Date posted: JULY 3, 2023 by 4:00 P.M.

All items on this agenda are to be discussed and/or acted upon.

TOWN OF LITTLE COMPTON
TOWN COUNCIL
Wilbur McMahon School, Media Center
28 Commons
Little Compton, RI

MEETING OF JULY 6, 2023

Live streaming at https://www.youtube.com/channel/UCNoKeQBPql33aEtqzOXHO9g

AGENDA

7:00 P.M.

Salute to the Flag

Announcements:

Approval of Minutes – June 15, 2023

Department Head Reports:

Old Business:

1. Ratify execution of Memorandum of Understanding entered into by the Town Administrator regarding the purchase of a van from RI Public Transit Authority
2. First draft of a proposed ordinance to create an Agricultural Overlay District, review and consider how to proceed
3. Ratify the actions of the DPW Director, Town Administrator and Council President and accept a report from same on the award of Roadside mowing after a sealed bid process
4. Consider extension of retainer for the services of Marissa Desautel, Esq. to represent the Town regarding the Mayflower Wind, now SouthCoast Wind before the Energy Facility Siting Board.

New Business:

1. Presentation from the LC Agricultural Conservancy Trust updating the council on LCACT happenings.
2. Request from United Congregational Church to use the walking track for a child’s race on July 8th in conjunction with its Church Fair and Road Race.
3. Request from Barbara Passmore to hold the LC Community Dinner on the Commons on September 10, 2023 at 3 pm.
4. Ratify actions of the Town Administrator to apply in conjunction with the School Dept. and the Community Center for Learn365RI Grant funds
5. Letter from Fire Chief Petrin requesting FF Brittany Cunha be removed from probationary status and appointed as a permanent member of the LC Fire Department, effective 01 July 2023.
Board of License Commissioners:

1. Request from Gnome Inc. for a Class F one day Retail Beverage License for the Gnome Surf Clambake to be held on August 13, 2023 at the LC Game Club John Dyer Road facility.

Communications:

1. Letter from Martina Halsey asking the Council to address the matter of the Town’s Solicitor serving as a Coastal Resources Management staff attorney as well as serving the Town of Little Compton as it relates to off-shore wind farm projects currently before CRMC.
2. Thank you note from the LC Grange, No. 32 thanking the town for the partial repairs of the steps at 32 Commons and looking forward to more repairs in the future.
3. Request from the LC Community Center for the roadway in front of the Center to be closed to traffic during the Annual Summer Concert Series, specifically August 9, 16 and 23 of 2023.
4. Request from Steven K. Reuter Lawn and Landscape Inc. to renew his license to haul refuse to the Town Transfer station in a vehicle with a gross vehicle weight in excess of 4,000 lbs. for the ensuing year.
5. Copy of a Notice from RI Dept. of Environmental Management regarding an application under consideration from Shirley McHugh, Shaw Road requesting permission to alter freshwater wetlands in the Town of Little Compton.
6. Electronic communication received from Kristen Fox expressing her support of the flying of the pride flag at the school.
7. Letter from Barbara Passmore expressing her concern with the School flying flags other than the American Flag at the school.

Consent:

1. Copies of emails received from Frank Haggerty forwarding articles on offshore wind project impact to a wide list of recipients.
2. Thank you card received from the Portsmouth High School Post Prom Party Committee thanking the town for its donation.
3. Copy of a resolution adopted by the Burrillville Town Council opposing Senate Bill 2023-137 and House Bill 2023-5201 concerning injured on duty and disability pension for fire fighters and police officers. The General Assembly has adjourned for 2023.

Payment of Bills

Executive Session – under RIGL Section 42-46-5(a)(2) – pending litigation

Consent Agenda - All items listed are considered to be routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a council member or citizen so requests in which event the item will be withdrawn from the General Order of business and considered in the normal sequence on the agenda.

All are welcome to any meeting at the town, which is open to the public. Individuals requiring communication assistance or any accommodation to ensure equal participation will need to contact the Town Clerk at 635-4400 not less than 48 hours prior to the meeting.
Minutes of a meeting of the Town Council held on June 15th, A.D. 2023 at 7:00 o'clock PM held in-in person format at the Little Compton Community Center, 34 Commons, Little Compton, RI. Members present: Paul J. Golembeske, Andrew Iriarte-Moore, Gary S. Mataronas, Patrick McHugh and Robert L. Mushen. Also: Anthony DeSisto, Town Solicitor, and Antonio Teixeira, Town Administrator.

At 7:00 PM the Council President called the meeting to order with a Pledge of Allegiance to the Flag.

Announcements:

1) The Council received a Public Notice for comment on an application before Coastal Resources Management Council to replace and revise the Army Corps of Engineers Rhode Island General Permit for a standard period of 5 years. The comment period ends June 28, 2023. This matter was placed on by unanimous consent as follows:

**Motion made by Councilor Mushen, receiving a second from Councilor Golembeske, voting in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen):** To refer to the Town Administrator a 15-day Public Notice received from the Coastal Resources Management Council concerning an application #2023-05-091 to replace and revise the Army Corps of Engineers Rhode Island General Permit for a standard period of 5 years due to file comments necessary no later than June 28, 2023 on behalf of the Town.

