROCEDURE

Solicitor Ursillo noted that the process has been put in writing. It was noted that emailed requests would not be accepted. Andrews questioned public access to police records as some may not be public while an active investigation was ongoing. It was noted that the school dept. and fire departments were not covered by this policy.

Kaltschnee moved to adopt the following policy. Andrews seconded.

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

Town of West Greenwich Town Hall

280 Victory Highway

West Greenwich, Rhode Island

Telephone: 401-392-3800

ACCESS TO PUBLIC RECORDS ACT PROCEDURE

R.I. Gen. Laws Section 38-2-1 et seq.

The Town is committed to providing the public with access to public records under R.I. Gen. Laws Section 38-2-1 from all Town departments.¹ The Town's various departments and staff provides numerous documents to the public, media, and attorneys every day in the ordinary course of business. However, for any person who (1) does not desire to make an oral request; (2) wishes to make a formal written request; (3) a request needs clarification; or (4) it is requested outside of normal business hours, please complete the "Request for Records Under the Access to Public Records Act" Form available at the Police Department for police records or the Town Clerk's office for all other departments.

¹ The Volunteer Fire Departments and the School Department are not within the authority of the Town Council and they have their own procedures for public records access.

Pursuant to R.I. Gen. Laws Section 38-2-3(c), the West Greenwich Town Council has established the following procedure regarding access to public records:

1. Please inform the Town Clerk (or police dispatcher) that you wish to make a request for public records. The normal business hours for the Clerk's Office are 8:30 a.m. to 4:00 p.m. Monday through Friday. The Clerk's Office is closed on all holidays.
2. The clerk (or dispatcher) will provide you with a form to complete, which permits us to know the precise public documents you seek and assists us in processing your request in an expeditious manner.
3. If the records you request are in the possession of a department other than the Town Clerk, your request will be forwarded to the appropriate administrative personnel.
4. If the public records are readily available from the Clerk's Office or Police Department, we will be more than happy to provide them.
5. There are times/circumstances when the records will not be available at the time you make your request, especially from other town departments. If the records are not readily available, they can either be mailed to you or you can pick them up on a designated date. The Access to Public Records Act grants a public body ten (10) business days to respond to your request. R.I. Gen. Laws Section 38-2-7(a). The Act further provides that "for good cause, this limit may be extended for a period not to exceed thirty (30) business days." We thank you in advance for your understanding if it is necessary, for good cause, to request this extension.
6. **Costs.** The Access to Public Records Act gives you the opportunity to view and/or copy public records. The cost per copied page of written public documents will be fifteen cents (\$0.15) for documents copied on common business or legal size paper. You may elect to obtain public records in any and all media in which we are capable of providing them. The Act permits a reasonable charge for search and retrieval of documents. The hourly costs for a search and retrieval shall be fifteen dollars (\$15.00) per hour, with no charge for the first hour. We will be more than happy to provide you with an estimate. Upon a request, we will provide a detailed itemization of the costs charged for search and retrieval.

7. **Public Records.** A “public record” is defined as “documents, papers, . . . or other material regardless of physical form or characteristics made or received pursuant to law or ordinance or in connection with the transaction of official business by any agency.” R.I. Gen. Laws Section 38-2-2.
8. **Redaction.** Although a document may constitute a public record, there may be some information contained on the document that may be redacted/deleted as it may be exempt from disclosure under R. I. Gen. Laws Section 38-2-2.
9. **Exemptions.** The Access to Public Records Act exempts a variety of records from public disclosure, as set forth in R.I. Gen. Laws Section 38-2-2(4).
10. **Appeal of Denial.** Any person or entity denied the right to inspect a record of a public body by the Town may petition the Town Administrator for review of the decision denying the request. Any petitions from a denial should be addressed to Kevin Breene. A final determination of whether to allow public inspection will be made within ten (10) business days after the submission of the review petition. R.I. Gen. Laws Section 38-2-8.
11. **Complaint to the Attorney General.** If the Town Administrator determines the record is not subject to public inspection, the person or entity seeking disclosure may file a complaint with the attorney general (150 Main Street, Providence, Rhode Island 02903; Telephone: 401-274-4400) or may retain private counsel for the purposes of instituting proceedings for injunctive or declaratory relief in the Superior Court of Washington County.

