

TOWN OF WEST GREENWICH

TOWN COUNCIL

REGULAR MEETING

APRIL 9, 2014

A regular meeting of the West Greenwich Town Council was held on April 9, 2014. Present were Mark Tourgee, Susan Woloohojian, Robert Andrews and Gregory Coutcher. Also present were Town Administrator Kevin Breene and Asst. Town Solicitor Nancy Letendre.

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.

A moment of silence was held for Raymond Moffitt.

Town Administrator Breene and Council President Tourgee commented on the life of Raymond Moffitt who passed away on March 19, 2014.

C. ANNOUNCEMENTS

Council President Tourgee made the following announcements: The EWG School District Budget All Day Referendum is Monday, April 14th. The Conservation Commission Annual Earth Day Clean Up will be held on Saturday, April 26th. If interested meet at the Exit 6A Park & Ride at 8:30 A.M. for bags and gloves. A free lunch for volunteers will be provided at noon at The Mishnock Barn. The Rabies Clinic will be held on Sunday, April 27th from 10 A.M. until noon at the Highway Garage behind Town Hall. The cost is \$10 for dogs, cats & ferrets. Cash only is accepted. The WG Land Trust Earth Day will also be held on Sunday, April 27th from noon until 4 P.M. at the Louttit Library and Town Hall Pavilion. Turn in unused or expired medication for safe disposal on Saturday, April 26th from 10 A.M. until 2 P.M. at the WG Police Station.

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.

Council Vice President Woloohojian moved to approve the Consent Agenda. Councilman Andrews seconded. VOTED: Tourgee- aye, Woloohojian - aye, Andrews - aye, Coutcher – aye

I. MINUTES

1. APPROVAL OF MINUTES OF MEETING OF MARCH 10, 2014
2. APPROVAL OF MINUTES OF MEETING OF MARCH 12, 2014
3. APPROVAL OF MINUTES OF EXECUTIVE SESSION- MARCH 12, 2014 (SEALED)

TOWN OF WEST GREENWICH

TOWN COUNCIL

REGULAR MEETING

APRIL 9, 2014

4. APPROVAL OF MINUTES OF MEETING OF MARCH 24, 2014

II. REPORTS

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

1. TOWN CLERK REPORT – MARCH, 2014
2. POLICE DEPT. REPORT – MARCH, 2014
3. BUILDING OFFICIAL REPORT – MARCH, 2014
4. TAX OFFICE MONTHLY REPORT – MARCH, 2014
5. PLANNING DEPT. MONTHLY REPORT – MARCH, 2014
6. TREASURER’S OFFICE MONTHLY REPORT – MARCH, 2014

III. CORRESPONDENCE

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

1. CONSERVATION COMMISSION - MINUTES OF MEETING FEBRUARY 6, 2014
2. CONSERVATION COMMISSION – MINUTES OF MEETING MARCH 6, 2014
3. ZONING BOARD OF REVIEW- MINUTES OF MEETING FEBRUARY 18, 2014
4. COPY OF LETTER TO: ERIN LIESE, TOWN CLERK
FROM: ARMENIAN NATIONAL COMMITTEE OF RHODE ISLAND
MARCH 8, 2014
RE: ARMENIAN FLAG TO BE FLOWN APRIL 24TH
5. COPY OF MEMO TO: HONORABLE TOWN COUNCIL
FROM: CHARLENE RANDALL, TAX ASSESSOR/COLLECTOR
MARCH 18, 2014
RE: EWG SCHOOL DISTRICT CHARTER REVIEW COMMITTEE
6. COPY OF AGREEMENT WITH CENTREX DISTRIBUTORS INC.
7. COPY OF LETTER TO: MARK D. TOURGEE, PRESIDENT
FROM: TODD EVANS, PROGRAM MANAGER
MARCH 20, 2014
RE: LITERACY VOLUNTEERS OF KENT COUNTY
8. COPY OF MEMO TO: WEST GREENWICH TOWN COUNCIL
FROM: JENNIFER PAQUET, TOWN PLANNER
MARCH 20, 2014
RE: CONSERVATION LAND IN PINE ESTATES SUBDIVISION

