

TIVERTON TOWN COUNCIL AGENDA

Tiverton Town Hall

343 Highland Road

Tiverton, Rhode Island 02878

Regular Meeting: Monday, November 25, 2013 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 forty-eight (48) hours in advance of the meeting date.

DATE POSTED: 11-22-2013

1. PLEDGE OF ALLEGIANCE TO THE FLAG

2. ROLL CALL

Edward Roderick-President

Joan B. Chabot

Jay J. Lambert

Denise M. deMedeiros-Vice President

William P. Gerlach

Brett N. Pelletier

James J. Arruda

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 Regular Council Meeting November 12, 2013
b. Approval of Executive Session Minutes November 12, 2013

- (C.A.) 2. Receipt of Minutes from the Following Boards, Commissions
a. Pocasset Hill Cemetery Commission (3)
b. Conservation Commission (2)
c. Wastewater Management
d. Historic Preservation Advisory Board

- (C.A.) 3. Correspondence – Receive and File
a. Representative John G. Edwards and Senator Walter S. Felag, Jr. to RIPTA Requesting Next Available RIDE Bus for Senior Center
b. Resolution from Town of Jamestown Regarding Newport Pell Bridge Safety

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

- (C.A.) 5. Denise Saurette, Treasurer – Distribution of October Budget and Revenue Reports

- (C.A.) 6. Resolution Authorizing Town Clerk to Sign Corporate Authority Forms for Financial Accounts in Ordinary Course of Business to Expire on December 1, 2014

- (C.A.) 7. Kate Michaud - Distribution of Update on Statewide Planning Renewable Energy Siting Guidelines

- (C.A.) 8. Scheduling of Public Hearing for Historic District Ordinance on February 24, 2014 and Referral to Planning Board for Recommendation

A-9- OPEN PUBLIC FORUM FOR ANNOUCEMENTS, COMMENTS, QUESTIONS

B –PUBLIC HEARINGS & PUBLIC PRESENTATIONS

1. Jeffrey Brown, Compensation Planning - Presentation of Police Pension Actuarial Report as of July 1,2013,

C. TOWN COUNCIL SITTING AS BOARD OF LICENSING

NON ADVERTISED PUBLIC HEARINGS FOR LICENSE RENEWALS - SUBJECT TO MEETING LEGAL REQUIREMENTS (December 1, 2013 to November 30, 2014)

1. SFS Corp d/b/a Elaine's Country Store, 1204 Fish Road – Renewal of Annual Licenses – Subject to Meeting All Legal Requirements – Continued from November 12, 2013 Meeting
 - a. Tobacco Dealer's License
 - b. Victualling
 - c. Holiday
 - d. Fireworks
2. Step by Step Mart, 429 Main Road – Renewal of Annual Licenses – Subject to Meeting All Legal Requirements – Continued from November 12, 2013 Meeting
 - a. Tobacco Dealer's License
 - b. Holiday
 - c. Fireworks
3. Manufactured Home Elderly Community License Renewal – Councilor Roderick Recused
Continued From November 12, 2013 Meeting – Planning Board Recommendation

D - APPOINTMENTS & RESIGNATIONS:

1. Municipal Court Judge Appointment
 - a. Request for Re-appointment by Attorney James A. Donnelly, Jr.
 - b. Request for Appointment by Robert H. Humphrey, Esquire

E - UNFINISHED BUSINESS:

1. Councilor Lambert – Continued From November 12th Meeting - Discussion and Possible Vote
 - a. Extension of Health Benefits to December 31, 2013 for James Goncalo
 - b. Accrued Vacation Payment
2. Gary Rose, Recreation Commission Chair - Request Approval of Submission to DEM for Soccer Complex Grant

F – FINANCIAL BUSINESS:

G - NEW BUSINESS:

1. Councilor Roderick – Discussion with Members of the Personnel Board Regarding Process for Hiring of Town Administrator
2. Police Chief Thomas Blakey - Permission to Hire a New Police Officer
3. Fire Chief Lloyd – Authority to Proceed with Hiring of Three Replacement Officers
4. Fire Chief Lloyd – Authorization to Proceed with Hazard Mitigation Plan and Advertise RFP For Consultant
5. Approval of Agreement with Town Clerk Regarding Salary Compensation During Tenure as Interim Administrator

6. DPW Director Steve Berlucchi – Discussion of RIDOT Low Interest Loan to Rebuild Pond Bridge Road Bridge Deck and Authority to Continue Process

H – BIDS AND REQUESTS FOR PROPOSALS

1. DPW Director Steve Berlucchi – Request Authorization to Accept High Bids on Advertised Surplus Equipment

I - TOWN ADMINISTRATOR ITEMS AND ANNOUNCEMENTS

J – COUNCIL ANNOUNCEMENTS, COMMENTS AND QUESTIONS

K – TOWN SOLICITOR – ITEMS AND ANNOUNCEMENTS

1. Tosi vs. Town of Tiverton - Zoning Board of Appeal
2. Larry Faulkner vs. Town of Tiverton – C.A. No: NC-13-0443
3. Sakonnet River Bridge Tolls Agenda December 2, 2013

L- TOWN CLERK ITEMS AND ANNOUNCEMENTS

5. CLOSED EXECUTIVE SESSION

1. Solicitor – 42-46-5(a)(2) – Pending Litigation – Sakonnet River Bridge Tolls Litigation
2. Solicitor – 42-46-5(a)(5) - Acquisition of Real Property for Public Purposes – Stone Bridge Gas Station
3. Town Solicitor - 42-46-5(a)(4) – Investigation – Maintenance Foreman
4. Town Solicitor – 42-46-5(a)(2) – Larry Faulkner vs. Town of Tiverton – C.A. No: NC-13-0443
5. Town Solicitor – 42-46-5(a)(2) - Litigation – Sandywoods Homes, Inc. et. al. v David Robert in His Capacity of Tax Assessor for Town of Tiverton

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.”