

**TOWN OF WEST GREENWICH**

**TOWN COUNCIL**

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**REGULAR MEETING**

**DECEMBER 9, 2015**

A regular meeting of the West Greenwich Town Council was held on December 9, 2015 Present were Mark Tourgee, Susan Woloohojian, Thomas Mulcahey, Robert Andrews, and Linda Rekas Sloan. Also present Town Administrator Kevin Breene and Town Solicitor Ursillo.

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

Council President Tourgee called the meeting to order at 7:02 P.M.

**B. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

**C. ANNOUNCEMENTS**

Council President Tourgee made the following announcements: The wreath on the front door of the Town Hall was donated by Leyden Farm & Winery. The upcoming events at Louttit Library include gingerbread house decorating on December 12<sup>th</sup> and a puppet show on December 29<sup>th</sup>. Contact the library for more details. The upcoming events at the High School include a Holiday Chorus and Guitar Concert on December 17<sup>th</sup>, a Holiday Band Concert on December 20<sup>th</sup> and A Christmas Carol performed by the drama department which runs from December 10 through the 13<sup>th</sup>. The RI Emergency Management Agency advises Rhode Islanders to prepare for the upcoming winter season by following these recommendations:

- Make a supply disaster kit
- Practice a family emergency communications plan
- Check on elderly family and neighbors
- Make sure you can heat at least one room in your house should you loose your power
- Have your chimney cleaned and inspected
- Make sure your home is properly insulated including water pipes to keep them from freezing
- Know how to shut off water valves
- Check your tire treads
- Consider purchasing a generator and have it installed by a certified professional
- Be aware of parking bans
- Visit RIEMA's website at [www.riema.ri.gov](http://www.riema.ri.gov) to sign up for free emergency alerts

Council President Tourgee continued with the following announcements: The town reminds residents and snow plow vendors, when having your driveway cleared of snow please do not clear snow across a roadway. It is a dangerous situation and the Police will be vigilant on enforcing. Congratulations to Dr. Amy Pratt from West Greenwich Animal Hospital for becoming Rhode Island's Veterinarian of the Year. Last

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Saturday a fund raiser was held for West Greenwich resident Lori Andrews Corbett who is battling cancer, heart disease and

kidney failure at Tavern on the Hill. Band members from Not for Nuthin and Lola and the Pallbearers donated their musical talents. Many people and businesses donated raffle items and hundreds of people attended. It was small town America at its best with so many from the community coming out to help her financially and to lift her spirits.

**D. 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

Councilman Andrews requested Correspondence No. 2 to be pulled for further consideration.

Councilwoman Rekas Sloan requested Correspondence No. 10 to be pulled for further consideration.

Council President Tourgee requested Correspondence No. 18 to be pulled for further consideration.

Councilman Mulcahey moved to approve the Consent Agenda with Correspondence items 2, 10 and 18 pulled for further consideration. Councilman Andrews seconded.

VOTED: Tourgee - aye, Woloohojian - aye, Andrews - aye, Mulcahey- aye, Rekas Sloan - aye

**I. MINUTES**

1. APPROVAL OF MINUTES OF MEETING OF NOVEMBER 4, 2015

**II. REPORTS**

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

1. BUILDING OFFICIAL REPORT – NOVEMBER, 2015
2. POLICE DEPT. REPORT – NOVEMBER, 2015
3. TAX OFFICE MONTHLY REPORT – NOVEMBER, 2015
4. TOWN CLERK REPORT – NOVEMBER, 2015
5. PLANNER’S OFFICE MONTHLY REPORT- NOVEMBER, 2015