TOWN OF WEST GREENWICH

TOWN COUNCIL

REGULAR MEETING

APRIL 9, 2014

9. COPY OF LETTER TO: COAST TO COAST HOLDINGS, INC.
FROM: JENNIFER PAQUET, TOWN PLANNER
APRIL 3, 2014
RE: NOTICE OF VIOLATION

IV. ADDITIONS, ABATEMENTS, REBATES & UNCOLLECTABLES

1. REQUEST OF TAX ASSESSOR/TAX COLLECTOR FOR SPECIFIC UNCOLLECTABLES
AND VOTE REGARDING SAME – MARCH, 2014

March

ACCT #	NAME	AMOUNT	CODE
	<u>ABATEMENTS</u>		
08-0180-46	Higson, William B.	\$344.43	32

V. CHECK SUMMARY REPORT

1. RECEIPT OF CHECK SUMMARY REPORT FOR
MONTH OF MARCH, 2014
FROM TOWN TREASURER

E. UNFINISHED BUSINESS

F. NEW BUSINESS

1. DISCUSSION ON SUMMER CONCERT SERIES

Council President Tourgee commented on the pavilion and use.

Charlene Randall, Tax Assessor/Collector discussed the summer concert series. She advised that local groups will be selling food and drinks and the concerts will be held on Wednesday evenings starting in June from 6:00 P.M. to 7:30 P.M. The following entertainment has been scheduled: June 4th Atwater Donnelly w/ Cathy Clasper-Torch, June 18th Big River Stop, June 25th Lola & the Pallbearers, July 2nd is to be determined, July 16th Zink Alloy, July 23rd The Rhode Island Rednecks, July 30th Kevin Herchen & Steven Demers, August 13th Sure Thing Band, August 20th to be announced, and August 27th The Jesse Liam Band. She also advised the Town has received two business sponsorships to offset the cost.

2. DISCUSSION AND VOTE ON DEPUTY TREASURER APPOINTMENT

Council President Tourgee commented on Andrea Langford's position and performance working for the Town and importance of the Deputy position.

Danielle Andrews, Town Treasurer commended Andrea on her work and recommended her for promotion to Deputy.

TOWN OF WEST GREENWICH

TOWN COUNCIL

REGULAR MEETING

APRIL 9, 2014

Council President Tourgee read the following recommendation from Town Administrator Breene: After conferring with Treasurer Danielle Andrews and Council President Tourgee I recommend Andrea Langford be appointed to the position of Deputy Treasurer. Andrea has been a great asset to the Treasurers Office and has excellent bookkeeping and payroll skills. The position of Deputy is important, as it allows her to act on behalf of the Town in the absence of the Treasurer.

Council Vice President Woloohojian moved to appoint Andrea Langford as Deputy Treasurer for a two year term. Councilman Andrews seconded.

VOTED: Tourgee- aye, Woloohojian - aye, Andrews - aye, Coutcher – aye

Andrea Langford was sworn in by Asst. Town Solicitor Letendre.

3. DISCUSSION AND VOTE ON REAPPOINTMENTS TO TILLINGHAST POND MANAGEMENT AREA- GILBERT W. RATHBUN, STEVE WRIGHT, KEVIN A. BREENE

Council Vice President Woloohojian recused.

Town Administrator Breene explained activity and makeup of the Tillinghast Board.

Councilman Coutcher moved to reappoint Gilbert W. Rathbun, Steve Wright, and Kevin A. Breene for three year terms to the Tillinghast Board. Councilman Andrews seconded.

VOTED: Tourgee- aye, Andrews - aye, Coutcher – aye

4. DISCUSSION AND VOTE ON REAPPOINTMENT TO CONSERVATION COMMISSION- LINDA EASTMAN, CHRISTOPHER GRUBE

Council President Tourgee explained the activity of the Conservation Commission Board.

Councilman Andrews moved to reappoint Linda Eastman and Christopher Grube for three year terms to the Conservation Commission. Councilman Coutcher seconded.

