

**TOWN OF WEST GREENWICH
TOWN COUNCIL
REGULAR MEETING
DECEMBER 9, 2009**

A regular meeting of the West Greenwich Town Council was held on December 9, 2009. Present were Robert Butler, Mark Tourgee, Thaylen Waltonen, Susan Woloohojian and Kelly Stewart. Also present were Town Administrator Kevin Breene and Town Solicitor Michael Ursillo. Butler called the meeting to order at 7:30 p.m. with the Pledge of Allegiance.

The Exeter-West Greenwich Football team was congratulated for winning the Division 4 Championship for the second straight year.

CONSENT AGENDA

Waltonen noted a correction to a vote.

Waltonen noted he objected to the manner in which the members of the Charter Review Commission were selected and to the selections.

Stewart asked that the minutes reflect Tourgee's remark regarding qualifications of Zoning Board members and his comment on coaching soccer.

Tourgee moved to approve the Consent Agenda with Correspondence Item no. 2 removed for further consideration and minutes as amended. Woloohojian seconded.

VOTED: Butler – aye, Tourgee – abstain, Waltonen – aye, Woloohojian – aye, Stewart – nay.

I. MINUTES

1. MINUTES OF MEETING OF NOVEMBER 18, 2009

II. REPORTS

1. TOWN CLERK RECEIPTS –NOVEMBER, 2009
2. PLANNING DEPT. MONTHLY REPORT – NOVEMBER, 2009
3. TREASURER'S REPORT – NOVEMBER, 2009
4. POLICE DEPT. MONTHLY REPORT – NOVEMBER, 2009
5. TAX ASSESSOR'S OFFICE MONTHLY REPORT – NOVEMBER, 2009
6. BUILDING INSPECTOR'S OFFICE MONTHLY REPORT – NOVEMBER, 2009
7. HIGHWAY SUPERVISOR'S MONTHLY REPORT – NOVEMBER, 2009
8. PAYROLL REPORT
PAY PERIODS NOVEMBER 13, 2009 – NOVEMBER 27, 2009

9. EXETER-WEST GREENWICH REGIONAL SCHOOL DISTRICT
SCHOOL FUND BUDGET REPORT FISCAL YEAR 2010
MONTHLY/QUARTERLY PERIOD ENDING SEPTEMBER 30, 2009

III. CORRESPONDENCE

1. TOWN OF WEST WARWICK
NOVEMBER 23, 2009
RE: CONSENT AGREEMENT REGARDING
REGIONAL WASTEWATER TREATMENT FACILITY AND RI DEM
2. NEWSPAPER ARTICLE
NOVEMBER 6, 2009
RE: TOWN OF EXETER MANAGEMENT

IV. CHECK SUMMARY REPORT

1. NOVEMBER, 2009

OLD BUSINESS

AMENDMENT TO ORDINANCE NO. 25 REGULATING MOTOR BOATS ON LAKE MISHNOCK

Solicitor Ursillo noted he had reviewed information submitted by Diane Blaquiere and noted the Town had the right to adopt ordinances in regard to the lake.

Solicitor Ursillo was to prepare the amendment to the ordinance for first reading in January.

NEW BUSINESS

REQUEST FOR NEW VICTUALING LICENSE AND HOLIDAY/SUNDAY LICENSE FOR LOTUS GARDEN, 780 VICTORY HIGHWAY, WEST GREENWICH, RI

Chanmina Shatkin was present.

Waltonen moved to grant new Victualing and Holiday/Sunday Licenses to Lotus Garden
Tourgee seconded.

VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

LIQUOR LICENSING BOARD

Waltonen moved to adjourn as the Town Council and convene as the Liquor Licensing Board at 7:49 p.m. Stewart seconded.

VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

**REQUEST OF LOTUS GROUP, LLC D/B/A LOTUS GARDEN FOR NEW
CLASS B-LTD. LIQUOR LICENSE
780 VICTORY HIGHWAY
WEST GREENWICH, RI 02817
SET DATE FOR HEARING – JANUARY 13, 2010**

Waltonen moved to set a date for hearing the request of Lotus Group, LLC d/b/a Lotus Garden for January 13, 2010. Stewart seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

