

**TOWN OF WEST GREENWICH
TOWN COUNCIL
REGULAR MEETING
NOVEMBER 18, 2009**

A regular meeting of the West Greenwich Town Council was held on November 18, 2009. Present were Robert Butler, Mark Tourgee, Thaylen Waltonen, Susan Woloohojian and Kelly Stewart. Also present was 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.

CONSENT AGENDA

Tourgee moved to approve the Consent Agenda with Correspondence Items 8, 10 & 12 removed for further consideration, and 9 to be discussed in Executive Session and minutes of previous meeting to reflect absence of Town Solicitor after Executive Session. Stewart seconded.
VOTED: Butler – aye, Tourgee – aye, Waltonen – abstain, Woloohojian – aye, Stewart – aye.

I. MINUTES

1. MINUTES OF MEETING OF October 14, 2009

II. REPORTS

1. TOWN CLERK RECEIPTS –OCTOBER, 2009
2. PLANNING DEPT. MONTHLY REPORT – OCTOBER, 2009
3. TREASURER’S REPORT – OCTOBER, 2009
4. POLICE DEPT. MONTHLY REPORT – OCTOBER, 2009
5. TAX ASSESSOR’S OFFICE MONTHLY REPORT – OCTOBER, 2009
6. BUILDING INSPECTOR’S OFFICE MONTHLY REPORT – OCTOBER, 2009
7. HIGHWAY SUPERVISOR’S MONTHLY REPORT – OCTOBER, 2009
8. PAYROLL REPORT
PAY PERIODS OCTOBER 9, 2009 – NOVEMBER 6, 2009

II. CORRESPONDENCE

1. CONSERVATION COMMISSION – MINUTES OF NOVEMBER 5. 2009 MEETING
2. FIRE BOARD OF ENGINEERS – MINUTES OF OCTOBER 19, 2009 MEETING

3. WEST GREENWICH LAND TRUST – MINUTES OF SEPTEMBER 9, 2009 MEETING
4. PAUL W. SWEET – BILL FOR CEMETERY WORK BY BOY SCOUTS
5. RI DEM
NOVEMBER 4, 2009
RE: NOTICE OF DENIAL
HOPKINS HILL ROAD REALTY, LLC
6. RONALD LEPRE, CHIEF OF POLICE
OCTOBER 29, 2009
POLICE DEPARTMENT VEHICLE CONDITION REPORT
7. JENNIFER PAQUET, TOWN PLANNER
NOVEMBER 10, 2009
RE: CALCULATED QUOTA FOR ISSUANCE OF RESIDENTIAL BUILDING PERMITS
8. JENNIFER PAQUET, TOWN PLANNER
NOVEMBER 3, 2009
RE: COVENTRY REPEAL OF RESIDENTIAL COMPOUNDS
9. CHIEF CLAUDE TYLER
LAKE MISHNOCK FIRE COMPANY
OCTOBER 18, 2009
RE: PERSONNEL ISSUES AT FIRE COMPANY
10. STEPHEN ML RUSSO
NOVEMBER 4, 2009
RE: EAGLE SCOUT CEREMONY FOR ANTHONY M. RUSSO
11. COPY OF MEMO FROM
TOWN ADMINISTRATOR KEVIN BREENE
TO TOWN TREASURER COLLEEN DERJUE
OCTOBER 14, 2009
RE: RETIREMENT OF KAREN SWEET
12. COPY OF MEMO FROM
TOWN ADMINISTRATOR KEVIN BREENE
TO TOWN TREASURER COLLEEN DERJUE
OCTOBER 28, 2009
RE: TAX COLLECTOR'S POSITION

