

**TOWN OF WEST GREENWICH
TOWN COUNCIL
REGULAR MEETING
SEPTEMBER 14, 2011**

A regular meeting of the West Greenwich Town Council was held on September 14, 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 7:02 p.m.

B. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

A moment of silence was observed for the tenth anniversary of September 11.

C. MOMENT OF SILENCE - NORMAN JACOBSON

A moment of silence was observed for Norman Jacobson who passed away on August 5, 2011 at the age of 101.8.

Tourgee and Town Administrator remarked on Mr. Jacobson's life.

D. ANNOUNCEMENTS

Transfer Station Summer Hours Have Ended

The transfer station is no longer opened Wednesday evenings.

Arts & Crafts Event

Hianloland Fire Company - September 18th from 10 to 4
Chowder and Clamcakes will be available from 12 to 4

Land Trust's Annual Celebrate West Greenwich Day

Sunday, September 25th from Noon to 5 pm - Plain Meeting House.
Advanced reservations (\$9 per person) are required for the popular chicken BBQ. Call 392-3628 prior to September 18th to make your reservation.
Hamburgers and hot dogs will be available as well this year.
The book West Greenwich will be on sale.

American Heart CPR Certification Class – September 21 & 22nd at the Library Community Center (must attend both sessions). Cost is \$10 to cover materials. Pre-registration is required. Please see Charlene for more details.

EWG Boosters 1st Annual Golf Tournament

Friday, October 7th (Columbus Day Weekend)
Richmond Country Club – See website for details

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.

Andrews moved to approve the Consent Agenda as amended with Correspondence Items 7, 10, 11, 12, 14 and 15 removed for further consideration. Kaltschnee seconded. VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye, Kaltschnee - aye, Smith - aye.

I. MINUTES

1. APPROVAL OF MINUTES OF MEETING OF AUGUST 10, 2011
2. APPROVAL OF MINUTES OF EXECUTIVE SESSION – AUGUST 10, 2011 (SEALED)

II. REPORTS

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

1. TOWN CLERK RECEIPTS – AUGUST, 2011
2. PLANNING DEPT. MONTHLY REPORT – AUGUST, 2011
3. TAX OFFICE MONTHLY REPORT – AUGUST, 2011
4. HIGHWAY DEPT. MONTHLY REPORT - AUGUST, 2011
5. BUILDING OFFICIAL 'S REPORT – AUGUST, 2011
6. TREASURER'S REPORT – DRAFT JUNE 11, 2011

III. CORRESPONDENCE

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

1. RI DEM
AUGUST 16, 2011
RE: RE-ISSUANCE OF THE RHODE ISLAND POLLUTANT DISCHARGE ELIMINATION SYSTEM (RIPDES) GENERAL PERMIT FOR STORMWATER DISCHARGES FROM SMALL MUNICIPAL SEPARATE STORM SEWER SYSTEMS (MS4s) AND FROM INDUSTRIAL ACTIVITY AT ELIGIBLE FACILITIES OPERATED BY REGULATED SMALL MS4S (MS4 GP)
2. RI DEM
AUGUST 25, 2011
RE: RHODE ISLAND CESSPOOL ACT OF 2007

3. CONSERVATION COMMISSION - MINUTES OF JULY 7, 2011 MEETING
4. LAND TRUST - MINUTES OF JUNE 14, 2011 MEETING
5. LAND TRUST - MINUTES OF JULY 12, 2011 MEETING
6. INVITATION TO BID - TOWN HALL ANNEX ROOF
8. NANCY THADEIO
AUGUST 18, 2011
RE: RESIGNATION FROM FINANCIAL REVIEW BOARD
9. MICHAEL A. URSILLO, TOWN SOLICITOR
AUGUST 23, 2011
RE: JOHNSON OMA COMPLAINT
13. COPY OF INVOICE FROM
LITTLE MEDEIROS KINDER BULMAN & WHITNEY PC
AUGUST 4, 2011
RE: POLICE NEGOTIATIONS/2011 - \$9,384.70

IV. ADDITIONS, ABATEMENTS, REBATES & UNCOLLECTABLES

1. REQUEST OF TAX ASSESSOR/TAX COLLECTOR FOR SPECIFIC UNCOLLECTABLES AND VOTE REGARDING SAME – SEPTEMBER 8, 2011

AUGUST

ACCT #	NAME	AMOUNT	CODE
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Abatements 2011 -2012