**Motion made by Councilor Mataronas, receiving a second from Councilor Golembeske, voting in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen):** To approve, as written the June 1st and June 6th, 2023 Town Council meeting minutes.

**Motion made by Councilor Mataronas, receiving a second from Councilor Golembeske, voting in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen):** To place the following Department Head Reports on file:

1. Town Clerk – May Monthly Report
2. Police Department – May Activity Report
3. Finance Director – May Monthly Report
5. Fire Department – May Activity Report

Councilor McHugh asked the Town Clerk to elaborate on the comment in her report of daily interaction with the IT sub-contractor, Everlasting Design wondering if she was satisfied with the service. She responded that she is very satisfied with the services.

Angela Denham addressed the Council with concerns of the seniors regarding a location for activities, a designated phone line for the seniors to call to for "any" information they need, and a request to designate Councilor Iriarte-Moore as a liaison between the seniors and the Council.

A lively discussion ensued:

- The Council is appreciative of the communication
- Currently the seniors believe the public does not know who to call for information or guidance.
  - The current Director of Social Services is Susan Sisson
The Town Clerk’s office number and Police Dispatch number is printed in town materials to contact the Director. This was started because the Director uses her home as her base office.

- Referrals are sent to the Director by churches, school, town hall, Police Dept., LC Village Improvement Society... multiple sources.
  - Some feel the use of the police dept. is not appropriate.
- Seniors want a location that is not a mixed use with other boards or groups. They want control over the building and its uses, willing to allow others use if they are able.
- The Council currently has a designated phone line for reserving use of the senior van. That number could accommodate both van reservations and information messages.
- When a designated number is determined it can be listed on the town’s website, newsletters and other media options.
- It was mentioned that the current Director of the Community Center, Amy Mooney, is willing to provide services, but would like to see a needs study completed.
  - The Director must get approval from the Board of Directors prior to implementing any changes.
  - The LCCH is suitable, but does have mixed uses.
- Seniors have been using space at both the Tiverton Senior Center, a church in Tiverton and the Westport Senior Center. They would like something similar to these examples and suggest the Councilors visit the sites.
- Could the old police station, 32 Commons be the designated senior center?
  - Currently used by others from time to time, but it could be a viable temporary option.
- What is the anticipate use of the old maintenance garage/building after their new building is constructed?
  - Currently planned for demolition due to its condition.
  - Some feel it could be renovated to meet the senior’s needs.
- Where would funding come from?
  - Costs associated with a designated location is the purchase/renovation options, salaries for Director and or Asst. Director. Costs for programs and materials as needed.
- Many residents spoke:
  - Angela Denham
  - Sue Sisson
  - Caroline Wilkie Wordell
  - Sal Marinochi
  - Barbara Passmore
  - Carolyn Montgomery
  - Mikel Folcarelli
  - Bonnie Phinney

After discussion the following was voted:

Motion made by Councilor Golembeske, receiving a second from Councilor McHugh, voting in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen): To secure a needs study regarding a senior center and needs of the elder population and put
on hold the current decision to demolish 30 Commons (Maintenance Garage/Building) until said study is complete.

Motion made by Councilor McHugh, receiving a second from Councilor Mataronas, voting in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen): To appoint Councilor Andrew Iriarte-Moore as the liaison between the Town Council and the Little Compton Seniors.

Motion made by Councilor McHugh, receiving a second from Councilor Mataronas, voting in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen): To grant the following Professional Development stipends to be paid for Fiscal Year 2023:

- Tax Assessor – Denise Cosgrove, RICA
  amount: $750
- Town Clerk – Carol A. Wordell, CMC
  amount: $750

Motion made by Councilor Iriarte-Moore, receiving a second from Councilor Mataronas, voting in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen): To re-appoint Don McNaughton to serve as a trustee on the LC Agricultural Conservancy Trust for a term expiring July 1, 2028.

Motion made by Councilor McHugh, receiving a second from Councilor Mataronas, voting in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen): To re-appoint Michael Mass to serve as the Town’s Harbor Master/Commissioner of Wrecks for the ensuing year.

Motion made by Councilor McHugh, receiving a second from Councilor Mataronas, voting in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen): To re-appoint Chris Brady to serve as the Town’s Assistant Harbor Master for the ensuing year.

Motion made by Councilor Mataronas, receiving a second from Councilor Golembeske, voting in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen): To re-appoint Stephen Ham, Roger Lord and Rob Marra to serve on the Pension Committee as members at large for the ensuing year.

Motion made by Councilor Mataronas, receiving a second from Councilor Golembeske, voting in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen): To re-appoint Richard P. D’Addario as the Town’s Probate Judge for a term expiring July 1, 2025.

Motion made by Councilor Mataronas, receiving a second from Councilor Iriarte-Moore, voting in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen): To re-appoint Herbert A. Case to serve as a member of the Zoning Board of Review and to re-appoint Mike Folcarelli to serve as an alternate member of the Zoning Board of Review for terms expiring July 15, 2028.

