AGENDA

EXETER TOWN COUNCIL
REGULAR MEETING

MAY 4, 2020
7:00 P.M.

PURSUANT TO EXECUTIVE ORDER NO. 20-05 EXECUTED BY GOVERNOR GINA RAIMONDO ON MARCH 16, 2020, THIS MEETING WILL BE TELECONFERENCED VIA ZOOM:

JOIN VIA PHONE:         DIAL: 1-646-558-8656
                        WHEN PROMPTED, ENTER MEETING ID 92371220495#
                        PRESS # AGAIN TO JOIN THE MEETING

JOIN VIA COMPUTER OR MOBILE APP:  HTTPS://ZOOM.US/J/92371220495

No. 1: PLEDGE OF ALLEGIANCE:  Robert M. Conn
     Town Council Member

No. 2: CALL TO ORDER AND ROLL CALL

No. 3: PUBLIC COMMENT:

Comments are not limited to items on this agenda. However, items not on this agenda will only be heard and not acted upon by the Town Council, unless they are of an emergency nature. (3-minute time limit per item; 15-minute maximum time allowed for this agenda item).

Section 42-46-6 of the Open Meetings Act and the Town Council By-Laws prohibit the Town Council from deliberating, debating, or acting on previously unposted matters during the Public Comment section of the agenda.

State law prohibits the Town Council from acting or voting upon any such matter, except under emergency circumstances. The Town Council may only, if warranted, refer such matters to an appropriate committee, to another body or official, or post the matter for consideration at a properly-noticed, future meeting.
Accordingly, because the Council is obliged not to respond, the immediate silence of the Town Council Members relative to any matter raised by a speaker during Public Comment may not be construed as any endorsement, confirmation, acquiescence in, support of, or the taking of any position concerning, a matter raised by a member of the public under Public Comment.

Public participants under Public Comment are also reminded that they must adhere to the dictates of Sections 115.B, 117 (Manner of Address), 119 (Decorum), and 120 (Enforcement) of the Council By-Laws in addressing the Council during a public meeting under Public Comment.

No. 4: ACKNOWLEDGEMENTS AND ANNOUNCEMENTS:

A. EXETER DOG LICENSING: DUE ANNUALLY (NORMALLY, APRIL 1 – JUNE 1, $6.00; AFTER JUNE 1, $6.00 PER LICENSE PLUS $25.00 LATE FEE PER LICENSE); HOWEVER, BY VOTE OF THE TOWN COUNCIL, DUE TO COVID-19 PANDEMIC, LICENSING PERIOD ADJUSTED: MAY 4 – JULY 1, $6.00; AFTER JULY 1, $6.00 PER LICENSE PLUS $25.00 LATE FEE PER LICENSE; OBTAIN AT CLERK’S OFFICE AND ANIMAL SHELTER

B. DUE TO COVID-19 COMPLICATIONS THE 2020 TOWN OF EXETER MEMORIAL DAY PARADE IS CANCELLED

C. PRESIDENTIAL PREFERENCE PRIMARY: BY EXECUTIVE ORDER OF GOVERNOR GINA RAIMONDO HAS BEEN MOVED FROM TUESDAY, APRIL 28, 2020, TO JUNE 2, 2020; WILL BE PRIMARILY BY MAIL BALLOT; MAIL BALLOT APPLICATIONS WILL BE RECEIVED VIA U.S. MAIL; DUE BACK TO BOARD OF ELECTIONS BY MAY 19; BALLOT WILL BE MAILED VIA U.S. MAIL; DUE BACK TO BOARD OF ELECTIONS BY JUNE 2, 8:00 P.M.

D. FINANCIAL TOWN MEETING, JUNE 9, 2020: DUE TO COVID-19 COMPLICATIONS, THE STATUS NEXT MONTH’S FINANCIAL TOWN MEETING WILL BE ADDRESSED TONIGHT UNDER NEW BUSINESS, ITEM NO. 9M

No. 5: APPROVAL OF AGENDA ORDER

No. 6: APPROVAL OF CONSENT AGENDA: Consent Agenda items are accepted in one motion, unless removed by a Council Member.

