

**TOWN OF WEST GREENWICH**  
**TOWN COUNCIL**

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**REGULAR MEETING**  
**July 13, 2016**

A regular meeting of the West Greenwich Town Council was held on July 13, 2016. Present were Mark Tourgee, Linda Rekas Sloan, Robert Andrews, Mark Boyer and Thomas Mulcahey. Also present Town Administrator Kevin Breene and Town Solicitor Michael Ursillo.

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

Council President Tourgee called the meeting to order at 7:00 P.M.

**B. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

**C. ANNOUNCEMENTS**

Council President Tourgee read the following announcements: EWG Soccer Association offers adult (age 30+) co-ed soccer games on Wednesday nights at the complex next to town hall. No experience needed. Registration is at 6:30 and games start at 7 P.M. Bring both a white and blue shirt. Shin guards are required along with a \$5 donation per player. The 2016 statistical revaluation has begun. If your home is a new construction, has an open building permit or has recently sold, a representative from North East Revaluation will be coming by to inspect your home. Those are the only properties that will be visited. Feel free to call town hall if you want to confirm a representative in your neighborhood. July 20<sup>th</sup> from 10 – 12 the Library will be sponsoring a Touch a Truck event for children. Vehicles from the rescue, fire, police and highway departments will be available. A rain date of August 3<sup>rd</sup> is planned. The summer concert series is underway. Concerts are free and are held every Thursday night through September 1<sup>st</sup> at the pavilion behind the town hall. They begin at 6:30 P.M. Mark your calendars for Celebrate West Greenwich Day and our 275<sup>th</sup> Anniversary Celebration. Events will take place Friday, September 23<sup>rd</sup> and Saturday, September 24<sup>th</sup>. The community center behind the library will be open every Friday from 10 – 12 beginning in September for senior activities. A calendar of events is being mailed this week.

**D. PRESENTATION OF CHARLENE AND ROBERT BUTLER FOR PURPLE HEART RECIPIENT  
LESTER CARPENTER-WWII (KIA)**

Robert and Charlene Butler presented the Lester W. Carpenter Memorial Plaque.

Robert Butler made the following comments: In 1940 West Greenwich had just 526 residents. When WWII broke out, there were about 90 of those residents that went to war to protect our nation and our way of life. Of those that served, there were 6 of them that gave the ultimate sacrifice. Those men were: Lester W. Carpenter, Thomas Healey, Kenneth Hoxsie, Walter C. Pysz, Wambola Holm Rabba, and Gerard Roy. All of those killed in that war are memorialized on the bronze plaque in front of the town hall which is dedicated to those who served along with those who gave their lives in the effort. Today, we honor one of these valiant warriors, due to circumstances following his death and transport back to West

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Greenwich for burial in the Christopher Carpenter grave yard, which is just off Victory Highway. Regarding Lester Carpenter's death we do know that it took weeks for the information to be sent back to Lester's mom here in West Greenwich. When it did, it came in the form of a letter explaining Lester's heroic actions on the date of his death, March 17, 1945. Lester was just 32 at the time, and had been operating a variety store on Victory Highway near Plain Meeting House Road and also was a part time school bus driver. There was a posthumous award of a Purple Heart. That was sent to Lester's mom, Polly Aurilla Johnson Carpenter at her home on Victory Hwy. Lester's dad had already passed on in 1938. That medal was turned over to the Town at some point, and has been in the care of our Administrator Kevin Breene. Kevin decided that this medal, along with the letter and a Providence Journal article covering Lester's actions and death, should be placed on display so that we may always remember this person along with others of local significance. The Projo article quotes, in part, the letter received by Lester's mother from his commanding officer. He said "At the time of his death Lester was a rifleman moving from house to house clearing the enemy from newly won town. During this operation, Private Carpenter was instantly killed by shell fragments from an enemy mortar that struck nearby. Your son was an outstanding and capable young soldier whose untimely death is felt by all who knew and loved him. His bravery, loyalty, keen sense of duty and aggressiveness were a great inspiration to those who worked and fought with him. His is a loss which will be hard to replace." This Carpenter memorial will take its place alongside that WWII memorial, which we dedicated some ten years ago so that we will not forget those who did what they could to protect our nation at the time of the great world war. Charlene and I are please to be part of this remembrance.