01-0325-02	AUERBACH STEVEN B	\$136.01	05
02-0065-10	BARCO BRADFORD L	\$739.36	05
02-0070-05	BARCO BRADFORD L JR	\$235.37	18
02-0141-75	BELL RICHARD J	\$64.21	09
02-0359-50	BRULE RICHARD D	\$383.73	09
02-0369-30	BRUNETTE CATHERINE A	\$143.58	07
03-0033-10	CORCORAN, DANIEL	\$391.93	14
03-0109-11	CARPENTER DAVID A LORI A BATES	\$4,555.89	25
03-0311-63	COONEY SUSAN L	\$116.92	05
05-0055-01	ENTERPRISE FM TRUST	\$3,180.22	05
06-0087-91	FLANNERY THOMAS M	\$145.90	09
11-0003-03	K. WILCOX LANDSCAPING INC	\$3,727.65	14
11-0010-00	KALTSCHNEE PAUL E & MARY E	\$5,208.98	22
12-0159-35	LEMAY NORMAND J JR	\$312.88	04
12-0235-99	LEZETTE DOUGLAS W & THERESA A	\$8,520.79	25
13-0003-79	M.P.D.R. CONSTRUCTION CO. INC.	\$7,182.83	25
13-0367-37	MITCHELL THERESA E	\$116.00	05
18-0142-75	REESE, ROBERT	\$150.62	04
18-0196-07	RICHARDSON JAMES E	\$111.23	05

19-0080-01	SEVIGNY DENISE C	\$156.38	26
19-0248-20	SPRAGUE LEE A	\$2,054.26	03
23-0080-09	WHEATLEY GEORGE H	\$370.96	10
23-0167-37	WOHLGEMUTH THOMAS B	\$557.39	05

Additions 2011-2012

01-0325-02	AUERBACH STEVEN B	\$33.44	05
02-0065-10	BARCO BRADFORD L	\$656.87	05
02-0070-05	BARCO BRADFORD L JR	\$185.37	18
02-0369-30	BRUNETTE CATHERINE A	\$85.29	07
03-0033-10	CORCORAN, DANIEL	\$304.58	14
03-0214-05	CHRISSOS JO-ANN & SCOTT CARPENTER	\$3,918.07	25
03-0311-63	COONEY SUSAN L	\$72.07	05
04-0131-00	DOMENIC LOMBARDI RELTY INC	\$6,177.23	25
05-0004-38	EARL SMITH HEATING	\$66.94	12
05-0055-01	ENTERPRISE FM TRUST	\$2,891.62	05
08-0105-00	HARTER DALE & LUCILLE C/O DOUGLAS & THERESA LEZETTE	\$2,832.10	25
11-0003-03	K. WILCOX LANDSCAPING INC	\$3,143.84	14
11-0010-00	KALTSCHNEE PAUL E & MARY E	\$5,122.98	22
12-0159-35	LEMAY NORMAND J JR	\$440.79	04
13-0367-37	MITCHELL THERESA E	\$73.18	05
18-0196-07	RICHARDSON JAMES E	\$94.61	05
19-0079-05	SERVICE NE, LLC	\$76.24	12
19-0248-20	SPRAGUE LEE A	\$1,858.64	03
23-0080-09	WHEATLEY GEORGE H	\$259.22	10
23-0080-37	WHEATLEY GEORGE H JR	\$111.74	10
23-0167-37	WOHLGEMUTH THOMAS B	\$552.59	05

REFUND

06-0144-10	FRANCOEUR, ROBERT & STACIE	\$1,488.21	34
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V. CHECK SUMMARY REPORT

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

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

**7. TOWN OF RICHMOND
AUGUST 25, 2011
RE: LETTER IN OPPOSITION TO TOLLS ON INTERSTATE ROUTE 95**

The Town of Richmond had sent a letter requesting West Greenwich join them in opposing a proposal to have a toll on Interstate Route 95 and the Ct. State line.

Discussion was held on the opposition.

Andrews moved to send a letter in support of the Town of Richmond's opposition to the proposed toll to Governor Chafee, State Senator Maher, and State Representative's

Tomasso and Watson and the Town of Richmond. Andrews seconded. VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye, Kaltschnee – aye, Smith – aye.

10. WILLIAM & ELIZABETH JOHNSON
AUGUST 12, 2011
RE: PROBLEMS AT CARRS POND

A letter was noted from William and Elizabeth Johnson concerning loitering, illegal parking and trash at Carr's Pond.

Acting Chief Barone reported that he had spoken to the resident.

Andrews noted the problem started when the State took over the property. It was noted that in the past the area had been marked "no parking - tow away zone".

11. ACTING CHIEF CRAIG S. BARONE
AUGUST 24, 2011
RE: RAISE OF PAY GRADE OF SERGEANT RICHARD N. BROWN

Letter informed of raise of pay grade of Sergeant Richard N. Brown as he was now acting Lieutenant.

Smith questioned if other pay raises would follow for other officers and was advised the Union was looking into it.

12. ACTING CHIEF CRAIG S. BARONE
AUGUST 29, 2011
RE: PART-TIME PER DIEM DISPATCHER SLOT - CHERYL FAY

Letter informed of Cheryl Fay being a per diem dispatcher.

Town Administrator Breene noted that if the job went full time it would have to be advertised.

