

REGULAR SESSION

MAY 3, 2010

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 3rd day of May 2010 at 7:00 PM.

PRESENT: Kathleen A. Fogarty, President
Mary S. Eddy, Vice President
Carol Hagan McEntee
James W. O'Neill
Ella M. Whaley

1. A. 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. PUBLIC HEARING

A. Notice having been duly given, a Public Hearing is held to consider and adopt the Town Council's Final Budget for FY 2010-2011.

The Town Manager discusses the proposed FY 2010-2011 Budget. The tax rate is projected at \$14.15 per thousand.

Communications dated April 30, 2010 from Abby Colby Cooper and Marjorie Vorhaben expressing concerns with the School Budget are received and placed on file.

The following residents are present and offer comments:

Eileen Daly-LaBelle
Steve Corley
Jonathan Daly-LaBelle
Teresa Tanzi
Representative David Caprio

UNANIMOUSLY VOTED: to close the Public Hearing.

Council Vice President Eddy makes a motion to approve the FY2010-2011 Budget as presented, seconded by Councilwoman McEntee.

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A motion is made by Councilman O'Neill to amend the budget by reducing the School Fund by \$1,550,000, but there is no second to his motion.

A roll call vote is taken on the original motion, and it is

VOTED: to adopt the Town Council's Final Budget for FY 2010-2011 as presented, as follows.

Fogarty – yes Eddy – yes McEntee – yes O'Neill – no Whaley – yes

| General Fund Program Account - Expenditures | 2008-2009 Actual | 2009-2010 Budgeted | 2010-2011 Recommended |
|--|-----------------------------|-------------------------------|----------------------------------|
| General Administration | 2,745,681 | 2,657,212 | 2,686,485 |
| Public Safety Program | 6,533,435 | 6,577,842 | 6,626,210 |
| Public Services Program | 2,092,612 | 2,284,306 | 2,193,774 |
| Contributions to Outside Agencies | 602,977 | 581,146 | 495,348 |
| Recreation Department | 1,272,317 | 1,320,469 | 1,317,088 |
| Municipal Public Libraries | 936,811 | 952,252 | 940,779 |
| Municipal Boards and Outside Groups | 33,099 | 23,000 | 17,850 |
| Municipal Insurance | 211,795 | 210,000 | 210,000 |
| Employment Benefits and Service Costs | 4,609,698 | 4,687,179 | 4,701,499 |
| General Fund Contingency | 172,743 | 70,000 | 65,000 |
| Total Operating Program | \$19,211,168 | \$19,363,406 | \$19,254,033 |
| Municipal and School Related Debt Service | 4,895,917 | 4,770,872 | 4,398,292 |
| Capital Budget | 1,526,165 | 1,406,000 | 1,221,000 |
| Transfer to School Fund | 47,909,928 | 47,909,928 | 47,909,928 |
| Total General Fund Expenditures | \$73,543,179 | \$73,450,206 | \$72,783,253 |
| General Fund Program Account - Income | 2008-2009 Actual | 2009-2010 Budgeted | 2010-2011 Recommended |
| Current Taxes | \$62,794,189 | \$63,223,529 | \$64,240,096 |
| Prior Year Taxes | 515,650 | 400,000 | 515,000 |
| Interest On Taxes | 347,077 | 350,000 | 330,000 |
| Payment In Lieu Of Taxes | 240,400 | 245,361 | 249,717 |
| State Revenue Transfers | 4,799,698 | 4,139,156 | 2,190,768 |
| Transfer From Other Local Funds | 596,249 | 661,802 | 682,583 |
| Transfer From School Fund | 189,077 | 181,278 | 196,501 |
| Local Revenues | 3,440,927 | 3,049,080 | 3,178,588 |
| Undesignated Fund Balance Forwarded | 1,200,000 | 1,200,000 | 1,200,000 |
| Total General Fund Income | \$74,123,266 | \$73,450,206 | \$72,783,253 |

