

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

A regular meeting of the West Greenwich Town Council was held on September 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.

**CONSENT AGENDA**

Woloohojian moved to accept the minutes of the previous meeting. Tourgee seconded.  
VOTED: Butler – aye, Tourgee – aye, Waltonen – abstain, Woloohojian – aye, Stewart – aye.

Tourgee moved to approve the Consent Agenda with correspondence items 4 and 14 removed for further consideration. Woloohojian seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – abstain, Woloohojian – aye, Stewart – aye.

**I. MINUTES**

1. MINUTES OF MEETING OF AUGUST 19, 2009

**II. REPORTS**

1. TOWN CLERK RECEIPTS –AUGUST, 2009
2. PLANNING DEPT. MONTHLY REPORT – AUGUST, 2009
3. TREASURER’S REPORT – JUNE, 2009
4. POLICE DEPT. MONTHLY REPORT – AUGUST, 2009
5. TAX ASSESSOR’S OFFICE MONTHLY REPORT – AUGUST, 2009
6. BUILDING INSPECTOR’S OFFICE MONTHLY REPORT – AUGUST, 2009
7. HIGHWAY SUPERVISOR’S MONTHLY REPORT – AUGUST , 2009
8. MONTHLY/QUARTERLY REPORT – PERIOD ENDING JUNE 30, 2009
9. FUND BALANCES, GOVERNMENTAL FUNDS  
LAST FIVE FISCAL YEARS
10. PAYROLL REPORT

PAY PERIODS AUGUST 14, 2009 – AUGUST 28, 2009

**III. CORRESPONDENCE**

1. TOWN PLANNER JENNIFER PAQUET  
AUGUST 26, 2009  
RE: CALCULATED QUOTA FOR ISSUANCE OF RESIDENTIAL BUILDING PERMITS
2. SOUTH COUNTY COMMUNITY ACTION AGENCY  
AUGUST 27, 2009  
RE: THANK YOU FOR BEING A WORK EXPERIENCE SITE FOR SUMMER YOUTH PROGRAM
3. LAURIE A. ALBRO, ADMINISTRATIVE ASSISTANT, POLICE DEPT.  
AUGUST 31, 2009  
RE: TIME REMAINING AS OF AUGUST 31, 2009 FOR POLICE AND RESCUE PERSONNEL
4. NORTHEASTERN REGIONAL ASSOCIATION OF ASSESSING OFFICERS  
NOTICE THAT TAX ASSESSOR CHARLENE RANDALL IS RECIPIENT OF SHERRY VERMILLYA AWARD
5. CHIEF OF POLICE RONALD P. LEPRE  
SEPTEMBER 4, 2009  
RE: SPOT SURVEY INTERSECTION OF DIVISION AND HOPKINS HILL ROAD
6. LA LECHE LEAGUE  
NOTICE OF LA LECHE LEAGUE OF CENTRAL RHODE ISLAND MONTHLY MEETINGS AT LOUTTIT LIBRARY
7. SGT. RICHARD BROWN  
SEPTEMBER 2, 2009  
RE: SWINE FLUE UPDATE
8. TOWN TREASURER COLLEEN J. DERJUE  
SEPTEMBER 4R, 2009  
RE: RETIREMENT BENEFITS FOR RETIRED CHIEF GARY MALIKOWSKI
9. CHIEF OF POLICE RONALD P. LEPRE  
AUGUST 3, 2009  
RE: REAR/BASEMENT ENTRANCE SECURITY
10. ERIN LIESE  
SEPTEMBER 2, 2009

RE: OFFER BY HOLLY AND JOHN HOWARD FOR DONATION OF FILING CABINETS

- 11. RI DEM  
TRANSFER STATION FIELD INSPECTION REPORT  
JULY 23, 2009
- 12. DANA FERRUCCI  
AUGUST 18, 2009  
RE: COMPLAINT REGARDING RESCUE
- 13. LEE KISSINGER  
SEPTEMBER 4, 2009  
RE: EWG CHARTER REVIEW
- 14. 2009-2010 TAX SALE INFORMATION

