

WORK SESSION

APRIL 28, 2014

At a WORK SESSION of the Town Council of the Town of South Kingstown, County of Washington, in the State of Rhode Island held at the Town Hall, in and for said Town on the 28th day of April 2014 at 6:45 PM.

PRESENT: Ella M. Whaley, President
Carol Hagan McEntee, Vice President
Paul Donnelly
Margaret M. Healy
James W. O'Neill

1. A. WORK SESSION

Discussion ensues relative to Public Hearing 7A to consider the following petition, and to adopt the Town Council's Final Budget for FY 2014-2015.

"Shall Line Item #10180000 entitled: Contribution to Human Services Agencies, in the amount of \$148,400 be increased by the sum of \$1,000 (One thousand dollars) to the amount of \$149,400 for the purpose of providing support to the Pediatric Outpatient Program under the auspices of Easter Seals Rhode Island?"

Discussion ensues relative to a communication from Henry Oppenheimer, Vice President, Washington County Region Planning Council requesting the Town Council to increase its contribution to the Planning Council to the full dues amount. This communication was received too late to be in the Town Council's packet.

Discussion ensues relative to New Business Item 13A authorizing fund transfers and New Business Item 13B authorizing tax collection procedures being brought forward on the agenda to be considered immediately after the adoption of the budget.

Discussion ensues relative to Communication Item 8A in regard to resolutions adopted by the Burrillville Town Council in support of *Acts Relating to Taxation – Levy and Assessment of Local Taxes*: Senate Bill S 2018 and House Bill H 7430 that would increase the maximum tax from 8% to 10% of gross rental income to be eligible for low-income housing, and Senate Bill S 2078 that would increase to six years the interval of time within which a town must conduct an update of revaluation; in support of *Acts Relating to Towns and Cities*: Senate Bill S 2085 and House Bill H 7268 that would allow mobile and manufactured homes to be counted as low and moderate income housing, and Senate Bill S 2104 and House Bill H 7126 relative to background checks; in support of House Bill H 7247 *An Act Relating to Highways – Municipal Road and Bridge Revolving Fund* that would raise the maximum amount of financial assistance available; in support of House Bill H 7747 *An Act Relating to Education – The Education and Equity and Property Tax Relief Act* that would require the state to pay for the education of students placed in group homes outside of their municipality; in support of *Acts Relating to Courts and Civil Procedures*: Senate Bill S 2032 that would reduce the statutory interest on judgments and

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House Bill H 7270 relative to pre-judgment interest in civil actions; and in opposition to Senate Bill S 2593 *An Act Relating to Parks & Recreation – Public Use of Private Lands – Liability Limitations* that would change the definition of “owner” to exclude the state and municipalities. It is consensus to support Senate Bill S 2078 that would increase to six years the interval of time within which a town must conduct an update of revaluation; to support House Bill H 7747 *An Act Relating to Education – The Education and Equity and Property Tax Relief Act* that would require the state to pay for the education of students placed in group homes outside of their municipality; to support Senate Bill S 2085 and House Bill H 7268 that would allow mobile and manufactured homes to be counted as low and moderate income housing; and to oppose Senate Bill S 2593 *An Act Relating to Parks & Recreation – Public Use of Private Lands – Liability Limitations* that would change the definition of “owner” to exclude the state and municipalities.

Discussion ensues relative to New Business Item 13D authorizing the purchase of a LUCAS 2 CPR Compression System from Physio Control Inc., 11811 Willows Road NE, Redmond, WA 98073-9723 in an amount not to exceed \$13,095; and as further described in a memorandum from the Director of Emergency Medical Services to the Town Manager dated April 16, 2014 and entitled “LUCAS 2 CPR Device Purchase Recommendation.”

Discussion ensues relative to continuing to the May 12, 2014 meeting License Item 6A granting a Victualling License to SWEET ALTHEA’S, 406A Main Street, Wakefield, RI 02879; application by Kim Curtis, 25 Tamanaco Drive, Charlestown, RI 02813; New.

Discussion ensues relative to New Business Item 13C, an application for expansion of a Class B Victualler Liquor License filed by Topps, Inc. d/b/a Chophouse Grille, 191 Old Tower Hill Road, Wakefield, RI by Deborah J. Samaras, Treasurer. Applicant requests permission to expand the area in which alcoholic beverages may be served to include an expanded patio area, subject to approval by the Zoning Board of Review; and as further defined in an amended site plan dated April 15, 2014 on file in the Town Clerk’s office.

Discussion ensues relative to appointments.

Discussion ensues relative to a letter the Town Manager received from the Department of Transportation in regard to a pavement overlay project on Route 138 between Route 2 and Ministerial Road.

Discussion ensues relative to the Town Council’s Code of Conduct and announcements.

Convened to Regular Session.

