

State of Rhode Island

County of Washington

In Hopkinton on the fifth day of December 2016 A.D. the said meeting was called to order by Town Council Vice President Thomas Buck at 7:00 P.M. in the Town Hall Meeting Room, 1 Town House Road, Hopkinton, RI 02833.

PRESENT: Thomas Buck, Barbara Capalbo, Sylvia Thompson, David Husband; Town Solicitor Kevin McAllister; Town Manager William McGarry; Town Clerk Elizabeth Cook-Martin. Absent: Frank Landolfi.

The meeting opened with a moment of silent meditation and a salute to the Flag.

HEARINGS

A MOTION WAS MADE BY COUNCILOR CAPALBO AND SECONDED BY COUNCILOR HUSBAND TO SIT AS A LICENSING BOARD.

IN FAVOR: Buck, Capalbo, Thompson, Husband

OPPOSED: None

SO VOTED

HOLIDAY SALES LICENSES

The Council opened a hearing for new applications for Holiday Sales Licenses for Forbes Flowers, 866 Main Street, Hope Valley, Black Fox Guns & Ammo, 211 Main Street, Ashaway and Simplicity Farms, 16 Tomaquag Road, Bradford.

The Town Clerk noted that these were new applications received over the course of a year either for new business or a business with a new owner and had ten year terms. In regards to Forbes Flowers, Councilor Thompson asked what had happened to the previous proprietor Jed Thompson. Councilor Capalbo explained he had sold the business to Ms. Forbes and had moved out of State. No one present spoke in favor of or in opposition to the applications for Holiday Sales Licenses.

A MOTION WAS MADE BY COUNCILOR CAPALBO AND SECONDED BY COUNCILOR HUSBAND TO GRANT APPROVAL TO EACH LICENSE

SUBJECT TO ALL STATE AND TOWN REGULATIONS BEING MET AND ALL TOWN TAXES CURRENT PRIOR TO ISSUE.

IN FAVOR: Buck, Capalbo, Thompson, Husband

OPPOSED: None

SO VOTED

A MOTION WAS MADE BY COUNCILOR CAPALBO AND SECONDED BY COUNCILOR HUSBAND TO ADJOURN AS LICENSING BOARD AND RECONVENE AS COUNCIL.

IN FAVOR: Buck, Capalbo, Thompson, Husband

OPPOSED: None

SO VOTED

PROPOSED HOPE VALLEY WATER DISTRIBUTION SYSTEM ORDINANCE

The Council opened a hearing on a proposed ordinance entitled “Hope Valley Water Distribution System” introduced and sponsored by Councilor Thompson. The Town of Hopkinton maintains an agreement with the Town of Richmond to obtain water for the use of its residents and commercial businesses in the village of Hope Valley. Hopkinton is obligated to pay Richmond for water and services provided for the benefit of waterline customers in Hopkinton. It is necessary for the Town of Hopkinton to insure that customers making use of water from Richmond fully understand their obligations with respect to receiving such water. It is also necessary that the Town insure that it is properly protected in the event certain issues arise concerning water provided to the customers, including but not limited to, nonpayment by waterline customers. The ordinance includes sections on Definitions; Administration of Water Distribution System; Town’s Responsibilities; Owner Responsibilities; Restrictions on Water Use, Existing Water Service Accounts, New Water Service Accounts, New Water Service Connections, Backflow and Cross-Connection Prevention, Disconnection of Water Service, Prohibited Activities and Rates. The ordinance shall take effect upon passage.

Council discussion:

Town Manager William McGarry reported the proposed ordinance is an important component of the complete overhaul of the water distribution system which began

last year with the establishment of a committee. The committee was comprised of the following individuals; Mr. McGarry, Councilor Sylvia Thompson, Manager Assistant Courtney Hyland, Finance Director Brian Rosso, Waterline Manager Leon Millis, Hope Valley Elementary School Principal Joseph Gencarelli and waterline customer Elwood Johnson Sr. The Committee met approximately ten times and their work led to various improvements including the purchase and replacement of new digital water meters, the development of new water line documents and the proposed ordinance. Mr. McGarry suggested a couple of minor changes in the draft ordinance. On page one, to change the title of the ordinance to Town water line distribution system instead of Hope Valley water line distribution system and on page three under Owner Responsibilities Item (C) to change the interest to one percent to make it consistent with the interest rate added in with regard to tax sales. Councilor Capalbo felt the ordinance would be important going forward for the entire town as there could be additional sections in town that could have town water someday.

Council Vice President Buck suggested reviewing the proposed ordinance one page at a time from the beginning. On page one: Introduction, Councilor Capalbo suggested adding to the last sentence “and Town citizens understand any future ramifications”; on page two under Definitions- Service pipe to read: The pipe from the property line to the meter; under Administration of Water Distribution System, Item (A), to delete “on a day-to-day basis” and substitute with (on an as needed basis”; under Town’s Responsibilities, Item (A), second line to strike “will” and insert “shall be”. On page two: Owner Responsibilities, Item (C), change the interest rate to 1%; Item (G), to strike “to observe the manner of water use” from the sentence. On page three: Restrictions on Water Use, Item (A), change “conversation” to “conservation”; Item (C), pertained to irrigation systems for agricultural operations; Councilor Capalbo commented on potential impact as a result of marijuana grow operations that may occur in the future. New Water Service Accounts, Item (A), strike “ISDS Inspector” and replace with (Licensed Septic Hauler). Page 5, New Water Service Connections, Item (A), the sentence will read “New water service connections shall be made only after the Finance

Director certifies the application complete, in writing, by the Town's Water Manager that the water supply is adequate to serve the new connection. Next sentence, strike "Water Manager" and substitute with "Town Council". Item (E), will be stricken in its entirety from this section; Item (F), strike "borne by the Town" and replace with "financed by the restricted Hope Valley Water Line Account"; Item (G), add to the sentence "under the jurisdiction of the Town".