**IV. ABATEMENTS, ADDITIONS & REBATES**

- 1. REQUEST OF TAX ASSESSOR – SEPTEMBER 4, 2009

August

ACCT #	NAME	AMOUNT	REASON
<b><u>MV Abatements for Back Years</u></b>			
<b><u>2008</u></b>			
03-0225-09	CLARKE, MARGARET A	\$123.63	TAXED IN CT
<b><u>2007</u></b>			
03-0225-09	CLARKE, MARGARET A	\$145.98	TAXED IN CT
<b><u>MV Abatements 2009-2010</u></b>			
03-0225-09	CLARKE, MARGARET A	\$7.25	TAXED IN CT
03-0249-50	COCA COLA BOTTLING CO NE	\$4,442.89	CORRECTED DAYS OF OWNERSHIP
04-0185-23	DUSZA, GARY W	\$188.01	CORRECTED DAYS OF OWNERSHIP
13-0068-10	MALCOLM, ALEXANDER R	\$569.99	CORRECTED DAYS OF OWNERSHIP
23-0093-50	WHEELS INC	\$632.89	TAXED TWICE UNDER ANOTHER ACCT
25-0008-37	YEAU, JOHN R	\$567.28	CORRECTED DAYS OF OWNERSHIP
<b><u>MV Additions 2009-2010</u></b>			
03-0249-50	COCA COLA BOTTLING CO NE	\$4,340.58	CORRECTED DAYS OF OWNERSHIP
04-0185-23	DUSZA, GARY W	\$144.26	CORRECTED DAYS OF OWNERSHIP
08-0262-82	HUDSON, KATHLEEN	\$179.74	ADDED FROM COVENTRY

13-0068-10	MALCOLM, ALEXANDER R	\$479.02	CORRECTED DAYS OF OWNERSHIP
25-0008-37	YEAW, JOHN R	\$433.98	CORRECTED DAYS OF OWNERSHIP

**MV REFUNDS 2009-2010**

03-0249-50	COCA COLA BOTTLING CO NE	\$102.31	CORRECTED DAYS OF OWNERSHIP
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**Real Estate Abatements 2009-2010**

04-0090-17	DEUS, CARLOS & KENDRA	\$4,519.55	SQ. FOOTAGE ADJUSTMENT
04-0130-87	DOIRE, LISA J	\$6,419.33	CORRECTED OWNERSHIP
19-0141-97	SILVERMAN, GLORIA & PETER J	\$3,271.13	ADDED VETS EXEMPTION

**Real Estate Additions 2009-2010**

04-0090-17	DEUS, CARLOS & KENDRA	\$4,045.40	SQ. FOOTAGE ADJUSTMENT
19-0141-97	SILVERMAN, GLORIA & PETER J	\$2,671.13	ADDED VETS EXEMPTION
19-0142-86	SIMO, STEPHEN J & ERICA MERTELL-SIMO	\$6,419.33	CORRECTED OWNERSHIP

**Tangible Abatements 2009-2010**

03-0033-10	COCORAN, DANIEL	\$377.30	CORRECTED YEAR & VALUE
19-0193-89	SMITH, JOHN	\$353.61	DID NOT OWN

**Tangible Additions 2009-2010**

03-0033-10	COCORAN, DANIEL	\$285.59	CORRECTED YEAR & VALUE
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**V. CHECK SUMMARY REPORT**

1. AUGUST, 2009

**OLD BUSINESS**

**PUBLIC HEARING AMENDMENTS TO ZONING ORDINANCE REGARDING RESIDENTIAL COMPOUNDS**

Waltonen requested an inventory of parcels of land that could be affected by residential compounds.

The Town Planner was to compile a list of all parcels, 10 acres or more, that have no or non legal frontage on a town road.

Woloohojian moved to continue the hearing on this matter until October 14, 2009.  
Waltonen seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

## **NEW BUSINESS**

### **PRESENTATION BY SANTANA ROBERTS**

#### **MY PURPOSE PARTY – LOCALLY GROWN – LOCALLY GIVEN**

Ms. Santana Roberts addressed the Council regarding a My Purpose Party fundraiser she organized to be held on October 11, 2009 at the Mishnock Barn called Locally Grown – Locally Given. The event is to consist of family activities, a farmers market and a silent auction. The purpose of the end was to raise funds for local food pantries and to promote local farmers.

