

TOWN OF WEST GREENWICH
TOWN COUNCIL
REGULAR MEETING
280 VICTORY HIGHWAY
WEST GREENWICH, RI 02817
JANUARY 13, 2010
(POSTED: JANUARY 10, 2010)

AGENDA

CALL TO ORDER: 7:00 P.M.

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

CONSENT AGENDA

OLD BUSINESS

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

NEW BUSINESS

LIQUOR LICENSING BOARD - PUBLIC HEARING - REQUEST OF LOTUS GROUP, LLC D/B/A LOTUS GARDEN FOR NEW CLASS B-LTD. LIQUOR LICENSE, 780 VICTORY HIGHWAY, UNIT 10

REQUEST OF V & D SUBS AND SALADS, LLC, D/B/A SUBWAY, 780 VICTORY HIGHWAY, UNIT #9 FOR NEW VICTUALING AND HOLIDAY/SUNDAY SALES LICENSES

RENEWAL CAMPING LICENSES
OAK EMBERS
STEPPING STONE

APPOINTMENT OF TAX ASSESSOR

APPOINTMENT OF DEPUTY TOWN CLERK

APPOINTMENT OF DEPUTY TREASURER

APPOINTMENT OF TREE WARDEN

PRESENTATION OF CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING

RENEWAL JUNKYARD LICENSE – LILLIAN CARPENTER

REQUEST OF THOMAS H. CLARKE FOR ZONING MAP CHANGE AND COMPREHENSIVE PLAN FUTURE LAND USE MAP PLAT 3, LOT 21 FROM RFR-2 TO HIGHWAY BUSINESS, SET DATE FOR HEARING – FEBRUARY 10, 2010

AWARDING OF BID SURPLUS POLICE VEHICLES

SET DATE FOR HEARING ON AMENDMENT TO STORM WATER MANAGEMENT PROGRAM PLAN (SWMPP)

APPROVAL OF ENGAGEMENT OF DAN KINDER TO NEGOTIATE POLICE UNION CONTRACT

RESIGNATION LAND TRUST – BRUCE ENGSTROM

ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT (ARRA)

SET DATE FOR FINANCIAL TOWN MEETING AND BUDGET HEARING

ADOPTION OF EMA NIMS LEGISLATION

PUBLIC FORUM

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

JANET E. OLSSON, CMC
TOWN CLERK

The town of West Greenwich will provide interpreters for the hearing impaired at any meeting provided a request is received three (3) business days prior to said meeting. An audiotape copy of the minutes will be provided if requested by a vision-impaired person at least forty-eight (48) hours in advance of the meeting.

**CONSENT AGENDA
JANUARY 13, 2010**

I. MINUTES

1. MINUTES OF MEETING OF DECEMBER 9, 2010

II. REPORTS

1. TOWN CLERK RECEIPTS –DECEMBER, 2009
2. PLANNING DEPT. MONTHLY REPORT – DECEMBER, 2009
3. TREASURER’S REPORT – DECEMBER, 2009
4. POLICE DEPT. MONTHLY REPORT – DECEMBER, 2009
5. TAX ASSESSOR’S OFFICE MONTHLY REPORT – DECEMBER, 2009
6. BUILDING INSPECTOR’S OFFICE MONTHLY REPORT –
DECEMBER, 2009
7. HIGHWAY SUPERVISOR’S MONTHLY REPORT – DECEMBER, 2009
8. PAYROLL REPORT
PAY PERIODS DECEMBER 4, 2009 – JANUARY 1, 2010

III. CORRESPONDENCE

1. MEMO FROM TOWN ADMINISTRATOR KEVIN BREENE
DECEMBER 29, 2009
RE: RETIREMENT OF CHERYL VOLPINI
2. COPY OF LETTER TO CHERYL VOLPINI
DECEMBER 30, 2009
RE: LIFE INSURANCE COVERAGE
3. REPORT OF VACATION AND SICK HOURS FOR TOWN EMPLOYEES
4. COPY OF LETTER FROM TOWN ADMINISTRATOR KEVIN BREENE
TO RI DEPARTMENT OF LABOR AND TRAINING
JANUARY 5, 2010
RE: UNEMPLOYMENT CLAIM OF MICHELLE JOHNSON
5. CONSERVATION COMMISSION – MINUTES OF DECEMBER 2, 2009 MEETING
6. RI DEM
NOVEMBER 23, 2009
RE: TRANSFER STATION FIELD INSPECTION REPORT
7. COPY OF LETTER FROM CAPTAIN RAYMOND M. CAPPELLI
TO TOWN ADMINISTRATOR KEVIN BREENE
DECEMBER 21, 2009
RE: REIMBURSEMENT FOR THOMAS E. WALSH
8. BEACON MUTUAL INSURANCE CO.
DECEMBER 16, 2009
RE: CLAIM REPORT – CLAUDE WRIGHT
9. RI LEAGUE OF CITIES AND TOWNS
DECEMBER 5, 2009
RE: REPORT OF MUNICIPAL SAVINGS RESULTING FROM A 25% MANDATORY CO-PAY
OF HEALTH AND DENTAL PREMIUMS FOR ACTIVE POLICE OFFICERS, FIREFIGHTERS
AND MUNICIPAL EMPLOYEES

