

State of Rhode Island

County of Washington

In Hopkinton on the twentieth day of December 2021 A.D. the said meeting was called to order by Town Council Vice President Sharon Davis at 6:30 P.M. in the Town Hall Meeting Room, 1 Town House Road, Hopkinton, RI 02833.

PRESENT: Sharon Davis, Robert Marvel; Scott Bill Hirst; Town Solicitor Stephen Sypole; Town Manager Brian Rosso; Town Clerk Elizabeth Cook-Martin. Absent: Stephen Moffitt, Jr., Michael Geary.

EXECUTIVE SESSION

A MOTION WAS MADE BY COUNCILOR HIRST AND SECONDED BY COUNCILOR MARVEL TO CONVENE IN OPEN SESSION AND RECESS TO EXECUTIVE SESSION UNDER: RIGL SEC. 42-46-5(A)(1) - RIGL SEC. 42-46-5(A)(1) INTERVIEWS: BOARDS & COMMISSIONS: HOPKINTON HISTORIC DISTRICT COMMISSION & CHARTER COMMISSION.

POLL VOTE:

IN FAVOR: Davis, Hirst, Marvel

OPPOSED: None

SO VOTED

The Council reconvened in open session. Council Vice President Sharon Davis reported that no votes were taken in Executive Session.

A MOTION WAS MADE BY COUNCILOR HIRST AND SECONDED BY COUNCILOR MARVEL TO SEAL THE MINUTES OF THE EXECUTIVE SESSION.

IN FAVOR: Davis, Hirst, Marvel

OPPOSED: None

SO VOTED

The meeting was called to order with a moment of silent meditation and a salute to the Flag.

CONSENT AGENDA

The Town Council Meeting Minutes of December 6, 2021 were removed from the Consent Agenda.

A MOTION WAS MADE BY COUNCILOR HIRST AND SECONDED BY COUNCILOR MARVEL TO APPROVE THE CONSENT AGENDA AS

FOLLOWS: Accept the following monthly financial/activity report: Town Clerk.

IN FAVOR: Davis, Hirst, Marvel

OPPOSED: None

SO VOTED

Councilor Hirst noted that on page 9 of the December 6, 2021 Minutes where he thanked Pastor Stall for the donation, it should state “food” donation.

A MOTION WAS MADE BY COUNCILOR HIRST AND SECONDED BY COUNCILOR MARVEL TO APPROVE THE TOWN COUNCIL MEETING MINUTES OF DECEMBER 6, 2021 AS AMENDED.

IN FAVOR: Davis, Hirst, Marvel

OPPOSED: None

SO VOTED

NEW BUSINESS

PROPOSED ORDINANCE AMENDMENT TO CHAPTER 17 – STREETS, SIDEWALKS AND OTHER PUBLIC PLACES; ARTICLE II STREETS; DIVISION 5 - OFFICIAL STREET MAP

A proposed ordinance amendment to Chapter 17 – Streets, Sidewalks and Other Public Places; Article II Streets; Division 5 - Official Street Map was before the Town Council to Refer proposed ordinance amendment to Planning Board for a report and recommendation and to discuss and consider setting a hearing date for proposed amendment to Division 5 – Official Street Map. The ordinance amendment was introduced and sponsored by Councilor Marvel.

Councilor Marvel noted that this amendment concerned the creation of an updated street map to explicitly define which streets are owned, managed and maintained by the Town of Hopkinton; which are private streets; etc. He believed this was something that would benefit the various town departments and also help the

residents or potential residents understand if their street is an official street. Councilor Hirst noted that at times there are debates about who owns a road for private roads need to be taken care of by the residents who live on that road and if a road is accepted by the town, the town is responsible to maintain it. Councilor Hirst noted that both Laurel Street and Wellstown Road in Ashaway are actually state roads and not maintained by the town. He also mentioned that a lot of houses are not numbered and he felt this was of great importance for public safety reasons in order for people to be located. Councilor Davis noted that she had two clarifications: on the old map there was a Cherry Drive and on the new map it was called Cherry Lane. Town Manager Rosso stated that once he received direction from the Council regarding this ordinance, and after speaking with Attorney Sypole, he coordinated a meeting with the department heads. Mr. Frenette, the IT Director, printed the current map from the GIS system which was distributed to all department heads. Thereafter, corrections and revisions were made which were incorporated into a new map. Councilor Davis asked Mr. Rosso to check on Cherry Lane, Blue Pond Road and Pinewood Drive, for all three were noted differently on the old map with either Drive, Trail or Road. Mr. Rosso believed that the Department of Public Works could verify which roads were town roads for they have to plow the town roads. It was suggested that Mr. Rosso contact the Department of Transportation to obtain a list of state owned roads in the town so there would be another basis of comparison. Councilor Davis also noted that there were two Jack's Trail on the map, one at B4 and the other at C4. Councilor Marvel believed that Jack's Trail intersected two portions of the grid and that was why it was depicted in B and C. Councilor Hirst also noted that someone's physical address may not be their postal address.