VOTED: Tourgee- aye, Woloohojian - aye, Andrews - aye, Coutcher – aye

5. DISCUSSION AND VOTE ON APPOINTMENTS TO 275TH ANNIVERSARY COMMITTEE

Council President Tourgee discussed the history of the committee and activities during the 250th Anniversary celebration.

Town Administrator Breene advised Coventry has a committee in place and would like to do a joint effort.

Town Administrator Breene discussed the need for a committee.

Council President Tourgee requested adding this to the website to seek interested residents to serve on the committee.

TOWN OF WEST GREENWICH

TOWN COUNCIL

REGULAR MEETING

APRIL 9, 2014

Council Vice President Woloohojian moved to continue 275th Anniversary Committee Appointments to the May Town Council meeting. Councilman Andrews seconded.

VOTED: Tourgee- aye, Woloohojian - aye, Andrews - aye, Coutcher – aye

6. DISCUSSION AND VOTE ON RESOLUTION OF SUPPORT- CODE OF ETHICS

Council President Tourgee read the following letter from Beverly Clay: I am writing to request the attached resolution of support be placed on the next West Greenwich Town Council agenda. The resolution urges the General Assembly to adopt S-2034 and H-7593 putting before the voters of the state a constitutional amendment to reinstate the full jurisdiction of the Rhode Island Ethics Commission over the General Assembly. A brief explanation for this request is attached along with a copy of the suggested resolution to be considered for adoption by the West Greenwich Town Council. Also attached are the joint resolutions S- 2034 and H-7593 for distribution and review by the West Greenwich Town Council.

Beverly Clay thanked the Council for placing this on the agenda for consideration.

Frank DiGregorio, Common Core reviewed points relating to the proposed Resolution on Code of Ethics.

Councilman Andrews moved to adopt the Resolution supporting Code of Ethics. Councilman Coutcher seconded. VOTED: Tourgee - aye, Woloohojian - aye, Andrews - aye, Coutcher –aye

**7. DISCUSSION AND VOTE ON HAWKERS LICENSE-
BJ ALAN COMPANY, DBA PHANTOM FIREWORKS- 45 NOOSENECK HILL ROAD**

Dave Tacey, Building Official advised firework vendors are starting the process early and Phantom Fireworks have operated in town without issues.

Chief Ramsay advised no issues were reported with Phantom Fireworks.

Council President Tourgee commented on the legibility of the application and stated concern for the applicant was not present.

Councilman Andrews moved to table Hawkers License for BJ Alan Company, DBA Phantom Fireworks located at 45 Nooseneck Hill Road to the May Town Council agenda. Council Vice President Woloohojian seconded. VOTED: Tourgee- aye, Woloohojian - aye, Andrews - aye, Coutcher – aye

**8. DISCUSSION AND VOTE ON HOLIDAY SALES LICENSES –
BJ ALAN COMPANY, DBA PHANTOM FIREWORKS- 45 NOOSENECK HILL ROAD**

Councilman Andrews moved to table the Holidays License for BJ Alan Company, DBA Phantom Fireworks located at 45 Nooseneck Hill Road to the May Town Council agenda. Council Vice President Woloohojian seconded. VOTED: Tourgee- aye, Woloohojian - aye, Andrews - aye, Coutcher – aye

TOWN OF WEST GREENWICH

TOWN COUNCIL

REGULAR MEETING

APRIL 9, 2014

9. DISCUSSION AND VOTE ON A MORATORIUM ON CURRENT CONSERVATION DEVELOPMENT

Town Administrator Breene advised with regard to the memo provided by Town Solicitor Ursillo.

Council Vice President Woloohojian moved to table Moratorium on Current Conservation Development. Councilman Andrews seconded.

VOTED: Tourgee- aye, Woloohojian - aye, Andrews - aye, Coutcher – aye

10. DISCUSSION AND VOTE ON DATE FOR COMMUNITY DEVELOPMENT BLOCK GRANT PUBLIC HEARING

Jenifer Paquet, Town Planner explained the Community Development Block Grant procedure and recommended the Public Hearing be held at the June Town Council.

Council Vice President Woloohojian moved to set the Community Development Block Grant Public hearing to the June Town Council meeting. Councilman Coutcher seconded.