13. COPY OF MEMO FROM
RONALD LEPRE, CHIEF OF POLICE
TO TOWN TREASURER COLLEEN DERJUE
OCTOBER 28, 2009
RE: TDI FOR BRADFORD L. BARCO
14. COPY OF LETTER FROM
TOWN ADMINISTRATOR KEVIN BREENE
TO ROBERT ROSS, EWG SCHOOL DISTRICT
NOVEMBER 2, 2009
RE: ACCESS TO PUBLIC RECORDS REQUEST
15. AMERICAN ARBITRATION ASSOCIATION
OCTOBER 27, 2009
RE: GRIEVANCES: CLASS ACTION (GR 09-1) – UNILATERALLY RAISED
HEALTH CARE DEDUCTIBLE FROM \$250 TO \$500
16. RHODE ISLAND STATE LABOR RELATIONS BOARD
OCTOBER 28, 2009
RE: CASE NO. EE-3690
TOWN OF WEST GREENWICH AND RI LABORERS DISTRICT COUNCIL
LOCAL 1322
CONSENT AGREEMENT AND AFFIDAVIT
17. COPY OF LETTER FROM GEOFFREY A. MARCHANT, DIRECTOR
COMMUNITY DEVELOPMENT CONSORTIUM
TO CRYSTAL DIQUINZIO
NOVEMBER 10, 2009
RE: HOME REPAIR LOAN
18. LETTER FROM CONCERNED CITIZEN
OCTOBER 23, 2009
RE: CLAUDE N. TYLER III

IV. ABATEMENTS, ADDITIONS & REBATES

1. REQUEST OF TAX ASSESSOR – NOVEMBER 10, 2009

October

ACCT #	NAME	AMOUNT	REASON
<u>MV Additions 2009-2010</u>			
11-0012-17	Kantorski, Jonathan	\$387.06	Added Fro
<u>Real Estate Abatements 2009-2010</u>			
02-0079-95	Barone, Stephen P & Judith A	\$3,798.53	Appeal A
03-0038-03	Cambio, Nicholas E	\$10.00	Appeal A
03-0275-75	Commerce Park Associates 6, LLC	\$146.80	Appeal A
03-0279-80	Congress Hospitality, Inc	\$39,595.63	Appeal A
19-0245-25	Sozek, Thomas	\$3,712.32	Appeal A
20-0105-09	Tougas, Chris L & Linda M	\$7,675.73	Appeal A
<u>Real Estate Additions 2009-2010</u>			
02-0079-95	Barone, Stephen P & Judith A	\$3,563.86	Appeal A
03-0275-75	Commerce Park Associates 6, LLC	\$10.00	Appeal A
03-0279-80	Congress Hospitality, Inc	\$34,176.95	Appeal A
19-0245-25	Sozek, Thomas	\$2,634.72	Appeal A
20-0105-09	Tougas, Chris L & Linda M	\$7,110.59	Appeal A
<u>Tangible Abatements 2009-2010</u>			
13-0379-50	Modular Space Corporation	\$10,292.99	Didn't own E
<u>Tangible Refunds 2009-2010</u>			
13-0379-50	Modular Space Corporation	\$10,292.99	Didn't own E

V. CHECK SUMMARY REPORT

1. OCTOBER, 2009

NEW BUSINESS

RENEWAL VICTUALING LICENSES

Waltonen moved to approve the following renewal Victualing Licenses.

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

DCH1, INC.

Dan's Place

880 Victory Highway

West Greenwich, RI 02817

Lake Mishnock Grove, Inc.

200 Mishnock Road

West Greenwich, RI 02817

Big River Inn, LLC

809 Nooseneck Hill Road

West Greenwich, RI 02817

Stepping Stone Stables, Inc.

201 Escoheag Hill Road

West Greenwich, RI 02817

Trucker's Lounge, Inc.

849 Victory Highway

West Greenwich, RI 02817

Coventry-West Greenwich Elks Lodge #2285

42 Nooseneck Hill Road

West Greenwich, RI 02817

Board of Governor's for Higher Education

University of Rhode Island

W. Alton Jones Campus

401 Victory Highway

West Greenwich, RI 02817

J.C.'S Tavern, Inc.

J.C'S Tavern

45 Nooseneck Hill Road, Units 1, 2 & 3

West Greenwich, RI 02817

Demetrios Melanis / Europa
12 Nooseneck Hill Road
West Greenwich, RI 02817

Margaret Veskovic d/b/a Pier Pizza
45 Nooseneck Hill Road, Unit 10
West Greenwich, RI 02817
South County Rod & Gun Club
711 Escoheag Hill Road
West Greenwich, RI 02817

Dunkin' Donuts
49 Nooseneck Hill Road
West Greenwich, RI 02817

RI Heritage Inn of West Greenwich, LLC
West Greenwich Heritage Inn
755 Centre of New England Blvd.
West Greenwich, RI 02817

Chen's Buffet & Grill, LLC
Chen's Buffet & Grill
732 Centre of New England Blvd.
West Greenwich, RI 02817

PUBLIC HEARING – RENEWAL 24 HR. VICTUALING LICENSES

Butler opened the following public hearing:

LEGAL NOTICE TOWN OF WEST GREENWICH

Notice is hereby given that a public hearing will be held relative to the granting of a 24 Hr. VICTUALER'S LICENSE.

