

Town of Tiverton, Rhode Island Town Council Meeting

NOTICE and AGENDA

Regular Meeting: Tuesday, August 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 Tuesday, August 9, 2022.

Date Posted: August 4, 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 PROCLAMATIONS

Tiverton Majors 2022 Softball Champions and Coaches

Eagle Scout Achievement Honoring Ryan Alan Snell

4. PUBLIC PRESENTATION

- A. Northpoint Development Corporation – Presentation regarding future development plans of the Tiverton Business Park and disclosure of previously approved Purchase & Sale Agreement as voted by the Town Council in Executive Session on June 13, 2022

5. 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. July 25, 2022 – Regular Meeting
 - 2. July 25, 2022 – Executive Session

- B. Acknowledge Receipt of Minutes from Boards/Commissions/Committees
 - 1. Solar Ordinance Advisory Committee (2)
 - 2. FTR & Personnel Changes Advisory Subcommittee (3)
 - 3. Board of Canvassers (1)

- C. Acknowledge Receipt of Reports
 - 1. Town Administrator – Departments’ Monthly Reports – July 2022
 - 2. Town Administrator – Police and Fire Department Overtime Reports – July 2022

- D. Acknowledge Receipt of Correspondence
 - 1. Email/petition from AG Miranda regarding paving remainder of Captains Circle – refer to DPW Director

- E. Approval of Tax Assessor Abatements – \$421.35

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

- A. Comments received:

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

- A. Approval of the proposed amendment to the Tiverton Code of Ordinances to include a new article in Chapter 14, for ARTICLE IV – STONE BRIDGE DOCKS regarding town policy, definitions, authority, application process and fees

8. APPOINTMENTS AND RESIGNATIONS – Discussion and possible votes

- A. Zoning Board of Review – (2) Alternates, (1) Year Term (2) Vacancies – Annual Appointment
 - 1. Jennifer Hilton, 128 Church Pond Drive – Request re-appointment, term ending 7/15/2023
 - 2. Edwin K. Schober, Jr., 124 Long Pasture Way - Request re-appointment, term ending 7/15/2023

- B. Dog Park Advisory Committee - (11) Member Board (2) Year Terms (3) Vacancies
 - 1. Shawn S. Cournoyer, 46 Joann Drive - Requests re-appointment, term ending 3/28/2024
- C. Economic Development Commission - (5) Members (4) Year Terms, (1) Vacancy
 - 1. Daniel R. Brocklehurst, 39 Terra Verde Drive - Request appointment, term ending 7/15/2026
- D. Acknowledgement of resignation/retirement:
 - 1. Phyllis Ibbotson from Harbor Commission effective 7/25/2022

