

TIVERTON TOWN COUNCIL

Regular Meeting: Monday, January 25, 2010 at 6:00 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: 01-21-10

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

CLOSED EXECUTIVE SESSION

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

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

3. Town Administrator – 42-46-5(a)(6) - Prospective Business or Industry

CONSENT AGENDA:

(C.A.) 1. a. Approval of Minutes from January 11, 2010 Regular Council Meeting

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

**a. Harbor Commission (2) d. Open space Commission
b. Wastewater Management Commission e. Pocasset Cemetery Commission
c. Economic Development Commission f. School Committee (3)**

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

a. Received From Town of Middletown – Council Resolution Opposing Location of Liquefied Natural Gas Facility in Mount Hope Bay

b. Received From Town of Bristol – Council Resolution Opposing

Liquefied Natural Gas Facility in Mount Hope Bay

c. Received From Compact Freedom - Proclamation Against Domestic Violence

d. Received Friends of Tiverton Libraries – Winter 2010 Newsletter

(C.A.) 4. Receipt of Planning Board Recommendation Regarding Zoning Ordinance Text and

Map Amendment Request Submitted by the Tiverton Yacht Club - Continued to

April for Ethics Advisory Opinions

(C.A.) 5. Received November and December Monthly Budget and Revenue Reports and

Investment Report From Town Treasurer , DiMattia – Previously Distributed

(C.A.) 6. Approval of Tax Assessor Abatements

(C.A.) 7. Approval of Resolution Opposing LNG

(C.A.) 8. Approval for Tiverton Education Foundation to Hold a Memorial Day Parade on

Monday, May 31, 2010

B - APPOINTMENTS & RESIGNATIONS:

1. Planning Board Resignation – Patricia Sylvester

2. Tree Warden Appointment 2010

John D. Manchester

3. Conservation Commission (3) Vacancies to expire 6/30/2013

a. Natalie M. Cote, 146 Leger Lane

b. Brenden James DePrest

C – BIDS AND REQUESTS FOR PROPOSALS

D- BOARD OF LICENSING COMMISSIONERS

1. Crystal Neronha, 39 Sawdy Pond Avenue

a. Request Approval of Peddler’s License – Subject to Meeting All Legal Requirements

b. Request Approval of Hawker’s License – Subject to Meeting All Legal Requirements

E –PUBLIC HEARING –ADVERTISED

1. Landfill/Recycling Committee – Proposed Adoption of Amendment to Chapter 66 Authorizing the Council to Adopt Regulations for a “Pay As You Throw” Program

Continued From December 14, 2009

F – FINANCIAL BUSINESS:

1. Philip DiMattia, Town Treasurer

**Presentation on Annual Financial Report by Auditing Firm Parmelee,
Poirier & Associates, LLP**

G - UNFINISHED BUSINESS:

H - NEW BUSINESS:

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

J – COUNCIL ANNOUNCEMENTS, COMMENTS AND QUESTIONS

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

**1. Draft Legislation – Clarification of FTM Authority to Override
Budget Cap**

**2. Report on Town of Westerly Resolution Regarding Unfunded
Mandates**

5. CLOSED EXECUTIVE SESSION -continued

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

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3. Town Administrator – 42-46-5(a)(6) - Prospective Business or Industry

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.”