

HOPKINTON TOWN COUNCIL MEETING – December 5, 2022
BUSINESS AGENDA
Town Hall, 1 Town House Road, Hopkinton, RI 02833

**NOTICE
HYBRID MEETING BEING HELD IN PERSON AND REMOTE**

Understanding the people have a vested interest in the operation of their government, the Hopkinton Town Council intends to include the public on December 5, 2022. However, due to the COVID-19 virus, the Council wants to be sure that everyone can do so safely from their own homes. Therefore, this hybrid meeting will be held in person and remotely using Zoom.

To get the most out of the hybrid meeting technology, participants can join by computer when possible. Joining by computer allows you to see the Town Council members on-screen and makes it easier to use the functions for indicating you wish to speak and muting/un-muting yourself.

To attend the meeting remotely, please connect in by 7:00 PM. **Note:** Participants will not be able to connect before the host begins the session, and anyone trying to connect who are unable to do so should try again after 7:00 PM.

You are invited to a Zoom webinar.

When: December 5, 2022 07:00 PM Eastern Time (US and Canada)

Topic: Town Council Meeting – December 5, 2022 - Hybrid

REMOTE MEETING ACCESS:

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/81130008721?pwd=ekVwQ01zdDNoMjAvQkQzVlc3Y3pXUT09>

Meeting ID: 811 3000 8721

Passcode: 242233

Dial-In: 1-646-931-3860

****Citizens wishing to speak during public forum:**

Any participants wishing to speak during the public forum should indicate so as early as possible. The Zoom meeting has a 'Raise your hand' indicator that you enable to let the host know you wish to speak.

To 'Raise your hand' in Zoom:

By Computer:

Click "raise hand" from the Zoom menu bar and wait for the meeting host to ask you to unmute. Once asked to unmute, press "unmute" to unmute and speak.

By Phone:

Dial *9 to "raise your hand" and wait for the meeting host to ask you to unmute. Once asked to unmute, dial *6 to unmute and speak.

"Please remember when making a public comment to state your name and address before speaking."

Please note: Because of ever-changing regulations due to the COVID-19 virus, this meeting may be cancelled. Please check the Town of Hopkinton website www.hopkintonri.org for updates on these meetings and other important Town or COVID-19 information.

Marita D. Murray, CMC
Council Clerk/Town Clerk

"Please remember when making comments to state your name before speaking."

6:45 P.M. Recess to Executive Session under:

1. RIGL sec. 42-46-5(a)(1) - Interviews: Boards & Commissions: Charter Commission.

Reconvene in Open Session.

Statement by the Council President that no votes were taken in Executive Session.

Consider and vote on Motion to Seal the minutes of the Executive Session.

7:00 P.M. Call to Order – Moment of silent meditation and a salute to the Flag.

Nominations and election of Council President.

Nominations and election of Council Vice President.

CALL TO ORDER AND ROLL CALL

PUBLIC COMMENT

APPROVAL OF AGENDA ORDER

CONSENT AGENDA

Approve minutes of November 28, 2022 Special Town Council Meeting.

MOTION TO APPROVE CONSENT AGENDA

TOWN MANAGER REPORT

Town Manager discussion on entering into a grant agreement for the purchase of body cameras for the Hopkinton Police Officers using Federal and State funds.

COUNCIL APPOINTMENTS

Appointment of Town Solicitor
Appointment of Zoning Solicitor
Appointment of Planning Solicitor
Appointment of Prosecutions Lawyer
Appointment of Probate Judge

Council President Appointment:

Appointment of Council Personnel Liaison

Appointments of Council Representatives to Boards, Commissions, Committees:

Affordable Housing Partnership
Animal Control Commission
Communications Committee
Conservation Commission
Economic Development Commission
Historic District Commission
Juvenile Hearing Board
Land Trust
Planning Board
Police Commission
Recreation Commission
Zoning Board of Review

HEARINGS

MOTION TO SIT AS A LICENSING BOARD

MULTI EVENT PERMIT

1. Open a hearing on an application for a Multi-Event Permit filed by Kevin Sullivan/Little Rhody Lobster, LLC, 15A Frontier Road, Ashaway, RI 02804 for property located at 15A Frontier Road

and owned by BCP, LLC, in order to hold various events including mini-golf, weddings, car shows and music; Sundays thru Saturdays during normal business hours, 11:30 AM to 10:00 PM.

Application complete/consider waivers.

Discussion.

Discuss, consider and possibly vote to grant approval to the Multi Event Permit.

MOTION TO ADJOURN AS LICENSING BOARD AND RECONVENE AS COUNCIL

NEW BUSINESS

1. Discuss, consider and possibly vote to award the bid for a One Ton 4-Wheel Drive Cab & Chassis with Dump Body Electric Slide-In Sander and 9 ft. Fisher Plow to Whaling City Ford. (ARPA Project).
2. Discuss, consider and possibly vote on ideas to suggest be included in the Chariho Omnibus Meeting in January.
3. Discuss, consider and possibly vote on suggestions for the Rhode Island General Assembly.
4. Discuss, consider and possibly vote on the establishment of a Veterans Affairs Committee.
5. Discuss, consider and vote to approve a Resolution required by the lender to finance the new Police cruiser, which the Town Council had approved in the FY23 CIP. See attached.

