

**TOWN OF WEST GREENWICH
TOWN COUNCIL
REGULAR MEETING
JUNE 9, 2010**

A regular meeting of the West Greenwich Town Council was held on June 9, 2010. 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 with the Pledge of Allegiance at 7:35 p.m.

CONSENT AGENDA

Waltonen noted he wished to change a vote from the June 2, 2010 meeting.

Woloohojian moved to approve the Consent Agenda with Correspondence Item 2 removed for further consideration. Tourgee seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – abstain, Woloohojian – aye, Stewart – aye.

I. MINUTES

1. MINUTES OF MEETING OF MAY 6, 2010
2. MINUTES OF MEETING OF MAY 24, 2010
3. MINUTES OF MEETING OF MAY 27, 2010

II. REPORTS

1. TOWN CLERK RECEIPTS – MAY, 2010
2. PLANNING DEPT. MONTHLY REPORT – MAY, 2010
3. TREASURER’S REPORT – MAY, 2010
4. TAX ASSESSOR’S OFFICE MONTHLY REPORT – MAY, 2010
(INCLUDES UNCOLLECTABLES)

| Account Number | Name | Bill Amt | YEAR |
|----------------|--------------------------------|------------|------|
| 01-0009-25 | ABC BUS COMPANIES INC | \$4,444.97 | 2003 |
| 01-0226-00 | ANDREWS, LORI | \$197.29 | 1996 |
| | | \$255.01 | 1997 |
| | | \$369.71 | 1998 |
| | | \$97.40 | 1999 |
| 02-0195-15 | BOBWIRE CABLE CONSTRUCTION LLC | \$453.15 | 2001 |
| | | \$341.88 | 2002 |
| | | \$73.38 | 2003 |
| 05-0010-11 | EASTMAN, MILTON | \$649.23 | 1990 |
| | | \$581.75 | 1992 |
| | | \$59.35 | 1992 |

| | | | |
|------------|--------------------------------|--------------------|------|
| | | \$53.39 | 1993 |
| | | \$34.57 | 1994 |
| | | \$28.61 | 1995 |
| 05-0045-02 | EMAC TRANSPORT INC | \$233.05 | 2002 |
| | | \$281.97 | 2003 |
| 07-0102-19 | GRANT, JOHN | \$353.90 | 2005 |
| | | \$328.30 | 2006 |
| 08-0008-05 | HALVARSON, HOLLY J | \$141.70 | 2002 |
| 12-0296-00 | LOTOCKI, SUZANNE M | \$121.23 | 2003 |
| 12-0297-39 | LOUDERMILK, CHERYL A | \$38.17 | 1993 |
| | | \$35.09 | 1994 |
| | | \$20.76 | 1995 |
| 16-0279-53 | POUTRE, CANDACE | \$280.55 | 2001 |
| | | \$186.40 | 2002 |
| | | \$107.04 | 2003 |
| 17-0000-99 | QUICK, CHERYL A | \$47.55 | 2002 |
| 18-0001-77 | RI AUTO TERMINAL INC | \$104.42 | 2002 |
| | | \$32.33 | 2003 |
| 18-0177-19 | RHODE ISLAND AUTO TERMINAL INC | \$352.21 | 2003 |
| 18-0275-40 | RONATNE MASTORES, KATHERYN | \$24.99 | 2002 |
| 19-0019-94 | SADRI, AMIR | \$174.98 | 2003 |
| 20-0100-74 | TORRES, KATHERINE | \$26.86 | 2003 |
| 21-0010-00 | UNIVERSAL TRUCK & EQUIPMENT | \$2,830.98 | 1999 |
| | | \$5,860.25 | 2000 |
| | | \$159.83 | 2001 |
| | <u>Total</u> | <u>\$19,382.25</u> | |

5. BUILDING INSPECTORS OFFICE MONTHLY REPORT – MAY, 2010
6. PAYROLL & TIME REMAINING REPORT
PAY PERIODS APRIL 30, 2010 – MAY 28, 2010
7. POLICE DEPT. MONTHLY REPORT – MAY, 2010

