

# Town of Tiverton, Rhode Island

## Town Council Meeting

### NOTICE and AGENDA

Regular Meeting: Monday, September 12, 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](http://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](mailto: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, September 12, 2022.

**Date Posted: September 8, 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

#### 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. August 22, 2022 – Regular Meeting (Councilor Vieira abstains, absent)
2. August 29, 2022 – Special Meeting (Councilors Cook and Perry abstain, absent)

- B. Acknowledge Receipt of Minutes from Boards/Commissions/Committees
  - 1. Economic Development Commission (2)
  - 2. Board of Canvassers (2)
  - 3. Personnel Board (3)
  
- C. Acknowledge Receipt of Reports
  - 1. Town Administrator – Departments’ Monthly Reports – August 2022
  - 2. Town Administrator – Police and Fire Department Overtime Reports – August 2022
  
- D. Acknowledge Receipt of Correspondence
  - 1. Newport Mental Health – thanks for civic appropriation
  - 2. Visiting Nurse H & H – thanks for civic appropriation
  - 3. Letter from Nancy Papagno re: Short Term Rentals (STR)
  - 4. Letter from Marisa Bartolucci re: Short Term Rentals (STR)
  - 5. Letter from A.G. Miranda re: repaving of portion of Captain’s Circle and state line location
  - 6. Claim for Overtime Compensation from Tiverton Firefighters, Local 1703 IAFF
  
- E. Approval of Tax Assessor Abatements – \$380.38
  
- F. Approval of Narragansett Electric Pole Petition for Pole 1-50 on Bridle Way for the purpose of supplying electricity to A.P. 209, Lot 132
  
- G. Approval of Bay Street Extension to December 31, 2022

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

- A. Comments received:

**6. PUBLIC HEARINGS (ADVERTISED) – Discussion and possible vote**

- A. Community Policing Sgt. John Leduc/Tiverton Police Department – Consideration of a sound variance for the Fourth Annual Child Safety Day at Grinnell’s Beach on Sunday, September 18, 2022, from noon to 4 PM
  
- B. Alexandra Sanna - Consideration of sound variance for a wedding at 723 Seapowet Avenue on September 24, 2022, from 6:30 pm to 10:30 pm, and request approval of a special event permit
  
- C. Approval of the proposed amendment to the Tiverton Code of Ordinances Chapter 22 BUSINESSES, Article II – Farmer’s Market to allow a farmers’ market on town or school department property regardless of the underlying zone with the permission of the town or school committee/school department as necessary.

**7. BOARD OF LICENSING – Discussion and possible votes**

- A. Meredith Brower/Tiverton Farmers Market - Harvest Market on Sunday, October 16, 2022, from 12 PM to 4 PM at Pardon Gray Preserve, 3460 Main Road – Request approval of a special event permit, subject to meeting all legal requirements

## **8. APPOINTMENTS AND RESIGNATIONS – Discussion and possible votes**

- A. Cemetery Commission - (5) Member Board (3) Year Terms (1) Vacancy
  - 1. Maureen Sylvia, 772 Stafford Road – Request appointment, term ending 4/15/2024
- B. Historic Preservation Advisory Board - (5) Member Board (3) Year Terms (1) Vacancy
  - 1. Jeff Gau, 56 Blackbird Street - Request appointment, term ending 10/15/2024
- C. Acknowledgement of resignation:
  - 1. Christopher Borden from Board of Canvassers effective 6/27/2022

## **9. GENERAL BUSINESS**

- A. Acting Fire Chief Committo – Discussion and possible vote to authorize grant application to the Rhode Island Department of Transportation Office of Highway Safety for “Jaws of Life” replacement
- B. Superintendent Sanchioni/School Department
  - 1. Update on previous capital allocation from FY21 Casino Gaming Funds as approved in FY22
  - 2. Review of current capital request for FY22 Casino Gaming Funds allocation
  - 3. Letter of Intent/SBA Stage I of Necessity of School Construction – discussion and possible vote
- C. Town Administrator – Discussion and possible vote on acceptance of FEMA Assistance to Firefighters Grant (AFG) award of \$339,546.66 for radio systems requested
- D. Town Administrator – Discussion and possible vote to proceed with USDA grant application for Police and Public Works vehicles
- E. Town Administrator – Discussion and possible vote to authorize Request for Information from local vendors to perform accident repairs after a vehicle accident
- F. Cemetery Commission – Discussion and possible vote to approve the Commission’s amendments to Cemetery Handbook Rules and Regulations
- G. Town Administrator – Discussion and possible vote to authorize contract change and retroactive salary adjustment for Senior Center Director Janet Holmes of 2% for 1/17/2021 to 1/16/2022 and current salary increase of 2.5% from 1/17/2022 thru 1/16/2023

## **10. ANNOUNCEMENTS**

- A. Town Clerk – Update on September 13, 2022, Primary Election process

## **11. EXECUTIVE SESSION**

- A. Town Administrator – RIGL 42-46-5(a)(1) – Personnel - Job Performance/Annual Evaluation for Senior Center Director Janet Holmes – Notice given
- B. Town Administrator –RIGL 42-46-5(a)(2) Collective Bargaining – Update on Teamsters Local 251

negotiations

C. Town Solicitor – RIGL 42-46-5(a)(2) Litigation: 21 Riverside LLC v. Town of Tiverton (NC-2022-0100) discussion, review and potential vote to approve a settlement of a tax appeal for property located at 21 Riverside Drive, (Plat 303, Lot 104)

D. Town Solicitor – RIGL-42-46-5(a)(2) Litigation: LB Corp v. Town of Tiverton (NC 2021-0401) discussion, review and potential vote on a proposed settlement of a tax appeal for property at 0 Fish Road, Plat 107/Lot 106 and potential grant of easement to plaintiff over town-owned property

## **12. ADJOURNMENT**