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen): To set the following salaries and benefits with authorization to the Finance Director for approved payments as found in item #10:

**SALARIES AND BENEFITS**

**JULY 1, 2023 – JUNE 30, 2024**

1. Police Officer Reserve Program: Hourly at the Sergeant’s rate of $33.10 per hour
2. Substitute Firemen: (part time firefighters):
   Hourly at the Probationary Firefighter rate. $22.20 per hour
   Non-Civic Details; As set by CBA at 2 times the hourly rate of Firefighter 2nd class.
   $51.44 per hour
   Town Details: As set by the CBA at 1.5 times the hourly rate of the firefighter assigned.

3. Per diem town employees (less than 24 hours per week):
   Clerks - $18.50/hr.
   Laborers - $18.00/hr.

4. Harbor Master - $15,000 per year; with reimbursement of $40 per month for cell phone
   use as Harbor Master until his personal contract expires and he joins the town’s cell
   phone plan; no other benefits
   Assistant Harbor Master - $2,000.00 yearly

5. Building Officials’ Inspectors
   Electrical Inspectors - $40.00 per visit
   Plumbing/Mechanical Inspectors - $40.00 per visit

6. Leonard Corrao (Disabled, Firefighter) – Town payment as per vote of Financial Town
   Meeting

7. Tree Warden and Equipment (Contract Work)
   Labor - $50/hr.
   Pickup Truck - $25/hr.
   One Ton dump body - $35/hr.
   Tractor and Loader - $25.00/hr.
   Bucket Truck - $50/hr.
   Chipper - $45/hr.
   Stump Grinder, new request, $60/hr.
   Chipper Truck, new request, $35/hr.
   Mini track excavator (with operator), new request, $80/hr.

   (Vote of Town Council on 11/25/1985 – Outside contractors shall pay the tree warden $15.00/day
   and notify him not less than 72 hrs. (when possible) prior to entering Town; also to notify him
   immediately upon completion of work).

   Labor - $45/hr.
   Pickup Truck - $25.00/hr.
   Tractor w/ Rotary Mower and Operator – subject to bid process
   Tractor w/ Side Mower & Operator – subject to bid process
   Backhoe w/operator - $88/hr.
   Tracked Backhoe (excavator) and operator - $98/hr.
   Mini track excavator (with operator), new request, $80/hr.
   Five to Seven (5-7) Yard Dump Truck - $45/hr.
   Grader w/operator - $75.00/hr.
   One Ton Dump Truck - $35.00/hr.
   *Machine Operator labor only - $50/hr.
   *Mechanic work on town owned equipment labor only $50/hr.
   *Storage of Town Sander Truck and parts $200/month
Snow Removal (All w/operator):
Four Wheel Drive (4WD) Pickup w/8 ft. Power Angle Plow - $73.00/hr.
One (1) Ton (or Greater) Truck w/9 ft. Power Angle Plow - $78.00/hr.
One (1) Loader w/operator - $75.00/hr.
Six (6) Wheel Dump Truck w/10 ft. Plow - $74.00/hr.
Sanding Town Roads - $355/sand or $320/sand w/Town sander

9. All Salaries and Benefits as set forth in the signed contracts between the Town Department Heads, I.B.P.O., I.A.F.F., and the Little Compton Municipal Employees Association, and the Town of Little Compton

10. Also, authorize Finance Director to pay:

1. Salaries of elected officials as voted at the 2023 Annual Financial Town Meeting.
2. All bills presented by the L.C. Free Public Library and the Beach Commission.
4. Longevity payments

Motion made by Councilor Mataronas, receiving a second from Councilor Golembeske, voting in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen): To accept with regret the resignation of William Moore from his position as Director of Public Works effective July 15, 2023 and to send Mr. Moore a letter of gratitude for his years of service to the town.

Anthony DeSisto, Town Solicitor offered the opinion that RIGL 44-3-3 regulates exemption of taxation for various groups. The LC Game Club has received an exemption from the Town Council under 44-3-3 subsection (25) non-profits efforts to keep open space. He believes subsection (8) Charitable Activities, also allows some discretion to the Council for exemption of this club. The LC Game Club owns two parcels of land totaling over 10 acres. He proposes that the Council could extend the exemption for the Game Club if they believe the club has shown they meet the eligible criteria. He also suggests that for the next legislative session the Council should consider proposing an amendment to RIGL 44-3-3 to allow the Game Club to be listed as exempt in perpetuity.

Councilor Mataronas asked for representative of the Game Club to speak. Scott Lewis, Treasurer for the Club gave brief history of the exemption by the Council in the past. Since 2018 the Club has submitted copies of their tax filings (990 form) and a listing of charitable donations and educational activities undertaken by the club for the prior year. (Filed with Assessor and Town Clerk for vault). Over the past 10 years the club has donated over $23,000.

The Solicitor notes that based on this representation and the past exemption history granted by the Council it would be awkward not to extend the exemption. After a brief discussion of whether to exempt this evening or delay by two (2) weeks to allow Councilors to read the yearly submittals the following was voted:

Motion made by Councilor Mataronas, receiving a second from Councilor Iriarte-Moore, voting in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh) Councilor Mushen opposed: To extend tax exemption to the Little Compton Game Club and to additionally propose to submit to the Town’s Representative and Senator an amendment for consideration by the General Assembly amending RIGL 44-3-3 to include the Little Compton Game Club as a non-profit exempt from taxation.
Chad Valcourt, member of the LC Game Club, asked if the club could review the proposed amendment prior to filing with the state. The Town Clerk will distribute the proposal to the Council and Club upon receipt.