Dale S. Holberton, CMC
Town Clerk

REGULAR SESSION

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At a REGULAR SESSION of the Town Council of the Town of South Kingstown, County of Washington, in the State of Rhode Island, held at the Town Hall, in and for said Town on the 28th day of April 2014 at 7:30 PM.

PRESENT: Ella M. Whaley, President
Carol Hagan McEntee, Vice President
Paul Donnelly
Margaret M. Healy
James W. O'Neill

1. B. REGULAR SESSION

2. PLEDGE OF ALLEGIANCE TO THE FLAG

The Pledge of Allegiance to the flag is given.

3. ROLL CALL

Roll Call is taken and all members are present.

4. APPROVAL OF MINUTES OF PREVIOUS MEETINGS

A. Work Session: UNANIMOUSLY VOTED: that the minutes of the Work Session held on April 14, 2014 are accepted, approved and placed on file.

B. Regular Sessions: UNANIMOUSLY VOTED: that the minutes of the Regular Sessions held on April 9, April 10 and April 14, 2014 are accepted, approved and placed on file.

5. CONSENT AGENDA

UNANIMOUSLY VOTED: to approve the Consent Agenda as indicated by (CA) on same.

(CA) 8B. UNANIMOUSLY VOTED: that a resolution adopted April 7, 2014 by the North Kingstown Town Council in support of repealing the straight party vote option on election ballots is received and placed on file. (4/17/2014 Interim, Item D.)

(CA) 8C. UNANIMOUSLY VOTED: that a resolution adopted by the East Greenwich School Committee in opposition to Senate Bill 2014 – S 2411 and House Bill 2014 – H 7465 *Acts Relating to Labor and Labor Relations* relative to contract continuation is received and placed on file. (4/17/2014 Interim, Item H.)

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(CA) 8D. UNANIMOUSLY VOTED: that a resolution adopted April 21, 2014 by the Jamestown Town Council in support of Joint Resolutions S-2034 and H-7593 that would allow putting before the voters a Constitutional amendment to again include the RI General Assembly under the jurisdiction of the RI Ethics Commission is received and placed on file. (4/24/2014 Miscellaneous, Item II B.)

(CA) 8E. UNANIMOUSLY VOTED: that any communication added to the Agenda subsequent to this is hereby added by majority vote, in accordance with RIGL §42-46-6 (b) Notice --... "Nothing contained herein shall prevent a public body, other than a school committee, from adding additional items to the agenda by majority vote of the members. Such additional items shall be for informational purposes only and may not be voted on except where necessary to address an unexpected occurrence that requires immediate action to protect the public or to refer the matter to an appropriate committee or to another body or official."

(CA) 13C. UNANIMOUSLY VOTED: to authorize the Town Clerk to advertise for Order of Notice a Public Hearing relative to an application for expansion of a license to keep and sell alcoholic beverages in South Kingstown in accordance with the General Laws of 1956, as amended, as follows:

Class B Victualler Liquor License

Application for expansion of a Class B Victualler Liquor License filed by Topps, Inc. d/b/a Chophouse Grille, 191 Old Tower Hill Road, Wakefield, RI by Deborah J. Samaras, Treasurer. Applicant requests permission to expand the area in which alcoholic beverages may be served to include an expanded patio area, subject to approval by the Zoning Board of Review; and as further defined in an amended site plan dated April 15, 2014 on file in the Town Clerk's office.

(CA) 13E. UNANIMOUSLY VOTED: to authorize the Town Clerk to advertise for Order of Notice a Public Informational Hearing regarding a new water utility rate schedule proposed for South Shore and Middlebridge water customers, and a Public Hearing to consider proposed amendments to the Town Code, Chapter 19 Utilities, Article III. Water Supply, Division 9. Fees, Charges and Rate Schedule.

(CA) 13F. UNANIMOUSLY VOTED: to grant the joint petition of National Grid and Verizon New England for the use of the public ways named for the purposes stated in said petition, and that the work be done subject to the supervision of the Director of Public Services, as follows:

To install a new utility pole labeled Pole #33-84 on Rose Hill Road as described in Petition No. 16486653, conditioned upon the removal of all existing double poles along the entire length of Rose Hill Road prior to new pole(s) placement; and any new double pole created as part of this request be removed within sixty (60) calendar days of new pole(s)

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placement, and subject to notification to the Town for municipal utility mark-out prior to setting the poles. Said petition is further described in a memorandum from the Public Services Director to the Town Manager dated April 22, 2014 and entitled "National Grid Pole Setting Request – Rose Hill Road." Book 5, Page 29.

(CA) 13G. UNANIMOUSLY VOTED: that any New Business added to the Agenda subsequent to this is hereby added by majority vote, in accordance with RIGL §42-46-6 (b) Notice --... "Nothing contained herein shall prevent a public body, other than a school committee, from adding additional items to the agenda by majority vote of the members. Such additional items shall be for informational purposes only and may not be voted on except where necessary to address an unexpected occurrence that requires immediate action to protect the public or to refer the matter to an appropriate committee or to another body or official."