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**III. CORRESPONDENCE**

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

1. CONSERVATION COMMISSION – MINUTES OF MEETING OF OCTOBER 8, 2015
3. COPY OF LETTER TO: THE HONORABLE ANTONIO GIARRUSSO  
FROM: STEVEN W. PRISTAWA, P.E. RI TRAFFIC COMMISSION  
OCTOBER 28, 2015  
RE: STUDY OF INTERSECTION OF DIVISION ROAD AT NEW LONDON TURNPIKE
4. COPY OF LETTER TO: WEST GREENWICH TOWN COUNCIL  
FROM: HEATHER EKLOF, TREASURER EWGGS  
NOVEMBER 5, 2015  
RE: THANK YOU FOR FUNDING
5. COPY OF LETTER TO: WEST GREENWICH TOWN COUNCIL  
FROM: BRIAN C. NEWBERRY, HOUSE OF REPRESENTATIVES MINORITY LEADER  
NOVEMBER 5, 2015  
RE: HUD'S AFFH RULE
6. COPY OF LETTER TO: MICHAEL A. URSILLO, TOWN SOLICITOR  
FROM: LINDA SHERMAN  
NOVEMBER 8, 2015  
RE: COMPLAINT
7. COPY OF EMAIL TO: ERIN LIESE, TOWN CLERK & MICHAEL A. URSILLO, SOLICITOR  
FROM: KEVIN A. BREENE, TOWN ADMINISTRATOR  
NOVEMBER 10, 2015  
RE: COMPLAINT OF LINDA SHERMAN
8. COPY OF LETTER TO: LINDA SHERMAN  
FROM: MICHAEL A. URSILLO, TOWN SOLICITOR  
NOVEMBER 12, 2015  
RE: INSPECTIONS COMPLAINT
9. COPY OF LETTER TO: INTERESTED PARTY  
FROM: MICHAEL DIBIASE, CHAIRMAN  
NOVEMBER 16, 2015  
RE: TRANSPORTATION IMPROVEMENT PROGRAM FY 2017-2025

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11. COPY OF EMAIL TO: TOWN COUNCIL MEMBERS  
FROM: CYNTHIA FULLER  
NOVEMBER 20, 2015  
RE: SENATOR ELAINE MORGAN STATEMENT
12. COPY OF EMAIL TO: TOWN COUNCIL MEMBERS  
FROM: SENATOR ELAINE MORGAN  
NOVEMBER 25, 2015  
RE: RESPONSE TO COMPLAINT
13. COPY OF LETTER TO: KEVIN A. BREENE, TOWN ADMINISTRATOR  
FROM: SETH M. MAGAZINER, GENERAL TREASURER  
NOVEMBER 23, 2015  
RE: RHODE ISLAND INFRASTRUCTURE BANK
14. COPY OF EMAIL TO: ELLIOTT DURFEE  
FROM: CHARLENE RANDALL, TAX ASSESSOR  
NOVEMBER 23, 2015  
RE: TAX COLLECTORS DEED
15. COPY OF LETTER TO: ELIZABETH BURKE BRYANT, RI KIDS COUNT, DONALD R. SWEITZER, IGT CORPORATION, FUNDING FORMULA STUDY COMMISSION, RI DEPARTMENT OF EDUCATION  
FROM: CLAUDINE PANDE, CHAIRPERSON  
NOVEMBER 24, 2015  
RE: REGIONAL STATE AID FUNDING FORMULA
16. COPY OF NOTICE OF PUBLIC HEARING FROM EAST GREENWICH  
RE: WILLIAM J. ROSS ZONING AMENDMENT
17. COPY OF WEST GREENWICH TRANSFER STATION INSPECTION REPORT  
FROM: RI DEPARTMENT OF ENVIRONMENTAL MANAGEMENT  
OCTOBER 15, 2015

**IV. ADDITIONS, ABATEMENTS, REBATES & UNCOLLECTABLE**

1. REQUEST OF TAX ASSESSOR/TAX COLLECTOR FOR SPECIFIC UNCOLLECTABLE AND VOTE REGARDING SAME – NOVEMBER, 2015

**DECEMBER**

<b><u>ACCT #</u></b>	<b><u>NAME</u></b>	<b><u>AMOUNT</u></b>	<b><u>CODE</u></b>
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**ABATEMENTS**

08-0275-70	HUNGRY HILL DEVELOPMENT INC	10537.62	24
23-0172-42	WOODS TAVERN	3791.2	

**ADDITIONS**

01-0121-78	ALLY BANK	501.18	04
03-0162-39	CENTER OF NEW ENGLAND PRIMARY CARE INC	3089.15	11
03-0163-00	CENTER OF NEW ENGLAND URGENT CARE INC	7323.25	11
08-0275-70	HUNGRY HILL DEVELOPMENT INC	7509.15	24
23-0172-42	WOODS TAVERN	2129.17	24