Page 6: Disconnection of Water Service - Item (A), add to the last sentence "who shall notify the Town Finance Director of such requests". Page 7: Prohibited Activities Item (B), Item B will be stricken in its entirety from this section; Item (E), strike "without the written approval of Town officials". This ordinance will cover only those properties that are named in the waterline agreement, not properties outside the water system boundary. All determined after discussion and review that the title of the ordinance will be Hope Valley Waterline Distribution System. If there is ever a need for additional water systems, this ordinance would be the boiler plate to build on going forward. No one from the public commented on the proposed ordinance. There were no further questions.

A MOTION WAS MADE BY COUNCILOR THOMPSON AND SECONDED BY COUNCILOR HUSBAND TO CLOSE THE HEARING AND SET JANUARY 17, 2017 AS THE DATE TO CONSIDER ADOPTION OF THE ORDINANCE.

IN FAVOR: Buck, Capalbo, Thompson, Husband

OPPOSED: None

SO VOTED

The revisions made will be incorporated into the draft ordinance and will be distributed when complete.

CONSENT AGENDA

The Town Council Meeting Minutes of November 7, 2016 were removed from the Consent Agenda.

A MOTION WAS MADE BY COUNCILOR CAPALBO AND SECONDED BY COUNCILOR THOMPSON TO APPROVE THE CONSENT AGENDA AS

FOLLOWS: Approve Special Town Council Meeting Minutes of November 28, 2016; Approve refund due to overpayment by escrow submitted by the Tax Collector; Approve abatement due to a tax value change submitted by the Tax Assessor.

IN FAVOR: Buck, Capalbo, Thompson, Husband

OPPOSED: None

SO VOTED

The November 7, 2016 Town Council Meeting Minutes had corrections on page 8, under Town Manager report, line 5 to change "\$25,00" to "\$25,000.00" and on page 9, line 9 to change "as" to "was".

A MOTION WAS MADE BY COUNCILOR CAPALBO AND SECONDED BY COUNCILOR HUSBAND TO APPROVE THE TOWN COUNCIL MEETING MINUTES OF NOVEMBER 7, 2016 WITH CORRECTIONS.

IN FAVOR: Buck, Capalbo, Thompson, Husband

OPPOSED: None

SO VOTED

PUBLIC FORUM

No one spoke during the first public forum.

TOWN MANAGER REPORT

Town Manager William McGarry reported on November 16, 2016 he met with Finance Director Brian Rosso, Waterline Manager Leon Millis and his assistant Courtney Hyland to review the status of the water meter replacement project. He stated as of today, 40 out of the 50 sites had their new meter installed or scheduled to be installed. He thanked Mrs. Hyland for her assistance with the project.

NEW BUSINESS

AWARD BID RE: HOPE VALLEY INCOME SURVEY

This matter had been scheduled to discuss, consider and vote to award a bid for a Hope Valley Income Survey. One bid was received in response to the re-advertised RFP. Town Planner James Lamphere was present. There was no discussion.

A MOTION WAS MADE BY COUNCILOR CAPALBO AND SECONDED BY COUNCILOR THOMPSON TO AWARD THE BID FOR A HOPE VALLEY INCOME SURVEY TO DANIEL CAHILL & ASSOCIATES, 139 HILLSIDE AVENUE, PROVIDENCE, RI IN THE AMOUNT OF \$15,500.00 FUNDED THROUGH THE TOWN'S 2015-16 CDBG ADMINISTRATION-REVITALIZATION MANAGEMENT RESOURCE ALLOCATION.

IN FAVOR: Buck, Capalbo, Thompson, Husband

OPPOSED: None

SO VOTED

BOARDS & COMMISSIONS:

TAX BOARD OF REVIEW

A letter had been received from Jeffrey Hall indicating he would like to be reappointed to the Tax Board of Review.

A MOTION WAS MADE BY COUNCILOR CAPALBO AND SECONDED BY COUNCILOR THOMPSON TO REAPPOINT JEFFREY HALL TO THE TAX BOARD OF REVIEW.

IN FAVOR: Buck, Capalbo, Thompson, Husband

OPPOSED: None

SO VOTED

PUBLIC FORUM

No one spoke during the second public forum.

ADJOURNMENT

A MOTION WAS MADE BY COUNCILOR THOMPSON AND SECONDED BY COUNCILOR HUSBAND TO ADJOURN IN MEMORY OF PATRICIA PENDLETON.

SO VOTED

Elizabeth J. Cook-Martin

Town Clerk