6. LICENSES

A. UNANIMOUSLY VOTED: to continue to May 12, 2014 consideration of an application for a Victualling License filed by SWEET ALTHEA'S, 406A Main Street, Wakefield, RI 02879. Application by Kim Curtis, 25 Tamanaco Drive, Charlestown, RI 02813; New.

B. UNANIMOUSLY VOTED: to grant a Victualling License to THE 401 CAFÉ LLC, 100 Fortin Road, Unit 2, Kingston, RI 02881 subject to approval by the Fire Chief and Communications Superintendent. Application by Katherine McMahon, 56 Azalea Circle, Kingston, RI 02881; New. License No. 14389.

7. PUBLIC HEARING

Notice having been duly given, a Public Hearing is held to consider the following petition, and to adopt the Town Council's Final Budget for FY 2014-2015 [as amended]:

"Shall Line Item #10180000 entitled: Contribution to Human Services Agencies, in the amount of \$148,400 be increased by the sum of \$1,000 (One thousand dollars) to the amount of \$149,400 for the purpose of providing support to the Pediatric Outpatient Program under the auspices of Easter Seals Rhode Island?"

Judy Fortier, Director of Development is present on behalf of Easter Seals and discusses their request for funding.

Discussion ensues, and it is

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UNANIMOUSLY VOTED: that Line Item #10180000 entitled: Contribution to Human Services Agencies, in the amount of \$148,400 be increased by the sum of \$1,000 (One thousand dollars) to the amount of \$149,400 for the purpose of providing support to the Pediatric Outpatient Program under the auspices of Easter Seals Rhode Island, restricted to South Kingstown residents only.

VOTED: that a communication dated April 21, 2014 from Henry Oppenheimer, Vice President, Washington County Regional Planning Council requesting an increase in funding for that organization is received and placed on file.

Council President Whaley recused herself.

UNANIMOUSLY VOTED: to close the Public Hearing.

UNANIMOUSLY VOTED: to adopt the Town Council's Final Budget for FY 2014-2015, as amended, in the amount of \$74,867,254, as follows:

Fiscal Year 2014-2015			
Adopted Budget Program	Town	School	Total
Appropriation	\$23,516,139	\$51,351,115	\$74,867,254
Less Non-Property Tax Revenue	(7,507,955)	(758,322)	(8,266,277)
Property Tax Need	\$16,008,184	\$50,592,793	\$66,600,977
Percent of Overlay	24.04%	75.96%	100.00%
Overlay & Elderly Abatements	\$264,976	\$837,438	\$1,102,414
Proration and Roll Additions	(24,036)	(75,964)	(100,000)
Gross Tax Levy	\$16,249,124	\$51,354,267	\$67,603,391

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General Fund Expenditure Statement	2012-2013 Actual	2013-2014 Restated	2014-2015 Adopted
General Administration	\$2,537,856	\$3,496,899	\$3,542,939
Public Safety	6,883,435	9,749,743	10,103,560
Public Services	2,217,703	2,847,149	2,899,241
Parks & Recreation Services	1,328,330	1,626,973	1,752,909
Library Services	914,696	1,150,724	1,171,116
Miscellaneous Support Services	5,513,367	1,183,190	1,096,269
Transfer To Wastewater	9,200	3,000	4,300
Transfer To Senior Services	351,498	363,332	378,171
Transfer To School Fund	48,364,159	49,131,442	49,614,070
Contrib to Non Municipal Agencies	184,615	190,615	196,115
Capital Budget	1,209,790	1,232,000	1,286,000
Debt Service Program	3,585,879	3,220,273	2,822,564
Total General Fund Expenditures	\$73,100,528	\$74,195,340	\$74,867,254
General Fund Revenue Statement	2012-2013 Actual	2013-2014 Restated	2014-2015 Adopted
Current Year Tax Levy	\$65,487,485	\$65,785,386	\$66,600,977
Prior Year Taxes and Penalty	900,061	890,000	913,500
Payment in lieu of Taxes	239,078	248,000	251,269
Other Fund Transfers	86,550	89,075	14,325
State Revenue Sources	2,530,257	2,376,063	2,513,928
Local Revenues	4,258,804	3,646,938	3,569,723
School Fund Transfers	154,150	159,878	178,532
Unassigned Fund Balance	1,000,000	1,000,000	825,000
Total General Fund Income	\$74,656,384	\$74,195,340	\$74,867,254