III. CORRESPONDENCE

1. TIMOTHY E. MCARDLE
EXETER-WEST GREENWICH SCHOLARSHIP COORDINATOR
APRIL 30, 2010
RE: 2010 HENRY B. WRIGHT RECIPIENT - NICOLE V. RICHARD
2. SANDRA S. BOCKES
APRIL 30, 2010
RE: CHANGES REGARDING STABILIZED TAXES

IV. CHECK SUMMARY REPORT

1. MAY, 2010

NEW BUSINESS

REQUEST OF BRUCE DELUCIA D/B/A DEL'S LEMONADE & REFRESHMENT INC FOR A NEW HOLIDAY/SUNDAY LICENSE AND A NEW VICTUALING LICENSE

A representative of Del's Lemonade was present. He indicated that the Del's truck would be in the Centre of New England for the period of June, July & August.

Waltonen moved to grant the requested licenses. Tourgee seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

RENEWAL MOBILE HOME PARK LICENSES GREENWICH WEST BLUEBERRY HEIGHTS MOBILE HOME PARK

No representative was present from Greenwich West was present. It was noted it was not the year that proof of septic system pumping.

Mrs. Rachel Casto, President of Blueberry Heights Housing Cooperative was present. Greenwich west

Waltonen moved to grant both of the above requested licenses. Stewart seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

REQUEST BY COUNCILPERSON KELLY STEWART FOR ADP RECORDS

Michael Ursillo reported he had contacted the Attorney General's Office regarding Council person Stewart's request for ADP records which was voluminous and was advised that the public body should put together and estimate of what it would cost and give that cost to the person requesting and the town could hire someone at \$15.00 per hour to compile the records. He offered to confer with Stewart after the meeting.

Stewart questioned if the Town used the online system. Danielle Andrews reported that it did. Butler noted that Danielle Andrews had attended a class at ADP.

Solicitor Ursillo was to confer with Danielle Andrews and Stewart.

DISCUSSION OF E-ALERT

Charlene Randall reported that it was actually a newsletter and that 28 people had signed up for it.

Stewart questioned who approved the content. Town Administrator Breene stated that he did.

SUBMISSION OF CHARTER AMENDMENT BY CHARTER REVISION COMMISSION

Dr. Clyde (Pete) Fish presented the proposed changes to the Charter.

He noted Section 601 also was proposed to be changed so that all appointed town officials be considered regular employees after serving an initial two year term and one subsequent five year term.

Town Solicitor reported on procedure for enacting changes to the charter.

Woloohojian moved to put forward the proposed changes to the Town Charter including Section 601. Tourgee seconded.

Stewart noted she wished to Amend under Ethics -

No member of the Council shall vote on any proposition through which the member directly or indirectly, could financially benefit.

She noted that the Ethics Commission had classes of numbers affected by an action of the Council. Waltonen seconded the Amendment. Voted: VOTED: Butler – aye, Tourgee – nay, Waltonen – aye, Woloohojian – nay, Stewart – aye.

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

PROPOSED CHANGES TO TOWN CHARTER:

Section 202. Recall.

An elected official, who has been elected to a four (4) year term and having been in office for at least six (6) months, may be removed from office by a recall petition prepared and approved by the electors of the Town in the manner hereinafter provided for recall procedure:

A. Upon application by an elector of the Town, the Town Clerk shall issue the recall petition with signature blanks. The petition issued by the Clerk shall be dated, demand the removal of the designated elected official, and state the cause upon which the removal is sought.

B. The petitioner may duplicate the petition form as needed to record the required number of signatures. Each petition signer shall add his or her signature, as it appears on the Board of Canvassers' records, and provide place of residence giving the street and number or other sufficient designation if there be no street and number. One of the signers or the petition circulator shall take an oath before an officer competent to administer oaths that the statement therein made is true, as he or she believes, and that each signature to the paper appended is the genuine signature of the person whose name it purports to be.

C. The recall petition shall be signed by at least thirty (30%) percent of the electors registered to vote on the date that the Town Clerk issued the petition blanks. The petitioners shall have thirty (30) days from the date of issue to collect the required signatures and file the completed petition with the Town Clerk.