14. ACTING CHIEF CRAIG S. BARONE
AUGUST 31, 2011
RE: ACKNOWLEDGEMENT OF DISPATCHERS EDWARD PENDERGAST,
RAY TARBOX, DENNIS TROMBLEY, DENNIS ETHELLES AND CHARLES
MULCAHEY EFFORTS DURING HURRICANE IRENE INCIDENT

Letters acknowledged efforts during Hurricane Irene of Dispatchers Edward Pendergast, Ray Tarbox, Dennis Trombley, Dennis Etchells and Charles Mulcahey.

15. KEVIN BREENE, TOWN ADMINISTRATOR
RE: HURRICANE IRENE

Town Administrator Breene commented on the coordinated efforts of police, emergency management, highway department and fire companies during the storm. He noted that Governor Chafee had visited the Town to survey the damage. He commented on the repair of the power lines by National Grid, with the last area of the town to be back on by Thursday night.

Tourgee noted that he had toured the RIDMAT facility located on Barnett Lane.

Woloohojian noted that needs of the senior citizens were considered.

Public Works Director Claude Wright noted the help of the Volunteer Fire Companies.

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

F. OLD BUSINESS

G. NEW BUSINESS

**1. DISCUSSION AND VOTE ON REQUEST OF RHODY ROVER
MOTORCYCLE CLUB
FOR PERMISSION FOR OFF ROAD MOTORCYCLE EVENT ON
OCTOBER 1 & 2, 2011**

Peter Tanner of Rhody Rovers was present. He noted that the events would be on the land owned by Norman Marsocci off of Victory Highway, an ambulance would be available, notice would be given to affected residents and that an insurance policy would be in place. It was noted that the proceeds were used for scholarships in which the recipients were chosen by lottery.

Woloohojian moved to grant permission to Rhody Rovers Motorcycle Club to hold the following events: 1 Pee Wee Scramble - October 1, 2011 and
2. Woodsocross Harescramble - October 2, 2011.

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

**2. DISCUSSION ON AWARD FOR COMMUNITY DEVELOPMENT BLOCK
GRANT PROGRAM
IN THE AMOUNT OF \$38,728.00**

The awarding of a Community Development Block Grant Program in the amount of \$38,728.00 was announced in a letter received from Governor Lincoln Chafee.

3. DISCUSSION AND APPOINTMENT OF LAND TRUST TRUSTEES

It was noted that Brad Preston was resigning from the Land Trust.

Woloohojian moved to appoint Robert Maguire as the farm and forest member to fill the unexpired term of Brad Preston and to appoint Julie Smith as an alternate trustee. Kaltschnee seconded. VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye, Kaltschnee - aye, Smith - aye.

4. DISCUSSION AND REAPPOINTMENT OF TOWN TREASURER

Town Administrator Breene provided a letter recommending Colleen Derjue's reappointment as Town Treasurer.

Andrews moved to reappoint Colleen Derjue as Town Treasurer for a 5 year term. Smith seconded. VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye, Kaltschnee - aye, Smith - aye.

5. UPDATE ON HURRICANE IRENE

This was addressed under correspondence that was removed from the Consent Agenda.

6. DISCUSSION AND RESPONSE TO LETTER FROM ACTING LT. RICHARD BROWN REGARDING TOWN ADMINISTRATOR KEVIN BREENE

Town Solicitor Ursillo advised to refer the matter to him.

Andrews moved to refer this matter to the Town Solicitor. Smith seconded. VOTED: Tourgee – aye, Woloohojian – aye, Andrews - aye, Kaltschnee - aye, Smith - aye.

G. 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.

Sandra Bockes, Hazard Road, noted that Linda Eastman of the Conservation Commission had reported speaking to an out-of-state utility worker who had noted how poorly the trees had been trimmed.

Breene commented on the tree trimming. He noted that which utility had jurisdiction on the actual poles varied from town to town in Rhode Island. He noted that West Greenwich did not have a lot of pole damage as was the case in other towns.

Solicitor Ursillo asked to move the date of the December meeting to December 7. The matter was to be put on next month's agenda. Smith also asked for a change in the January meeting which can be addressed when the meeting dates for 2012 are set in December.

H. EXECUTIVE SESSION

**1. PURSUANT TO RIGL 42-46-5,(A),1
JOB PERFORMANCE – HIGHWAY SUPERVISOR**

**2. 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 7:53 p.m. pursuant to RIGL 42-46-5, a, 1 for Job Performance – Highway Supervisor and 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 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.

Solicitor Ursillo note that the Highway Supervisor had been advised that he had the right to require that discussion be held in open session as opposed to closed session. Solicitor Ursillo advised that Attorney Kinder was not due to arrive until 8:00 p.m. and the Council may recess until he got here.

Woloohojian moved to come out of Executive Session and seal the minutes at 9:49 p.m. Kaltschnee seconded. VOTED: Tourgee – aye, Woloohojian – aye, Kaltschnee - aye, Smith - aye. (Andrews was not present for this vote.)

Woloohojian moved to adjourn at 9:49 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