7. RATIFICATION OF TRANSFER STATION REGULATIONS – JULY 1, 2011 – JUNE 30, 2013

Discussion was held on prorating the fee for the Transfer Station permits.

Andrews moved to adopt the following Transfer Station Regulations as amended.
Kaltschnee seconded. VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye,
Kaltschnee - aye, Smith - aye.

JULY 1, 2011 - JUNE 30, 2013

1. OPERATING HOURS:

	Saturday	8:00 a.m. - 4:00 p.m.
	Sunday	8:00 a.m. - 4:00 p.m.
SUMMER ONLY (Memorial Day - Labor Day)	Saturday	8:00 a.m. - 4:00 p.m.
	Sunday	8:00 a.m. - 4:00 p.m.
	Wednesday	4:00 p.m. - 8:00 p.m.

2. PERMITS: All vehicles must display a valid Transfer Station permit for the years July 1, 2011- June 30, 2013. The permit must be displayed on the left hand side of the rear of the vehicle. Residents shall obtain the permit sticker from the Town Clerk's office in the Town Hall, limit of 2 per household.

The cost for each sticker permit shall be:

\$50.00 Valid from July 1, 2011 to June 30, 2013
\$25.00 Prorated after July 1, 2012
\$15.00 Prorated after January 1, 2013

3. LARGE LOADS: No commercial haulers will be allowed to dump at the Transfer Station. Large of bulky loads (e.g., construction debris; major household appliances - sofa, chairs, etc.) shall only be dumped if the resident obtains a "large load" permit at the Transfer Station. A determination as to what constitutes a large of bulky load shall be at the discretion of Transfer Station personnel based on filled vehicle capacity. Vehicles with a filled capacity of 1/4 ton to 3/4 ton shall be charged a \$15.00 fee; vehicles with a filled capacity of greater than 3/4 ton shall be charged a \$25.00 fee. Roofing shingles are \$25.00 per load. It is also noted the Town Council may adjust these based on tipping rated at the Central Landfill.

4. OTHER CHARGES:

- a. Tires - Car - \$1.00 with rim \$2.00
- b. Tires - Truck - \$5.00; with rim \$7.50
- c. Mattress Box Spring - \$15.00
- d. Refrigerators - \$20.00
- e. Propane Tanks - 25 lbs. - \$5.00; 100 lbs. - \$10.00
- f. Car Batteries - \$2.00

5. RECYCLING: All residents must conform to the Town's mandatory recycling ordinance in accordance with the ongoing recycling program. Residents must recycle metal cans & scrap metal, glass bottles & jars, plastic bottles, plastic bottles/jugs, drink cartons, mixed paper, newspapers, cardboard and thin cardboard.

6. COMPOSTING: The Transfer Station shall accept composting materials including grass clippings, leaves and brush that has been cut into lengths of 4-6 feet. Residents shall unload composting materials into the specified roll-off container. Paper bags may be deposited into container. Plastic bags must be emptied into container.

7. OIL IGLOO: An oil igloo is on site for disposal of used motor oil only. Unused motor oil is to be poured in the igloo under the direction of the Transfer Station attendants. A maximum of five (5) gallons of used motor oil per permit per week will be accepted.

8. METALS: All metal items and bulky household items are to be unloaded in a specified container separate from other waste.

9. OPERATOR: Residents shall unload solid waste as directed by the Transfer Station operator & attendants.

10. BURNED WASTE: No burned waste, burners or burned ashes will be accepted.

11. LITTER: All waste materials that may be blown by the wind or scattered about during disposal must be bagged or bundled.

12. HAZARDOUS WASTE: No hazardous or liquefied waste of any kind will be accepted.

13. IMPROPER DUMPING: All trash dumped outside of the gate or any place other than specified must be cleaned up by person's responsible or legal action and/or fines shall be enforced.

8. DISCUSSION AND VOTE ON RESOLUTION IN SUPPORT OF ENACTMENT OF STATE LEGISLATION OF ENVIRONMENTAL POLICY REQUIRING EXTENDED PRODUCER RESPONSIBILITY.

Town Planner Jennifer Paquet explained that the intent was to keep certain items out of the landfill by requiring producers accept responsibility for the end-of-life management of their products, so that those who produce and use products bear the costs of recycling and responsible disposal.

Woloohojian moved the following resolution. Kaltschnee seconded.

