

TOWN COUNCIL MEETING  
Coventry Town Hall Council Chambers  
1670 Flat River Road, Coventry, RI  
March 10, 2008

TOWN COUNCIL MEETING

Present: Anthony Colaluca, Justin Pomfret, Frank Hyde, Bruce Thompson

Solicitor Patrick Sullivan  
Acting Manager Paul Sprague

Absent: Kenneth Cloutier

Pledge of Allegiance led by Town Sergeant  
Invocation led by Councilman Colaluca  
Town Sergeant reviewed evacuation plan.

Motion made by Bruce Thompson seconded by Anthony Colaluca to approve minutes of the February 25, 2008 Town Council meeting. All voted Aye. So voted.

- PUBLIC COMMENT

Wayne Asselin  
30 Lorraine Ave

Mr. Asselin's concern is with regard to #8 on Consent Agenda - Resolution approving Johnson Blvd. sewer extension. He noted that there are flooding problems in the area, which causes safety issues. Suggests larger pipes to control the water.

Ron Gizzarelli  
50 Harrington Road

Mr. Gizzarelli voiced the same concerns as Mr. Asselin and also believes that something has to be done quickly.

Manager Sprague informed council that he will be meeting with Beta Engineering to discuss this issue and should have an update by the end of the week.

- CONSENT AGENDA

1. Request from Tax Collector to be relieved of collecting certain delinquent taxes
2. Resolution approving sewer tie in application for Debra Brown, 932 Tiogue Avenue
3. Resolution approving sewer tie in application for Auto Village, 920 Tiogue Avenue
4. Resolution approving sewer tie in application for Charlie's Place, 33 Sandy Bottom Road
5. Resolution approving sewer tie in application for Tim Horton's, 732 Tiogue Avenue
6. Resolution approving sewer tie in application for Todd Jendzejec, 787 Washington Street
7. Resolution approving sewer tie in application for Gelina's Ice Cream, 975 Tiogue Avenue
8. Resolution approving Johnson Blvd. sewer extension and awarding contract to D'Ambra Construction
9. Resolution rescheduling Town Council meetings
10. Tax abatements for months of January and February 2008 in the amount of \$20,174.40
11. Resolution adopting Capital Improvement Program for fiscal year 2008-2009

Motion made by Frank Hyde seconded by Anthony Colaluca to approve items #2-11 on Consent Agenda and table item #1 regarding the Request from Tax Collector to be relieved of collecting certain delinquent taxes as council would like further explanation/investigation regarding the Y.M.C.A. taxes. All voted Aye. So voted.

- LICENSES

1. Application for new Hawker's license located at 1532 Main Street by Carleton Dixon, 20 Newell Court

Present: Carleton Dixon  
20 Newell Court

President Pomfret questioned what Mr. Dixon would be selling at this location. Mr. Dixon stated fruits, vegetables, flowers and shrubs. He also stated that the business license would be in his own name.

Motion made by Bruce Thompson seconded by Anthony Colaluca to approve license. All voted Aye. So voted.

- APPROVAL OF RESOLUTIONS

1. Resolution authorizing Town Manager to execute memorandum of understanding with Allco Renewable Energy Group Limited, LLC

Manager Sprague explained that Allco is a firm dealing with new sources of energy, such as biodiesel, solar and wind power. The town owns approximately 100 acres in western Coventry. What is being proposed is a solar energy farm at that site. Allco would be responsible for the costs. The town will receive annual fees of no less than \$200,000 a year.

Mr. William Fisher, of Vision Strategies was present. He told the Council that they are a renewable energy developer, such as solar and wind. Believe this could be a very successful development. Would be the largest solar farm in the eastern United States. Had meeting with DEM regarding their concerns and needs. They are very excited. DEM also offered to act as a go-between between the developer and EPA.

Mr. Hyde asked how long it will take to build this.

Mr. Fisher - Would begin this year and take a couple of years to get up and running. Town would receive 4% of the gross revenue or \$200,000., whichever is greater.

Motion made by Frank Hyde seconded by Anthony Colaluca to adopt resolution. All voted Aye. So voted.