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	Actual FY 2012-2013	Adopted FY 2013-2014	Adopted FY 2014-2015
School Fund Expenditure Statement	School Committee	School Committee	Town Council
Salaries	\$33,806,292	\$34,221,480	\$33,432,548
Benefits	13,341,378	13,631,041	\$13,368,135
Professional Services	929,319	1,121,847	\$1,311,387
Property Services	671,636	644,658	\$669,472
Other Services	6,581,652	6,868,162	\$7,038,879
Supplies	1,544,703	1,621,436	\$1,577,144
Equipment	641,504	516,876	\$1,204,908
Total School Fund Expenditures	\$57,516,484	\$58,625,500	\$58,602,473
	Actual FY 2012-2013	Adopted FY 2013-2014	Adopted FY 2014-2015
School Fund Revenue Statement	School Department	School Committee	Town Council
State Aid	\$7,677,921	\$7,816,786	\$7,510,097
Group Home Aid	375,000	315,000	308,034
Federal Jobs Fund	427,070	0	0
Total State/Federal Aid	\$8,479,991	\$8,131,786	\$7,818,131
Tuition Income	\$219,108	\$210,272	\$210,272
School Trust Funds	20,303	20,000	20,000
Net Assets from Fund Balance	535,030	535,000	400,000
Medicaid	538,871	550,000	500,000
Miscellaneous	27,346	47,000	40,000
Total Local Revenue	\$1,340,659	\$1,362,272	\$1,170,272
Property Tax Appropriation	\$48,364,159	\$49,131,442	\$49,614,070
Total School Fund Income	\$58,184,809	\$58,625,500	\$58,602,473

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Peace Dale Office Building	2012-2013	2013-2014	2014-2015
Expenditure Statement	Actual	Restated	Adopted
Personnel Services	\$28,983	\$31,482	\$30,722
Contractual Services	32,727	39,922	40,955
Purchased Services	8,161	9,575	9,636
Capital Improvements	0	7,000	7,000
Miscellaneous Expenses	3,002	3,798	3,806
Total PDOB Expenditures	\$72,873	\$91,777	\$92,119

Peace Dale Office Building	2012-2013	2013-2014	2014-2015
Revenue Statement	Actual	Restated	Adopted
Rental Income	\$77,594	\$82,710	\$85,823
Income - Self Support	15,818	13,300	13,500
Investment Income	844	1,000	1,000
Total PDOB Income	\$94,256	\$97,010	\$100,323

Neighborhood Guild	2012-2013	2013-2014	2014-2015
Expenditure Statement	Actual	Restated	Adopted
Administration	\$418,587	\$447,288	\$456,459
Debt Service Payment	57,188	55,438	53,688
Front Desk	33,087	35,825	35,928
Senior Programs	37,414	46,150	42,099
Youth Programs	41,203	34,090	39,648
Music Programs	94,082	84,501	88,197
Adult Programs	42,148	41,695	44,444
Arts Programs	52,368	55,303	56,041
Total Guild Expenditures	\$776,077	\$800,290	\$816,504

Neighborhood Guild	2012-2013	2013-2014	2014-2015
Revenue Statement	Actual	Restated	Adopted
Trust Fund Revenues	\$438,456	\$442,938	\$446,450
Fund Balance & Invest Income	25,202	25,200	25,200
Program Revenues	344,209	332,735	344,854
Total Guild Income	\$807,866	\$800,873	\$816,504

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Senior Services Fund	2012-2013	2013-2014	2014-2015
Expenditure Statement	Actual	Restated	Adopted
Senior Transportation Program	\$60,678	\$68,755	\$68,121
Senior Nutrition Program	109,970	106,539	111,780
Adult Day Services Program	314,750	328,085	335,277
Senior Center Program	278,356	279,246	289,901
Total Senior Services Expenditures	\$763,754	\$782,625	\$805,079
Senior Services Fund	2012-2013	2013-2014	2014-2015
Revenue Statement	Actual	Restated	Adopted
So. Kingstown General Fund Transfer	\$351,498	\$363,331	\$378,171
Narragansett Contribution	104,433	110,594	114,856
North Kingstown Contribution	35,445	37,291	31,614
State Aid	169,782	155,745	174,454
Client Payments	86,211	83,794	85,069
Miscellaneous Income	6,381	6,870	5,915
Oliver Watson Trust Fund	0	5,000	0
Assigned Fund Balance	8,000	20,000	15,000
Total Senior Services Income	\$761,750	\$782,625	\$805,079