9. GENERAL BUSINESS

- A. Council Vice President Burk – Discussion and possible vote on council resolution regarding recent anti-Semitic Social Media post by Tiverton Restaurant and the larger issue of antisemitism, racism and other forms of hate speech.
- B. Councilor Edwards – Discussion and possible vote related to Open Meetings Act training and education for Board and Commission members
- C. Councilor Cook – Discussion regarding Mayflower Wind Plan and potential vote for retention of special environmental legal counsel
- D. DPW Director Rogers – Discussion and possible vote to approve 2006 John Deere 544J Front End Loader repair costs \$17,500
- E. Administrator Cotta/Police Chief Jones – Approval of budget transfers for FY22
 - 1. \$43,096.31 from Acct 3330-5102 Staff Salaries AFSCME to Acct 3330-5101 Personnel Services
 - 2. \$390.76 from Acct 3330-5102 Staff Salaries AFSCME to Acct 3330-6167 Uniform Equipment
 - 3. \$9,115.30 from Acct 3330-5102 Staff Salaries AFSCME to Acct 3330-6648 Tires, Parts and Maint.
 - 4. \$3,874.14 from Acct 3330-5102 Staff Salaries AFSCME to Acct 3330-6792 Taser Assurance
 - 5. \$370.44 from Acct 3330-5102 Staff Salaries AFSCME to Acct 3330-6935 Telephone
 - 6. \$4,995.00 from Acct 3330-5102 Staff Salaries AFSCME to Acct 3330-7590 IT/Computer Services
 - 7. \$7,559.48 from Acct 3330-5115 Education Incentive to Acct 3330-7611 Fuel
 - 8. \$5,000.00 from Acct 3330-5120 Accreditation Stipend to Acct 3330-7611 Fuel
 - 9. \$3,840.29 from Acct 3330-6912 Electric to Acct 3330-7611 Fuel
 - 10. \$3,244.19 from Acct 3330-6928 Education/Seminars to Acct 3330-7611 Fuel
 - 11. \$2,077.80 from Acct 3330-6969 Medical Supplies to Acct 3330-7611 Fuel
 - 12. \$1,274.17 from Acct 3330-7840 Station Maintenance to Acct 3330-7611 Fuel
 - 13. \$2,384.29 from Acct 2190-5268 Group Health-Active to Acct 2190-5269 Group Health-Retired
 - 14. \$5,672.46 from Acct 2190-7925 Workman’s Comp to Acct 2190-7920 Property/Liability Ins.
 - 15. \$11,273.30 from Acct 2220-5266 ERSRI – Pension 1538 to Acct 2220-5262 ERSRI – Pension 1534
 - 16. \$1,288.62 from Acct 2220-5267 TIAA CREFF - 1538 to Acct 2220-5262 ERSRI – Pension 1534
 - 17. \$114.72 from Acct 2220-5265 TIAA CREFF - 1532 to Acct 2220-5262 ERSRI – Pension 1534
 - 18. \$3,286.07 from Acct 1040-6912 Electric to Acct 3380-6745 Street Lighting
 - 19. \$3,930.57 from Acct 3310-5101 Personnel to Acct 3310-5104 Overtime (Comp Payout)
- F. Town Administrator – Discussion and possible vote to approve contract change for Executive Assistant Mary Lou Sullivan with retroactive salary adjustment of 2.5% for 7/21 to 7/22 and a current salary increase of 2.5% from 7/22 to 7/23

- G. Town Administrator – Discussion and possible vote to approve contract change for Tax Collector Toni Lyn McGowan and retroactive salary adjustment back to 7/1/2022
- H. Council Vice President Burk - Discussion and Possible vote to refer the Draft Zoning Ordinance on Short Term Rentals to the Planning Board for a detailed report in accordance with RIGL 45-24-51
- I. Councilor Edwards – Discussion and possible vote to refer the proposed Zoning Ordinance on Solar Energy Systems to the Planning Board for a detailed report in accordance with RIGL 45-24-51
- J. Council President deMedeiros - Discussion and possible vote regarding Code of Ordinance amendment to ARTICLE II Farmer’s Market Section 22-8 Conditions and to approve funds to advertise public hearing
- K. Town Administrator - Discussion and possible vote to approve the contract addendum for On-site Wastewater for administration and oversight to Carmody
- L. Town Administrator - Discussion and possible vote to approve the Memorandum of Understanding (MOU) between Newport County Mental Health, the Town of Tiverton, and the Tiverton Police Department
- M. Town Administrator - Discussion and possible vote to approve funding to re-advertise for Fire Chief
- N. David Paull/Dog Park Committee – Discussion and possible vote on grand opening special event to be held on September 24, 2022 from 10am - 2pm

10. CLOSED EXECUTIVE SESSION

- A. Town Administrator - 42-46-5(a)(1) – Personnel - Job Performance/Annual Evaluation for Executive Assistant Mary Lou Sullivan – Notice given
- B. Town Administrator - 42-46-5(a)(1) – Personnel - Job Performance/Annual Evaluation for Tax Collector Toni Lyn McGowan – Notice given

11. ADJOURNMENT