Charlene Butler explained that many of these items get buried and also explained that the Purple Heart had Lester's name on the back.

Mrs. Ward explained how she came into possession of the medal. She further explained that she lived in West Greenwich and knew of Lester and her wishes were to have the medal on display.

Town Administrator Breene thanked the Butler's for their work and patriotism and also stated this was to be presented at the parade.

**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**

Councilman Mulcahey requested Correspondence 4, 15, 16 to be pulled for further consideration.

Councilman Andrews requested Correspondence 14 to be pulled for further consideration.

**F. UNFINISHED BUSINESS**

**G. NEW BUSINESS**

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**1. DISCUSSION ON AN ORDINANCE IN AMENDMENT TO THE ZONING CODE REGARDING FARM ACCESSORY USES**

Council President Tourgee discussed the reasons for implementing the change to the Ordinance and the restriction for Leyden's to operate paint ball during October only.

Town Administrator Breene explained Leyden's operation.

Town Solicitor Ursillo explained the draft of the ordinance and the Planning Board has approved this draft. He further explained that this was first reading and August would be the Public Hearing.

**ADDENDUM – FARM ACCESSORY USES**

It is hereby ordained by the Town Council of West Greenwich, Rhode Island, that the Zoning Ordinance of the Town be amended to include the following new Addendum:

**Article II: Special Regulations**

**Section 12: Farm Accessory Uses**

Definitions to Add:

*Farm.* Agricultural land, together with principal and accessory buildings, upon which agricultural operations are conducted.

*Farm enterprise.* An agricultural or silvicultural-based process, activity or use of a farm that is subordinate to and conducted in conjunction with an ongoing bona fide agricultural, horticultural or silvicultural operation. Activities of a farm enterprise may include, but are not limited to, the following uses: farm tours, classes and/or conferences related to agricultural production and skills, petting, feeding and viewing of farm animals, hayrides, annual festivals, crop mazes, paintball, animal walks, and horse and pony rides.

*Farm events.* In addition to allowable farm enterprise uses, farms may, as an accessory use, host events that are not agricultural in nature but provide a means to promote and/or increase the exposure of the agricultural operation. Such events are classified into the following categories: educational conferences, fundraisers for nonprofit entities, and other personal recognition special events.

\* \* \*

Zone Use Matrix

*Add the following use code:*

106. Farm events and/or farm enterprises.

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<b>RFR- 2</b>	<b>RFR- 1</b>	<b>OSPL</b>	<b>NBHD BUS</b>	<b>HIGHWAY BUS</b>	<b>EXIT 7 SMD</b>	<b>INDUST A</b>	<b>INDUST B</b>	<b>CORP DISTRICT</b>
S	X	X	S	S	X	S	S	X

[Permitted by SUP in all zones where farms are permitted. Prohibited in zones where farms are prohibited]

\* \* \*

The following regulations are required in addition to the Zone Use Matrix in Article II:

A. Purpose. The purpose of this subsection is to encourage farming and agricultural operations within the town by permitting, in addition to the principal agricultural activities conducted upon the site, farm enterprises and farm events.

B. Farm enterprise uses. Subject to zoning board approval, farm structures and grounds may be utilized for farm enterprise uses (parking must be provided in accord with the requirements of Article V, see also definition of "farm enterprise").

C. Farm events. Subject to zoning board approval, for each category of event, farm structures and grounds may be used to host farm events as an accessory use to the principal use of the premises for agricultural purposes. Parking must be provided in accordance with the requirements of Article V (see also definition of "farm events"). Such uses shall comply with all applicable state or local licensing requirements.

Council Vice President Rekas Sloan moved to constitute first reading of an Amendment to Zoning Ordinance regarding Farm Accessory Use. Councilman Mulcahey seconded.

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

Council Vice President Rekas Sloan moved to adjourn as the Town Council and convene as the Liquor Licensing Board. Councilman Andrews seconded.