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Water Enterprise Fund	2012-2013	2013-2014	2014-2015
Expenditure Statement	Actual	Restated	Adopted
Total Source of Supply	\$175,420	\$175,027	\$228,729
Total Pumping Expenses	9,622	9,271	8,943
Total Transmission & Distribution	42,832	28,750	31,250
Total Bill Acct & Coll	34,300	35,600	5,600
Total Personnel Services	212,949	309,092	340,410
Total Admin & General Expense	204,966	119,003	77,774
Total Other Expenses	195,187	301,950	365,000
Total Water Fund Expenditures	\$875,280	\$978,693	\$1,057,706
Water Enterprise Fund	2012-2013	2013-2014	2014-2015
Revenue Statement	Actual	Restated	Adopted
Metered Sales - Domestic	\$720,229	\$719,864	\$841,171
Forfeited Disc. & Penalties	4,179	2,200	2,200
Rental of Town Properties	232,596	239,099	245,677
Special Services - Turn-Off/On	1,463	1,500	1,300
Serv-Tap Main & Lay Service	5,530	8,950	0
Service - Meter Installation	2,443	8,808	0
Investment Income	3,739	2,000	2,500
Miscellaneous Revenue	7,090	5,700	5,700
State of R.I. Water Protection	2,102	2,130	2,062
Total Water Fund Income	\$979,371	\$990,251	\$1,100,610

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Wastewater Enterprise Fund Expenditure Statement	2012-2013 Actual	2013-2014 Restated	2014-2015 Adopted
Wastewater General Treatment	\$593,834	\$785,358	\$824,005
Sludge Disposal and Processing	673,873	847,560	869,329
Silver Lake Pumping Station	145,484	211,128	220,014
Kingston Pumping Station	108,054	143,874	158,011
Local Pumping Stations	107,601	139,719	149,806
Local Collection System	60,248	100,457	105,016
Billing, Accounting and Collection	67,652	70,264	20,031
Gen'l Administrative Expenses	168,238	225,163	299,017
Employment Benefits	451,903	(1,144)	0
Non-Operation Expenses	620,608	709,567	798,628
Total Wastewater Expenditures	\$2,997,497	\$3,231,946	\$3,443,857
Wastewater Enterprise Fund Revenue Statement	2012-2013 Actual	2013-2014 Restated	2014-2015 Adopted
Residential & Commercial Users	\$1,484,634	\$1,530,123	\$1,527,224
University of Rhode Island	508,154	667,764	729,761
Industrial Users	63,668	69,829	64,029
Town of Narragansett	702,609	722,551	839,357
Diane Drive Debt Service	134,199	24,000	25,000
Middlebridge User Debt Principal	32,672	0	0
Interest on Delinquent Payments	12,237	7,000	7,000
Middlebridge User Debt Interest	1,087	0	0
Middlebridge Delinquent Penalty	1,656	0	0
Diane Drive Delinquent Penalty	63,954	0	0
Interest on Diane Drive Assessment	(42,658)	5,470	5,128
Septage Revenue	244,988	270,000	281,400
Fund Investment Income	13,610	10,000	10,000
Miscellaneous Revenues	44,632	15,000	16,000
General Fund Transfer	9,200	3,000	4,300
Total Wastewater Income	\$3,274,642	\$3,324,737	\$3,509,199

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Solid Waste Enterprise Fund Expenditure Statement	2012-2013 Actual	2013-2014 Restated	2014-2015 Adopted
General Operations	\$0	\$400	\$400
Transportation & Disposal	243,743	248,544	262,400
Administrative Expenses	79,390	78,315	62,766
Non-Classified Expenses	63,058	63,058	63,058
Residential Recycling Expenses	24,525	27,614	28,251
Superfund Related Expenses	236,010	274,440	265,668
Total Solid Waste Expenditures	\$646,726	\$692,371	\$682,543

Solid Waste Enterprise Fund Revenue Statement	2012-2013 Actual	2013-2014 Restated	2014-2015 Adopted
Transfer Station Rental	\$149,304	\$162,500	\$150,000
Hauler Licenses	13,000	9,000	9,000
Metered Tonnage	259,277	248,544	262,400
Residential Tag Sales	64,456	66,250	66,250
Investment Income	3,002	1,800	2,000
Miscellaneous	3,712	3,900	24,065
RIRRC Recycling Rev. Reimburse.	55,017	58,000	26,000
Net Assets Forwarded to Operations	98,958	142,377	142,828
Total Solid Waste Income	\$646,726	\$692,371	\$682,543

FY 2014-2015 Budget Program All Funds	2012-2013 Actual	2013-2014 Restated	2014-2015 Adopted
General Fund	\$73,100,528	\$74,195,340	\$74,867,254
School Fund	57,516,484	58,625,500	58,602,473
Water Fund	875,280	978,693	1,057,706
Wastewater Fund	3,013,213	3,231,946	3,443,857
Solid Waste Fund	645,996	692,371	682,543
Peace Dale Office Building	72,873	91,777	92,119
Neighborhood Guild	776,077	800,290	816,504
Senior Services Program	763,754	782,625	805,079
Total Program	\$136,764,204	\$139,398,542	\$140,367,535
Less Inter-Fund Transfers	(48,724,857)	(49,497,774)	(49,996,541)
Net Municipal Program	\$88,039,347	\$89,900,768	\$90,370,994
<i>Rounding may distort addition totals</i>			

