

**TIVERTON TOWN COUNCIL**

**343 HIGHLAND ROAD**

**Regular Meeting: Monday, April 11, 2005 at 7:00 P.M.**

**AGENDA**

**NOTE: Individuals requesting interpreter services for the hearing impaired must contact the Town Clerk's Office at 343 Highland Road or call (401) 625-6704 seventy-two (72) hours in advance of the meeting date.**

**DATE POSTED: 4-14-2005**

**1. PLEDGE OF ALLEGIANCE TO THE FLAG**

**2. ROLL CALL**

**Joanne M. Arruda Cecil E. Leonard**

**Donald Bollin Brian A Mederios**

**Paul E. Carroll Arthur R. Wyman, Jr.**

**Louise Durfee**

**3. APPROVAL OF CONSENT AGENDA**

**All items listed with a (CA) are to be considered routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a member of the Council, or a**

member of the public so requests, in which event the item will be removed from Consent Agenda (CA) consideration and considered in its normal sequence on the agenda.

#### **4. BUSINESS BROUGHT BEFORE THE COUNCIL**

##### **A - APPROVAL OF MINUTES OF PREVIOUS MEETINGS:**

- (CA) 1. Regular Town Council Meeting of March 28, 2005**
- (CA) 2. Workshop Minutes of April 4, 2005**

##### **B- OLD BUSINESS:**

- 1. Councilor Carroll – Warren Avenue Update From Solicitor**
- 2. Councilor Carroll – Requests Update From Town Administrator on Town Recycling Program**
- 3. Councilor Carroll – Review Letter to Legislators Concerning Stormwater Management Plan  
And Lack of State or Federal Funding**
- 4. Councilor Leonard – Town Solicitor Clarification on Council Role Concerning the  
\$30.7 Million School Bond**
  - A. Town Solicitor – Memorandum on School Bond Issue**
  - B. Town Treasurer – Resolution for Elementary School \$30.7 Million Bond**
  - C. Tiverton School Committee – Discuss Protocol for Signing Contracts Regarding  
The Elementary School Building Project**

- 5. Councilor Bollin – Discussion For Annual Town Administrator Evaluation**
- 6. Town Treasurer – Designation of Tax Increment Bonds (TIB) Administrator – Starwood**
- 7. Landfill Sub-Committee – Request For Public Hearing May 9th on Pay As You Throw Ordinance**
- 8. Chief Blakey – Request for Public Hearing to Amend Section 78-74 (Traffic & Vehicles ) of the Tiverton Town Code**
- 9. Councilor Medeiros – Proposed Policy for Town Hiring Processes and Requests for Information**

**C - APPOINTMENTS & RESIGNATIONS;**

- 1. Art Council – Appointment of Member – Ms. Denise Zompa**

**D- FINANCIAL BUSINESS:**

- (C.A.) 1. D. Webster – DPW – Request Approval of Departmental Transfer \$3480.50 From 554-794**

**(Drainage) To 554-451 (Snow Removal)**

- (C.A.) 2. D.Webster – DPW – Request Approval of Departmental Transfer \$1588.08 From 554-794**

**(Drainage and Paving) To 553-339 (Engineering Testing)**

- (C.A.) 3. Town Administrator –Request Transfer \$991.23 From 105-375 (Legal Zoning) To 105-391**

