

TIVERTON TOWN COUNCIL

343 HIGHLAND ROAD

Regular Meeting: Monday, March 27, 2006 at 7:00

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: 03-23-2006

1. PLEDGE OF ALLEGIANCE TO THE FLAG

2. ROLL CALL

Joanne M. Arruda Cecil E. Leonard

Donald Bollin Brian A Medeiros

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

Tiverton Garden Club – Requests Town Council Proclaim Week of Saturday,

April 22 Through Sunday, April 30 “Tiverton Cleanup Week”

PROCLAMATION “TIVERTON CLEANUP WEEK”

A. CONSENT AGENDA:

(C.A.) 1. Minutes of Regular Council Meeting March 13, 2006

(C.A.) 2. Minutes of Executive Session March 13, 2006

(C.A.) 3. Councilor Medeiros – Request Council Endorsement of Adopted Policy Book

Referred To Town Clerk and Town Solicitor For Update on April 24th

(C.A.) 4. Stone Bridge Task Force – Continuation From February 27 – Referred to

Town Clerk and Town Solicitor For Update on April 24th

(C.A.) 5. Bid Award –America the Beautiful Grant to Sylvan Nursery for \$3,934.00

Recommended by Tree Commission and Town Administrator

(C.A.) 6. Chief Lloyd – TFD - Request Council Approval to Hire a Replacement Probationary

Fire Fighter

(C.A.) 7. Street Committee – Request Council Officially Appoint DPW Director D. Webster

To The Street Committee

(C.A.) 8. Councilor Medeiros – Request Council Workshop on Charter Amendment

Process For November Election to be Held on June 5, 2006

(C.A.) 9. Receipt of Minutes From The Following Boards, Commissions

a. Conservation Commission g. g. Stone Bridge Task Force

b. Cemetery Commission h. Recycling Committee

c. Arts Commission i. Library Board of Trustees

d. Economic Development Comm

e. Planning Board

f. Open Space Commission

(C.A.) 10. CORRESPONDENCE

a. Received From Town of Burrillville Regarding Senate Bill S-2049 – DEM Elimination of MTBE as Gasoline Additive

b. Received From Town of Burrillville Regarding House Bill H-6806 Relating To Education

c. Received From Town of Burrillville Regarding Senate Bill S-2029 Regarding Public Utilities

B - OLD BUSINESS:

1. Councilor Leonard – Update by Town Administrator Regarding Bay Street

Contaminated Area

2. Councilor Leonard – Report From Fogland Beach Oversight Committee- Oral Report

From T. Ramatowski, Chair of Committee

3. D. Webster – DPW – Status of Otacki Lane and Thibault Lane

C - APPOINTMENTS & RESIGNATIONS:

1. Town Administrator – Appointment to Waste Water Management Comm

Stephen York, 91 Ford Farm Road

Present to 6/30/2006

(3 Year) Term 7/01/2006 to 6/30/2009

D – FINANCIAL BUSINESS

1. Town Administrator – Request Approval of Payment From Council Contingency

102-890 for BETA Engineering of \$2,989.51

2. A. DPW Director – D. Webster – Request Approval of Interdepartmental Transfer for \$12,500 from Acct # 554-698 (Sand, Salt, Gravel, Pipe) to Acct # 553-442 (Landfill Equip/Cover)

B. D. Webster – Request Approval of Interdepartmental Transfer for \$22,117.38

From Acct # 554-698 (Sand, Salt, Gravel, Pipe) to Acct # 553-339 (Landfill Engineering Services)

3. Town Administrator-Budget 2006-2007

4. Town Administrator/Wastewater-Approval to Seek Funding for Wastewater

Facilities Plan Update and Community Septic System Loan Program

E - NEW BUSINESS:

1. Town Treasurer – J. Amarantes – Request Council for Status Report on Payment

“In Lieu of Taxes” by Calpine Power Plant

2. D. Webster – Director DPW – Discussion on Yard Waste Collection Cost

**3. Councilor Medeiros – Discussion of Special Financial Town Meeting Logistics
And Legal Issues**

F - BOARD OF LICENSING COMMISSIONERS AND PUBLIC HEARINGS:

(C.A.) 1. Town Clerk – Renewal of Antique Licenses – Subject to Meeting All Legal Requirements

(C.A.) 2. Town Clerk – Renewal of 2006-2007 Victualling Licenses - Subject to Meeting All Legal Requirements

(C.A.) 3. Peter V. DiSpirito – 23 Chester St, North Smithfield - Request Approval of Drainlayers License – Subject to Meeting All Legal Requirements

**4. TBHR, LLC d/b/a Boat House Restaurant – Renewal of Entertainment License
Continued to April 10th With Notice**

**5. Evelyn’s Entertainment License – Renewal of Entertainment License – Continued
To April 10th With Notice**

G – BIDS AND REQUESTS FOR PROPOSALS

H – PUBLIC HEARINGS

L - TOWN ADMINISTRATOR ANNOUNCEMENTS, COMMENTS AND QUESTIONS

Public Announcements

M – COUNCIL ANNOUNCEMENTS, COMMENTS AND QUESTIONS

N – TOWN SOLICITOR – ANNOUNCEMENTS, COMMENTS AND QUESTIONS

- 1. Rescheduling of Council Meeting of April 24th**
- 2. Discussion on Entertainment Licenses**
- 3. Scratchers Appeal of Liquor License**

5. CLOSED EXECUTIVE SESSION

- 1. Town Administrator – 42-46-5(2) – Collective Bargaining**
 - 2. Councilor Leonard – 42-46-5(5) –Possible Litigation**
 - 3. Town Solicitor – 42-46-5(5) – Litigation –New England Development**
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McInnis – New England Property Holdings – Calpine Bankruptcy

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.”