

Town of Tiverton, Rhode Island

Town Council Meeting

NOTICE and AGENDA

Regular Meeting: Monday, May 9, 2022, at 7:00 p.m.

Tiverton Town Hall
343 Highland Road
Tiverton, Rhode Island 02878

Notice: This meeting is IN PERSON only.

The meeting will also be viewable live at: www.youtube.com/user/TivertonVideos

Individuals requesting interpreter services for the hearing impaired must contact the Town Clerk's Office at 343 Highland Road or call (401) 625-6704 at least forty-eight (48) hours in advance of the meeting.

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 a 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."

The public may send written comments via email to publiccomment@tiverton.ri.gov or by regular mail to the Town Clerk at 343 Highland Road, Tiverton, RI 02878, or place them in the grey drop box located outside Town Hall by noon on Monday, May 9, 2022.

Date posted: May 5, 2022

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE TO THE FLAG

3. ROLL CALL

President Denise M. deMedeiros
William J. Vieira
Jay P. Edwards

Vice President Michael S. Burk
Deborah G. Janick

Joseph C. Perry
Donna J. Cook

*****CONSIDERATION AND VOTE ON THE FOLLOWING PROCLAMATION*****

Recognizing National Police Week May 15-21, 2022

4. CONSENT AGENDA

All items listed within the Consent Agenda are to be considered routine by 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 for separate consideration later on the agenda.

A. Approval of Town Council Minutes

1. April 25, 2022 – Regular Meeting (Councilors deMedeiros and Perry abstain, absent)
2. April 25, 2022 – Executive Session (Councilors deMedeiros and Perry abstain, absent)

B. Acknowledge Receipt of Minutes from Boards/Commissions/Committees

1. Conservation Commission (1)
2. Solar Ordinance Advisory Committee (1)
3. Board of Canvassers (1)
4. Harbor Commission (1)
5. Town Farm Renovation Committee (1)

C. Acknowledge Receipt of Reports

1. Jennifer Siciliano, Town Planner and Administrative Officer – Report of Activities of Planning Department and Planning Board for April 2022 and September 2021 to February 2022
2. Conservation Commission – Annual Report for 2021

D. DPW Director Rogers - Request Permission to submit RIPDES MS4 Annual Report to RIDEM

5. PUBLIC COMMENTS REGARDING A COUNCIL AGENDA ITEM OR OTHER TOWN BUSINESS

A. Comments received:

1. Bonnie Burns

6. PUBLIC HEARINGS (ADVERTISED) – Discussion and possible votes

- A. Arts and Artisan Festival/Alyssa Wood - Approval of sound variance for Arts and Artisan Festival at Mill Pond Shops @ Tiverton Four Corners, 3980 Main Road on July 16, 2022, from 10 am to 4 pm and approval of Special Event permit (cont. from 4/25/2022)
- B. Approval of the proposed amendment to Tiverton Code of Ordinances Section 2-107 Casino Gaming Revenue
- C. Approval of the proposed amendment to Tiverton Code of Ordinances Section 78-71 Parking Prohibited on Access Road, Industrial Way and Progress Road
- D. Approval of the proposed amendment to Tiverton Code of Ordinances Section 2-1. Fees and fines, Beach Parking Pass Fees

7. GENERAL BUSINESS

- A. Town Administrator/Michael DeCotis – Discussion and possible vote to amend the previous vote on the use of funds from Tiverton Power contribution for Middle School Softball field renovations, in an amount not to exceed \$12,000, as a result of School Committee action
- B. Bruce Thompson – Request for the Town to abandon an undeveloped portion of Chace Avenue. Discussion and possible vote to refer to the Planning Department