D. The petition shall be submitted immediately by the Town Clerk to the Board of Canvassers for certification forthwith. If the petition shall be found to be sufficient, the

Board shall submit the same with its certificate to the Town Council without delay. The Town Council shall order an election to be held on a Tuesday fixed by them not more than seventy-five (75) days after the date of the Board of Canvassers' certificate that a sufficient petition is filed; provided, however, that if any other Town election is to occur within one hundred twenty (120) days after the date of the certificate, the Town Council shall postpone the holding of the recall election to the date of such other election.

PROPOSED CHANGE:

Any elected official, ~~who has been elected to a four (4) year term and~~ having been in office for at least six (6) months, may be removed from office by a recall petition prepared and approved by the electors of the Town in the manner hereinafter provided for recall procedure:

Section 602. Town Clerk.

There shall be a Town Clerk who shall be a qualified elector of the Town and shall be elected at the general election each even numbered year to serve for a two (2) year term or until his or her successor is elected and qualified. The Town Clerk shall have all the duties and responsibilities of Town Clerks as provided by State law, shall be Clerk of the Council, Clerk ex—officio of the Board of Canvassers, and Clerk of the Probate Court, and shall perform such other duties and responsibilities not in conflict with State law. The own Clerk shall give bond for the office of Town Clerk. The Town Clerk shall have the authority to employ a Deputy Town Clerk with the approval of the Council, and such Deputy Town Clerk shall in the absence or inability of the Town Clerk, discharge all of the duties and responsibilities of that office. The Deputy Town Clerk shall also be bonded by the Town. The Town Clerk shall be responsible for the good conduct of the Deputy, and may revoke the appointment of the Deputy at the Clerk's discretion.

PROPOSED CHANGE:

There shall be a Town Clerk, who shall be appointed by the Town Council and who shall serve until his or her successor is appointed and qualified. ~~There shall be a Town Clerk who shall be a qualified elector of the Town and shall be elected at the general election each even numbered year to serve for a two (2) year term or until his or her successor is elected and qualified.~~ The Town Clerk shall have all the duties and responsibilities of Town Clerks as provided by State law, shall be Clerk of the Council, Clerk ex—officio of the Board of Canvassers, and Clerk of the Probate Court, and shall perform such other duties and responsibilities not in conflict with State law. The Town Clerk shall give bond for the office of Town Clerk. The Town Clerk shall have the authority to employ a Deputy Town Clerk with the approval of the Council, and such Deputy Town Clerk shall in the absence or inability of the Town Clerk, discharge all of the duties and responsibilities of that office. The Deputy Town Clerk shall also be bonded by the Town. The Town Clerk shall be responsible for the good conduct of the Deputy, and may revoke the appointment of the Deputy at the Clerk's discretion.

Section 701. Planning Board.

There shall be a Planning Board for the Town made up of five (5) members each to serve for a term of five (5) years or until his or her successor is appointed and two (2) alternate members appointed by the Town Council each to serve for a term of one (1) year or until his or her successor is appointed. All members shall be qualified electors of

the Town.

The terms of the members of the Board shall be so arranged that the term of one member shall expire and one appointment be made each year. The Council shall during the month of April of each year, make appointments to fill prospective vacancies. The terms of members shall expire on the last day of May, and of newly appointed members shall begin on the first day of May. Vacancies on the Board shall be filled by the Council for the unexpired term.

A. The Board shall advise the Council on all matters concerning the growth and development of the Town and the effects thereof on the health safety and welfare of the inhabitants. The Board shall have the duties and responsibility provided by State law for Planning Boards, and in particular those conferred on Planning Boards under the Rhode Island Comprehensive Planning and Land Use Regulation Act and related legislation as amended from time to time.

B. The Board shall play such role in long range capital planning and the preparation of the Town capital budget as the Council may direct; shall submit recommendations on all matters referred to it relative to the Town zoning ordinance, land subdivision, and proposals for development in the Town as requested by the Council; and shall conduct such studies and other activities related to its general area of responsibility as the Council may direct.