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New Business Items 13A and 13B are brought forward, and it is

13A. UNANIMOUSLY VOTED: to authorize fund transfers, as follows:

1. Reserve Fund Transfers

BE IT RESOLVED that program balances identified below in the 2014-2015 fiscal year appropriations for General Fund (101) account 58000, Capital Outlay, shall be transferred to the following Reserve Funds in the corresponding not-to-exceed amounts:

2014-2015 Reserve Fund Transfers

Object Code	Description	Transfer Total	Reserve Fund
590420	Recreation Improvements	\$110,000	Recreation Development & Restoration Fund
590420	Recreation Improvements	\$102,000	Capital Equipment & Replacement Fund
590418	Road Improvements	\$640,000	Public Works Improvement Fund
590414	Police Department	\$45,000	Police Building Construction Fund
590414	Police Department	\$28,000	Capital Equipment & Replacement Fund
590408	EMS Equipment & Facilities	\$105,000	Capital Equipment & Replacement Fund
590424	Senior Services Program	\$30,000	Senior Services Construction Fund
590426	Town Hall Improvements	\$5,000	Town Hall Improvement Fund
590408	Equipment Acquisition	\$211,000	Capital Equipment & Replacement Fund
590408	Communications Department	\$10,000	Capital Equipment & Replacement Fund

FURTHER RESOLVED: That the Town Finance Director, with the advice and consent of the Town Council, is hereby permitted to invest the funds at any time in said savings accounts or certificates of deposit of commercial or savings banks, or trust companies, or in obligations of the United States or its agencies, or in any other short-term investment as would be made by prudent persons of discretion and intelligence.

FURTHER RESOLVED: That the Town Council is hereby authorized to use the total funds, or such part thereof of said Reserve Funds, for capital expenditures as may be voted by the Town Council in accordance with the Town Council Adopted Capital Improvement Program.

FURTHER RESOLVED: That said sums appropriated to the Reserve Fund shall not revert to the General Fund at the end of the budget year but shall remain in said Reserve Fund to be used as herein provided in any budget period until otherwise voted.

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2. Reserve Fund Transfers

BE IT RESOLVED that the program balance identified below in the 2014-2015 fiscal year appropriation for School Fund account 55201, Technology, shall be transferred to the following Reserve Fund in the corresponding not-to-exceed amount:

2014-2015 Reserve Fund Transfer

Object Code	Description	Transfer Total	Reserve Fund
570002	Technology	\$25,000	School Improvement Fund

FURTHER RESOLVED: That the Town Finance Director, with the advice and consent of the Town Council, is hereby permitted to invest the funds at any time in said savings accounts or certificates of deposit of commercial or savings banks, or trust companies, or in obligations of the United States or its agencies, or in any other short-term investment as would be made by prudent persons of discretion and intelligence.

FURTHER RESOLVED: That the School Committee is hereby authorized to use the total funds, or such part thereof of said Reserve Funds, for capital expenditures as may be voted by the School Committee in accordance with the School Department Adopted Budget.

FURTHER RESOLVED: That said sums appropriated to the Reserve Fund shall not revert to the School Fund or the General Fund at the end of the budget year but shall remain in said Reserve Fund to be used as herein provided in any budget period until otherwise voted.

3. Reserve Fund Transfer to the General Fund

BE IT RESOLVED that transfers from the Fair Share Development Fund to the General Fund to pay for education debt service costs associated with school capital projects shall be made from assets held for school facilities in the amount of \$70,000 for Fiscal Year 2014-2015.

4. Reserve Fund Transfer to the General Fund

BE IT RESOLVED that transfers from the Fair Share Development Fund to the General Fund to pay for recreation debt service costs associated with capital projects shall be made from assets held for recreation facilities in the amount of \$114,540 for Fiscal Year 2014-2015.

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5. Reserve Fund Transfer to the General Fund

BE IT RESOLVED that transfers from the Open Space Reserve Fund to the General Fund to pay for debt service costs associated with open space land acquisition shall be made in the amount of \$225,000 for Fiscal Year 2014-2015.