**REQUEST FOR 2:00 A.M. CLOSING ON NEW YEAR’S EVE
LAKE MISHNOCK GROVE
COVENTRY-WEST GREENWICH ELKS
DAN’S PLACE**

Waltonen moved grant the requests of Lake Mishnock Grove, Coventry-West Greenwich Elks and Dan’s Place for 2:00 a.m. closings on New Year’s Eve. Woloohojian seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

Waltonen moved to adjourn as the Liquor Licensing Board and reconvene as the Town Council at 7:51 p.m. Woloohojian seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

**REQUEST OF BEST NEW ENGLAND, INC. FOR ZONING MAP CHANGE
PLAT 48, LOT 2-3 AND PLAT 49, LOT 3
FROM RFR-2 TO HIGHWAY BUSINESS
SET DATE FOR HEARING – JANUARY 13, 2010**

Woloohojian moved to set a date of February 10, 2010 for hearing the Zoning Map Change request of Best New England, Inc. Tourgee seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

HIRING OF HIGHWAY DEPT. EMPLOYEE

Highway Supervisor Claude Wright addressed the Council concerning a request for an additional highway person. He noted it was difficult to find a part-time driver. He noted a CDL and Hoist and Engineering License would be required.

Diane Blaquiere suggested contacting the RI Dept. of Employment Security regarding its job share program.

Stewart questioned if a full-time person were added would it take away work from the other vendors. Highway Supervisor Wright noted the vendors were only used in big storms.

Woloohojian moved to advertise for a full-time highway dept. employee. Tourgee seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – nay, Woloohojian – aye, Stewart – nay.

Woloohojian moved to advertise for part-time drivers. Stewart seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

The following Correspondence Item that was removed from the Consent Agenda was considered:

2. NEWSPAPER ARTICLE
NOVEMBER 6, 2009
RE: TOWN OF EXETER MANAGEMENT

Butler noted the article concerned the lack of full-time management in Exeter. He noted Richmond and Foster were considering hiring of full-time managers.

Waltonen noted the lack of other full-time employees such as the treasurer was more of in issue.

ANIMAL CONTROL VOLUNTEER – INDEMNIFICATION

Solicitor Ursillo reported that the Town's insurance carrier, Rhode Island Interlocal Trust, would cover the Animal Control Volunteer provided the Town indemnified him.

Stewart questioned insurance coverage. Solicitor Ursillo noted it would have to have occurred while on town business.

Waltonen questioned training and shots for the Animal Control Volunteer. Town Administrator Breene noted he had received those six weeks ago.

Tourgee moved to indemnify the Animal Control Volunteer for actions associated with assisting the Animal Control Officer with her duties in picking up animals. Woloohojian seconded.
VOTED: Butler – aye, Tourgee – aye, Waltonen – abstain, Woloohojian – aye, Stewart – nay.

REQUEST FOR JOINT MEETING WITH PLANNING BOARD REGARDING CONSERVATION DEVELOPMENT (RESCHEDULING OF NOVEMBER 16, 2009 MEETING TO FEBRUARY 8, 2010)

Tourgee moved to reschedule the date for the joint meeting with the Planning Board regarding Conservation Development from November 16, 2009 to February 8, 2010. Woloohojian seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

SET DATES FOR 2010 TOWN COUNCIL MEETINGS

Stewart moved to set the following dates for the 2010 regular Council meetings. Waltonen seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

JANUARY 13
FEBRUARY 10

MARCH 10
APRIL 7
MAY 5
JUNE 9
JULY 14
AUGUST 4
SEPTEMBER 8
OCTOBER 13
NOVEMBER 17
DECEMBER 8

PUBLIC FORUM

Tammy Andrade, Robin Hollow Road reported that she had witnessed a skunk being transported by Kenny Andrews six weeks ago. Discussion was held on the legality of relocating a skunk.

EXECUTIVE SESSION – PURSUANT TO RIGL 42-46-5,A, 1, 2 - PERSONNEL & LITIGATION & COLLECTIVE BARGAINING

Waltonen moved to go into Executive Session at 8:37 p.m. pursuant to RIGL 42-25-5, a, 1 & 2. Tourgee seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

Waltonen moved to come out of executive session and seal the minutes with the exception of the following vote that was made in Executive Session; (Waltonen move to approve the consent order regarding Victory Woods as presented by the Town Solicitor who was given authority to sign it on behalf of the Town. Tourgee seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – abstain.) Tourgee seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

Waltonen moved to adjourn at 9:10 p.m. Stewart seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

Janet E. Olsson, CMC
Town Clerk