

TIVERTON TOWN COUNCIL

Regular Meeting: Monday, July 13, 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: 07-09-09

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 Council Workshop Minutes from June 29, 2009

b. Approval of Minutes from June 22, 2009 Regular Council Meeting

Councilor Leonard abstained - Absent

b. Approval of Executive Session Minutes from June 22, 2009 Council Meeting

Councilor Leonard abstained – Absent

c. Approval of Executive Session Minutes from March 12, 2009 Council Meeting

Councilor Leonard abstained - Absent

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

a. Recycling/Landfill Committee (2) d. Open Space Commission

b. Conservation Commission e. School Committee

c. Harbor Commission f. Waste Water Commission (2)

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

a. Received From Housing Works RI Regarding Fifth Edition Fact Book on Affordable Housing – Book Available in Clerk Office

b. Received From State Traffic Commission Regarding Parking on Main Road

c. Received From Pat Sullivan, Tiverton Conservation Commission Regarding Crosswalks on Main Road

- d. Received From Michael Leighton, CEO Tiverton Power, Inc. Regarding Comments From Public Hearing on Zoning Map Change Request at Town Council Meeting June 8, 2009**
- e. Received From Brayton Woods Owner's Association Regarding Opposition to Expansion of Tiverton Power Plant**
- f. Received From Dr. Jeremiah Lowney, Jr. Regarding Moorings in Both Tiverton and Portsmouth Sides of Tiverton Basin on Sakonnet River – Copy Forwarded to Harbor Master and Harbor Commission**
- g. Received From City of Pawtucket Regarding Resolution Requesting Governor Carcieri Hold an Education Summit**
- h. Received Form Town of Warren Regarding Resolutions Pertaining to Opposing Electric Rate Increase, Opposing Health Insurance Rate Hikes and Supporting House Bill H5039 Related to Drunk Drivers**
- i. Response to Mr. Alan Chase Regarding Distribution of Information Sent to Council**

(C.A.) 4. Approval of Tax Assessor Abatements

B –PUBLIC HEARING –ADVERTISED

C- BOARD OF LICENSING COMMISSIONERS

D – FINANCIAL BUSINESS:

1. Town Administrator – Request Approval to Carry Forward the Balance of

\$79.33 in Account #665-690 Arts Council Expenses

2. Town Administrator – Request Approval of Wastewater Budget for Fiscal Year 2009-2010

3. Town Clerk – Request Carry Forward \$3,300 to Hold in Reserve for Mailing Notice on No Bin/No Barrel Program From Acct 197-550 (Probate Recording) and Acct 103-623 (Board of Canvassers Supplies)

E - APPOINTMENTS & RESIGNATIONS:

1. Diana Toste -Resignation from Recreation Commission

2. Appointment of Chris Roemlein for Unexpired Term to 6/30/2010

Interviewed by Council on January 2009

3. Interview Christopher M. Higgins, 80 Grinnell Avenue – Vacancy on Cemetery Committee

F - UNFINISHED BUSINESS:

1. Chris Spencer, Town Planner – Request Public Hearing on Proposed Zoning

Changes Continued From June 22nd Meeting

a. Report From Town Solicitor Andy Teitz

G - NEW BUSINESS:

1. Town Council – Landfill Subcommittee/ Recycle - No Bin/No Barrel and PAYT Programs Forwarded From June 29th Workshop

a. Town Solicitor Draft Ordinance Amendment

2. Council Costa – Discussion Regarding Possible Change to Fiscal Year – Survey of Municipal Fiscal Years for Cities & Towns in RI From Town Solicitor

3. Councilor Leonard – Request Town Administrator Provide Report Including a Schedule of Forthcoming Department Head Annual Evaluations Per Town Charter section 503

4. Councilor Leonard – Request Scheduling a Meeting to Evaluate Methods and Procedures of Council Operations to Identify Possible Improvements

5. Councilor Leonard – Annual Evaluation Process for Town Administrator Per Town Charter section 407

6. TPD Chief Blakey – Request Approval to Advertise and Establish List of Potential Police Officers

7. James Weir, Meeting House, Main Road – Request for Review of Signage in Historic District

H – BIDS AND REQUESTS FOR PROPOSALS

1. Town Administrator - Request Award of Bid for Animal Shelter

Services to Sakonnet Veterinary Hospital

I - TOWN ADMINISTRATOR ANNOUNCEMENTS, COMMENTS AND QUESTIONS

J – COUNCIL ANNOUNCEMENTS, COMMENTS AND QUESTIONS

K – TOWN SOLICITOR – ANNOUNCEMENTS, COMMENTS AND QUESTIONS

1. Vote for Unsealing of Corvello vs SU (Bay Street: Settlement Agreement and Memorandum of Understanding)

5. CLOSED EXECUTIVE SESSION

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

2. Town Administrator – 42-46-5(a)(2) – Collective Bargaining - Teamsters, IAFF and IBPO

3. Town Administrator – 42-46-5(a)(5) – Acquisition or Disposition of Town Held Property

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.”