6. Utility and Special Revenue Fund Transfers to the General Fund

BE IT RESOLVED that program balances in the 2014-2015 fiscal year expenditures for the various utility and special revenue funds identified below, shall be transferred to the General Fund in the corresponding not-to-exceed amounts:

2014 - 2015 Fund Transfers

Fund Code	Description	Transfer Total	General Fund Account
302	Peace Dale Office Bldg Fund	\$3,000	101-490302 Transfer from PDOB Fund
304	Senior Service Program	\$5,875	101-490304 Transfer from Sr. Service Fund
306	Neighborhood Guild Fund	\$5,450	101-490306 Transfer from Neighborhood Guild Fund
330	South Rd School Reserve Fund	\$10,161	101-490330 Transfer from South Road Reserve Fund
322	EMS Billing Services Fund	\$575,000	101-440105 EMS Billing Services

7. Other General Fund Transfers

BE IT RESOLVED that program balances identified below in the 2014-2015 fiscal year appropriations for the General Fund (101), shall be transferred to the following funds in the corresponding not-to-exceed amounts:

2014 - 2015 Fund Transfers

Account Code	Description	Transfer Total	Fund Code	Fund Description
101-75005-590110	School Fund Transfer	\$49,614,070	110	School Fund
101-75003-590304	Senior Services Transfer	\$378,171	304	Senior Services Fund
101-75001-590704	Wastewater Fund Transfer	\$4,300	704	Wastewater Operations Fund

8. Deed of Gift of the Neighborhood Guild

BE IT RESOLVED to authorize the Trustees of the South Kingstown School Funds to forward to the Town Finance Director (serving in the capacity of the Town Treasurer) the sum of Four Hundred Thirty - three Thousand Four Hundred Fifty Dollars (\$433,450) from investment income generated from the endowment and funds available within the reinvested income account of the Neighborhood Guild for operation of the Neighborhood Guild Program for the 2014-2015 fiscal year. Said Funds are restricted to uses in accordance with the Deed of Gift of the Neighborhood Guild recorded on March 26, 1940.

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9. Reserve Fund Transfer

BE IT RESOLVED that the program balance identified below in the 2013-2014 fiscal year appropriation for General Fund (101), as outlined below, shall be transferred to the Compensated Absences Reserve Fund in the corresponding not-to-exceed amount:

2013- 2014 Reserve Fund Transfer

<u>Account Code</u>	<u>Description</u>	<u>Transfer Total</u>
101-20001-511005	Police Dept. Retirement/Vacation Reimbursement	\$100,000

FURTHER RESOLVED: That the Town Finance Director, with the advice and consent of the Town Council, is hereby permitted to invest the funds at any time in said savings accounts or certificates of deposit of commercial or savings banks, or trust companies, or in obligations of the United States or its agencies, or in any other short-term investment as would be made by prudent persons of discretion and intelligence.

FURTHER RESOLVED: That the Town Council is hereby authorized to use the total funds, or such part thereof of said Reserve Funds, for compensated absence expenditures.

FURTHER RESOLVED: That said sums appropriated to the Reserve Fund shall not revert to the General Fund at the end of the budget year but shall remain in said Reserve Fund to be used as herein provided in any budget period until otherwise voted.

13B. UNANIMOUSLY VOTED: to authorize tax collection procedures, as follows:

BE IT RESOLVED that the Town Council hereby orders the assessment and collection of a tax on the ratable real estate and tangible personal property and motor vehicle excise tax in a sum not more than \$67,625,000; said tax is for the ordinary expenses and charges, for the payment of interest and indebtedness, in whole or in part of said Town, and for other purposes authorized by law. The Tax Assessor shall assess and apportion said tax on the inhabitants and ratable property of said Town as of the 31st day of December, A.D. 2013 at Twelve o'clock midnight, according to law (the date of assessment) and shall, on completion of said assessment, date, certify, and sign the same and deliver to and deposit the same in the office of the Town Clerk on or before the 15th day of June, A.D. 2014;

BE IT FURTHER RESOLVED, that the Town taxes and the motor vehicle excise taxes shall be due and payable on and between August 1, 2014 next and September 1, 2014 next, and all taxes remaining unpaid after September 1, 2014 shall carry until collected a penalty at the rate of twelve percent (12%) per annum upon such unpaid tax, with the exception of taxes being paid under the quarterly installment law. For purposes of

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calculating the appeal period for relief from the tax assessment, said appeal period shall run from August 1, 2014;

BE IT FURTHER RESOLVED, that the taxes so levied may be paid in installments, the first installment of twenty-five percent (25%) on the 1st day of August 2014 and the remaining installments as follows: twenty-five percent (25%) on the 1st day of November, 2014; twenty-five percent (25%) on the 1st day of February, 2015; twenty-five percent (25%) on the 1st day of May, 2015. Each installment of taxes, if paid on or before the last day of each installment period successively and in order, shall be free from any charge for interest. If the tax levied is \$100 or less, it shall be payable in a single installment due the 1st day of August, 2014.

