

# Town of Tiverton, Rhode Island

## Town Council Meeting

### NOTICE and AGENDA

Regular Meeting: Monday, May 23, 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, May 23, 2022.

**Date Posted: May 19, 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. May 9, 2022 – Regular Meeting (Councilors Cook, Perry and Vieira abstain, absent)
2. May 9, 2022 – Executive Session (Councilors Cook, Perry and Vieira abstain, absent)

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

1. Board of Canvassers (1)
2. Solar Ordinance Advisory Committee (2)
3. Historical Cemeteries Commission (2)
4. Recreation and Beach Commission (1)
5. Parade Committee (1)

C. Acknowledge Receipt of Reports

1. Town Administrator – Departments’ Monthly Reports – April 2022
2. Town Administrator – Police and Fire Department Overtime Reports – April 2022
3. Treasurer Saurette – April 2022 Budget and Revenue Reports
4. 2021 Annual Reports from Pocasset Hill Cemetery Commission, Historical Cemeteries Commission and Economic Development Commission

D. Acknowledge Receipt of Correspondence

1. Stu Gilfillen/Recreation Commission – Letter regarding Tiverton Local Pickleball Tournament on Sunday, July 17, 2022, from 8:00 AM to 5:00 PM (Rain date Sunday, July 24, 2022)
2. Department of Environmental Management’s Freshwater Wetlands Program notice of application of Paul Faria of 295 Cherry Street, Fall River, MA requesting permission to alter freshwater wetlands in the Town of Tiverton

E. Approval of Tax Assessor Abatements - \$ 68,061.67

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

A. Comments received:

1. Owner – 315 State Avenue re: overgrown trees

**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 5/9/2022)
- B. Approval of the proposed amendment to Tiverton Code of Ordinances Section 42-44. Fire pits on Town-owned beaches
- C. Approval of the proposed amendment to Tiverton Code of Ordinances Section 54-30. General rules applicable to all recreation and open space areas.
- D. Approval of the proposed amendment to Tiverton Code of Ordinances Section 2-1. Fees and fines, Planning Board Fee Schedule and Escrow Schedule
- E. Discussion and possible vote on proposed Charter Amendments regarding Personnel changes and the Personnel Board; and discussion and approval for adoption of final Ballot Questions to forward to Board of Canvassers

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

### A. Acknowledgement of resignation/retirement:

1. David Paull from Town Farm Renovation Committee, effective May 18, 2022

## **8. BOARD OF LICENSING**

- ### A. William R. Silvia, K9 Memorial Park – Requesting Special Event Permit for 2nd Annual K9 Memorial Park 5K Run/Walk Event – June 4, 2022, from 8 am - 1 pm. Start and finish at Boat House restaurant

## **9. GENERAL BUSINESS**

- ### A. Bruce Thompson – Request for the Town to abandon an undeveloped portion of Chace Avenue. Discussion and possible vote to refer to the Planning Department

- ### B. Councilor Janick - Discussion and possible vote to appoint Town Council representatives to School Building Committee

### C. Town Administrator/Harbor Commission – Discussion and possible votes to:

1. Harbor Commission Chair Bruce Cox – Request to start the process to amend Harbor Ordinances to allow for paid dinghy tie-ups at Stonebridge Abutment dock
2. Harbor Commission Chair Bruce Cox – RFP for engineering services to develop a “Marina Perimeter Permit” from CRMC related to Stonebridge abutment/dock area
3. Administrator Cotta – Dinghy dock rules and regulations

- ### D. Stu Gilfillen/Recreation Commission – Discussion and possible vote regarding Receptions event: Truck-or-Treat event on October 29, 2022, at the Ranger School from 4:00-8:30 PM

- ### E. Councilor Cook – Discussion and possible vote on a Resolution in opposition to SB 2557 and HB 7829 Translation Services (cont. from 5/9/2022)

- ### F. Councilor Cook – Update on results of the adoption of the Resolution for Coastal Buffer Zone to Allow for Aquaculture and Minimize Conflicting Uses; discussion and possible vote on a letter to support for House Bill 8244

### G. Town Administrator – Discussion and possible votes regarding Recycling Center:

1. To relocate Recycling Center in the Industrial Park from lots 728, 729 and 730 to lots 813, 814, 815, 817 and 818
2. To approve Pare Engineering contract for the design and permitting for transfer station

### H. Town Administrator – Discussion and possible vote to approve budget transfers

1. \$8,000 from Acct 3310-6968 Medical Physicals to Acct 3310-7611 Fuel, Oil & Tires
2. \$2,800 from Acct 3310-6923 Chief’s Con Ed Development to Acct 3310-7611 Fuel, Oil & Tires
3. \$1,200 from Acct 3310-6443 Equipment Service Contracts to Acct 3310-7611 Fuel, Oil & Tires
4. \$1,900 from Acct 3310-6912 Electric to Acct 3310-6935 Telephones
5. \$2,000 from Acct 3310-6922 Educational Allowance to Acct 3310-6935 Telephones

6. \$3,355.71 from Acct 3330-5150 Sick Leave Buy Back to Acct 3330-6930 Radio
7. \$5,300 from Acct 3330-5150 Sick Leave Buy Back to Acct 3330-6935 Telephone
8. \$1,725 from Acct 3330-5150 Sick Leave Buy Back to Acct 3330-7199 Psychological Testing
9. \$6,000 from Acct 3330-5150 Sick Leave Buy Back to Acct 3330-6648 Auto
10. \$10,000 from Acct 3330-5120 Accreditation Stipend to Acct 3330-7611 Uniform Replacement

- I. Town Administrator – Update on known budget deficiencies and future resolution planning
- J. Town Administrator – Discussion and possible vote to advertise the position of Town Planner/  
Administrative Officer due to resignation
- K. Town Administrator – Discussion and possible vote to advertise the position of Fire Chief due to  
future retirement
- L. Town Administrator – Discussion and possible vote to purchase Historic Site Markers using ARPA  
funds
- M. Councilor Burk - Discussion and possible vote to work with Rep. Jay Edwards on enabling legislation  
to authorize cities and towns to license short-term rentals.
- N. Treasurer Saurette – Request approval to transfer Hillside Cemetery Perpetual Care Funds of \$517.41  
to Hillside Cemetery Commission

## **10. ANNOUNCEMENTS/COMMENTS/DISCUSSIONS**

- A. Town Clerk – Update on Financial Town Referendum

## **11. CLOSED EXECUTIVE SESSION**

- A. Town Administrator - 42-46-5(a)(1) – Personnel - Job Performance for Planner Jennifer Siciliano –  
Notice Given
- B. Town Administrator –RIGL 42-46-5(a)(2) Collective Bargaining – Update on IAFF Local 1703  
negotiations and arbitration
- C. Town Administrator –RIGL 42-46-5(a)(2) Collective Bargaining – Update on Teamsters Local 251  
negotiations
- D. Town Administrator - RIGL 42-46-5(a)(5) – Discussion and possible vote on the disposition of publicly  
held property in the Tiverton Industrial Park
- E. 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

## **12. ADJOURNMENT**