Motion made by Councilor McHugh, receiving a second from Councilor Mataronas, voting in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen): To grant permission to Ed Burnett to use the Town's recreational fields and Veteran's Field on August 19, 2023, rain date August 20, 2023 to hold the first Caitlin Burnett Memorial Scholarship Soccer Tournament.

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen): To grant the renewal of a Private Detective License to Robert P. Skiffington for the ensuing year.

Motion made by Councilor Golembeske, receiving a second from Councilor Iriarte-Moore, voting in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen): To grant the renewal of a Refuse Hauling License to Fred Bodington III for a vehicle with a gross vehicle weight in excess of 4,000 lbs. for the ensuing term expiring June 30, 2024.

Motion made by Councilor Mataronas, receiving a second from Councilor Iriarte-Moore, voting in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen): To place on file the consent calendar as follows:

1. Copies of emails from Frank Haggerty concerning SouthCoast wind turbine projects, varied articles
2. Copy of a resolution adopted by the Warren Town Council strongly encouraging the General Assembly to approve legislation to authorize financing of a school construction and/or renovation project
3. Copy of a resolution adopted by the Barrington Town Council celebrating June as Pride Month in Barrington

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Golembeske, Iriarte-Moore, Mataronas, McHugh, Mushen): That the bills be allowed and ordered paid as follows: $190,308.85

Petro - Gasoline $511.03
Petro - Diesel $537.52
WBMason - Town Clerk $65.59
Goulart Petroleum, Inc. - Harbor Management Funds $30.84
East Bay Media Group - Probate $52.50
East Bay Media Group - Probate $70.00
East Bay Media Group - DPW/Highway $123.00
East Bay Media Group - DPW $110.00
Southcoast Cleaning - Town Hall/32 Commons $600.00
Southcoast Cleaning - Public Safety Complex $600.00
Southcoast Cleaning - Town Hall/32 Commons $725.00
Southcoast Cleaning - Public Safety Complex $725.00
Eagle Leasing Co. - town hall storage units $569.96
Anthony DeSisto Law Associates LLC - Legal services $7,083.33
Info Quick Solutions Inc. - Town Clerk $1,045.25
RI Energy - Town Hall (April and May) $1,256.73
RI Energy - Cell Tower $526.96
RI Energy - street lights $21.73
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<tr>
<th>Description</th>
<th>Amount</th>
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<tr>
<td>RI Energy - Public Safety Complex</td>
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<td>RI Energy - street lights Adamsville</td>
<td>$61.59</td>
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<td>RI Energy - Transfer Station</td>
<td>$107.43</td>
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<td>RI Energy - IOOF</td>
<td>$39.24</td>
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<td>RI Energy - 32 Commons</td>
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<td>RI Energy - Town Dock</td>
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<td>Salva N Sons Safe N Security - Town Hall restoration</td>
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<td>Michael Massa - Harbor Management Funds</td>
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<td>CS&amp;M Tele-Systems Inc. - Town hall phones</td>
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<td>RI Dept. of State - Assessor</td>
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<td>St Annes Hospital - Amb. Reimb. Fund</td>
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<td>Griggs &amp; Browne - Public Safety Complex (fire)</td>
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<tr>
<td>Griggs &amp; Browne - Public Safety Complex (police)</td>
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<td>FSP Books &amp; Videos - Fire Dept.</td>
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<td>Wilbur's General Store - Fire Dept.</td>
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<td>Crystal Rock - Fire Dept.</td>
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<td>Humphrey's - Fire Dept.</td>
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<td>$448.25</td>
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<td>Caseys Oil - multiple town buildings</td>
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<td>Griggs &amp; Browne - 30 Commons</td>
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<td>Griggs &amp; Browne - Town hall</td>
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<td>Griggs &amp; Browne - Transfer Station</td>
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<td>West Parts &amp; Supplies - DPW</td>
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<td>Home Depot - Highway</td>
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<td>Verizon - Wastewater Treatment Facility</td>
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<td>Verizon - DPW - Transfer Station</td>
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<td>Lynch Corp. - Highway</td>
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<td>Dave's Lawnmower Repair - DPW</td>
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<td>Everlasting Designs - computer</td>
<td>$1,645.00</td>
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<td>Everlasting Designs - computer /town hall restoration</td>
<td>$1,470.00</td>
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<td>Everlasting Designs - Computer</td>
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<td>the Metalworks Corp. - ARPA Funds Street lights</td>
<td>$9,000.00</td>
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<td>Cox - Police Dept.</td>
<td>$3.27</td>
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<td>State of Rhode Island - Police Dept.</td>
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<td>Crystal Rock - Police Dept.</td>
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<td>Grogan-Marciano Sporting Goods - Police Dept.</td>
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<td>Wilbur's General Store - Police Dept.</td>
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<td>Rob's Auto Care Inc. - Police Dept.</td>
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<td>$558.08</td>
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<td>Damon Company - town hall restoration</td>
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<td>MH Architect, LLC - town hall restoration</td>
<td>$1,210.00</td>
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<td>$1,100.00</td>
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<td>Breman, Recuper, Cacione, Scungio &amp; McAllister LLP - legal</td>
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<td>$2,000.00</td>
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No further business before the Council the meeting was declared adjourned at 8:07 PM.
Great news!