**(Legal Counsel)**

- 4. Town Administrator – Request Transfer of Funds \$475.84 From**

**102-890 (Council Misc.)**

**To 554-102 (DPW Overtime)**

**(C.A.) 5. D. Webster – DPW – Request Approval of Departmental Transfer \$29.46 From 554-794**

**(Drainage and Paving) To 554-623 (Operating Supplies)**

**(C.A.) 6. Chief Lloyd – TFD – Request Approval of Departmental Transfer \$2,000.00 From 331-668**

**(Medical Physicals) To 331-610 (Heat)**

**(C.A.) 7. Town Clerk – Request Approval of Departmental Transfer \$980.00 From 101-550 (Recording**

**Expenses) To 101-735 (Photocopier Lease)**

**8. Town Administrator – Request Approval of Transfer \$256.14 From 102-890 (Council Misc.)**

**To 219-520 ( Insurance)**

**E - NEW BUSINESS:**

**1. Peter Moniz – Tiverton Tree Commission – Arbor Day Proclamation And Announcement**

**Of Arbor Day Event at the Middle School**

**(C.A.) 2. Councilor Medeiros – Purchase of Three New Microphones and 3XLR Cables for Town Hall**

**3. Town Administrator – Request Town Council Resolution to Use Sewer Interceptor Maintenance**

**Funds For the Purchase of a Truck and Equipment**

**4. Town Administrator – Budget Discussions – Seeking Further Consideration for the 2005/06 Budget**

**(C.A.) 5. On-Site Wastewater Management Advisory Committee –**

## **Request an Informational Workshop**

**To Discuss On-Site Wastewater Management Plan and Present Draft of Related**

**Proposed Ordinance on April 25, 2005**

**6 A. Borges, M. Borges, R. Brown, D. Doport – Residents of 325 State Avenue – Request Complaint**

**With Contractor be Investigated and Filed Accordingly**

**7. Councilor Medeiros – Follow-up to Report/Recommendations of Financial Process Advisory Panel**

### **F - BOARD OF LICENSING COMMISSIONERS:**

**(C.A.) 1. Cindi Rapoza – Frill, 3879 Main Road – Request Sunday Sales License**

**Subject To Meeting All Legal Requirements**

**(C.A.) 2. S&D Contracating, LLC – 1676 Bulgarmarsh Road – Request Drainlayer License**

**Subject To Meeting All Legal Requirements**

### **G – BIDS AND REQUESTS FOR PROPOSALS**

**(C.A.) 1. Town Administrator – Request Bid Award for Pocasset Cemetery – Helger's**

**Landscape/Lawncare - Recommended by Town Administrator and Cemetery Comm.**

**(C.A.) 2. Town Administrator – Request Award Bid for Purchasing Trees – Sylvan Nursery, Inc.**

**Recommended by Town Administrator and Tree Commission**

**(C.A.) 3. Town Administrator – Request Award Bid for Town 2005  
Statistical Revaluation – Vision Appraisal**

**Recommended by Town Administrator and Tax Assessor**

**(C.A.) 4. R. Koohy – Tax Collector – Authorization to Waive Bidding  
For Tax Bill Printing**

**Use Document Technology – Recommended by Tax Collector and  
Town Administrator**

## **H – PUBLIC HEARINGS**

**1. Public Hearing – Community Development Block Grant Application**

## **I - ABATEMENTS:**

**(C.A.) 1. Tax Assessor's Abatement**

## **J - CORRESPONDENCE**

**(C.A.) 1. Correspondence Received From Ms. LePage Concerning  
Pocasset Hill Cemetery – Received and  
Forwarded to Cemetery Commission**

**(C.A.) 2. Correspondence Received From Joseph & Sara Volpe –  
Concerning Hunting - Distributed to Council**

**3. Correspondence Received From Armenian National  
Committee of RI – Request Town Fly**

**Armenian Flag on Sunday, April 24, 2005**

**K – RECEIPT OF MINUTES FROM SCHOOL COMMITTEE, BOARDS AND COMMISSIONS**

**(C.A.) The Following Boards, Commissions**

- a. Harbor Commission**
- b. Substance Abuse Task Force**
- c. Wastewater Management**
- d. Historical Cemetery**
- e. Tree Commission**

**L - TOWN ADMINISTRATOR ANNOUNCEMENTS, COMMENTS AND QUESTIONS**

- 1. Public Announcements**

**M – COUNCIL ANNOUNCEMENTS, COMMENTS AND QUESTIONS**

**N – TOWN SOLICITOR – ANNOUNCEMENTS, COMMENTS AND QUESTIONS**

- 1. Memorandum on Open Meetings Law and Use of EMail**

**5. CLOSED EXECUTIVE SESSION**

- 1. Open Space Land Acquisition 42-46-5(a)(5)**
- 2. Councilor Leonard – Litigation 42-46-5(a)(2)- Tiverton Associates Trust vs Town of Tiverton**
- 3. Councilor Carroll – Negotiations 42-46-5(a)(2) – Update on Sewer**

## **Fees From Fall River**

### **4. Town Administrator – Labor Negotiations – 42-46-5(a)(2) - Update and Possible Ratification on Teamsters and Update on ASFME**

**A portion of this meeting may be held in executive session pursuant to the Open Meeting Law, Section 42-46-5(a) of the General Laws of Rhode Island, 1956 (1986 Reenactment), as amended.**

## **6. ADJOURNMENT**

**Pursuant to 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.”**