PUBLIC COMMENT

EXECUTIVE SESSION

Recess to Executive Session under: RIGL sec. 42-46-5(a)(2) – Collective Bargaining/Union Contracts: Local 498 IBPO.

Reconvene in Open Session.

Statement by the Council President that no votes were taken in Executive Session. Consider and vote on Motion to

Seal the minutes of the Executive Session.

ADJOURNMENT

If communication assistance (readers/interpreters/captions) is needed or any other accommodation to ensure equal participation by any person, please contact the Town Clerk's Office at 377-7777 (V) or 377-7773 (TDD) at least two (2) business days prior to the meeting.

Posting Details: Town Hall, Hopkinton Post Office, Hopkinton Website, Secretary of State Website.
Posting date: December 1, 2022

A RESOLUTION OF THE TOWN OF HOPKINTON, RHODE ISLAND AUTHORIZING THE EXECUTION AND DELIVERY OF A MASTER EQUIPMENT LEASE PURCHASE AGREEMENT WITH RESPECT TO THE ACQUISITION, PURCHASE, FINANCING AND LEASING OF CERTAIN EQUIPMENT OR CAPITAL ITEMS FOR THE PUBLIC BENEFIT; AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS REQUIRED IN CONNECTION THEREWITH; AND AUTHORIZING ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF THE TRANSACTIONS CONTEMPLATED BY THIS RESOLUTION

WHEREAS, the Town of Hopkinton, a body politic and corporate duly organized and existing as a political subdivision of the State of Rhode Island (the "Lessee"), is authorized by the laws of the State of Rhode Island to purchase, acquire and lease personal property for the benefit of the Lessee and its inhabitants and to enter into contracts with respect thereto; and

WHEREAS, the Lessee desires to purchase, acquire, finance and lease certain equipment with a cost not to exceed \$55,296.14 constituting personal property necessary for the Lessee to perform essential governmental functions (the "Equipment"); and

WHEREAS, the Lessee proposes to enter into that certain Master Lease Purchase Agreement and Schedule No. 1 thereto (the "Lease"), with Huntington Public Capital (the "Lessor"), the form of which has been available for review by the governing body of the Lessee prior to this meeting; and

WHEREAS, the Equipment is essential for the Lessee to perform its governmental functions; and

WHEREAS, the Lessee has taken the necessary steps, including those relating to any applicable legal bidding requirements, to arrange for the acquisition of the Equipment; and

WHEREAS, the governing body of the Lessee deems it for the benefit of the Lessee and for the efficient and effective administration thereof to enter into the Financing Documents and any other documentation necessary, convenient or appropriate for the purpose of the financing the Equipment on the terms and conditions described therein;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE LESSEE AS FOLLOWS:

Section 1. The Lessee is hereby authorized to execute and deliver the Financing Documents with principal components of rental payments in an aggregate amount not to exceed \$55,296.14.

Section 2. The Financing Documents and the acquisition and financing of the Equipment under the terms and conditions as described in the Financing Documents are hereby approved. The Town Manager of the Lessee and any other officer of the Lessee with the power to execute contracts on behalf of the Lessee be, and each of them hereby is, authorized to execute, acknowledge and deliver the Financing Documents and any and all instruments, documents and certificates which may be required by or provided for in the Financing Documents or as may otherwise be required for or necessary, convenient or appropriate to the financing described in this resolution together with any changes, insertions and omissions therein as may be approved by the officers who execute the Financing Documents, such approval to be conclusively evidenced by such execution and delivery of the Financing Documents. The Town Clerk or Finance Director of the Lessee and any other officer of the Lessee with the power to do so be, and each of them hereby is, authorized to affix the official seal of the Lessee to the Financing Documents and attest the same.

Section 3. The proper officers of the Lessee be, and each of them hereby is, authorized and directed to execute and deliver any and all papers, instruments, opinions, certificates, affidavits and other documents and to do or cause to be done any and all other acts and things necessary or proper for carrying out this resolution and the Financing Documents.

Section 4. Pursuant to Section 265(b) of the Internal Revenue Code of 1986, as amended (the "Code"), the Lessee hereby specifically designates the Lease as a "qualified tax-exempt obligation" for purposes of Section 265(b)(3) of the Code.

Section 5. Nothing contained in this resolution, the Lease nor any other instrument shall be construed with respect to the Lessee as incurring a pecuniary liability or charge upon the general credit of the Lessee or against its taxing power, nor shall the breach of any agreement contained in this resolution, the Lease or any other instrument or document executed in connection therewith impose any pecuniary liability upon the Lessee or any charge upon its general credit or against its taxing power, except to the extent that the rental payments payable under the Lease are special limited obligations of the Lessee as provided in the Lease.

Section 6. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

Section 7. All bylaws, orders and resolutions or parts thereof, inconsistent herewith, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed as reviving any bylaw, order, resolution or ordinance or part thereof.

Section 8. This resolution shall take effect immediately.