2. Resolution authorizing Town Manager to sign letter of intent with Global Signal aka Crown Castle

Motion made by Frank Hyde seconded by Bruce Thompson to adopt resolution. All voted Aye. So voted.

3. Resolution authorizing Acting Town Manager to execute agreement with RI Clean Water Finance Agency

Motion made by Frank Hyde seconded by Bruce Thompson to adopt resolution. All voted Aye. So voted.

4. Resolution awarding contract to New England Recreation Group for skate park components

Motion made by Frank Hyde seconded by Anthony Colaluca to adopt resolution. All voted Aye. So voted.

5. Resolution authorizing Acting Town Manager to sign letter of Intent with T-Mobile for cell tower

Motion made by Bruce Thompson seconded by Frank Hyde to adopt resolution. All voted Aye. So voted.

PUBLIC HEARING AND ENSUING ACTION

1. Chapter 3 Animal and Fowl Ordinance

Motion made by Frank Hyde seconded by Anthony Colaluca to open public hearing. All voted Aye. So voted.

Judge Arthur Capaldi gave overview. He stated that this ordinance is the result of a request by the animal control officer. Changes include:

1. A separate section dealing with vicious dogs;
2. Making corrections to the penalties which the town has the authority to charge;
3. Creating a care fund to make animals more adoptable. An extra 10% would be charged on a penalty to go into a separate fund for animal care.

Charles Vacca  
Fairway Drive

Mr. Vacca – Who will enforce this ordinance?

Carolyn Lacombe, Animal Control Officer, explained that the animal control officers will enforce as well as the Police Department. She also explained her request to establish an animal care fund from 10% of the fines. The taxpayer shouldn't be burdened with this; with the extra 10% we can establish this fund for use for the care of the animals, such as vaccinations, heartworm, medical care and make them more adoptable.

Jeff Hakanson, Tiogue Lake Association, reminded the Council that there is an ordinance not to feed fowl. This results in pollution of the water and takes away the ability of the waterfowl to live in the wild. Tiogue Lake has improved since an ordinance was passed not allowing the public to feed the ducks and geese.

Mr. Colaluca also noted that Article 13-3(b) states that enforcement lies with the animal control officer and the police department. Mr. Colaluca thinks that the care fund is a great idea.

Motion made by Frank Hyde seconded by Bruce Thompson to close public hearing. All voted Aye. So voted.

Motion made by Anthony Colauca seconded by Bruce Thopson to adopt ordinance. All voted Aye. So voted.

## INTRODUCTION OF ORDINANCES

### 1. Amending Chapter 14 – Planning Post Construction - Storm Water Control Ordinance

President Pomfret stated that this is overdue and was supposed to have been completed. Council was told by engineering that it was done, and it is not.

Manager Sprague explained that we are required to have this ordinance in place by April 30 or get fined. We have to get in line with the state and the federal government.

Motion made by Bruce Thompson seconded by Frank Hyde to advertise for public hearing on March 31, 2008. All voted Aye. So voted.

### 2. Section 14-3 Illicit Discharge Detection and Elimination

Manager Sprague – This is something required by the EPA and DEM regarding the discharge of hazardous material.

Motion made by Anthony Colaluca seconded by Bruce Thompson to advertise for public hearing on March 31, 2008. All voted Aye. So voted.

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Motion made by Bruce Thompson seconded by Frank Hyde to go into Executive Session at 7:15 p.m. Roll call vote. All voted Aye. 4-0.

## • EXECUTIVE SESSION RIGL 42-46-5 (a) (2)

Pertaining to litigation:

- Interstate Options v Town of Coventry CA No.: KC 02-303
- DEM v Town of Coventry CA 05-346-T
- CPA 1, et als v Town of Coventry KC CA 07-1433

Motion made by Councilman Colaluca seconded by Councilman Hyde to emerge from Executive Session. All members voted in favor. 4-0.

Motion made by Councilman Colaluca seconded by Councilman Hyde to seal minutes of Executive Session. All members voted in favor. 4-0.

Motion made by Councilman Thompson seconded by Councilman Hyde to adjourn meeting. All members voted in favor. 4-0.

The meeting adjourned at 9:35 p.m.

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Town Clerk