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

**2. LIQUOR LICENSING BOARD**

**DISCUSSION AND VOTE ON ONE DAY LIQUOR LICENSE- LAKE MISHNOCK FIRE DEPT.**

**PIG ROAST- AUGUST 13, 2016**

Council President Tourgee noted that the Lake Mishnock Pig Roast is a yearly fundraiser that has been held with no issues.

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Councilman Mulcahey moved to grant the One Day Liquor License to Lake Mishnock Fire Dept. for the Pig Roast to be held on August 13, 2016 subject to compliance with all local and state ordinances and statues relative to liquor licenses. Councilman Andrews seconded.

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

Councilman Mulcahey moved to adjourn as the Liquor Licensing Board and reconvene as the Town Council. Councilman Andrews seconded.

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

**3. DISCUSSION AND VOTE ON AWARDING BID FOR LIQUID BITUMINOUS MATERIALS AND SERVICES**

Council President Tourgee stated one bid was received and he had spoke with Public Works Director Wright and the bid was fair. He read the Liquid Bituminous Materials and Services Bids Received:

**1. T. Miozzi Inc.**  
**75 Airport Road**  
**Coventry, RI 02816**

Class I, Type I-1 Bituminous Concrete Leveling and Overlay Mix in Place.....\$68.00 per ton  
Class I, Type I-I Bituminous Concrete F.O.B. Plant .....\$63.00 per ton  
Full Depth Pavement Reclamation with Vibratory Compaction and  
Liquid Calcium Chloride Mix in Yard ..... \$ 2.65 sq.  
Resetting of Catch Basin and Man Hole Tops.....\$ 400.00 each

Councilman Mulcahey moved to award the Liquid Bituminous Materials and Service Bid to T. Miozzi Inc. for the above amounts. Councilman Andrews seconded.

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

**4. DISCUSSION AND VOTE ON RICHMOND TOWN COUNCIL RESOLUTION IN OPPOSITION OF TOLLING GANTRIES**

Council President Tourgee stated Richmond had sent this resolution for support and feels this is a hot topic. He further mentioned that the traffic diverted could create a problem.

Town Administrator Breene stated the locations are close to West Greenwich and the traffic would be diverted onto Route 3.

Discussion ensued on traffic safety issues

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Councilman Mulcahey moved to endorse the Richmond Resolution Opposing Tolling Gantries.

Councilman Boyer seconded.

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

**5. DISCUSSION AND VOTE ON REGIONAL SCHOOL DISTRICT TRANSPORTATION FUNDING**

Town Administrator Breene explained the Regional School District funding and the bonus was taken away several years ago. He further explained through a coalition effort the aid was reinstated in February. Last spring a meeting was held with the school and it was explained the funding would be returned to the town for the budgets were set. He advised he had requested the School Committee members to attend tonight's meeting and at the request of the Superintendent requested this be put off for another month.

Discussion ensued on the funding.

Town Administrator Breene stated the past four years the Council has been fiscally responsible and have not raised taxes and he did not want this to slip by.

Council President Tourgee emphasized letters should be sent to the School Committee and Superintendent to memorialize the conversation.

Council Vice President Rekas Sloan moved to continue Regional School District Transportation to the August meeting. Councilman Boyer seconded.

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

The following items from the Consent Agenda were considered.

4. COPY OF LETTER TO: EXETER- WEST GREENWICH SCHOOL DISTRICT  
FROM: RAYMOND A. MORRISSEY, JR.  
JUNE 6, 2016  
RE: 50/50 APPORTIONMENT OF LOCAL AID

Town Administrator Breene explained the meeting held and that West Greenwich did not request the 50/50 Spit and the school committee member from Exeter asked to reconvene the Charter Commission.

Council President Tourgee further explained the Charter Commission.

Councilman Mulcahey explained that Exeter did not want to participate and that West Greenwich was going to have a massive surge.

Discussion ensued on housing.

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Council Vice President Rekas Sloan moved to direct the Town Administrator to send a letter to the Exeter Town Council stating they have no interest in the Charter change.

Councilman Andrews seconded.