Rhode Island Public Transit Authority (RIPTA) has sent us a Memorandum of Understanding (MOU) for our review and approval to go forward with the purchase of the van.

The agreement has been modified to reflect a change of contribution by the Town of Little Compton. The initial match/contribution from the Town was 20%. That amount has been picked up by CARES Act Coronavirus relief funds, the cost to the Town is zero percent.

Please refer to the attached MOU, page two Section Two – Performance.

I ask the Town Council to ratify the signed MOU on behalf of the Town of Little Compton. I had to submit within the time frame.

Thank you!
MEMORANDUM OF UNDERSTANDING
COMMUNITY VAN PROGRAM

This Memorandum of Understanding ("MOU") is entered into by the Rhode Island Public Transit Authority ("RIPTA") and Little Compton ("Municipality"). RIPTA and Municipality may be referred to collectively as the ("Parties").

RECITALS

WHEREAS, RIPTA has access to Federal Transit Administration ("FTA") Section 5311 formula funding for vans that will provide rural transportation.

WHEREAS, the Municipality is in need of a van to meet the transportation needs of its residents.

WHEREAS, the Municipality seeks to obtain a van from RIPTA that the Municipality will use, maintain and operate to provide transportation for its residents.

NOW, THEREFORE, in consideration of the promises in this MOU, and for other good and valuable consideration the receipt of which is hereby acknowledged, the Parties agree as follows:

SECTION ONE – PROVISIONS

Recitals. The Recitals above are true and correct and made part of this MOU for all purposes.

Incorporation by Reference. All of the terms and conditions described in FTA's Master Agreement, are expressly incorporated by reference into this MOU and made a part hereof.

Term. The term of this MOU shall commence on the date of execution and shall continue through until the ownership of the van has transferred from RIPTA to the Municipality.

Entire Agreement. This MOU represents the entire agreement between the Parties with respect to its subject matter.

Modification. This MOU may only be modified in writing signed by both parties.
Waiver of Breach. The failure of either Party to enforce any provision of this MOU shall not be deemed a waiver of such provision or modification of this MOU. A waiver of any breach under this MOU shall not be deemed a waiver of any subsequent breach.

Governing Law, Venue and Waiver of Jury Trial. This MOU shall be interpreted and construed in accordance with, and governed by, the laws of the State of Rhode Island.

Joint Preparation. This MOU has been jointly prepared by the Parties, and shall not be construed more strictly against either party.

Severability. In the event any part of this MOU is found to be unenforceable by any court of competent jurisdiction, that part shall be deemed severed from this MOU and the balance of this MOU shall remain in full force and effect.

Counterparts. This MOU may be executed in counterparts, each of which shall be deemed to be an original, but all of which, taken together, shall constitute one and the same agreement. Signatures provided by facsimile or by e-mail delivery of a .pdf-format file shall have the same force and effect as an original signature.

Indemnification. The Municipality agrees to indemnify and hold harmless RIPTA and the FTA against any liens, judgments, awards, demands, claims for personal injuries or property damages, or damages of any nature relating to or arising from the Municipality's possession, maintenance, use and/or operation of the van, including but not limited to all amounts comprised of direct damages, indirect damages, consequential damages, catastrophic damages, punitive damages, interest, costs and/or attorneys' fees.

SECTION TWO - PERFORMANCE

Purchase. RIPTA will purchase the type of van sought by the Municipality. RIPTA will cover one hundred percent (100%) of the purchase price, furnishing eighty percent (80%) through the use of FTA Section 5311 formula funds and the remaining twenty percent (20%) match through CARES Act Coronavirus relief funds.

Possession. RIPTA will transfer possession of the van to the Municipality. RIPTA will retain ownership of the van during the Lien Period.

Lien Period. RIPTA will place and retain a lien on the van for a period of five years from the date Possession is transferred from RIPTA to the Municipality. This five-year period encompasses the van's useful life defined by the FTA. During the Lien Period RIPTA will hold possession of the title.
Transfer. At the expiration of the Lien Period RIPTA will remove the lien and
transfer ownership of the van to the Municipality.

Maximum Use. The Municipality agrees to maximize its use of the van at all
times to provide transportation that meets the transportation needs of its residents and
supports transportation needs promoted by other federal projects or public
transportation initiatives.

Failure to Perform. If at any time the Municipality fails to perform the terms and
conditions of this MOU, or otherwise engages in conduct so as to breach the terms and
conditions of this MOU, RIPTA shall have the right to reclaim possession of the van,
with the Municipality forfeiting any right to claim reimbursement of the amount paid to
purchase the van.

SECTION THREE -- REQUIREMENTS

Insurance. Municipality shall secure and maintain commercial comprehensive
general liability insurance, with limits of $3,000,000.00 per occurrence and $5,000,000.00
aggregate for the duration of the term of the MOU. Municipality must name RIPTA as an
additional insured on the policy.