**V. CHECK SUMMARY REPORT**

1. RECEIPT OF CHECK SUMMARY REPORT FOR  
MONTH OF NOVEMBER, 2015  
FROM TOWN TREASURER

**VI. POLE PLACEMENT**

1. REQUEST OF VERIZON NEW ENGLAND INC. AND THE NARRAGANSETT ELECTRIC COMPANY-  
PETITION (RI2015-23)  
RE: ONE NEW POLE 11.5 ON THE SOUTHERLY SIDE OF WEAVER HILL ROAD AT A POINT  
APPROXIMATELY 101' NORTHWESTERLY FROM EXISTING POLE 11

The following items on the consent agenda were considered.

2. COPY OF LETTER TO: KEVIN A. BREENE, TOWN ADMINISTRATOR  
FROM: JACK FOLLONI & TRACY THORNTON  
RE: TOWN EMPLOYEE ACCOLADES

Council President Tourgee read the following letter from Jack Folloni and Tracy Thornton: I just wanted to send you a quick note to let you know how pleased we are with so many of the town's employees. Building Inspector Dave Tacey was quite helpful over the summer. We had a garage built and his inspection caused the builder to correct several building code violations. Dave was quick to respond to our call and patiently explained to the builder what needed to be altered. We really feel like Dave was looking out for our best interests and greatly appreciate his efforts. The West Greenwich Police Department led by Rick Ramsey was extremely helpful in the State V. Dunford case. Officers Craig Barone, Don Fravala and the rest of the force really went the extra mile for us and we appreciate it. Send our thanks to Solicitors Amy Goins and Mike Ursillo for a job well done. The ladies in the Clerk's office were a great help also. They prepared several certified documents for our attorney on short notice. They were great! Over the years Charlene Randall has

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been a true friend to us and we're grateful for all her help. It's always a pleasure to stop by her office every time we're in town hall and get an update on the kids. And lastly Kevin, thank you for coming to court and supporting us. We're grateful for your friendship and support. Thank you and best wishes.

Jack Folloni stated he was present and the author of the letter.

10. COPY OF EMAIL TO: TOWN COUNCIL MEMBERS  
FROM ANNETTE FELDMAN, DIRECTOR  
NOVEMBER 20, 2015  
RE: CHAMPLIN FOUNDATION

Council President Tourgee read the following email from Annette Feldman, Louttit Library Director: I am delighted to inform you that The Champlin Foundation has awarded us \$13,375 to reimburse the town for our new roof!

18. COPY OF EXETER- WEST GREENWICH REGIONAL SCHOOL DISTRICT  
STUDENT POPULATION BY TOWN  
OCTOBER 1, 2015

Council President Tourgee thanked Tax Assessor Randall on the vigilance in reviewing the student rosters.

Town Administrator Breene commented on the swing of students from West Greenwich to Exeter.

Council President Tourgee further thanked Tax Assessor Randall and Chief Ramsay for the excellent job tracking students from out of district. He further commented we have an excellent school district and if you do not belong in the district you cannot attend.

Council Vice President Woloohojian moved to approve Correspondence Items 2, 10 and 18 pulled for further consideration. Councilman Andrews seconded.

VOTED: Tourgee - aye, Woloohojian - aye, Andrews - aye, Mulcahey- aye, Rekas Sloan - aye

**E. UNFINISHED BUSINESS**

**F. NEW BUSINESS**

1. **DISCUSSION AND PRESENTATION BY TOWN AUDITOR OF DRAFT FINANCIAL AUDIT FY ENDING JUNE 30, 2015**

Michael Olson of Nadeau and Wadovick, presented the preliminary draft of the audit for fiscal year ending June 30, 2015.

Discussion ensued on the additional expenses with winter sand and snow removal.

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Town Administrator Breene commented on the sweeper grant.

Discussion ensued on equipment purchases.

Council President Tourgee stated purchasing equipment out right is more fiscally sound.

Council President Tourgee thanked Treasurer Andrews for work performed.

Michael Olson also thanked Treasurer Andrews and Deputy Treasurer Langford.

**2. FIRST READING ON AN AMENDMENT TO ORDINANCE NO. 7 RELATING TO THE CONTROL OF SEWAGE AND GARBAGE DISPOSAL**

Town Solicitor Ursillo reviewed the need to amend this ordinance due to enforcing and tracking recyclables.