A. REYNOLDS CHARITABLE TRUST: Approval of Vouchers and Signing of Documents.
B. REPORTS: Those removed, if any, will be addressed under Agenda Item No. 11.

1. TOWN CLERK
2. TREASURER
3. TAX ASSESSOR
4. TAX COLLECTOR
5. TOWN PLANNER
6. ANIMAL CONTROL
7. TRANSFER STATION
8. EXETER PUBLIC LIBRARY
9. INFORMATION TECHNOLOGY
10. DEPARTMENT OF PUBLIC WORKS
11. DEPARTMENT OF SOCIAL SERVICES
12. EMERGENCY MANAGEMENT/PUBLIC SAFETY
13. RURAL LAND PRESERVATION TRUST COMMITTEE
14. EXETER JOB CORPS ACADEMY
15. EXETER-WEST GREENWICH SCHOOL DISTRICT
16. EXETER-WEST GREENWICH REGIONAL SCHOOL BUILDING COMMITTEE
17. NORTH KINGSTOWN PRESERVE AT ROLLING GREENS PROJECT

C. COMMUNICATIONS: See Appendix A attached hereto and incorporated herein.

D. SCHEDULE OF MAY MEETINGS AND EVENTS

E. BILLS, APPROPRIATIONS, AND ABATEMENTS:

1. BILL SHEET
2. TAX ASSESSOR’S ABATEMENTS
3. TAX COLLECTOR’S REMITTANCES AND ABATEMENTS

F. APPROVAL OF MINUTES:

1. REGULAR COUNCIL MEETING, APRIL 6, 2020
G. KENNEL LICENSE RENEWALS:

1. Class 1 (over 10 dogs):
   a. Owner/Applicant: Marguerite & Bogdan Sergo  
      Business Name: QQ LLC  
      Location: 495 Nooseneck Hill Road  
                 Exeter, Rhode Island
   b. Owner/Applicant: Scott and Ruth Gordon  
      Business Name: Delmyra Kennels  
      Location: 191 Ten Rod Road  
                 Exeter, Rhode Island
   c. Owner/Applicant: John Mann  
      Business Name: Mann’s Best Friend/  
                     Cedar Valley Pet Lodge  
      Location: 76B Levitt Lane  
                 Exeter, Rhode Island
   d. Owner/Applicant: Ruth Colwill  
      Location: 174 Hallville Road  
                 Exeter, Rhode Island

2. Class 2 (four to ten dogs):
   a. Owner/Applicant: Gary & Barbara Donnelly  
      Location: 224 South Road  
                 Exeter, Rhode Island
   b. Owner/Applicant: Susan Newell  
      Location: 23 New Road  
                 Exeter, Rhode Island

H. HAWKER’S LICENSE RENEWALS:

1. Owner/Applicant: Warren Philippi  
      Business Name: Warren’s Bargains Galore  
      Location: 171 Nooseneck Hill Road  
                 Exeter, Rhode Island

2. Owner/Applicant: Vincent Koczkodan  
      Business Name: Helen’s Food Services, Inc.  
      Location: 503 Yawgoo Valley Road  
                 Exeter, Rhode Island
No. 7: VACANCIES AND APPOINTMENTS:

A. VACANCIES:
   1. Personnel Board Members (Inactive)
   2. Conservation Commission (Inactive)
   3. Animal Shelter Attendant

B. RESIGNATIONS

C. APPOINTMENTS:
   1. Town of Exeter Representative Wood-Pawcatuck Wild & Scenic Rivers Stewardship Council
   2. Reynold Charitable Trust Committee Member

D. EXPIRING TERMS

No. 8: PUBLIC HEARINGS

No. 9: NEW BUSINESS:

A. DEPARTMENT OF PUBLIC WORKS: AWARDING OF REQUEST FOR PROPOSALS: ENVIRONMENTAL ENGINEERING SERVICES, 169-175 SOUTH COUNTY TRAIL