Proof of Insurance. Municipality shall furnish proof of insurance to RIPTA, which
is appended hereto as “Exhibit A”. Municipality shall also seasonably supplement proof
of insurance, upon expiration and renewal of any policies.

Maintenance. The Municipality shall be solely responsible for all timely and
proper maintenance and repairs to the van that meets or exceeds manufacturer
requirements and for compliance with all warranty requirements.

Records. The Municipality shall keep accurate records pertaining to the van's
operation, use, maintenance and/or repair.

Inspection. At any time, upon reasonable notice to the Municipality, RIPTA shall
be authorized and entitled to inspect the condition of the van and to review all Records
maintained by the Municipality in accordance with this MOU.

SIGNATURES ON NEXT PAGE
RHODE ISLAND PUBLIC TRANSIT AUTHORITY

By: [Signature]
Scott Avedisian, Chief Executive Officer

Date: 6/23/2023

Approved as to form and substance:

By: [Signature]
Steven A. Colantuono, Chief Legal Counsel

Date: 6/20/23

MUNICIPALITY

By: [Signature]

Printed Name: Antonio A. (Signature)
Title: (Signature)

Date: 5/16/2023
§ 14-6.1. Agricultural Overlay District.

§ 14-6.1.1 Purpose.

The agricultural overlay district (hereinafter referred to as the “AOD”) shall overlie portions of other zoning districts established by this ordinance. The area of Little Compton within the AOD shall be subject to this article and to the provisions of the underlying zoning district in which the AOD is located that are not in conflict with the provisions of the AOD. The purpose of the AOD is to encourage farming and agricultural operations within the AOD by permitting existing establishments that provide food to visitors to also provide alcoholic beverages for sale to visitors subject to the issuance of proper licensing by the Town Council, in addition to the principal agricultural activities conducted upon the site.

§ 14-6.1.2 Definition. As used in this Article, “Farm” and “Agricultural Operation” means any commercial enterprise which has as its primary purpose horticulture, viticulture, viniculture, floriculture or the raising of crops.

§ 14-6.1.3 Agricultural Overlay District.

The AOD shall consist of that area so delineated on a map entitled “Agricultural Overlay District” attached to this ordinance and filed in the office of the Town Clerk. The boundary of the AOD shall consist of Assessor’s Plat , Lots .
§ 14.6.1.4 Permitted Uses in the Agricultural Overlay District.

Upon any farm or agricultural operation located within the AOD, the following uses are permitted by right, subject to any licensing requirements of the Town of Little Compton:

1. For an existing restaurant or café: An eating establishment which offers food for sale to the public that has a kitchen facility to prepare food on the premises may also include a bar area for the service of alcoholic beverages to visitors.

§ 14.6.1.5 Other Ordinances and Regulations.

All dimensional regulations set forth in this Chapter for the underlying zone shall apply in the AOD. All use regulations forth in this Chapter for the underlying zone that do not conflict with permitted uses set forth in § 14.6.1.4 shall apply in the AOD. All other Town of Little Compton ordinances, regulations and license requirements shall also apply in the AOD.
MEMORANDUM

To: Town Council

Re: Solicitation for Roadside Mowing

This memorandum describes for the record the actions taken with the response to the subject solicitation.

The Town solicitation for roadside mowing services issued on 8 June 2023 resulted in a single response. Due to the urgency of commencing mowing, the Director of Public Works sought and received the concurrence of the Town Administrator and the Town Council President to open the bid for evaluation.

Finding the bid responsive and responsible, the Director recommended award. The Administrator and President concurred.

The Town Council is requested to ratify the decision.

[Signature]

Robert L. Mushen
Town Council President

Copy: Town Administrator
    Director of Public Works
    Town Clerk
The Purpose of Establishing the LCACI

Primary Purpose: "acquiring development rights to agricultural
property within the town;"

Secondary Purpose: "acquisition of agricultural property, and/or
property for future public recreation facilities and use;"

"protecting, improving access to the ocean, land for bicycle
recreational areas, land providing access to the ocean, estuaries and adjoining uplands, groundwater saltwater marshes, estuaries and adjoining uplands, ground water and other property of interest to preserve open spaces, fresh and
created by enabling legislation in 1985 (Ri Act 85-5954).
"
The purpose of establishing the LCACF:

LCAF funding is independent of the annual Town property tax.

Currently stands at a rate of 4% with the first $300,000 exempt.

Initially approved at the Financial Town Meeting of May 20, 1986.

Enabling legislation further authorizes the Town to "...levy an additional tax upon real property transfers..."
Comprehensive Plan underlying goals of the 2018 Little Compton
LCACT's work supports 5 of 9 top-level goals (and multiple
drinking water quality
undeveloped land recharges our wells and protects our
local food sources are increasingly critical
life
Working farmland and open space are integral to our way of
Why Conserve Land in Little Compton?
Enabling Legislation
LCAT Strategic Priorities – Consistent with

1. Perpetuate and broaden agriculture as a viable economic enterprise (primary / core)
2. Preserve open space (secondary / important)
3. Maintain a network of outdoor recreational area (supplementary / additional)

7/2/2023
7. If "Go" — make a proposal that is responsive to the Landowner's request.