- C. Councilor Edwards/Library Director Damiani – Discussion and possible vote to support/adopt a resolution requesting the State of Rhode Island fully fund grant-in-aid to public libraries
- D. Town Administrator/ Harbor Commission – Discussion and possible vote to allow Harbor Commission to offer town residents the ability to use the municipal dock for a fee for dinghies (12 at \$300 per dinghy per season)
- E. DPW Director Rogers – Discussion and possible votes on:
1. Prohibiting acceptance of construction debris at Town Transfer Station as of July 1, 2022
 2. Prohibiting acceptance of yard waste at Town Transfer Station as of a date to be determined
- F. DPW Director Rogers - Discussion and possible votes to award contracts as follows:
1. Bituminous Concrete Paving – Award to T. Miozzi, LLC
 2. Washed Sand, Washed Stone, Bank Run Gravel, Screened Loam Crushed Stone and Dense Graded Stone – Award to L.B. Corp. dba Tiverton Materials
 3. High-Density Polyethylene Pipe (HDPE) – Award to Ferguson Waterworks
 4. Catch Basin Frames and Grates - Award to Ferguson Waterworks
 5. Daily Landfill Cover – Award to LAL Construction Co., Inc.
 6. Crack Sealing – Award to Sealcoating Inc. dba Indus
 7. Line Painting – Award to K5 Corporation
 8. Septic Tank Pumping – Award to ACME Sanitary Service
 9. Onsite Wastewater Treatment System Inspections – Award to ACME Sanitary Service
 10. Roadside Grass and Brush Mowing – Award to Rich McGee & Son Excavating
- G. Brayton Woods stop sign request – Discussion and possible vote to advertise a public hearing on Tiverton Code of Ordinance Chapter 78 TRAFFIC AND VEHICLES Section 78-37 (f) regarding Lyne Road, No. Christopher Road and So. Christopher Road per the recommendation of the Tiverton Police Department
- H. Town Administrator – Discussion and possible votes regarding ARPA Funds requests:
1. Historical Cemeteries Commission to acquire tripod to hoist grave markers – \$3,000
 2. Recreation Commission to replace AED equipment – \$10,225.70
 3. Recreation Commission to acquire outdoor fitness equipment for Phase 2 Town Farm Project – \$65,037.70
 4. Information Technology for Town Hall in need of operational server – \$25,915.05
 5. Overall project for Oshean Broadband installation at Tiverton Police Station – \$109,359.40
- I. Town Administrator – Discussion and possible vote to extend the Professional Services contract of Steere Engineering, Inc. for the period 5/1/2022 to 7/31/2022
- J. Police Chief Jones – Discussion and possible vote to grant permission to apply for the Bureau of Justice Assistance 2022 Bulletproof Vest Partnership grant
- K. Discussion and possible votes regarding the renaming of Spruce Street, Maple Street, Highland Street, Hemlock Street and Beach Street, to review Planning Board's recommendation, to set a public hearing date and to advertise same
- L. Town Administrator - Discussion and possible vote to approve a salary increase for Deputy Police Chief James Costa, effective October 26, 2021, consistent with the approved FY22 budget

- K. Councilor Cook – Discussion and possible vote on a Resolution in opposition to SB 2557 and HB 7829
Translation Services

8. ANNOUNCEMENTS/COMMENTS/DISCUSSIONS

- A. Town Clerk – Update on Financial Town Referendum
- B. Town Solicitor – Update on case CA No: NC 2021-0188 Joel Bishop et al. v. Joan Chabot, Tiverton
Town Clerk

9. CLOSED EXECUTIVE SESSION

- A. Town Administrator - 42-46-5(a)(1) – Personnel -Job Performance/Annual Evaluation for Deputy
Police Chief James Costa – Notice Given
- B. Town Administrator – RIGL 42-46-5(a)(2) Collective Bargaining – Update on IAFF Local 1703
negotiations and arbitration IAFF
- C. Town Solicitor – RIGL 42-46-5(a)(2) Litigation- Update on Case No. PM-2022-02436
Twin River-Tiverton LLC v. Town of Tiverton by and through David Robert, RICA as Tax Assessor

10. ADJOURNMENT