

TIVERTON TOWN COUNCIL AGENDA
Tiverton Town Hall
343 Highland Road
Tiverton, Rhode Island 02878
Regular Meeting: Monday, December 8, 2014 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: 12-5-2014

1. PLEDGE OF ALLEGIANCE TO THE FLAG

2. ROLL CALL

Denise M. deMedeiros -President

Joan B. Chabot-Vice President

Jay J. Lambert

Brett N. Pelletier

Joseph R. Sousa

Peter A. Mello

David Perry

3. APPROVAL OF CONSENT AGENDA

All items listed with a (CA) are to be considered routine by the Town Council and will ordinarily 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 and the Town Council President permits, 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 Regular Council Meeting Minutes November 24, 2014

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

a. Tiverton Library Services

b. Prevention Coalition November News Letter

c. Arts Council

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

a. Richmond Town Council Resolution - November 2014 Pancreatic Cancer Awareness Month

b. Samaritans of Rhode Island Thank You for Municipal Donation of \$500.00

c. Edward A. Roderick, 19 Sparrow Drive – Congratulations and Thanks

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

(C.A.) 5. Approval of Revised Town Council Meeting Schedule for 2015

(C.A.) 6. Town Administrator – Distribution of Overtime Report for Fire Department

(C.A.) 7. Street Advisory Committee Recommendations for Indian Hill Road, Sawdy Pond Avenue and Old Bulgarmarsh Road - Received and Scheduling for Public Input on January 26th

(C.A.) 8. Distribution of Town Council Governance Policy for Discussion on December 22nd Meeting

(C.A.) 9. Town Administrator – Distribution of VHB Engineering Report Regarding Stone Bridge Abutment

(C.A.) 10. Town Administrator – Distribution of Department Monthly Reports for November

A-11- OPEN PUBLIC FORUM FOR ANNOUCEMENTS, COMMENTS, QUESTIONS

1. Leon W. Hoyer, Chair Library Building Committee – Update on Library Construction

B –PUBLIC HEARINGS & PUBLIC PRESENTATIONS

ADVERTISED PUBLIC HEARINGS

1. Sakonnet River Outfitters, 0 Main Road (Corner of Main and Haskins Road) Plat 117, Lot 224- Request Approval of Indoor Shooting Range License – Subject to Meeting All Legal Requirements
 - a. Planning Board Recorded Decision on Development Plan Review
 - b. Shooting Ranges (Shooting Galleries) Ordinance
 - c. Letters Received Regarding License

C. TOWN COUNCIL SITTING AS BOARD OF LICENSING

NON ADVERTISED LICENSES

1. Central Bakery, 70 Shove Street - Request Renewal of Victualling License – Subject to Meeting All Legal Requirements
2. RT 177 Flea Mkt & Snack Bar, 1560 Bulgarmarsh Road - Request Renewal of Holiday License – Subject to Meeting All Legal Requirements
3. J& D Hot Dogs, 1540 Bulgarmarsh Road – Request Renewal of Victualling License - Subject to Meeting All Legal Requirements
4. After Glow, Inc., 295 Main Road - Request Renewal of Holiday License – Subject to Meeting All Legal Requirements
5. Charles Coelho, CMC Family Limited Partnership, 1764 Crandall Road – Request Approval for Renewal of Quarry License - Subject to Meeting All Legal Requirements

D - APPOINTMENTS & RESIGNATIONS:

Resignations

1. Conservation Commission - Peter Mello, 1912 Crandall Road

Appointments

2. Tiverton Arts Council – Barbara F. Pelletier, 104 Bonniefield Drive - Term to 4/15/2016
3. Zoning Board of Review, 2nd Alternate – George S. Alzaibak, 63 Stoney Hollow Road – Unexpired Term to 7/15/2015
4. Tiverton Harbor & Coastal Waters Management Commission – Bradley Schoch, 1 Mill St #1505 - Term to 7/15/2016
5. Economic Development Committee – One Unexpired Term to 7/15/2017
 - a. Renee deJesus-Jones, 161 Highland Road
 - b. Tom Principe, 490 Riverside Drive

E - UNFINISHED BUSINESS:

F – FINANCIAL BUSINESS:

G - NEW BUSINESS:

1. Councilor Chabot – Approval of Resolution to Postpone the December 11, 2014 Adoption of the “Economic Development Plan” Known as RhodeMapRI
2. David Robert, Tax Assessor – Brief Update on Town Website and Council Page
3. David Robert, Tax Assessor – Presentation on Suggested Changes to the Elderly Low Income Exemption Program and Scheduling of Public Hearing on January 26, 2015
4. Town Administrator – Request for Ratification of Award of Bid for Judson Street Community Center
5. Town Administrator – Ratification of Amendment to Tax Assessor Dave Robert’s Contract
6. Councilor Sousa – Discussion of Hiring Special Counsel to Seek Damages From Solicitor Teitz Relative to Tiger Tree Litigation
7. Councilor deMedeiros – Process for Appointing Vacant Budget Committee Position
8. Councilor Chabot – Request Appointment of John Martin – Next Highest Vote Getter From Election to Fill Vacancy on Budget Committee
9. Councilor Pelletier – Council Liaisons to Boards and Commissions
10. Councilor Pelletier - Board and Commission Vacancies

H – BIDS AND REQUESTS FOR PROPOSALS

1. DPW Director Berlucchi – Request Permission to Advertise for Bids to Purchase a New or Used Utility Truck Body for a Recently Purchased New Ford F-450 Utility Truck Chassis

I - TOWN ADMINISTRATOR ITEMS AND ANNOUNCEMENTS

1. Draft RFP for Town Solicitors – Authorization to Advertise
 - a. General Services – Town Solicitor
 - b. Labor Services
 - c. Legal Services – Land Use
2. Discussion on Fire Department Overtime
3. Discussion of Town Planner Appointment

J – COUNCIL ANNOUNCEMENTS, COMMENTS AND QUESTIONS

K – TOWN SOLICITOR – ITEMS AND ANNOUNCEMENTS

1. Seminar – Your Role As A Public Official - Open Meetings, Public Records and Ethics
 - a. In-House Training Scheduling for Tuesday, January 27th or Wednesday, January 28th
 - b. Attorney General Open Government Summit January 15, 2015
2. Memorandum on Private Communication During Public Meetings

L- TOWN CLERK ITEMS AND ANNOUNCEMENTS

5. CLOSED EXECUTIVE SESSION

1. Solicitor – Litigation - 42-46-5(a)(2) – McLaughlin v. Town of Tiverton
2. Solicitor – Litigation – 42-46-5(a)(2) – Faulkner v. Town of Tiverton
3. Solicitor – Litigation - 42-46-5(a)(2) - Litigation - Quarterly Litigation Report
4. Solicitor – Litigation – 42-46-5(a)(2) - Discussion of All Pending Litigation

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.”