A MOTION WAS MADE BY COUNCILOR HIRST AND SECONDED BY COUNCILOR MARVEL TO REFER THE PROPOSED ORDINANCE AMENDMENT TO THE PLANNING BOARD FOR A REPORT AND RECOMMENDATION.

IN FAVOR: Davis, Hirst, Marvel

OPPOSED: None

SO VOTED

A MOTION WAS MADE BY COUNCILOR HIRST AND SECONDED BY COUNCILOR MARVEL TO SET FEBRUARY 22, 2022 AS A HEARING DATE FOR THE PROPOSED AMENDMENT TO DIVISION 5 – OFFICIAL STREET MAP INTRODUCED AND SPONSORED BY COUNCILOR MARVEL.

IN FAVOR: Davis, Hirst, Marvel

OPPOSED: None

SO VOTED

PROPOSED ORDINANCE AMENDMENT TO CHAPTER 17 - STREETS, SIDEWALKS AND OTHER PUBLIC PLACES; ARTICLE II; DIVISION 4 – BUILDING NUMBERS AND STREET NAMES

A proposed ordinance amendment to Chapter 17 - Streets, Sidewalks and Other Public Places; Article II; Division 4 – Building Numbers and Street Names was before the Town Council to discuss and consider setting a hearing date for proposed amendment to Division 4 – Building Numbers and Street Names. The ordinance amendment was introduced and sponsored by Councilor Marvel. The Town Council would also refer the proposed ordinance amendment to the Planning Board for a report and recommendation.

A MOTION WAS MADE BY COUNCILOR HIRST AND SECONDED BY COUNCILOR MARVEL TO REFER THE PROPOSED ORDINANCE AMENDMENT TO THE PLANNING BOARD FOR A REPORT AND RECOMMENDATION.

IN FAVOR: Davis, Hirst, Marvel

OPPOSED: None

SO VOTED

A MOTION WAS MADE BY COUNCILOR HIRST AND SECONDED BY COUNCILOR MARVEL TO SET FEBRUARY 22, 2022 AS A HEARING DATE FOR THE PROPOSED AMENDMENT TO DIVISION 4 – BUILDING NUMBERS AND STREET NAMES INTRODUCED AND SPONSORED BY COUNCILOR MARVEL.

IN FAVOR: Davis, Hirst, Marvel

OPPOSED: None

SO VOTED

RESOLUTION RE: PURCHASE OF ONE VEHICLE FOR THE POLICE DEPARTMENT

This matter was before the Town Council to discuss, consider and possibly vote on a Resolution authorizing the purchase of one vehicle for the Police Department and the financing through a lease purchase agreement. The Town Clerk read the resolution.

Councilor Davis questioned whether \$44,454 was the competitive quote and Mr. Rosso indicated it was. He noted that Municipal Leasing solicits quotes from various vendors for the town. Councilor Davis asked what was being reimbursed and Mr. Rosso advised that this was being funded through the CIP. Councilor Marvel asked if this was a planned activity and Mr. Rosso indicated it was, so the funds had been appropriated. Councilor Davis wished for clarification on what was being reimbursed. Mr. Rosso advised that if the town were to pay the expenses up front, the leasing company would reimburse the town.

A MOTION WAS MADE BY COUNCILOR MARVEL AND SECONDED BY COUNCILOR HIRST TO APPROVE THE PURCHASE OF ONE VEHICLE FOR THE POLICE DEPARTMENT AND THE FINANCING THROUGH A LEASE PURCHASE AGREEMENT.

IN FAVOR: Davis, Hirst, Marvel

OPPOSED: None

SO VOTED

The resolution follows:

THE TOWN OF HOPKINTON, RI

RESOLUTION AUTHORIZING THE PURCHASE OF ONE VEHICLE FOR USE BY THE POLICE DEPARTMENT AND THE FINANCING THEREOF THROUGH A LEASE PURCHASE AGREEMENT AND AUTHORIZING THE EXECUTION AND DELIVERY OF A LEASE PURCHASE AGREEMENT AND RELATED INSTRUMENTS, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, the Town desires to enter into a lease purchase agreement for one vehicle for use by the Police Department (collectively, the "Vehicle"); and

WHEREAS, the Vehicle is essential for the Town to perform its governmental functions; and

WHEREAS, the Town has taken the necessary steps, including those relating to any applicable legal bidding requirements, to arrange for the purchase of the Vehicle and for the lease purchase financing thereof through Municipal Leasing Consultants or one of its agents or assignees, in a principal amount not to exceed \$44,454.