PROPOSED CHANGE:

There shall be a Planning Board for the Town made up of five (5) members each to serve for a term of five (5) years or until his or her successor is appointed and two (2) alternate members appointed by the Town Council each to serve for a term of ~~one (1)~~ year two (2) years or until his or her successor is appointed. All members shall be qualified electors of the Town.

Section 702. Zoning Board of Review.

There shall be a Zoning Board of Review of five (5) members appointed by the Town Council each to hold office for a term of five (5) years with their terms so arranged that the term of one member shall expire and one appointment be made each year. All members shall be qualified electors of the Town. The Council shall determine when appointments are to be made and the date upon which terms shall expire. The Board shall also include two (2) alternates to be designated as the first and second alternate members each to be appointed by the Council for a term of one (1) year. These alternate members shall sit and may actively participate in hearings. The first alternate shall vote if a member of the Board is unable to serve at a hearing and the second shall vote if two members of the Board are unable to serve at a hearing. In the absence of the first alternate member, the second alternate member shall serve in the position of the first alternate. No member or alternate may vote on any matter before the Board unless that member has attended all hearings concerning that matter. The Council shall fill vacancies on the Board for the unexpired term. The Board shall have all the powers and duties now or hereafter conferred upon Zoning Boards of Review by State law.

PROPOSED CHANGE:

There shall be a Zoning Board of Review of five (5) members appointed by the Town Council each to hold office for a term of five (5) years with their terms so arranged that

the term of one member shall expire and one appointment be made each year. All members shall be qualified electors of the Town. The Council shall determine when appointments are to be made and the date upon which terms shall expire. The Board shall also include two (2) alternates to be designated as the first and second alternate members each to be appointed by the Council for a term of ~~one (1) year~~ two (2) years. These alternate members shall sit and may actively participate in hearings. The first alternate shall vote if a member of the Board is unable to serve at a hearing and the second shall vote if two members of the Board are unable to serve at a hearing. In the absence of the first alternate member, the second alternate member shall serve in the position of the first alternate. No member or alternate may vote on any matter before the Board unless that member has attended all hearings concerning that matter. The Council shall fill vacancies on the Board for the unexpired term. The Board shall have all the powers and duties now or hereafter conferred upon Zoning Boards of Review by State law.

Section 703. Conservation Commission.

There shall be a Conservation Commission for the Town of seven (7) members appointed by the Town Council for three (3) year terms, with said terms so arranged that the terms of two (2) members shall expire in one (1) year, the terms of two (2) the second year, and three (3) the third year. Members of the Conservation Commission shall be appointed by the Town Council from among qualified electors of the Town. Terms of members shall end on the last day of April of each year unless that member is reappointed to the Commission for an additional term. The Town Council may also appoint an alternate member, to serve as an active member, whenever required, who shall serve a one year term.

The Conservation Commission shall act in an advisory capacity to the Town Council and Zoning Board of Review in all matters concerning: wetlands planning and mapping, environmental planning, review of development proposals affecting the environment before the Planning Board, preservation of farmlands and open spaces, erosion control, earth removal operations and control, such other areas of study as may be requested by the Planning Board or Town Council. The Commission shall also serve to inventory, promote and develop the natural resources of the Town.

PROPOSED CHANGE:

There shall be a Conservation Commission for the Town of seven (7) members appointed by the Town Council for three (3) year terms, with said terms so arranged that the terms of two (2) members shall expire in one (1) year, the terms of two (2) the second year, and three (3) the third year. Members of the Conservation Commission shall be appointed by the Town Council from among qualified electors of the Town. Terms of members shall end on the last day of April of each year unless that member is reappointed to the Commission for an additional term. The Town Council may also appoint an alternate member, to serve as an active member, whenever required, who shall serve a ~~one year term~~ two year term.

Section 704. Board of Assessment Review.

There shall be a Board of Assessment Review to receive and consider appeals from

property owners regarding the amount of tax assessments as determined by 'the Town Tax Assessor. The Town Council shall appoint three (3) regular members and one (1) alternate member to the Board. Board members shall be qualified electors of the Town and not more than one (1) member shall belong to the same political party.