Town Administrator Breene commented on reporting of recyclables.

Discussion ensued on credit requirement and reporting quarterly or monthly.

Council Vice President Woloohojian moved to accept first reading on amendment to Ordinance No. 7 relating to the control of sewage and garbage disposal. Councilwoman Rekas Sloan seconded.

VOTED: Tourgee - aye, Woloohojian - aye, Andrews - aye, Mulcahey- aye, Rekas Sloan - aye

**3. FIRST READING ON AN ORDINANCE RELATING TO DONATION BINS**

Town Solicitor Ursillo commented he has been working with Building Official Tacey on the need for this Ordinance.

Building Official Tacey commented on the business of donation bins. He further explained that the bins are turning into dumping grounds and the mess they are creating.

Town Administrator Breene commented on the recycling requirement.

Building Official Tacey stated this ordinance will enforce where the bins can be located and if these properties become a constant problem he can have them removed.

Discussion ensued on fine requirement and liability of property owner.

It was noted to add responsibility of the property owner to the ordinance with enforcement of fines.

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Councilwoman Rekas Sloan moved to accept first reading on an ordinance relating to donation bins.

Council Vice President Woloohojian seconded.

VOTED: Tourgee - aye, Woloohojian - aye, Andrews - aye, Mulcahey- aye, Rekas Sloan - aye

**4. DISCUSSION AND VOTE ON SETTING DATES FOR REGULAR TOWN COUNCIL MEETINGS FOR 2016**

Council President Tourgee read the following proposed dates for 2016 Town Council Meetings:

January 6, 2016, February 10, 2016, March 9, 2016, April 6, 2016, May 11, 2016, June 8, 2016, July 13, 2016, August 10, 2016, September 14, 2016, October 12, 2016, November 9, 2016 and December 14, 2016.

Council Vice President Woloohojian moved to approve the proposed 2016 dates.

Councilwoman Rekas Sloan seconded.

VOTED: Tourgee - aye, Woloohojian - aye, Andrews - aye, Mulcahey- aye, Rekas Sloan - aye

**5. DISCUSSION ON AN ORDINANCE IN AMENDMENT TO THE ZONING CODE REGARDING MARIJUANA**

Town Solicitor Ursillo stated the Planning Board has not reviewed the ordinance.

Discussion ensued on ordinance amendment with regard to compassion centers.

Discussion ensued on DOH and card holders.

Town Solicitor Ursillo stated no action was required and this was just an update.

**G. PUBLIC FORUM**

No public comment was made.

A brief recess was taken for holiday refreshments.

**H. EXECUTIVE SESSION**

- 1. PURSUANT TO RIGL 42-46-5, (A), 2 LITIGATION-  
SWAP INC. VS. TOWN OF WEST GREENWICH PLANNING BOARD SHAB 2013-01**
- 2. PURSUANT TO RIGL 42-46-5, (A), 2 POTENTIAL LITIGATION- DOUGLAS STUCHEL**



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Council Vice President Woloohojian moved to close the meeting to go into Executive Session at 8:00 P.M. pursuant to, RIGL 42-46-5, (A), 2 Litigation- Swap Inc. Vs. Town of West Greenwich Planning Board SHAB 2013-01 and pursuant to RIGL 42-46-5(A) 2 Potential Litigation relative to Douglas Stuchel.

Councilwoman Rekas Sloan seconded.

VOTED: Tourgee - aye, Woloohojian - aye, Andrews - aye, Mulcahey- aye, Rekas Sloan - aye

Council Vice President Woloohojian moved to come out of Executive Session and seal the minutes at 8:38 P.M. Councilwoman Rekas Sloan seconded.

VOTED: Tourgee - aye, Woloohojian - aye, Andrews - aye, Mulcahey- aye, Rekas Sloan - aye

No action was taken.

Council Vice President Woloohojian moved to adjourn at 8:39 P.M. Councilwoman Rekas Sloan seconded.

VOTED: Tourgee - aye, Woloohojian - aye, Andrews - aye, Mulcahey- aye, Rekas Sloan - aye

**ERIN F. LIESE, CMC**

**TOWN CLERK**