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

**Town of West Greenwich Resolution
In Support of Extended Producer Responsibility**

WHEREAS, Manufactured goods and packaging constitute approximately 75% of the materials managed by U.S municipalities, based on figures reported by the U.S. Environmental Protection Agency; and

WHEREAS, The municipal waste management system was established a century ago to manage far simpler and more homogeneous wastes like ashes, food scraps and horse manure, rather than the manufactured goods and packaging which dominate today's municipal waste; and

WHEREAS, Hazardous and hard-to-recycle product management costs are expected to increase substantially in the near future unless policy changes are made; and

WHEREAS, There are significant environmental and human health impacts associated with improper management of hazardous products; and

WHEREAS, Costs paid by citizens and local governments to manage discarded products are in effect subsidies to producers that enable and encourage producers to design products for disposal without regard to end-of-life product- management costs and hazards; and

WHEREAS, Extended Producer Responsibility (EPR) is an environmental policy approach in which producers accept responsibility for the end-of-life management of their products, so that those who produce and use products bear the costs of recycling and responsible disposal; and

WHEREAS, When producers are responsible for ensuring that their products are reused or recycled responsibly, and when health and environmental costs are included in the product price, there is an incentive to design products that are more durable, easier to repair and recycle, and less toxic; and

WHEREAS, Jobs in disassembly, reuse, repair and recycling are generated by EPR, offering significant local economic development opportunities; and

WHEREAS, The Rhode Island legislature has committed to achieving greenhouse gas emissions reductions, and EPR policies are important strategies for achieving this goal through reduction of manufacturing and disposal emissions; and

WHEREAS, the West Greenwich Town Council supports statewide legislation to hold producers responsible for hazardous product discard management and other product waste management costs; and

WHEREAS, EPR legislation for discarded electronic waste has been passed in 18 states and New York City; and

WHEREAS, State law established a manufacturer financed system, similar to EPR, for the collection, recycling, and reuse of certain electronic products; and

WHEREAS, Earlier this year, the Rhode Island General Assembly passed a joint resolution requesting the Department of Environmental Management to develop recommendations for establishing an EPR program.

NOW, THEREFORE BE IT RESOLVED

That the West Greenwich Town Council urges the Rhode Island General Assembly to enact comprehensive EPR legislation based on the *Framework Principles for Product Stewardship Policy*.

**9.DISCUSSION AND AWARD OF LETTER OF RECOGNITION REGARDING
HANDLING OF ROBBERY AT CENTREVILLE BANK TO:
RHODE ISLAND STATE POLICE - TPR. MICHAEL DOHERTY
WEST GREENWICH POLICE - SGR. RICHARD BROWN
WEST GREENWICH POLICE - PTLM. DONALD FRAVALA**

**WEST GREENWICH POLICE - DISPATCHER CHARLES MULCAHEY
WEST GREENWICH POLICE - ACO WENDY TAVARES**

Chief Lepre stated the details relating to the robbery at Centreville Bank.

Chief Lepre noted ACO Wendy Tavares involvement as her mother-in-law was the bank manager.

Formal citations are to be presented at the next meeting. The civilians involved could be recognized once the matter the adjudicated.

Solicitor Ursillo noted that more of the Consent Agenda items from the January 13, 2011 meeting would be included on the July 13, 2011 agenda.

G. PUBLIC FORUM

Helen Wilmot – complimented the new landscaping at the Town Hall.

**H. EXECUTIVE SESSION – 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
GRIEVANCE: LABORERS' INTERNATIONAL UNION OF NORTH
AMERICA, AFL-CIO LOCAL UNION 1322**

Woloohojian moved to go into Executive Session at 8:14 p.m. pursuant to RIGL 42-46-5, a, 2 for Collective Bargaining relative to West Greenwich Fire & Rescue Assoc. Local 4771, International Brotherhood of Police Officers Local 517 and Grievance: Laborer's International Union of North America, AFL-CIO Local Union 1322. Kaltschnee seconded. VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye, Kaltschnee – aye, Smith – aye.

Andrews moved to come out of Executive Session and seal the minutes at 10:21 p.m. Smith seconded. VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye, Kaltschnee – aye, Smith – aye.

Woloohojian moved to adjourn at 10:21 p.m. Kaltschnee seconded. VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye, Kaltschnee – aye, Smith – aye.

Janet E. Olsson, CMC
Town Clerk