Except for the foregoing provision of this Charter, Council appointments to the Board and the powers of the Board shall be determined in accordance with Chapter 13 of the 1992 Public Laws of the State of Rhode Island.

PROPOSED CHANGE:

Add: No appeal shall be considered by the board unless the tax levied on the valuation appealed or such portion of the tax as is due and payable has been paid under protest.

Section 706. The Louttit Library of West Greenwich.

The Louttit Library of West Greenwich shall be a public library operated and controlled by the Louttit Library Board of Directors. The Board shall appoint its members. The library may be financed from funds raised by the Board and from the Town general fund. The amount of Town money allocated to the Library shall be discussed between the Board and the Town Council, and the Council's recommended amount shall appear, as a separate line item, on the Council's proposed budget document that is presented to the electors at the Financial Town Meeting, where such amount shall be approved or disapproved by vote of the electors. The Library shall maintain auditable records¹ of all income and expenditures of Town funds and these records shall be made available for audit. The Town shall also provide electric power, heating oil and custodial services to the Library.

¹ Auditable records shall include, as a minimum, cash receipts journal, cash disbursement journal and a general ledger with all supporting documents.

PROPOSED CHANGE:

The Louttit Library of West Greenwich shall be a public library operated and controlled by the Louttt Library Board of Directors. The Board shall appoint its members. The library may be financed from funds raised by the Board and from the Town general fund. The amount of Town money allocated to the Library shall be discussed between the Board and the Town Council, and the Council's recommended amount shall appear, as a separate line item, on the Council's proposed budget document that is presented to the electors at the Financial Town Meeting, where such amount shall be approved or disapproved by vote of the electors. The Library shall maintain auditable records¹ of all income and expenditures of Town funds and these records shall be made available for audit **and shall have a compiled financial statement prepared annual by a licensed Certified Public Accountant and those financial statements along with the entity's annual tax return shall be submitted to the Town Treasurer no later than October 15 of each fiscal year.** The Town shall also provide electric power, heating oil and custodial services to the Library.

Section 902. Volunteer Fire and Rescue Companies.

Fire prevention, fire fighting and emergency medical rescue services may be provided to the Town by Volunteer Fire and Rescue Companies as directed by the Town Council and which shall be governed by a Board of Engineers. The Board shall consist of six (6) members constituting the chiefs from each of the Companies as follows: West Greenwich Vol. Fire Co. #1, Lake Mishnock Fire/Rescue, West Greenwich Community Rescue, and Hianloland Fire/Rescue; as well as the Chief of Police and one member (1) appointed by the Town Council. The Companies shall not be departments of the Town. Each Company shall retain the autonomy provided in its charter subject to governance by the Board of Engineers.

A. The governing duties of the Board of Engineers shall be as follows:

1. Prepare a budget on behalf of all of the Companies for submission to the Town Council on an annual basis.
2. Prepare recommendations to the Town Council on the purchase of all necessary fire and rescue apparatus and fire-fighting equipment and any other equipment necessary and proper for the operation and maintenance of fire and rescue protection services.
3. Maintain auditable records for each of the Companies.
4. Meet on a regular basis to consider issues related to fire and rescue protection within the Town.

B. All Companies may be financed from funds raised by the Companies and from appropriations approved by the electors at the Financial Town Meeting.

C. All Companies seeking Town funds to support annual operations shall present their requests through the Board of Engineers to the Town Council at a budget workshop, which shall be called by the Council and where minutes shall be recorded. The proposed budget shall be discussed and agreed to by the Council and the Board of Engineers in joint session. The council shall include this recommended amount for the fire companies and rescue companies in its proposed budget document.

D. All requests for new capital expenditures for fire fighting or rescue equipment shall be discussed at the joint budget workshops. The Council shall require concurrence by majority vote from, the Board of Engineers before voting whether or not to place any new capital expenditure request before the electors. All such requests shall appear as a new line item identified by Company on the Council's proposed budget document and thereafter shall be retained as a separate budget line item until paid for in full.