RESOLVED that:

SECTION 1. The Town Council hereby authorizes the Finance Director and the President of the Town Council, acting on behalf of the Town, to purchase the Vehicle and to finance the same through a Lease Purchase Agreement and related documents (the "Financing Documents"), subject to annual appropriation therefore by the Town.

SECTION 2. The form and other details, terms and conditions of the Financing Documents shall be fixed by the Finance Director and the President of the Town Council.

SECTION 3. The Finance Director and the President of the Town Council, each acting singly, is hereby authorized to enter into the Financing Documents and said officers are hereby authorized and instructed to take all actions, and to execute and deliver the Financing Documents and any related agreements, certificates and other documents in such form as they may deem necessary or desirable to implement the lease purchase financing of the equipment. To the extent that the Financing Documents contemplate tax-exempt lease financing, such officers are also authorized to take all action, on behalf of the Town, necessary to insure that interest component of the lease payments will be excludable from gross income for federal income tax purposes and to refrain from all actions which would cause the interest component of the Lease to become subject to federal income taxes.

SECTION 4. That this Resolution is an affirmative action of the Town Council of the Town toward the execution and delivery of the Financing Documents in accordance with the purposes of the laws of the State. This Resolution constitutes the Town's declaration of official intent, pursuant to Treasury Regulation 1.150(2), to reimburse the Town's General Fund for certain capital expenditures paid on or after the date which is sixty (60) days prior to the date of this Resolution, but prior to the execution and delivery of the Financing Documents. Such amounts to be reimbursed shall not exceed \$44,454 and shall be reimbursed not later than eighteen (18) months after (a) the date on which the expenditure is paid or (b) the date the property is placed in service or abandoned, but in no event later than three (3) years after the date the expenditure is paid.

SECTION 5. This Resolution shall take effect upon its passage.

REQUEST OF TOWN OF RICHMOND FOR HOPKINTON TO CONTRIBUTE ONE-THIRD OF COST OF BUILDING PERMIT FEES RE MADDIE POTTS FIELDHOUSE

This matter was before the Town Council to discuss, consider and possibly vote to contribute to cover one-third of the cost of the building permit fees for the Maddie Potts Fieldhouse at Chariho Athletic Stadium to be donated back to the Maddie Potts Foundation requested by the Town of Richmond.

Councilor Hirst wished to speak against this request, noting that the Charlestown Town Council had already rejected this. Whether or not building fees should be charged by a town for something that benefits school property is questionable and if they contributed it would set a very bad precedent. He believed if the Town of Richmond felt that building fees should be charged, that bill should be sent to the Chariho Regional School District. The Chariho Regional School District collects taxes from all three member towns and has a budget of millions of dollars. He did

not believe Hopkinton should be spending taxpayer money when Chariho already receives tens of millions of dollars from the three member towns. Councilor Marvel noted that his reaction to this request is that he did not feel that Richmond should be charging building permit fees because this was a nonprofit entity. He was concerned that Chariho will not pay the permit fees because this is directly supporting them and he hoped the School Committee would be willing to front the money for this. Councilor Davis noted that she was also against this, but for a different reason. She noted that at the Chariho District Financial Meeting on March 5, 2019, she had asked who was going to pay for this fieldhouse and they stated that there would be no use of public funds, which is also how they made the motion.

A MOTION WAS MADE BY COUNCILOR HIRST AND SECONDED BY COUNCILOR MARVEL TO DECLINE TO CONTRIBUTE ONE-THIRD OF THE COST OF THE BUILDING PERMIT FEES FOR THE MADDIE POTTS FIELDHOUSE AT CHARIHO ATHLETIC STADIUM TO BE DONATED BACK TO THE MADDIE POTTS FOUNDATION REQUESTED BY THE TOWN OF RICHMOND.

IN FAVOR: Davis, Hirst, Marvel

OPPOSED: None

SO VOTED

PUBLIC FORUM

No one spoke during public forum.

ADJOURNMENT

A MOTION WAS MADE BY COUNCILOR HIRST AND SECONDED BY COUNCILOR MARVEL TO ADJOURN IN MEMORY OF ROBERT JOSEPH DOLE.

SO VOTED

Elizabeth J. Cook-Martin

Town Clerk

Marita D. Murray

Deputy Town Clerk