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| School Fund Program Account - Expenditures | 2008-2009 Actual | 2009-2010 Budgeted | 2010-2011 Recommended |
|---|-----------------------------|-------------------------------|----------------------------------|
| Salaries | \$34,284,811 | \$34,210,016 | \$34,372,106 |
| Benefits | 13,905,296 | 14,935,271 | 14,525,150 |
| Professional Services | 1,163,239 | 1,345,149 | 1,161,452 |
| Property Services | 667,503 | 565,163 | 569,363 |
| Other Services | 6,102,833 | 6,564,461 | 6,136,712 |
| Supplies | 1,536,518 | 1,562,735 | 1,520,319 |
| Equipment | 530,136 | 429,168 | 362,771 |
| Total School Fund Expenditures | \$58,190,336 | \$59,611,963 | \$58,647,873 |
| School Fund Program Account - Income | 2008-2009 Actual | 2009-2010 Budgeted | 2010-2011 Recommended |
| General State Aid | \$9,635,746 | \$10,364,027 | \$9,255,564 |
| Total State Aid to School Fund | \$9,635,746 | \$10,364,027 | \$9,255,564 |
| Tuition Income | \$131,059 | \$125,185 | \$131,059 |
| School Trust Funds | 18,972 | 20,000 | 20,000 |
| Designated Funds | 368,422 | 374,600 | 484,322 |
| Medicaid | 810,163 | 776,223 | 800,000 |
| Miscellaneous | 47,509 | 42,000 | 47,000 |
| Total Local Revenues | \$1,376,125 | \$1,338,008 | \$1,482,381 |
| Property Tax Appropriation | \$47,909,928 | \$47,909,928 | \$47,909,928 |
| Total School Fund Income | \$58,921,799 | \$59,611,963 | \$58,647,873 |

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| Peace Dale Office Building Program Account - Expenditures | 2008-2009 Actual | 2009-2010 Budgeted | 2010-2011 Recommended |
|--|-----------------------------|-------------------------------|----------------------------------|
| Personal Services | \$34,062 | \$36,774 | \$39,375 |
| Contractual Services | 18,416 | 19,058 | 19,576 |
| Purchased Services | 13,606 | 22,900 | 22,655 |
| Capital Program | 0 | 0 | 0 |
| Total Peace Dale Office Building Expenditures | \$66,084 | \$78,732 | \$81,606 |

| Peace Dale Office Building Program Account - Income | 2008-2009 Actual | 2009-2010 Budgeted | 2010-2011 Recommended |
|--|-----------------------------|-------------------------------|----------------------------------|
| Rental Income | \$68,210 | \$71,760 | \$74,280 |
| Other Income | 9,287 | 14,100 | 17,300 |
| Undesignated Fund Balance | 4,329 | 2,000 | 1,500 |
| Total Peace Dale Office Building Income | \$81,826 | \$87,860 | \$93,080 |

| Neighborhood Guild Program Account - Expenditures | 2008-2009 Actual | 2009-2010 Budgeted | 2010-2011 Recommended |
|--|-----------------------------|-------------------------------|----------------------------------|
| Administration | \$426,186 | \$448,360 | \$431,765 |
| Debt Service Payment | 70,175 | 67,425 | 60,638 |
| Front Desk | 38,838 | 37,694 | 38,934 |
| Senior Programs | 59,960 | 60,500 | 54,100 |
| Youth Programs | 45,055 | 43,275 | 38,837 |
| Music Programs | 81,760 | 87,500 | 81,700 |
| Adult Programs | 57,438 | 53,050 | 59,600 |
| Arts Programs | 50,360 | 51,855 | 52,040 |
| Total Neighborhood Guild Expenditures | \$829,772 | \$849,659 | \$817,614 |

| Neighborhood Guild Program Account - Income | 2008-2009 Actual | 2009-2010 Budgeted | 2010-2011 Recommended |
|--|-----------------------------|-------------------------------|----------------------------------|
| Trust Fund Revenues | \$441,834 | \$435,425 | \$425,738 |
| Fund Balance & Investment Income | 22,726 | 27,574 | 18,500 |
| Program Revenues | 386,898 | 386,660 | 376,395 |
| Total Neighborhood Guild Income | \$851,459 | \$849,659 | \$820,633 |