Applicant: Boo's Bean LLC
d/ba Tim Hortons
Location: 74 Nooseneck Hill Road
West Greenwich, RI 02817

Applicant: COLBEA Enterprises, LLC.
Location: Eastside FoodMart
95 Nooseneck Hill Road
West Greenwich, RI 02817

Applicant: RI's Only 24 Hour Truck & Auto Center, Inc.
Location: Restaurant & Convenience Store
849 Victory Highway
West Greenwich, RI 02817

Applicant: C&L Diners, LLC d/b/a C&L Rhode Island, LLC
Location: Denny's Classic Diner
795 Centre of New England Boulevard
West Greenwich, RI 02817

Applicant: James Lynch
Location: Dunkin' Donuts
111 Hopkins Hill Road
West Greenwich, RI 02817

Applicant: Victory Highway Donuts, Inc.
Location: Dunkin Donuts
780 Victory Highway, Unit 11
West Greenwich, RI 02817

The above applications will be in order for hearing at a meeting of the West Greenwich Town Council being the licensing board for said town on the 18th day of November, A.D., 2009 at 7:30 p.m. at the Town Hall, 280 Victory Highway, West Greenwich, RI, at which time and place all remonstrants may make their objections. Individuals requesting interpreter services for the hearing impaired must notify the Town Clerk's Office at 392-3800, ext. 100 72 hours in advance of the hearing date.

By Order of the West Greenwich Town Council
Janet E. Olsson, CMC
Town Clerk

Waltonen moved to grant the above renewal 24 Hr. Victualing Licenses.
Woloohojian seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

PUBLIC HEARING – RENEWAL LIQUOR LICENSES

Tourgee moved to adjourn as the Town Council and convene as the Liquor Licensing Board at 7:45 p.m. Waltonen seconded.
VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

Butler opened the following Public Hearing:

LEGAL NOTICE
TOWN OF WEST GREENWICH

Notice is hereby given by the Town Council of the Town of West Greenwich, being the licensing board in said town, under Title 3 of the General Laws of Rhode Island, 1956 as amended, that the following has applied for Renewal Alcoholic Beverage License under said title, which precedes the name of the applicant:

Class A

Pond Beverage Corp.
Big River Spirits
6 Nooseneck Hill Road
West Greenwich, RI 02817

R. E. White, Inc.
West Greenwich Package Store
780 Victory Highway
West Greenwich, RI 02817

Class B-Victualer

DCH1, INC.
Dan's Place
880 Victory Highway
West Greenwich, RI 02817

Trucker's Lounge, Inc.
849 Victory Highway
West Greenwich, RI 02817

Lake Mishnock Grove, Inc.
200 Mishnock Road
West Greenwich, RI 02817

Big River Inn, LLC
809 Nooseneck Hill Road
West Greenwich, RI 02817

Board of Governor's for Higher Education
University of Rhode Island
W. Alton Jones Campus
401 Victory Highway
West Greenwich, RI 02817

Stepping Stone Stables, Inc.
201 Escoheag Hill Road
West Greenwich, RI 02817

Chen's Buffet & Grill, LLC
Chen's Bar & Grill
732 Centre of New England Blvd.
West Greenwich, RI 02817

J.C.'S Tavern, Inc.
J.C'S Tavern
45 Nooseneck Hill Road, Units 1, 2 & 3
West Greenwich, RI 02817

Class D - Club

Coventry-West Greenwich Elks Lodge #2285
42 Nooseneck Hill Road
West Greenwich, RI 0281

The above applications will be in order for hearing at a meeting of the West Greenwich Town Council being the licensing board for said town on the 18th day of November, A.D., 2009 at 7:30 p.m. at the Town Hall, 280 Victory Highway, West Greenwich, RI, at which time and place all remonstrants may make their objections. Individuals requesting interpreter services for the hearing impaired must notify the Town Clerk's Office at 392-3800, ext. 100 72 hours in advance of the hearing date.