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

14. COPY OF LETTER TO: HENRY B. WRIGHT SCHOLARSHIP COMMITTEE  
FROM: COLLIN S. STEPHENSON  
JUNE 26, 2016  
RE: THANK YOU

Town Administrator Breene stated Mr. Stephenson was at the last meeting presently the Flag disposal box he created as his Senior Project.

Council President Tourgee read the following letter from Collin S. Stephenson: To the Town of West Greenwich, and the selection committee of the Henry B. Wright Student Scholarship. Thank you for selecting me as the 2016 recipient of this prestigious scholarship award. As a proud citizen of this town it is an honor to be recognized by the town I have known as home almost all of my life. It is humbling to have the town I am so proud to call home be supportive of my college dream. As I attend the Massachusetts Maritime Academy in the fall to pursue my dream to become an officer in the United States Coast Guard, the money from this award will help support my dream so profoundly. As I move forward through college I will continue to be thankful for this outstanding award and I will use all of my potential to represent my town, and the legacy of Mr. Henry B. Wright, with pride. Once again I thank you for selecting me to represent this town, and I look forward to the challenges the future holds, and in that future I promise to never forget my roots, and the generous support my hometown provided me with.

15. COPY OF CERTIFICATE OF ACHIEVEMENT  
FROM: GOVERNMENT FINANCE OFFICERS ASSOCIATION  
RE: EXCELLENCE IN FINANCIAL REPORTING

Councilman Mulcahey stated he wanted to recognize the Treasurer and Town for the award for financial reporting.

Discussion ensued on how many years the town has received this recognition.

Town Treasurer Andrews stated this was the tenth.

16. COPY OF CERTIFICATE OF ACHIEVEMENT  
FROM: THE GOVERNMENT FINANCE OFFICERS ASSOCIATION  
RE: DANIELLE L. ANDREWS, TREASURER AWARD FOR FINANCIAL REPORTING

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Councilman Andrews read the award issued to Treasurer Andrews from the Government Finance Officers Association and advised this was her fourth year.

Councilman Mulcahey moved to approve items 4,14,15,16 pulled for further consideration and the Consent Agenda. Council Vice President Rekas Sloan seconded.

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

**I. MINUTES**

1. APPROVAL OF MINUTES OF MEETING OF JUNE 8, 2016
2. APPROVAL OF MINUTES OF EXECUTIVE SESSION- JUNE 8, 2016 (SEALED)

**II. REPORTS**

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

1. BUILDING OFFICIAL REPORT – JUNE, 2016
2. POLICE DEPT. REPORT - JUNE, 2016
3. TAX OFFICE MONTHLY REPORT - JUNE, 2016
4. TOWN CLERK REPORT - JUNE, 2016
5. PLANNER’S OFFICE MONTHLY REPORT- JUNE, 2016

**III. CORRESPONDENCE**

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

1. LAND TRUST – MINUTES OF MEETING OF MAY 10, 2016
2. CONSERVATION COMMISSION – MINUTES OF MEETING OF JUNE 9, 2016
3. COPY OF LETTER TO: MARK TOURGEE, TOWN COUNCIL PRESIDENT  
FROM: TIM LEMIRE  
JUNE 3, 2016  
RE: PARENT EDUCATION FOR DIVORCING COUPLES
5. COPY OF LETTER TO: KEVIN A. BREENE, TOWN ADMINISTRATOR  
FROM: MICHAEL A. URSILLO, TOWN SOLICITOR  
JUNE 9, 2016  
RE: LOUTTIT PUBLIC LIBRARY