B. DEPARTMENT OF PUBLIC WORKS: AWARDING OF BID: ASPHALT PAVING

C. DEPARTMENT OF PUBLIC WORKS: AWARDING OF BID: CHIP SEAL

D. APRIL COMMUNICATION NO. 2: DIVISION OF STATEWIDE PLANNING: LETTER OF RESPONSE REGARDING NORTH KINGSTOWN’S RURAL GATEWAY AMENDMENT

E. APRIL COMMUNICATION NO. 26: LETTER FROM WASHINGTON COUNTY COMMUNITY DEVELOPMENT PROGRAM: IT WILL NO LONGER BE MANAGING THE TOWN'S CDBG PROGRAM
F. NEW APPLICATION: HAWKER’S LICENSE: MARGARET HIRSCH, BON BON APPETIT, 622 SOUTH COUNTY TRAIL, EXETER, RHODE ISLAND

G. INTRODUCTION, CONSIDERATION, AND POSSIBLE ACTION: PROPOSED AMENDMENTS TO EXETER CODE OF ORDINANCES: UTILITY CUTS/REVISED PAVING STANDARDS

H. INTRODUCTION, CONSIDERATION, AND POSSIBLE ACTION: PROPOSED AMENDMENTS TO EXETER CODE OF ORDINANCES: CHAPTER 14, BUILDINGS AND BUILDING REGULATIONS; ARTICLE IV, IMPACT FEES

I. INTRODUCTION, CONSIDERATION, AND POSSIBLE ACTION: PROPOSED AMENDMENTS TO EXETER CODE OF ORDINANCES: CHAPTER 10, ANIMALS; ARTICLE 1, IN GENERAL; SECTION 10-1

J. TREASURER’S OFFICE: AWARDING OF REQUEST FOR PROPOSALS: AUDIT REPORT

K. NEW TOWN WEBSITE: AWARDING OF REQUEST FOR PROPOSALS

L. STATE OF EMERGENCY DECLARATION AND MEMORANDUM OF UNDERSTANDING BETWEEN THE TOWN OF EXETER AND EMERGENCY SERVICES

M. TOWN OF EXETER DECLARATION OF EMERGENCY: EXTENSION

N. CONTRACT NEGOTIATIONS: STATUS UPDATE

O. 4TH QUARTER TAX RELIEF: EXTENSION OF DUE DATE TO JUNE 30

P. FINANCIAL TOWN MEETING: STATUS UPDATE

No. 10: UNFINISHED BUSINESS:

A. HISTORIC PRESERVATION: POTENTIAL PROJECTS

B. WORKPLACE HARASSMENT TRAINING INITIATIVE

C. COMPREHENSIVE PLAN REVISION UPDATE
D. STATUS OF REVIEW: TOWN OF EXETER WEBSITE

E. TRANSFER STATION PURCHASE

F. INTRODUCTION, CONSIDERATION, AND POSSIBLE ACTION: PROPOSED AMENDMENTS TO EXETER CODE OF ORDINANCES: ZONING, ARTICLES I AND IV, RELATING TO ACCESSORY DWELLING UNITS, BUILDINGS, AND USE

G. EXETER POLICE DEPARTMENT TASK FORCE: UPDATE

H. TOWN SERGEANT’S OFFICE: AUTHORITY TO CONDUCT CRIMINAL HISTORY RECORDS CHECKS (BCI CHECKS)

I. ADMINISTRATIVE AND DEPARTMENT POLICY AND PROCEDURE UPDATES

J. E-PERMITTING: PROCESSING FEE: PROPOSED AMENDMENT TO CODE OF ORDINANCES, CHAPTER 14, ARTICLE II, SECTION 14-51

No. 11: REPORTS OF OFFICERS, BOARDS, AND COMMITTEES:

A. TOWN COUNCIL ASSISTANT’S REPORT: Town Council Assistant, Kenneth G. Findlay

B. SOLICITOR’S REPORT: James P. Marusak, Esq.

C. REPORTS REMOVED FROM CONSENT AGENDA

No. 12: OTHER ADMINISTRATIVE ISSUES

No. 13: COMMUNICATIONS

No. 14: EXECUTIVE SESSION:

A. CURRENT/FUTURE LITIGATION:
   1. BROWNING MILL POND/ARCADIA (ONE CASE)
   2. GREEN DEVELOPMENT V. TOWN OF EXETER ET ALS (FOUR CASES)
   3. DIGREGORIO V. LAWLER ET AL (TWO CASES)
   4. ASA V. DAVIS III V. TOWN OF EXETER (TWO CASES)
B. PERSONNEL ISSUES/LABOR RELATIONS

C. POTENTIAL LITIGATION/INVESTIGATIVE MATTERS

D. TRANSFER STATION PURCHASE

No. 15: ADJOURNMENT

POSTED APRIL 29, 2020, AT TOWN OF EXETER CLERK’S OFFICE, PUBLIC LIBRARY, AND POST OFFICE, AND ON THE SECRETARY OF STATE’S AND TOWN OF EXETER’S WEBSITES

The public is welcome to attend any meeting or work session of the Exeter Town Council or its committees, boards, or commissions, with the exception of the Juvenile Hearing Board.
APPENDIX A

No. 6C  Communications:

No. 1  04/02/2020  Rhode Island Division of Statewide Planning: Plan RI Newsletter, April 2020

No. 2  04/13/2020  Federal Emergency Management Agency: New/Revised Flood Insurance Rate Map Panels within Community

No. 3  04/13/2020  Rhode Island Public Transit Authority: Annual Report of Rhode Island Human Services Transportation Coordinating Council

No. 4  04/13/2020  Secretary of State Nellie Gorbea: Remote Online Notarization Temporarily Authorized in Rhode Island

No. 5  04/13/2020  Office of Health and Human Services: Regulations Status

No. 6  04/13/2020  American Civil Liberties Union Rhode Island: Guidance with Respect to Governor’s Executive Order for Open Meetings

No. 7  04/13/2020  Secretary Gorbea: Rhode Island Presidential Preference Primary (PPP) has been moved to June 2; Mail Ballot Applications must be returned by May 19

No. 8  04/13/2020  Executive Office of Health and Human Services: Requests for Federal Authority in Response to COVID-19

No. 9  04/13/2020  Executive Office of Health and Human Services: State Plan Amendment

No. 10  04/13/2020  Executive Office of Health and Human Services: Requests for Federal Authority in Response to COVID-19

No. 11  04/13/2020  Citizens Bank: Investment Account Statement, January 1, 2020 - March 31, 2020

No. 12  04/14/2020  Town of Barrington: Resolution in Support of Legislation to Establish an Ocean State Climate Adaptation and Resilience Fund (OSCAR); Resolution in Support of H7264 and S2130 Large Capacity Feeding Device Ban Act of 2020
No. 13 04/15/2020  Senator Sheldon Whitehouse: The CARES Act Provides Assistance for State and Local Governments

No. 14 04/14/2020  Rhode Island League of Cities and Towns: League COVID-19 Follow-up

No. 15 04/20/2020  The Trust: Hartford Steam Boiler Building Sensor Program

No. 16 04/20/2020  Rhode Island League of Cities and Towns: Urgent Action: Local Funding in Interim Emergency Coronavirus Package

No. 17A 4/28/2020  Town of North Smithfield School Committee: Resolution Expressing Support for Funding of the Categorical Fund For High Cost Special Education

No. 17B 4/28/2020  Town of North Smithfield School Committee: Resolution Expressing Support for Funding of RIDE Transportation Offset ESSA

No. 18 04/28/2020  EWG Superintendent James Erinakes: Response to Letter submitted to Exeter Town Council by School Committee Member Paul McFadden dated March 23, 2020

No. 19 04/28/2020  Secretary of State Nellie Gorbea; Nellie’s Notes, April 2020

No. 20 04/28/2020  Letter from Amy Vachon of West Kingston, Rhode Island, requesting reimbursement for vehicle damage due to road conditions

No. 21 04/29/2020  Smithfield School Department: Resolution Urging the Continued Appropriation of State and Local Revenues to Support Public Education