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| Water Enterprise Fund Program Account - Expenditures | 2008-2009 Actual | 2009-2010 Budgeted | 2010-2011 Recommended |
|---|-----------------------------|-------------------------------|----------------------------------|
| Source of Supply | \$145,675 | \$165,157 | \$147,099 |
| Pumping Expenses | 10,637 | 11,085 | 10,934 |
| Transmission & Distribution | 22,582 | 33,985 | 25,100 |
| Billing, Accounting & Collection | 31,200 | 34,200 | 32,700 |
| Personnel Services | 191,120 | 200,699 | 202,473 |
| Administrative & General Expense | 176,147 | 189,556 | 188,377 |
| Other Expenses | 283,635 | 304,557 | 352,678 |
| Total Water Fund Expenditures | \$860,996 | \$939,239 | \$959,361 |
| Water Enterprise Fund Program Account - Income | 2008-2009 Actual | 2009-2010 Budgeted | 2010-2011 Recommended |
| Metered Sales - Domestic | \$694,277 | \$706,633 | \$698,848 |
| Miscellaneous Revenue | 6,175 | 5,000 | 5,500 |
| Cell Antenna Lease Revenue | 206,438 | 214,372 | 220,293 |
| State of R.I. Water Protection | 2,474 | 2,478 | 2,420 |
| Forfeited Discounts & Penalties | 3,971 | 2,700 | 3,000 |
| Special Services - Turn-Off/On | 1,162 | 1,680 | 1,350 |
| Service - Tap Main & Lay Service | 23,890 | 25,350 | 25,350 |
| Service - Meter Installation | 1,940 | 2,695 | 1,225 |
| Interest on Investments | 20,724 | 7,500 | 7,500 |
| Contrib. - Retained Earnings | 0 | 0 | 0 |
| Total Water Fund Income | \$961,051 | \$968,408 | \$965,486 |

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| Wastewater Enterprise Fund Program Account - Expenditures | 2008-2009 Actual | 2009-2010 Budgeted | 2010-2011 Recommended |
|--|-----------------------------|-------------------------------|----------------------------------|
| Wastewater General Treatment | \$648,979 | \$681,835 | \$668,760 |
| Sludge Disposal and Processing | 729,245 | 756,297 | 755,968 |
| Silver Lake Pumping Station | 155,723 | 179,712 | 175,999 |
| Kingston Pumping Station | 104,594 | 115,650 | 116,563 |
| Local Pumping Stations | 107,550 | 108,511 | 101,600 |
| Local Collection System | 66,502 | 66,431 | 63,899 |
| Billing, Accounting and Collection | 62,417 | 62,995 | 64,569 |
| General Administrative Expenses | 157,696 | 183,028 | 167,498 |
| Employee Benefits | 439,215 | 413,621 | 460,339 |
| Non-Operation Expenses | 684,214 | 464,701 | 434,024 |
| Cap. Budget and Contingency | 73,305 | 285,000 | 305,000 |
| Total Wastewater Fund Expenditures | \$3,229,440 | \$3,317,781 | \$3,314,219 |
| | | | |
| Wastewater Enterprise Fund Program Account - Income | 2008-2009 Actual | 2009-2010 Budgeted | 2010-2011 Recommended |
| Residential & Commercial Users | \$1,410,096 | \$1,450,758 | \$1,465,760 |
| Industrial Users | 44,258 | 43,570 | 46,065 |
| Town of Narragansett | 709,627 | 763,247 | 783,443 |
| University of Rhode Island | 510,874 | 569,295 | 591,532 |
| General Fund Transfer | 24,155 | 23,025 | 9,000 |
| Wastewater Debt Payment | 79,741 | 76,801 | 74,175 |
| Fund Investment Income | 58,773 | 50,000 | 22,000 |
| Miscellaneous Revenues | 20,675 | 30,650 | 20,000 |
| Septage Revenue | 305,471 | 306,000 | 309,000 |
| Retained Earning to Operations | 0 | 4,442 | 0 |
| Total Wastewater Fund Income | \$3,163,670 | \$3,317,788 | \$3,320,975 |