By order of the West Greenwich Town Council
Janet E. Olsson, CMC, Town Clerk

Waltonen moved to grant the above renewal Liquor Licenses subject to compliance with State and Town Ordinances regarding Liquor Licenses and any previous conditions of the Town Council. Stewart seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

Woloohojian moved to adjourn as the Liquor Licensing Board and reconvene as the Town Council at 7:50 p.m. Waltonen seconded.
VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

RENEWAL HOLIDAY/SUNDAY SALES LICENSES

Tourgee moved to approve the following renewal Holiday/Sunday Sales Licenses.
Woloohojian seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

Pond Beverage Corp.
Big River Spirits
6 Nooseneck Hill Road
West Greenwich, RI 02817

R. E. White, Inc.
West Greenwich Package Store
780 Victory Highway
West Greenwich, RI 02817

DCH1, INC.
Dan's Place
880 Victory Highway
West Greenwich, RI 02817

Lake Mishnock Grove, Inc.
200 Mishnock Road
West Greenwich, RI 02817

Big River Inn, LLC
809 Nooseneck Hill Road
West Greenwich, RI 02817

Stepping Stone Stables, Inc.
201 Escoheag Hill Road
West Greenwich, RI 02817

Trucker's Lounge, Inc.
849 Victory Highway
West Greenwich, RI 02817

Demetrios Melanis / Europa
12 Nooseneck Hill Road
West Greenwich, RI 02817

Margaret Veskovic d/b/a Pier Pizza
45 Nooseneck Hill Road, Unit 10
West Greenwich, RI 02817

Nooseneck Hill Greenhouse
795 Nooseneck Hill Road
West Greenwich, RI 02817

RI's Only 24 Hour Truck & Auto Center, Inc. - Convenience Store
849 Victory Highway
West Greenwich, RI 02817

RI's Only 24 Hour Truck & Auto Center, Inc. - Restaurant
849 Victory Highway
West Greenwich, RI 02817

Coventry-West Greenwich Elks Lodge #2285
42 Nooseneck Hill Road
West Greenwich, RI 02817

Board of Governor's for Higher Education
University of Rhode Island
W. Alton Jones Campus
401 Victory Highway
West Greenwich, RI 02817

J.C.'S Tavern, Inc.
J.C'S Tavern
45 Nooseneck Hill Road, Units 1, 2 & 3
West Greenwich, RI 02817

Boo's Bean LLC
d/ba Tim Hortons
74 Nooseneck Hill Road
West Greenwich, RI 02817

Dunkin' Donuts
49 Nooseneck Hill Road
West Greenwich, RI 02817

COLBEA Enterprises, LLC.
Eastside FoodMart
95 Nooseneck Hill Road
West Greenwich, RI 02817

C&L Diners, LLC d/b/a C&L Rhode Island, LLC
Denny's Classic Diner
795 Centre of New England Boulevard
West Greenwich, RI 02817

James Lynch
Dunkin' Donuts
111 Hopkins Hill Road
West Greenwich, RI 02817

Oak Embers Owner's Association
219 Escoheag Hill Road
West Greenwich, RI 02817

Victory Highway Donuts, Inc.
780 Victory Highway, Unit 11
West Greenwich, RI 02817

Paula J. Tubman
d/b/a Klassy Kutz
780 Victory Highway
West Greenwich, RI 02817

RI Heritage Inn of West Greenwich, LLC
West Greenwich Heritage Inn
755 Centre of New England Blvd.
West Greenwich, RI 02817

Chen's Buffet & Grill, LLC
Chen's Buffet & Grill
732 Centre of New England Blvd.
West Greenwich, RI 02817

T&L Waltonen Enterprises, Inc.
389 R Mishnock Road
West Greenwich, RI 02817

RENEWAL GAMING LICENSES

Tourgee moved to approve the following Gaming Licenses.
Waltonen seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

