

TIVERTON TOWN COUNCIL

Regular Meeting: Monday, April 27, 2009 at 7:00 p.m.

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: 04-23-09

1. PLEDGE OF ALLEGIANCE TO THE FLAG

2. ROLL CALL

Donald Bollin-President Jay Lambert

JoAnne Arruda-Vice President Cecil E. Leonard

Hannibal Costa Edward Roderick

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. A. BUSINESS BROUGHT BEFORE THE COUNCIL

CONSENT AGENDA:

(C.A.) 1. a. Approval of Minutes from April 13, 2009 Regular Council Meeting

Councilor Arruda abstained, not present

(C.A.) 2. Receipt of Minutes from the Following Boards, Commissions

- a. Open Space Commission (Revised) e. Wastewater Management**
- b. Economic Development f. Board of Canvassers**
- c. Arts Council g. Harbor Commission**
- d. Tree Commission (2) h. Planning Board (2)**

(C.A.) 3. Correspondence – Receive and File

a. Received From Town of Jamestown Regarding Resolution Opposing House Bill

5122 Creating Turnpike and Bridge Division Within DOT

b. Received From Burrillville Town Council Opposing to House Bill 5123

c. Received From North Kingstown Town Council Regarding Support of the Repeal of the Caruolo Act

(C.A.) 4. Distribution of Proposed Revisions to Comprehensive Community Plan for May

4th Workshop

(C.A.) 5. Schedule Public Hearing on Request by Tiverton Power, Inc. for Zoning Map

Change on June 8TH Council Meeting

a. Planning Board Recommendation

B – FINANCIAL BUSINESS:

1. Town Administrator– Request Transfer of Funds

a. \$12,000 from Acct#219-520 (Liability Insurance) to Acct #105-359 (Litigation)

b. \$5,000 from Acct # 230-295 (Unfunded Liability) to Acct #105-359 (Litigation_

2. Town Administrator – Request Release of Carry Forward Funds - \$5,834.26 in Town Wide Fire Code Upgrade Acct#1-099-098-944 to Pay for Upgrade to Police Station Fire System

3. Town Administrator – Request Transfer of \$13,236.10 From Acct# 102-799 (Town Council Future Needs) to Various Salary Accounts as Attached to Properly Fund the Accounts Effected by the AFSCME Contract From January 1 to June 30, 2009

C - BOARD OF LICENSING COMMISSIONERS -NON ADVERTISED

D - APPOINTMENTS & RESIGNATIONS:

- 1. Appointment of Moderator for Financial Town Meeting, May 9th**
 - a. Michael S. Burk**
 - b. Michael C. Smith**
- 2. Edmund D'Attelo, Jr., 131 Barnswallow Road –Request Appointment to Economic Development Committee - Vacancy to Fill Unexpired Term to 6/30/2012**

E - UNFINISHED BUSINESS:

- 1. Councilor Leonard – Vote to Establish Major Council Goals Continued From April 13th**
- 2. Councilor Leonard – Follow Up to Workshop Discussion of Town Website Continued to May 11th for Town Solicitor to Prepare Written Policy**
- 3. Councilor Lambert – Request Resolution by Town Council Opposing Any Petition for a Ladder Truck for Tiverton Fire Department Presented at the Financial Town Meeting and Urging Voters to Reject the Same**

F – PUBLIC HEARING – ADVERTISED

G - NEW BUSINESS:

- 1. Attorney Jeremiah Leary – Request Acceptance of Public Improvements in Ford Farm Subdivision (Including Public Sewers) and Release of Surety**

- a. **Memorandum From Tiverton Planning Board**
- b. **Memorandum From DPW Director S. Berlucchi**

- 2. **Attorney Jeremiah Leary – Request Acceptance of Public Improvements in Indian Rock Estates Subdivision and Release of Surety**
- c. **Memorandum From Tiverton Planning Board**
- d. **Memorandum From DPW Director S. Berlucchi**

- 3. **Garry Plunkett – Brief Update on Grant Request to Fund Feasibility Study for Regional Wind Energy System and Tiverton’s Role in the Consortium**

H – BIDS AND REQUESTS FOR PROPOSALS

- 3. **Town Administrator/DPW Director – Request Approval to Advertise for Bids**
 - a. **Bituminous Concrete Paving**
 - b. **Washed Sand, Crushed stone, Bank Run Gravel, Screened Loan, Crushed Stone and Dense Grade**
 - c. **High Density Polyethylene Pipe (HDPE)**
 - d. **Catch basin Blocks**
 - e. **Catch Basin Frames and Grates**
 - f. **Premium Unleaded Gasoline, Dyed Off-Road Diesel Fuel**

I - TOWN ADMINISTRATOR ANNOUNCEMENTS, COMMENTS AND

QUESTIONS

J – COUNCIL ANNOUNCEMENTS, COMMENTS AND QUESTIONS

- 1. Councilors Roderick and Lambert – Updating F/Y 2009/10 Budget**

K – TOWN SOLICITOR – ANNOUNCEMENTS, COMMENTS AND QUESTIONS

- 1. Memorandum Regarding Taxpayer Petition to Expend Money for a Fire Truck**

5. CLOSED EXECUTIVE SESSION

- 1. Town Solicitor - Litigation – 42-46-5(a) (2)**

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.”