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| Solid Waste Enterprise Fund Program Account - Expenditures | 2008-2009 Actual | 2009-2010 Budgeted | 2010-2011 Recommended |
|---|-----------------------------|-------------------------------|----------------------------------|
| Recycling Program | \$0 | \$400 | \$400 |
| Transportation & Disposal | 297,899 | 300,800 | 300,800 |
| Administrative Expenses | 70,840 | 70,600 | 71,280 |
| Non-Classified Expenses | 63,058 | 63,058 | 63,058 |
| Superfund Related Expenses | 171,937 | 180,948 | 180,045 |
| Total Solid Waste Fund Expenditures | \$603,734 | \$615,806 | \$615,583 |
| | | | |
| Solid Waste Enterprise Fund Program Account - Income | 2008-2009 Actual | 2009-2010 Budgeted | 2010-2011 Recommended |
| Metered Tonnage | \$297,543 | \$300,800 | \$300,800 |
| Transfer Station Rental | 63,156 | 50,000 | 68,000 |
| Hauler License Fees | 15,500 | 9,000 | 11,000 |
| Residential Stickers/Tag Sales | 56,222 | 61,250 | 55,650 |
| Investment Income | 28,862 | 0 | 5,000 |
| RIRRC Recycling Grant and Reimbursement | 39,664 | 10,000 | 0 |
| Miscellaneous | 4,531 | 4,488 | 4,350 |
| Net Assets Forwarded to Operation | 98,255 | 180,268 | 170,783 |
| Total Solid Waste Fund Income | \$603,734 | \$615,806 | \$615,583 |
| | | | |

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| Senior Services Program Program Account - Expenditures | 2008-2009 Actual | 2009-2010 Budgeted | 2010-2011 Recommended |
|---|-----------------------------|-------------------------------|----------------------------------|
| Senior Transportation Program | \$71,246 | \$79,390 | \$69,232 |
| Adult Day Services Program | 336,223 | 293,579 | 290,106 |
| Senior Services Center | 270,792 | 276,675 | 253,679 |
| Senior Nutrition Program | 101,600 | 103,376 | 101,632 |
| Total Senior Services Fund Expenditures | \$779,861 | \$753,020 | \$714,648 |
| Senior Services Program Program Account -Income | 2008-2009 Actual | 2009-2010 Budgeted | 2010-2011 Recommended |
| South Kingstown General Fund Transfer | \$414,050 | \$414,396 | \$349,948 |
| Narragansett Contribution | 112,043 | 98,563 | 96,721 |
| North Kingstown Contribution | 90,288 | 55,598 | 42,696 |
| State Aid | 93,241 | 106,675 | 132,917 |
| Client Payments | 85,489 | 61,790 | 82,890 |
| Miscellaneous Income | 3,952 | 6,000 | 4,475 |
| Oliver Watson Trust Fund | 20,000 | 5,000 | 0 |
| Undesignated Fund Balance | 20,000 | 5,000 | 5,000 |
| Total Senior Services Fund Income | \$839,063 | \$753,021 | \$714,648 |

| 2010-2011 Budget Program All Funds | 2008-2009 Actual | 2009-2010 Budgeted | 2010-2011 Recommended |
|---|-----------------------------|-------------------------------|----------------------------------|
| General Fund | \$73,543,179 | \$73,450,206 | \$72,783,253 |
| School Fund | 58,190,336 | 59,611,963 | 58,647,873 |
| Water Fund | 860,996 | 939,239 | 959,361 |
| Wastewater Fund | 3,229,440 | 3,317,781 | 3,314,219 |
| Solid Waste Fund | 603,734 | 615,806 | 615,583 |
| Peace Dale Office Building | 66,084 | 78,732 | 81,606 |
| Neighborhood Guild | 829,772 | 849,659 | 817,614 |
| Senior Services Program | 779,861 | 753,020 | 714,648 |
| Total Program | \$138,103,402 | \$139,616,406 | \$137,934,158 |
| Less Inter-Fund Transfers | (48,348,133) | (48,347,349) | (48,268,876) |
| Net Municipal Program | \$89,755,269 | \$91,269,058 | \$89,665,282 |