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6. COPY OF LETTER TO: KEVIN A. BREENE, TOWN ADMINISTRATOR  
FROM: CHIEF BRIAN HOXSIE  
JUNE 21, 2016  
RE: EMERGENCY REPAIR EXPENDITURE
7. COPY OF LETTER TO: DAVID NERO  
FROM: SENATOR RAPTAKIS  
JUNE 16, 2016  
RE: LAKE DRIVE
8. COPY OF EMAIL TO: KEVIN A. BREENE, TOWN ADMINISTRATOR  
FROM: FRANK EPPS  
JUNE 22, 2016  
RE: RENEWABLE ENERGY PACKAGE PASSED BY RI GENERAL ASSEMBLY
9. COPY OF NOTICE  
FROM: FEDERAL EMERGENCY MANAGEMENT AGENCY  
JUNE 28, 2016  
RE: FLOOD INSURANCE RATE MAP
10. COPY OF NOTICE  
FROM: RHODE ISLAND STATE PLANNING COUNCIL  
JULY 13, 2016  
RE: PUBLIC HEARING ON WATER QUALITY 2035
11. COPY OF LETTER TO: KEVIN A. BREENE, TOWN ADMINISTRATOR  
FROM: SHANNON RUFF, DIRECTOR OF PROPERTY & CASUALTY UNDERWRITING  
JUNE 30, 2016  
RE: 2016-2017 TRUST INSURANCE POLICY
12. COPY OF LETTER TO: KEVIN A. BREENE, TOWN ADMINISTRATOR  
FROM: ALYSON MCCANN  
RE: THANK YOU
13. COPY OF LETTER TO: KEVIN A. BREENE, TOWN ADMINISTRATOR  
FROM: BOB COOPER, EXECUTIVE GOVERNOR'S COMMISSION ON DISABILITIES  
JUNE 28, 2016  
RE: PUBLIC FORUMS NOTICE

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

1. REQUEST OF TAX ASSESSOR/TAX COLLECTOR FOR SPECIFIC UNCOLLECTABLE AND VOTE REGARDING SAME –JULY, 2016

**JULY**

<u><b>ACCT #</b></u>	<u><b>NAME</b></u>	<u><b>AMOUNT</b></u>	<u><b>CODE</b></u>
<u><b>REFUNDS</b></u>			
04-0090-37	DEUTSCH BANK NATIONAL TRUST CO	1652.77	34
08-0276-55	HUNT, RICHARD R & CECILIA G	1604.14	34
13-0162-04	MASTROBUONO, LINDA C & SQUYRES, DALLAS L	990.49	34
13-0341-14	MILLER, TODD & RENEE	986.13	34
19-0335-94	SUTTMEIER, DANIEL E	1567.44	34

**V. CHECK SUMMARY REPORT**

1. RECEIPT OF CHECK SUMMARY REPORT FOR  
MONTH OF JUNE, 2016  
FROM TOWN TREASURER

**6. CONSIDERATION AND VOTE ON COMPENSATION PAID TO THE ELECTRICAL AND PLUMBING INSPECTORS**

Town Administrator Breene advised on the stipends for the Electrical and Plumbing Inspectors and that it was cut a few years and they requested an increase due to the inspections increasing.

Town Administrator Breene explained they requested a increase of \$300.00.

Discussion ensued on Building Official Tacey's credentials to be able to perform electrical and plumbing inspections.

Councilman Andrews moved to approve the recommendation of Town Administrator Breene to increase the salaries of the Plumbing Inspector and Electrical Inspector by \$300.00 each.

Councilman Boyer seconded.

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

**H. PUBLIC FORUM**

No public comment.

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**I. EXECUTIVE SESSION**

Council Vice President Rekas Sloan moved to close the meeting to go into Executive Session at 7:41 P.M. pursuant to, RIGL 42-46-5, (A), 2 Litigation- Swap Inc. Vs. Town of West Greenwich Planning Board SHAB 2013-01, pursuant to, RIGL 42-46-5 (A)2, Potential Litigation – Low and Moderate Income Housing Component at Cedar Ridge and pursuant to, RIGL 42-46-5, (A) Potential Litigation with Highway Auto Parts. Councilman Mulcahey seconded.

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

**I. 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- LOW AND MODERATE HOUSING COMPONENT AT CEDAR RIDGE**
- 3. PURSUANT TO RIGL 42-46-5, (A), 2 POTENTIAL LITIGATION- HIGHWAY AUTO PARTS**

Council Vice President Rekas Sloan moved to come out of Executive Session and seal the minutes at 8:19 P.M. Councilman Mulcahey seconded.

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

No action was taken.

Council Vice President Rekas Sloan moved to adjourn at 8:20 P.M.

Councilman Mulcahey seconded.

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

**ERIN F. LIESE, CMC**  
**TOWN CLERK**