### **BRIAN BISHOP FOR AUSTIN FARM PARTNERS**

#### **RE: COMBINING OF PLAT 49, LOTS 5-1 & 5-2 AND RESOLUTION OF TAX ISSUE**

Mr. Brian Bishop addressed the Council concerning combining of Plat 49, Lots 5-1 and 5-2 and resolution of a tax issue.

Waltonen moved to accept the proposal of Brian Bishop for Austin Farm Partners to pay half of the balance owned and to be allowed to combine the lots. Stewart seconded.

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

### **STEPHEN CARDI, HOPKINS HILL ROAD REALTY, LLC**

#### **RE: RI DEM APPLICATION NO. 08-177**

Butler noted the action of the Council at last month's meeting to disapprove on the recommendation of the West Greenwich Conservation Commission. the application to alter freshwater wetlands application of Hopkins Hill Road Realty, LLC, 400 Lincoln Ave., Warwick, RI 02889. Location of proposed project: within the right-of-way of New London Turnpike between Utility Pole Nos. 292 through 297, approximately 3,100 feet southwest of its intersection with Hopkins Hill Road, West Greenwich, RI.

Mr. Dan Novak, Chairman of the Conservation Commission, questioned the process by which the application came before the Town Council. Solicitor Ursillo noted that as part of the process with DEM, applications to alter Freshwater Wetlands were referred to the respective Town and City Councils.

Discussion was held on the applicant not having notice that the Council was considering action.

Solicitor Ursillo noted the Council could reconsider its action of last month.

Mr. Stephen Cardi, Mr. John Caito and Mr. Scott Robideux were present.

Mr. Caito noted that the Conservation Commission had requested information regarding this application which had been provided. He noted that the information had not been reviewed by them prior to the Conservation Commission writing its letter to the Council recommending disapproval of the project.

Mr. Caito and Mr. Robideux explained the Cardi's proposal.

Mrs. Gail Murray noted the traffic hazard in the area.

Butler noted a spot survey in the area had been performed by the West Greenwich Police Dept.

Mrs. Sandra Bockes noted the impact on the wildlife in the area.

Discussion was held on whether this matter was properly acted on by both the Council and Conservation Commission. Solicitor Ursillo noted that the Council's action was proper.

Consideration was given on whether to reconsider the Council's motion of August 19, 2009 to disapprove this application. No motion was made to reconsider the Council's vote of last month.

#### **APPOINTMENT OF EMA DIRECTOR**

Chief Ronald Lepre recommended Brooke Lawrence as EMA Director.

Waltonen moved to appoint Brooke Lawrence to fill unexpired term, no compensation.

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

The following items that were removed from the Consent Agenda were considered:

4. **NORTHEASTERN REGIONAL ASSOCIATION OF ASSESSING OFFICERS  
NOTICE THAT TAX ASSESSOR CHARLENE RANDALL IS RECIPIENT OF  
SHERRY VERMILLYA AWARD**

Butler noted that Tax Assessor Charlene Randall had been awarded the Sherry Vermillya Award from the Northeastern Regional Association of Assessing Officers.

14. **2009-2010 TAX SALE INFORMATION**

Stewart questioned the collection policy. Solicitor Ursillo explained the tax sale process.

Waltonen moved to approve the items removed from the Consent Agenda. Tourgee seconded.

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

Tourgee moved to add an item to the agenda. Waltonen seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

Tourgee moved to adjourn as the Town Council and convene as the Liquor Licensing Board at 9:33 p.m. Waltonen seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

Tourgee moved to grant the request of South County Rod & Gun Club, Inc. for a one-day liquor license for its Game Dinner to be held on September 27, 2009 and waive the fee. Applicant is to be reminded to get future requests in on time. Waltonen 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 9:34 p.m. Waltonen seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

### **PUBLIC FORUM**

Mr. Tom Mulcahey questioned which fiscal year the monies the state proposed to withhold for automobile excise taxes. It was believed it was the last quarter for FY 2008/2009.

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

Waltonen moved to go into Executive Session for matters of personnel & litigation and collective bargaining pursuant to RIGL 42-46-5, a, 1 & 2 at 9:45 p.m. Tourgee seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

Waltonen moved to come out of executive session at 10:16 p.m. and seal the minutes with the exception of the vote regarding the re-negotiation of the police contract. Waltonen seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

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

Janet E. Olsson, CMC  
Town Clerk