10. BEACON MUTUAL INSURANCE CO.
RE: NOTICE REGARDING REQUIREMENT OF DOCUMENTATION FOR
SUBCONTRACTORS OR INDEPENDENT CONTRACTORS
11. ERNEST A. ALMONTE, AUDITOR GENERAL
DECEMBER 11, 2009
RE: GUIDANCE REGARDING REPORTING STATE FISCAL STABILIZATION FUNDS ON THE
FINANCIAL STATEMENTS OF A MUNICIPALITY OR REGIONAL SCHOOL DISTRICT
12. ARTICLE FROM GOVERNMENT FINANCE REVIEW ENTITLED GFOA UPDATES BEST
PRACTICE ON FUND BALANCE
13. RI WORKERS' COMPENSATION COURT
DECEMBER 31, 2009
RE: NOTICE OF PRE-TRAIL CONFERENCE
DENNIS ETHELLES VS. TOWN OF WEST GREENWICH
14. COPY OF CHECKS ISSUED TO TOWN OF WEST GREENWICH

IV. ADDITIONS, ABATEMENTS & REBATES

1. REQUEST OF TAX ASSESSOR – JANUARY 8, 2010

V. CHECK SUMMARY REPORT

1. DECEMBER, 2009

THE TOWN OF WEST GREENWICH
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

ORDINANCE NO. ____25_____

AN ORDINANCE RELATING TO
REGULATION OF ~~MOTOR BOATS~~ **GAS OPERATED ENGINES** ON LAKE MISHNOCK

IT IS ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF WEST GREENWICH, RHODE ISLAND
AS FOLLOWS:

Section 1.

1. No person shall operate any boat or other marine vehicle or propulsion unit or **gas-operated internal combustion engine of any kind** on Mishnock Lake in the Town of West Greenwich, ~~which shall be powered by any form of internal combustion engine,~~ provided, however, that it shall be lawful to operate boats on Mishnock Lake propelled by electric motors, the power source of which is either dry cell or wet cell batteries located within the boat to be so powered.
2. No such electric-powered boat shall be operated closer than fifty (50) feet from any swimmer in said Lake.
3. Any person who operates a motor boat in violation of this ordinance shall be fined not more than ~~Twenty Five (\$25.00)~~ **One Hundred (\$100.00)** Dollars for each offense.
4. This ordinance shall take effect upon its passage.

* * *

Section 2. This ordinance shall take effect upon passage.

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 have applied for a Class B-V Limited Alcoholic Beverage License:

Lotus Group, LLC

Lotus Garden

780 Victory Highway, Suite 10

West Greenwich, RI 02817

The above application will be in order for hearing at a meeting of the West Greenwich Town Council being the licensing board for said town on the 13th day of January, A.D., 2010 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

**DESIGNATION OF THE NATIONAL INCIDENT
MANAGEMENT SYSTEM (NIMS) AS THE BASIS FOR ALL
INCIDENT MANAGEMENT IN THE TOWN OF WEST GREENWICH**

WHEREAS, the President in Homeland Security Directive (HSPD)-5, directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach for Federal, State, local, and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, the collective input and guidance from all Federal, State, local, and tribal homeland security partners has been, and will continue to be, vital to the development, effective implementation and utilization of a comprehensive NIMS; and

WHEREAS, it is necessary and desirable that all Federal, State, local and tribal emergency agencies and personnel coordinate their efforts to effectively and efficiently provide the highest levels of incident management; and

WHEREAS, to facilitate the most efficient and effective incident management it is critical that Federal, State, local, and tribal organizations utilize standardized terminology, standardized organizational structures, interoperable communications, consolidated action plans, unified command structures, uniform personnel qualification standards, uniform standards for planning, training, and exercising, comprehensive resource management, and designated incident facilities during emergencies or disasters; and

WHEREAS, the NIMS standardized procedures for managing personnel, communications, facilities and resources will improve the Town's ability to utilize funding to enhance local and

state agency readiness, maintain first responder safety, and streamline incident management processes; and

WHEREAS, the Incident Command System components of NIMS are already an integral part of various incident management activities throughout the State, including current emergency management training programs; and

WHEREAS, the National Commission on Terrorist Attacks (9-11 Commission) recommended adoption of a standardized Incident Command System.

NOW, THEREFORE, the West Greenwich, Rhode Island, Town Council, do hereby establish the National Incident Management System (NIMS) as the Town standard for incident management.

This Executive Order shall take effect immediately upon the date hereof.