E. No Fire Company or Rescue Company receiving Town funds shall pledge anticipated Town funds for any capital purchase or to secure a loan over ten thousand dollars (\$10,000.00) for any purpose unless first complying with the procedures set forth in subsections C and D above and the electors have appropriated the funds for that specific purchase or loan.

F. Subsections D and E above notwithstanding, the Council shall be empowered to approve emergency expenditures to repair or replace fire and rescue equipment; provided that the expenditures are vital to public safety, such emergency expenditures are recommended by the Board of Engineers and the need for which becomes known subsequent to the joint budget workshop, described in subsection D above.

G. No capital fire or rescue equipment that is or has been purchased in whole or in part using Capital Equipment funds shall be sold or disposed of in any manner without first obtaining Town Council approval. The Council shall receive all proceeds from any sale of such equipment and, at its sole discretion, the Council may return the money so received, in whole or in part, to the Town's general fund or to the Company that has sold the equipment.

H. In the event that any of the Fire and Rescue Companies shall cease to exist or function, all of that Company's capital equipment that was purchased using Capital Equipment funds shall become the property of the Town.

I. All Fire Companies and Rescue Companies receiving Town funds shall maintain auditable¹ records of all income and expenditures of these funds and these records shall be made available for audit.

J. Each Fire and Rescue Company receiving Town funds shall adopt and maintain provisions in its bylaws to ensure compliance with this Section 902.

1 Auditable records shall include, as a minimum, cash receipts journal, cash disbursement journal and a general ledger with all supporting documents.

PROPOSED CHANGE:

3. Maintain auditable records for each of the Companies and shall have for each company a compiled financial statement prepared annual by a licensed Certified Public Accountant and those financial statements along with the entity's annual tax return shall be submitted to the Town Treasurer no later than October 15 of each fiscal year.

I. All Fire Companies and Rescue Companies receiving Town funds shall maintain auditable¹ records of all income and expenditures of these funds and these records shall

be made available for audit **and shall have a compiled financial statement prepared annual by a licensed Certified Public Accountant and those financial statements along with the entity's annual tax return shall be submitted to the Town Treasurer no later than October 15 of each fiscal year.**

Section 903. Highway Department.

There shall be a Highway Department the head of which shall be the Highway Supervisor, who shall be appointed by the Council from among persons with administrative or management experience in public works, highway maintenance, or highway construction. The Highway Supervisor shall be a resident of the Town in accordance with Section 1006 of this Charter. The Highway Supervisor may be appointed to serve full time or part time as the Council shall determine, and may hold another position in the service of the Town; provided however, that he or she shall not receive more than one salary. The Highway Supervisor shall be responsible for the operation of the Department and the discharge of its responsibilities which shall include the functions and services of the Town relative to highways and snow removal, the trimming of brush and trees along streets and roads and on Town property, trash disposal and the Town transfer station and recycling facilities, the maintenance of public buildings and public property, custodial services to the Town Hall and Louttit Library, and such other responsibilities as shall be assigned to the Department by the Council.

PROPOSED CHANGE:

There shall be a Highway Department the head of which shall be the Highway Supervisor, who shall be appointed by the Council from among persons with administrative or management experience in public works, highway maintenance, or highway construction. ~~The Highway Supervisor shall be a resident of the Town in accordance with Section 1006 of this Charter.~~ The Highway Supervisor may be appointed to serve full time or part time as the Council shall determine, and may hold another position in the service of the Town; provided however, that he or she shall not receive more than one salary. The Highway Supervisor shall be responsible for the operation of the Department and the discharge of its responsibilities which shall include the functions and services of the Town relative to highways and snow removal, the trimming of brush and trees along streets and roads and on Town property, trash disposal and the Town transfer station and recycling facilities, the maintenance of public buildings and public property, custodial services to the Town Hall and Louttit Library, and such other responsibilities as shall be assigned to the Department by the Council.

Section 1004. Amendments of Charter.