VOTED: Tourgee- aye, Woloohojian - aye, Andrews - aye, Coutcher – aye,

11. DISCUSSION AND VOTE ON GRACECO LLC REQUEST FOR INCREASED SEWER CAPACITY- 468 GPD

Council President Tourgee read the following letter from Kyle Robinson: On behalf of Graceco LLC, the owner of the building located at 775 Centre England Boulevard, we are requesting an increase in the permitted sanitary flow from this address. Based on the sewer analysis performed by Crossman Engineering dated December 6, 2013, 775 Centre of New England Boulevard has a permitted sanitary flow of 1282 GPD. We are requesting an increase in the permitted sanitary flow of 468 GPD for a total of 1,750 GPD.

Council President Tourgee read the following memo from Kevin A. Breene, Town Administrator: Graceco LLC owns the old daycare center in Centre of New England. The building is being converted into a medical center and lab. The building currently has a capacity of 1,282 GPD. They are requesting an increase of 468 GPD for a total of 1,750 GPD. As of August, 2013 the Town had 68,664 GPD in reserve. On August 21, 2013, the Council granted 38,100 GPD to the Cedar Ridge Development, leaving the Town with 30,096 GPD of reserve capacity. I would recommend granting this small amount to Graceco LLC.

David Tacey, Building Official discussed the status of the medical center.

Councilman Andrews moved to approve the increase in sewer capacity of 468 GPD at 775 Centre of New England Boulevard. Councilman Coutcher seconded.

VOTED: Tourgee- aye, Woloohojian - aye, Andrews - aye, Coutcher – aye

TOWN OF WEST GREENWICH

TOWN COUNCIL

REGULAR MEETING

APRIL 9, 2014

G. PUBLIC FORUM

Town Administrator Breene advised Asst. Town Solicitor Nancy Letendre will be leaving to pursue planning endeavors and thanked her for her service to the town.

Linda Sherman questioned why amendments to the Dog Ordinance were not on tonight's agenda. Council President Tourgee advised Sherman the delay was due to the availability of Town Solicitor Ursillo.

Chief Ramsay advised the Council on draft changes have begun on Ordinance No. 48, for he has been working with Town Clerk Liese, Animal Control Tavares and Town Solicitor Ursillo on additional amendments to Ordinance No. 48. Chief Ramsay also advised the Chappelle's notified him the nuisance dog had its vocal chords clipped.

H. EXECUTIVE SESSION

- 1. PURSUANT TO RIGL 42-46-5, (A), 2 POTENTIAL LITIGATION- JUNK YARDS**
- 2. PURSUANT TO RIGL 42-46-5, (A), 2
LITIGATION – SWAP INC. VS. Town of West Greenwich Planning Board SHAB 2013 -01.**
- 3. PURSUANT TO RIGL 42-46-5, (A), COLLECTIVE BARGAINING RELATIVE TO:
LABORERS' INTERNATIONAL UNION OF NORTH AMERICA, AFL-CIO LOCAL UNION 1322**

Council Vice President Woloohojian moved to close the meeting and to go into Executive Session at 7:43 P.M. pursuant to RIGL 42-46-5 A (2) Potential Litigation A. Junk Yards; for Litigation relative to SWAP Inc. VS. Town of West Greenwich Planning Board SHAB 2013-01 and pursuant to RIGL 42-46-5 Collective Bargaining relative to Laborers' International Union of North America, AFL-CIO Local Union 1322. Councilman Coutcher seconded.

VOTED: Tourgee - aye, Woloohojian - aye, Coutcher – aye, Andrews - aye

Council Vice President Woloohojian moved to come out of Executive Session and seal the minutes at 8:20P.M. Councilman Coutcher seconded.

VOTED: Tourgee - aye, Woloohojian - aye, Coutcher – aye, Andrews - aye

Council Vice President Woloohojian moved to adjourn at 8:21 P.M. Councilman Coutcher seconded.

VOTED: Tourgee - aye, Woloohojian - aye, Coutcher – aye, Andrews - aye

ERIN F. LIESE, CMC
TOWN CLERK