6. Assess the property for acquisition.

5. Determine partner interest.

4. Obtain an appraisal of the property.

3. Score the property.

2. Categorize the application based on our strategic priorities.

1. Application to the Trust from a Landowner interested in conserving.

Conversion is a Landowner-driven process...
Satisfies all 3 Strategic Priorities:

- Dundery Brook Trail
- Working with TNC to connect with farmer
- 40 acres open space
- 22 acres cropland leased to local

Example: Pontes Property

Purchased in fee in 2020.
In both cases, the LCACF assumes a perpetual responsibility for stewarding their conservation interest.

Interest to the LCACF, which can have significant tax benefits for the donor.

- Landowners who wish to conserve their land donate an easement or fee.

2. Donation

2. Donation

Valued at the LCACF at a negotiated price that cannot exceed the appraised value to the LCACF.

- Landowners who wish to conserve their land sell an easement or fee.

1. Purchase

Acquired in two ways.

Conservation interest can be
access to shore/traails)

for each parcel (ex. leased for &
available for hunting, open for public
This land is available for public use per terms established by the LCAC
from damage or change
• LCAC acquires land outright and owns it in perpetuity to protect it

2. Fee Owned

Restrictions on it are upheld in perpetuity
The landowner continues to own and use (and may sell) the land, but
the original grantor/landowner
Gives LCAC the right to enforce terms of a contract entered into with

1. Conservation Easement or Deed to Development Rights

Conservation Interest can be held in two ways.
What LCACT Has Accomplished

• Remainder were donated, while the acres purchased, while the
  remainder (702 acres on 75 properties) were held in Fee
  tenure:

  • Two-thirds of the LCACT's holdings

  • April 2023,

LCACT Holdings (April, 2023)
Without whom none of this would happen.

each conservation transaction,

Our primary partners are the willing landowners who initiate

- The Town of Little Compton
- The City of Newport Water Department
- The Westport Land Conservation Trust
- Sakonnet Preservation
- The Nature Conservancy
- Natural Resources Conservation Service
- The State of Rhode Island and

Partnership with:

- It's a Team Effort...
A 6% land often comes with wetland on the same parcel. An associated forest and/or agricultural forest exists.

Of the 6% land that currently acres of 6% land, or about 34%
The LACCT has protected 730

Only 15% of the land in Little

Town of Little Compton

LACCT

Developed

Other Open Space Land

Forested Swamp

Fields (Not Ag)

Agricultural

Lupine and Forest

Other Wetlands

Lawn/Landscaping

0

2000

4000

6000

8000

10000

12000

14000

16000

Acres
Example: Jacysin Properties

Priorities #1 and #2

Satistics Strategic

swamp

• 14 acres of forested

• 20 acres of upland

Easements purchased in 2022.
Satisfies Strategic Priorities

- Funds
- Protects Open Space
- Creek
- Shoreline at Almy
- Provides public access to coastal shrub habitat
- 5 acres of salt marsh
- Matilija Property

Other Recent Examples:
Priority #1
Satisfies Strategic

• Hill Windmill Hill
• Public from West Main

Highly visible to the

• Farm soils
• All Prime and Important

Land

• Acres of crop and nursery
• Purchased easement on 4

Farm Property

Other Recent Examples:
Satellite Strategic Priority

- Accessible RIDEM land
- Adjacent to publicy
- Within a public drinking watershed
- Christmas trees and ag
- 16 acres managed for
- 56 acres
- Purchased easement on
- Patchet Brook Tree Farm

Other Recent Examples:
Update Town Council annually on LCACF progress
Increase awareness of LCACF practices and accomplishments
Increase communication and outreach to assure that residents have
Support planning and policy discussions
Apply for a major grant to fund data collection and fact-finding to
(Housinig, Planning, etc.) consistent with enabling legislation
Explore further aligning interests with other groups and trusts
Continue transitioning fallow parcels back into working agricultural
landowners and our strategic objectives
Continue land conservation in the public interest driven by private

What's Next for LCACF?
David Weschler
Mike Steers
Wayne Montgomery
Don McNaghton
Ned Levine
Rusty Cabot
Bill Richmond, Chair

or contact one of the Trustees.

Please use littlecomptonagtrustintrust@gmail.com

Questions or Inquiries?
Please put on next agenda of to

Thanks
Patrick

Sent from my iPhone

Begin forwarded message:

From: ... com
Date: June 14, 2023 at 11:05:39 AM EDT
To:
Subject: July 8th UCC fair and race

Hi Patrick.

The UCC would like to use the track for our childrens' race on July 8th at 8:30. The whole race should be over by 8:45.

Thank you.

Mary
Dear Members,

I am asking your permission to have the Little Compton Community Dinner on the Commons on Sunday, Sept 10, 2023 at 3:00pm. Last year about 600 people attended. I hope we can continue to bring our community together.