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Councilman O'Neill leaves at 8:31 PM.

5. NEW BUSINESS

A. UNANIMOUSLY VOTED by the four Council members remaining to authorize fund transfers, as shown as follows:

1. Reserve Fund Transfers

BE IT RESOLVED that program balances identified below in the 2010-2011 fiscal year appropriations for General Fund (101) account 1710, Capital Improvement Program, shall be transferred to the following Reserve Funds in the corresponding not-to-exceed amounts:

2010 - 2011 Reserve Fund Transfers

| Object Code | Description | Transfer Total | Reserve Fund |
|-------------|--------------------------------|----------------|---|
| 58211 | Recreation Improvements | \$60,000 | Recreation Development & Restoration Fund |
| 58204 | Road Improvements | \$550,000 | Public Works Improvement Fund |
| 58208 | Police Department | \$45,000 | Police Building Construction Fund |
| 58245 | EMS Equipment & Facilities | \$10,000 | Public Services Office Building Fund |
| 58249 | EMS Vehicle Replacement | \$125,000 | Capital Equipment and Replacement Fund |
| 58233 | Senior Services/Adult Day Care | \$20,000 | Capital Equipment and Replacement Fund |
| 58214 | In-house Computer System | \$10,000 | Data Processing Improve. & Replacement Fund |
| 58218 | Property Appraisal Program | \$120,000 | Property Revaluation Reserve Fund |
| 58240 | Library Facilities Renovation | \$30,000 | Library Building Improvement Fund |
| 58241 | Town Hall Improvements | \$5,000 | Town Hall Improvement Fund |
| 58202 | Equipment Acquisition | \$146,000 | Capital Equipment and 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 2010-2011 fiscal year appropriation for School Fund account 55201, Technology, shall be transferred to the following Reserve Fund in the corresponding not-to-exceed amount:

2010 - 2011 Reserve Fund Transfer

| Object Code | Description | Transfer Total | Reserve Fund |
|-------------|-------------|----------------|-------------------------|
| 55201 | Technology | \$20,000 | 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 Impact Fee Reserve 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 \$80,000 for Fiscal Year 2010-2011.

4. Reserve Fund Transfer to the General Fund

BE IT RESOLVED that transfers from the Impact Fee Reserve 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 \$128,485 for Fiscal Year 2010-2011.

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

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made in the amount of \$350,000 for Fiscal Year 2010-2011.

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

BE IT RESOLVED that program balances in the 2010-2011 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:

2010 - 2011 Fund Transfers

| <u>Fund Code</u> | <u>Description</u> | <u>Transfer Total</u> | <u>General Fund Account</u> |
|------------------|-----------------------------|-----------------------|--|
| 210 | Water Fund | \$19,200 | 101-46115 Transfer from Water Fund |
| 215 | Wastewater Fund | \$35,200 | 101-46114 Transfer from Wastewater Fund |
| 225 | Solid Waste Fund | \$14,400 | 101-46116 Transfer from Solid Waste Fund |
| 310 | Peace Dale Office Bldg Fund | \$2,856 | 101-46120 Transfer from PDOB Fund |
| 340 | Neighborhood Guild Fund | \$5,100 | 101-46119 Transfer from Neighborhood Guild Fund |
| 345 | Senior Service Program | \$5,400 | 101-46130 Transfer from Sr. Service Program Fund |
| 370 | EMS Billing Services Fund | \$500,000 | 101-46102 EMS Reimbursement |