If the first installment or any succeeding installment of taxes is not paid by the tenth (10th) business day following the last date of the respective installment period or periods as they occur, then the whole tax or remaining unpaid balance of the tax as the case may be, shall immediately become due and payable and shall carry until collected a penalty at the rate of twelve percent (12%) per annum from August 1, 2014 for real and personal property taxes, and at a penalty rate of twelve percent (12%) per annum as allowed by the laws of the State of Rhode Island for motor vehicle excise tax. Upon payment of any and all delinquent quarterly installments together with interest accrued on the full unpaid balance of the tax, the right to pay the remaining taxes on the installment basis will be reinstated;

BE IT FURTHER RESOLVED: that the Tax Collector is ordered and directed to make levy or levies on all property or properties and persons whereon, or show whose tax or taxes remain unpaid on the First Monday in March A.D. 2015, and to forthwith proceed according to law to collect said tax or taxes so delinquent;

BE IT FURTHER RESOLVED: that the Director of Finance of this Town be and she is hereby instructed and empowered to hire all necessary funds for the use of the Town for the year ensuing, and to renew all notes against the Town outstanding as may be found necessary.

BE IT FURTHER RESOLVED: that the Director of Finance be and she is hereby authorized to issue from time to time notes of the Town of South Kingstown, subject to the approval of the Town Council, in anticipation of the receipt of taxes assessed as of December 31, 2013. Said borrowed moneys shall be used and expended for the payment of current liabilities and expenses of said Town of South Kingstown, and shall be issued under the authority of Title 45-12-4 of the General Laws of Rhode Island, 1956 as amended.

8. COMMUNICATIONS

A. Several resolutions adopted by the Burrillville Town Council concerning proposed legislation pending in the General Assembly are considered, and it is

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UNANIMOUSLY VOTED: to support Senate Bill S 2078 *An Act Relating to Taxation – Levy and Assessment of Local Taxes* that would increase to six years the interval of time within which a town must conduct an update of revaluation; Senate Bill S 2085 and House Bill H 7268 *Acts Relating to Towns and Cities* that would allow mobile and manufactured homes to be counted as low and moderate income housing; and House Bill H 7747 *An Act Relating to Education – The Education and Equity and Property Tax Relief Act* that would require the state to pay for the education of students placed in group homes outside of their municipality.

UNANIMOUSLY VOTED: to oppose Senate Bill S 2593 *An Act Relating to Parks & Recreation – Public Use of Private Lands – Liability Limitations* that would change the definition of “owner” to exclude the state and municipalities.

UNANIMOUSLY VOTED: that resolutions adopted by the Burrillville Town Council in support of Senate Bill S 2018 and House Bill H 7430 *Acts Relating to Taxation – Levy and Assessment of Local Taxes* that would increase the maximum tax from 8% to 10% of gross rental income to be eligible for low-income housing; in support of Senate Bill S 2104 and House Bill H 7126 *Acts Relating to Towns and Cities* relative to background checks; in support of House Bill H 7247 *An Act Relating to Highways – Municipal Road and Bridge Revolving Fund* that would raise the maximum amount of financial assistance available; and in support of *Acts Relating to Courts and Civil Procedures*: Senate Bill S 2032 that would reduce the statutory interest on judgments and House Bill H 7270 relative to pre-judgment interest in civil actions are received and placed on file. (4/17/2014 Interim, Item B.)

9. COMMENTS FROM INTERESTED CITIZENS

Council President Whaley notes upcoming community events, and then invites residents to come forward with comments.

The following members of the audience comment in regard to a remark made by Councilman O’Neill during a recess at the last Town Council meeting:

Miranda Oakley
Renee Snow
Diane Kern
Lori Marshall
Lizzie Phillips
Rachel Clough
Kelly Barbera
Bob Trager
Jessica Guernon
Liz Gledhill
Sharon Holdredge Raymond

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Martha Badigian
Kristi'n Wilkes
Gerralyn Perry
H.R. Whaley
John Foreman
Dawn Jackson
Joe "Tiger" Patrick
Cheryl Barbera
Teresa Tanzi

Discussion ensues, and it is

UNANIMOUSLY VOTED: to add the qualifications of office for Town Council members to the Agenda for discussion purposes.

Town Solicitor Michael Ursillo reviews the provisions of the Town Charter with respect to "Qualifications of members" of the Town Council.

Further discussion ensues.

10. TOWN MANAGER'S REPORT

The Town Manager's Interim Report dated April 17, 2014, and the Agenda and Miscellaneous Reports dated April 24, 2014 are accepted, approved and placed on file.

11. TOWN SOLICITOR'S REPORT – none

12. APPOINTMENTS – none

13. NEW BUSINESS

UNANIMOUSLY VOTED: to authorize the purchase of a LUCAS 2 CPR Compression System from Physio Control Inc., 11811 Willows Road NE, Redmond, WA 98073-9723 in an amount not to exceed \$13,095; and as further described in a memorandum from the Director of Emergency Medical Services to the Town Manager dated April 16, 2014 and entitled "LUCAS 2 CPR Device Purchase Recommendation." Ref. No. G-2014-567.

UNANIMOUSLY VOTED: to adjourn at 9:13 PM.

Dale S. Holberton, CMC
Town Clerk