A. The Town Council may propose amendments or revisions to this Charter at any time, to be put to referendum of the electors of the Town at a general or special election pursuant to the provisions in Article XIII of the Constitution of the State- It shall not be necessary for the full text of charter amendments to be printed upon the ballot, however, the full text shall be available at the Town Hall. Any digest or description thereof or any question or statement which substantially expresses the purpose or identifies the subject matter to be voted upon shall be sufficient. Any digest or description of such amendment or revision shall be published by the Town Clerk no less than thirty (30) days prior to the date of the referendum, and the Council shall schedule a public hearing thereon no less than ten (10) days prior such date. Notice of any such hearing

or hearings shall be given no less than seven (7) days prior to the date they are scheduled to be held.

B. The electors of the Town may propose amendments or revisions to the Charter by petition filed with the Town Clerk for certification by the Board of Canvassers. The petition signed by the electors of the Town shall equal to at least fifteen percent (15%) of the number of persons registered to vote at the time of the last townwide election. Upon certification, the Town Clerk shall present the Charter amendment along with the certified petition to the Town Council, who shall cause the amendment or amendments to be put to referendum of the electors as set forth in subsection A above.

C. Commencing in April of the year 2000 and in that month no less often than every five (5) years thereafter, the Council shall appoint a charter review commission of no less than seven (7) members as the Council deems appropriate, whose duty it shall be to review the Charter and recommend to the Council amendments or revisions to the Charter. The Council shall act with respect to any such recommended amendments or revision in accordance with the requirements of subsection A of this Section.

PROPOSED CHANGE:

C. Commencing in April of the year 2000 and in that month no less often than every ~~five (5)~~ ten (10) years thereafter, the Council shall appoint a charter review commission of no less than seven (7) members as the Council deems appropriate, whose duty it shall be to review the Charter and recommend to the Council amendments or revisions to the Charter. The Council shall act with respect to any such recommended amendments or revision in accordance with the requirements of subsection A of this Section.

Section 1006. Appointments and Qualifications.

All appointments to Town boards and commissions shall be made from among persons who are qualified electors and residents of the Town, and all such appointees shall remain qualified electors and residents throughout their terms of service in the positions to which they were appointed and may be removed by the Council for good and sufficient cause.

Appointments to Town offices may be made from among persons who are not at the time electors and residents of the town, but any person so appointed while a nonresident shall within a reasonable time following appointment become an elector and resident of the Town; provided however, that the Council by an affirmative vote of four (4) of its members may grant an exception to this residence requirement to a particular appointee on the ground that no appropriately qualified Town resident could be found for such appointment, and the residence requirement would work a special hardship on the personnel appointed.

PROPOSED CHANGE:

~~Appointments to Town offices may be made from among persons who are not at the time electors and residents of the town, but any person so appointed while a nonresident shall within a reasonable time following appointment become an elector and resident of the Town; provided however, that the Council by an affirmative vote of four (4) of its members may grant an exception to this residence requirement to a~~

~~particular appointee on the ground that no appropriately qualified Town resident could be found for such appointment, and the residence requirement would work a special hardship on the personnel appointed.~~ Any vacancy on a board or Commission shall be filled by the Council for the balance of the unexpired term. Vacancies on boards and commissions shall be posted in the Town Hall, library and the Town's website.

Section 1008. Meaning of Publication.

When in this Charter the Town Clerk or other Town official is required to publish the text of a proposal, document or public notice, publication shall mean to cause the same to be printed one time in a newspaper of general circulation in the Town, to post it in the Town Hall and in one other prominent place in the Town, and to have copies available for distribution to interested citizens.

PROPOSED CHANGE:

When in this Charter the Town Clerk or other Town official is required to publish the text of a proposal, document or public notice, publication shall mean ~~to cause the same to be printed one time in a newspaper of general circulation in the Town, to post it in the Town Hall and in one other prominent place in the Town, and to have copies available for distribution to interested citizens~~ at a minimum to post on the Secretary of State's and Town's website.

The following item that was removed from the Consent Agenda was considered:

2. SANDRA S. BOCKES
APRIL 30, 2010
RE: CHANGES REGARDING STABILIZED TAXES

Butler noted the letter called for changes to stabilized taxes.