RI's Only 24 Hr. Truck & Auto Plaza, Inc.
849 Victory Highway
West Greenwich, RI 02817
Coventry-West Greenwich Elks Lodge #2285
42 Nooseneck Hill Road
West Greenwich, RI 02817

Big River Inn, LLC
809 Nooseneck Hill Road
West Greenwich, RI 02817

DIANE BLAQUIERE – REQUEST FOR AMENDMENT TO ORDINANCE NO. 25 REGULATING MOTOR BOATS ON LAKE MISHNOCK

Diane Blaquiere addressed the Council and requested amendments to Ordinance No. 25 Regulating Motor Boats on Lake Mishnock. Ms. Blaquiere requested that the ordinance be amended to prohibit all-terrain vehicles and gas powered augers or other gas powered motors in or on the lake. She also requested an increase in the fine amount. She noted ice fishing was conducted on the lake and she had witnessed snowmobiles on the lake.

Solicitor Ursillo questioned ownership of the lake. Ms. Blaquiere noted that there was a public access to the lake. She was to provide title information to the Town Solicitor.

Waltonen moved to continue this matter until December 9, 2009.

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

AWARDING OF BID FOR REVALUATION

Tax Assessor Charlene Randall provided the following report and recommendation on the bid results:

To: Honorable Town Council Members
From: Charlene Randall, Tax Assessor
Date: November 16, 2009
Re: Revaluation Bid

We received the following bid proposals on our 2010 reval:

Municipal Valuation Services, LLC	\$151,800
Clipboard, Inc.	\$ 91,000
Certified Revaluation Company	\$112,500
Appraisal Resource	\$114,000

After careful consideration of the bid proposals, I respectfully recommend the bid be awarded to Certified Revaluation Company based on the following comments.

Municipal Valuation Services is a Connecticut based company that has never performed a reval in RI. They are also by far the most expensive.

Clipboard, although the lowest bidder, appears to have left tangibles out of their bid as well as some of the required procedures for a complete reval. They reference a statistical reval twice in their proposal. The ‘Data Collection & Verification’ section says they will supply digital photos for all sales and permit properties, which is consistent with a statistical. The RFP called for photos of all properties, taxable and exempt. The ‘Defense of Values’ section indicates the potential for court fees should appeals go to

court. The 'CAMA Software & Conversion' section states they have never converted CRC software. I am concerned about losing important history data that has been compiled over the last 10 years.

Appraisal Resource uses Patriot AssessPro Software. A conversion bridge from the CAMA software to the Opal Data Admin software would have to be created. There are no RI communities currently running Patriot and Opal. I sent a detailed questionnaire to both Appraisal Resource and CRC after reviewing their bids asking questions like:

How would you build depreciation tables?
How will you determine the living area rate?
How will you deal with the distressed sales and their affect on the market?
What experience do you have assessing commercial/industrial buildings such as Amgen?

Certified Reval gave much more in-depth answers in both their responses to my e-mail and also in their bid proposal. Furthermore, I was told that the town of Bristol had an issue with Appraisal Resource and could not call them to the stand because they could not provide the cost tables and how they were developed.

Certified Revaluation has a long history with the Town of West Greenwich. They have witnessed the residential and commercial/industrial growth, including the expansion of Amgen. We have a good working relationship. I like their software which downloads into Opal flawlessly. Neal Dupuis is professional, courteous and treats the taxpayers with respect.

The bid proposals are available in my office for review.

Stewart commented on her negative experience with Certified Revaluation Company during the last reval.

Waltonen moved to award the bid for Revaluation to Certified Revaluation Company in the amount of \$112,500. Woloohojian seconded.

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

AUDIT REPORT

Mr. Mark Hartonchik of James Nadeau & Co. addressed the Council concerning the draft audit for the fiscal year ending June 30, 2009. He noted that the Town would again be receiving a Certificate of Achievement for Excellence in Financial Reporting from the Government Finance Officers Association of the United States and Canada.

Discussion was held on the reserve fund balance.

Tourgee moved to accept and approve the audit report. Waltonen seconded.

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

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

Waltonen moved to continue this matter to December 9, 2009 for rescheduling.

Woloochian seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloochian – aye, Stewart – aye.