7. Other General Fund Transfers

BE IT RESOLVED that program balances identified below in the 2009-2010 and 2010-2011 fiscal year appropriations for the General Fund (101), shall be transferred to the following funds in the corresponding not-to-exceed amounts:

2009 - 2010 Fund Transfer

| <u>Account Code</u> | <u>Transfer Description</u> | <u>Total</u> | <u>Fund #</u> | <u>Fund Description</u> |
|---------------------|------------------------------|--------------|---------------|------------------------------|
| 101-0310-52290 | Town Clerk Professional Svcs | \$6,800 | 306 | Municipal Planning Svcs Fund |

2010 - 2011 Fund Transfers

| <u>Account Code</u> | <u>Description</u> | <u>Transfer Total</u> | <u>Fund #</u> | <u>Fund Description</u> |
|---------------------|---------------------------|-----------------------|---------------|----------------------------|
| 101-1610-52299 | School Fund Transfer | \$47,909,928 | 101 | General Fund |
| 101-1051-52299 | Elderly Services Transfer | \$349,948 | 345 | Senior Services Fund |
| 101-0970-52299 | Wastewater Fund Transfer | \$9,000 | 215 | Wastewater Operations Fund |
| 101-0920-52290 | Highway Professional Svcs | \$200,000 | 447 | Public Works Improve. Fund |

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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 Fifteen Thousand One Hundred Thirty Eight Dollars (\$415,138) 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 2010-2011 fiscal year. Said Funds are restricted to uses in accordance with the Deed of Gift of the Neighborhood Guild recorded on March 26, 1940.

9. Reserve Fund Transfer to the General Fund

BE IT RESOLVED that all unencumbered funds in the School Improvement 2009 Fund, remaining as of June 30, 2010, will be transferred to the General Fund to pay for a portion of the 2010-2011 fiscal year debt service costs associated with this capital project.

10. Reserve Fund Transfer

BE IT RESOLVED that the program balance identified below in the 2009-2010 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:

2009- 2010 Reserve Fund Transfer

| <u>Account Code</u> | <u>Description</u> | <u>Transfer Total</u> |
|---------------------|--|-----------------------|
| 101-0810-51105 | Police Dept. Retirement/Vacation Reimbursement | \$200,000 |

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.

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11. 2009- 2010 Reserve Fund Transfer

BE IT RESOLVED that transfers from the Senior Services Fund to the Compensated Absences Reserve Fund to cover the liability for compensated absences shall be made from net assets held in the Senior Services Fund in an amount not to exceed \$20,000 for Fiscal Year 2009-2010.

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.

12. Reserve Fund Transfer

BE IT RESOLVED that an amount not to exceed \$10,372 be transferred from the Public Works Improvement Fund to the Public Services Office Building Fund for Fiscal Year 2009-2010.

B. UNANIMOUSLY VOTED by the four Council members remaining to authorize tax collection procedures, as follows:

TAX RESOLUTIONS

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 \$ 65,500,000; 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. 2009 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. 2010;

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BE IT FURTHER RESOLVED, that the Town taxes and the motor vehicle excise taxes shall be due and payable on and between August 1, 2010 next and September 1, 2010 next, and all taxes remaining unpaid after September 1, 2010 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 calculating the appeal period for relief from the tax assessment, said appeal period shall run from August 1, 2010;

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 2010 and the remaining installments as follows: twenty-five percent (25%) on the 1st day of November, 2010; twenty-five percent (25%) on the 1st day of February, 2011; twenty-five percent (25%) on the 1st day of May, 2011. 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, 2010.

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, 2010 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. 2011, 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 he 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 he 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, 2009. 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.

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Francis Crowley is present and inquires about the budget process if the State Aid To Education is substantially below projected figures.

The Town Manager discusses the budget process that the School Committee and the Town would face, and discussion ensues.

UNANIMOUSLY VOTED: to adjourn at 8:45 PM.

Dale S. Holberton, CMC
Town Clerk