Waltonen questioned Butler's personal letter to the voters on stabilized taxes prior to the School District Budget Meeting.

A resident questioned a notice that had been posted at the library.

APPOINTMENTS – PLANNING BOARD

The alternate position on the Planning Board remains vacant.

CLAIM AGAINST TOWN - ANDRE R. AUDETTE

Waltonen moved to deny the claim and forward the claim to the Solicitor and the town's insurance carrier, Rhode Island Interlocal Trust. Tourgee seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

Waltonen questioned condition of road. It was noted it was during the flood.

RESOLUTION PETITIONING THE RHODE ISLAND DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF ADMINISTRATION DIVISION OF PLANNING TO AMEND THE TRANSPORTATION IMPROVEMENT PROGRAM

Woloohojian moved to support the following resolution.

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

Town of West Greenwich
Rhode Island
Resolution

PETITIONING THE RHODE ISLAND DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF ADMINISTRATION DIVISION OF PLANNING TO AMEND THE TRANSPORTATION IMPROVEMENT PROGRAM

WHEREAS, the Town of West Greenwich supports a commuter rail feasibility study that was performed by the City of Woonsocket with other partners and stakeholders throughout the state; and

WHEREAS, the findings of this study which was concluded last year, indicated that it was feasible to reactivate commuter rail service running from Worcester, Massachusetts to Providence, and Woonsocket to T. F. Green Airport, Rhode Island; and

WHEREAS, Blackstone Valley Communities, State Agencies, the Northern Rhode Island Chamber of Commerce, Providence Foundation, Pawtucket Foundation, and the Blackstone Valley Heritage recently conducted a forum to identify actions that needed to be taken in order to advance the implementation of commuter rail in the Blackstone Valley; and

WHEREAS, it was identified by various State Officials present that the appropriate action would be for all interested and affected communities to petition the Rhode Island Department of Transportation and Statewide Planning for the inclusion of an amendment to the current Transportation Improvement Program for funding a final detailed study leading towards the implementation of the reactivation of commuter rail.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF WEST GREENWICH, RHODE ISLAND, AS FOLLOWS:

SECTION 1. The Town Council of the Town of West Greenwich gives evidence of its full support of the amendment to the State's Transportation Improvement Program that would provide funding for a final detailed study leading towards the implementation of commuter rail in the Blackstone Valley and is joined by other Blackstone Valley communities and other interested parties in petitioning for this amendment.

SECTION 2. The Town Planner is hereby authorized to prepare a communication to RIDOT and Statewide Planning indicating the Town Council's full support of this action.

SECTION 3. This Resolution shall take effect immediately upon its passage by the Town Council.

June 9, 2010

/s/ Robert S. Butler
Town Council President

CREDIT CARD TAX PAYMENTS

Charlene Randall reported on the procedure which runs through the opal software at no cost to the Town.

Stewart noted a program through RI.gov.

Waltonen moved to agree to the concept. Woloohojian seconded.

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

CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING

It was noted that a Certificate of Achievement for Excellence in Financial Reporting was presented to the Town of West Greenwich for its Comprehensive Annual Report for Fiscal year ended June 30, 2009 by the Government Finance Officers Association of the United States and Canada.

PUBLIC FORUM

Paul Kaltschnee reported on school committee meeting tonight and noted there was a 200,000 surplus from last year. He noted they discussed some cuts but there was no resolution. He noted cuts to Bradley and busing for special education students. He noted there was a possibility of special meetings for the next 3 weeks.

Butler noted approval by the Dept. of Revenue for the notice of proposed tax change.

Butler noted DEM had awarded additional grants for the track at the High School.

Waltonen questioned procedure for changing his vote of June 2 regarding the budget item for the Memorial Day Parade. Discussion was held on the cuts made to the budget.

Discussion was held on the lack of fire trucks in the parade.

Waltonen moved to adjourn at 9:00 p.m. Tourgee seconded. VOTED: Butler – aye, Tourgee – aye, Waltonen – aye, Woloohojian – aye, Stewart – aye.

Janet E. Olsson, CMC
Town Clerk