RESOLUTION REGARDING REQUEST FOR ADDITIONAL RESERVE SEWER CAPACITY FOR CENTRE OF NEW ENGLAND

Mr. John Pagliarini, Esq. addressed the Council regarding a request for an extension of a resolution for additional reserve sewer capacity for the Centre of New England and Lawson Site.

Tourgee moved the following resolution. Waltonen seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloochian – aye, Stewart – aye.

The Town Council of the Town of West Greenwich, Rhode Island hereby resolves the following:

Whereas, those developments known as the Centre of New England and the Lawson Site shall provide both economic development and various housing choices to the Town of West Greenwich on some one hundred (100) acres of land located near Exit 7 off Interstate 95; and,

Whereas, the Centre of New England and the Lawson Site are the largest contiguous tracts of undeveloped land in West Greenwich with access to natural gas, a public water supply, and to the West Warwick Regional Sewer Treatment Facility; and,

Whereas, Commerce Park Realty, LLC, owner of the Centre of New England, and Commerce Park Associates 12, LLC, owner of the Lawson Site, desire to commence development; and,

Whereas, the Town of West Greenwich has, on February 9, 2005, granted the Commerce Park Realty, LLC the right to purchase an additional 25,000 gallons per day of reserve sewer capacity from the Town of West Warwick; and,

Whereas, the Town of West Greenwich has, on August 3, 2005, and December 12, 2007, reaffirmed the above grants and further granted Commerce Park Realty, LLC the right to purchase an additional 60,000 gallons per day and reserve sewer capacity from the Town of West Warwick (for a total of 175,000 gallons per day) and,

Whereas, the Town of West Greenwich has additional reserve capacity that they will sell to the Town of West Greenwich; and,

Nowtherefore, the West Greenwich Town Council hereby resolves and requests that the West Greenwich Town Administrator contact the West Warwick Regional Sewer Treatment

Facility and secure an amount of additional reserve capacity, not to exceed a total of 85,000 gallons per day, in the name of the Town of West Greenwich, for the sole and dedicated use of Commerce Park Realty, LLC and Commerce Park Associates 12, LLC, and their assigns and successors. Further, and notwithstanding previous expiration dates, and the reservation of the West Greenwich reserve sewer capacity, 90,000 gallons per day, is hereby extended until December 31, 2011.

This act shall take effect upon passage.

By: /s/ Robert S. Butler, President

Date: November 18, 2009

Attest To: /s/ Janet E. Olsson, CMC, Town Clerk

Date: November 18, 2009

RESIGNATION – ZONING BOARD OF REVIEW

A letter of resignation from the Zoning Board was received from Richard H. Freeman.

Waltonen moved to accept with regret the resignation of Richard H. Freeman from the Zoning Board. Woloohojian seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

APPOINTMENTS - ZONING BOARD OF REVIEW

A recommendation was made by Town Administrator Breene to appoint Alternate Member Gilbert W. Rathbun, Jr. to fill the unexpired term of Richard Freeman and to appoint Grace Ellis-Rodrigues as an Alternate Member to the Zoning Board of Review.

Discussion was held on whether the position had been posted. It had not been posted.

Stewart noted that Virgil Teja had expressed an interest in serving to her.

Discussion was held on changing the procedure for board appointments.

Woloohojian moved to appoint Gilbert W. Rathbun, Jr. to fill the unexpired term of Richard Freeman on the Zoning Board. Waltonen seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

Woloohojian moved to appoint Grace Ellis – Rodrigues to fill the unexpired term of Gilbert W. Rathbun, Jr. as an Alternate on the Zoning Board. Tourgee seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – abstain, Woloohojian – aye, Stewart – nay.

APPOINTMENT – LAND TRUST

The Land Trust had submitted a request to appoint Bradford Preston to the Land Trust.

Woloohojian moved to appoint Bradford Preston to the Land Trust.

Tourgee seconded. Waltonen asked that first time appointees be in attendance.

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

APPOINTMENTS - CONSERVATION COMMISSION

A recommendation was made by Town Administrator Breene to appoint Clifford Sundelin as a member of the Conservation Commission and Katie O’Neil and Jon Sawyer as Alternate Members of the Conservation Commission and to make Donald Harrington as ex-officio of the Conservation Commission.

Mr. Sawyer was present and expressed his interest in serving on the Conservation Commission.

Mr. Sundelin and Ms. O’Neil had provided letters of interest.

Tourgee moved to appoint Clifford Sundelin as a member of the Conservation Commission and Katie O’Neil and Jon Sawyer as Alternate Members of the Conservation Commission

Waltonen seconded. Waltonen noted Council Members should channel to the Town Administrator how to handle future appointments and noted a letter of endorsement for the above candidates was provided by the Conservation Commission. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

Waltonen moved to appoint Donald Harrington as ex-officio member of the Conservation Commission. Woloohojian seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

APPOINTMENTS – CHARTER REVIEW COMMISSION

A recommendation was made by Town Administrator Breene to appoint Janet Olsson, Mark Boyer, James Bell, Raymond Stewart, Dr. Clyde S. Fish, Kathy Swann and Paul Kaltschnee to the Charter Review Commission.

Butler noted that this position had been posted on the website.

Stewart noted she recollected that each Council member was to pick a member. She noted she had nominated Tammy Andrade.

Woloohojian moved to appoint Janet Olsson, Mark Boyer, James Bell, Raymond Stewart, Dr. Clyde S. Fish, Kathy Swann and Paul Kaltschnee to the Charter Review Commission.

Stewart noted her objection as some of the nominees sat on other boards. Solicitor Ursillo noted that there was no prohibition in the charter. Stewart questioned a family member of hers serving. Solicitor Ursillo that there was no prohibition in the charter. Tourgee seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – nay, Woloohojian – aye, Stewart – nay.

REAPPOINTMENTS - JUVENILE HEARING BOARD

Tourgee moved to reappoint Richard Tardiff to the Juvenile Hearing Board for a 3-year term. Waltonen seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

REQUEST FOR PERMISSION TO SELL SURPLUS POLICE VEHICLE

Waltonen moved to grant the request of the Chief of Police to sell surplus police vehicles. Woloohojian seconded. Waltonen commented on the Police Chief's use of monies. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

The following Correspondence Items that were removed from the Consent Agenda were considered:

8. JENNIFER PAQUET, TOWN PLANNER
NOVEMBER 3, 2009
RE: COVENTRY REPEAL OF RESIDENTIAL COMPOUNDS

Waltonen acknowledged the research of Town Planner Jennifer Paquet. He noted the reasons he had voted against the amendments to the residential compounds.

Butler noted a difference in West Greenwich's ordinance limiting the number of houses and requiring an upgrade of the road if above a certain number.

Town Administrator noted that he felt the memo pointed out the differences between the West Greenwich and Coventry ordinances.

Stewart noted that her objection had been allowing residential compounds off of a private right-of-way.

10. STEPHEN M. RUSSO
NOVEMBER 4, 2009
RE: EAGLE SCOUT CEREMONY FOR ANTHONY M. RUSSO

A certificate of recognition was signed for the Eagle Scout ceremony for Anthony M. Russo.

12. COPY OF MEMO FROM
TOWN ADMINISTRATOR KEVIN BREENE
TO TOWN TREASURER COLLEEN DERJUE
OCTOBER 28, 2009
RE: TAX COLLECTOR'S POSITION

Tourgee moved to reconsider the vote of the following motion from the October 14, 2009 meeting. Stewart seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

Tourgee moved to appoint Charlene Randall as Tax Collector with no increase in pay. Stewart seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

There are no objections to Waltonen changing his vote to nay on the above matter.

Stewart questioned the previous organization of the Tax Collector's position. Town Administrator Breene reported that upon the retirement of the previous Tax Collector the Town Treasurer had been made Tax Assessor with Karen Sweet being the Tax Collector/Clerk.

Waltonen noted the haste in which the appointment was made after coming out of Executive Session.

It was noted that Kay Blackwell was still the Tax Assessor's Clerk, but did not perform actual assessments.

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

Tourgee moved to go into Executive Session pursuant to RIGL 42-46-5, a, 1 &2 for matters of personnel & litigation and collective bargaining at 9:59 p.m. Woloohojian seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

Woloohojian moved to come out of Executive Session and seal the minutes at 10:17 p.m. Tourgee seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

Woloohojian moved to adjourn at 10:17 p.m. Tourgee seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

Janet E. Olsson, CMC
Town Clerk