Respectfully,

Barbara Cassmore
To: Honorable Town Council

From: Antonio A. Teixeira
        Town Administrator

Date: July 6, 2023

Subject: Learn365RI Grant

The Governor’s Office is promoting grant opportunities for School Departments, Municipalities and other agencies within the municipalities to collaborate and extend learning opportunities beyond the school year and time.

I met with Superintendent – Laurie Dias-Mitchell who agreed that this is a great opportunity to support “Little Compton After-School Enrichment Program”. This will insure that the students from Wilbur School can benefit from continues out-of-school learning.

The grant application is attached for your review and to ratify my signature to the document.

The deadline submission was Friday, June 30, 2023.

Thank you!
Learn365RI Municipal Compact

Little Compton recognizes that improving educational outcomes is central to raising the incomes of those who live in our community and ensuring all residents lead healthier lives. Moreover, as Rhode Islanders, we recognize that all of us together have a role to play in adding 1 million hours of out-of-school learning time per year across our state to help reach our goal of improving educational outcomes.

Little Compton aspires to be among the very best public education systems in New England and the United States;

Little Compton will foster a culture of innovation, collaboration, and increased awareness of learning opportunities for all community members;

Little Compton will explore participating in and creating learning opportunities that support and enhance efforts both inside and outside of the traditional school settings and schedules to enhance learning outcomes;

Little Compton will work to ensure that children and adult learners are exposed to and deeply engaged in learning activities; and

While each city and town in Rhode Island is unique, there are several specific actions steps that municipal leaders can take to help advance the concept of expanding the culture of learning from the 180-day school year to a full 365-day calendar year. Below is a sample of potential ways that municipal leaders can engage in this effort:

- Conduct a community-wide needs assessment and audit of existing and desired out-of-school time opportunities
- Regularly promote out-of-school time learning activities using social media, constituent newsletters, and public forums
- Host an annual community forum on education
- Commit to reviewing both K-12 and higher education outcomes data with the Rhode Island Department of Education on an annual basis to better understand areas for improvement
- Create a Municipal Youth Commission to engage students in local leadership opportunities and develop critical thinking, communication skills, and more
- Invest in existing or new community learning programs, centers, and/or libraries that will help advance the goal of improving educational outcomes
- Ensure seamless family supports to connect families from the school day to out-of-school time opportunities (e.g. support awareness campaigns, transportation)
- Be creative and propose programs that advance learning in ways that are unique to the needs of Little Compton

Daniel J. McKee
Governor

Tony Teixeira
Town Administrator, Little Compton

Laurie Duss-Mitchell
Superintendent of Schools

Amy Mooney
Executive Director, Little Compton Community Center
Budget Narrative

Tab 1: FY23 EMPLOYEE COMPENSATION AND EMPLOYEE BENEFITS. This grant opportunity will allow for the Little Compton Community Center (LCCC) to increase wages, allowing the LCCC to recruit more qualified staff to operate our after school care program. Additionally, administrative costs are included for fiscal management.

Tab 2: FY23 PROFESSIONAL AND TECHNICAL SERVICES (53000): The Little Compton Community Center will contract with one vendor/week to provide academic enrichment opportunities for after school care students.

Tab 3: FY23 PROPERTY SERVICES (54000): Not applicable

Tab 4: FY23 SUPPLIES AND MATERIALS (56000): Not applicable

Tab 5: FY23 PROPERTY AND EQUIPMENT (57000): Not applicable
Municipality: Town of Little Compton

Primary Contact
Please identify the person who will serve as the primary contact for this application.

- Name of Primary Contact for Application: Laurie Dias-Mitchell
- Title of Primary Contact: Superintendent of Schools
- Telephone # of Primary Contact: 401-542-1116
- Email of Primary Contact: ldias-mitchell@icsd.k12.ri.us

Budget Request
Please indicate whether you are applying for a Standard Grant ($50,000) only or whether you are applying for a Standard Grant or an Expanded Grant (up to $400,000). If the latter, please indicate the total budget amount requested for the Expanded Grant. Please note that applicants may be awarded one or the other but not both.

<table>
<thead>
<tr>
<th>Applying for...</th>
<th>Amount Requested</th>
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<tbody>
<tr>
<td>☒ Standard Grant only</td>
<td>$50,000</td>
</tr>
<tr>
<td>☐ Standard or Expanded Grant</td>
<td>$50,000 or $ (Please indicate amount requested)</td>
</tr>
</tbody>
</table>

LEA and CBO Partners
If you are partnering on this grant with any Local Education Agencies (regular school districts and/or charter public schools) and/or with any Community Based Organizations, please list them here. Please also indicate whether or not they would receive funds from this grant (N=partnering, but not receiving grant funds; S=receiving funds if awarded a Standard Grant only; E=receiving funds if awarded an Expanded Grant only; B=receiving funds if awarded either a Standard or Expanded grant). This should also be reflected in the application budget.

<table>
<thead>
<tr>
<th>Name of LEA or CBO (expand table, as necessary)</th>
<th>Not funded (N)</th>
<th>Standard only (S)</th>
<th>Expanded only (E)</th>
<th>Both (B)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Little Compton School Department – LEA</td>
<td></td>
<td>(S)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Little Compton Community Center - CBO</td>
<td></td>
<td>(S)</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Signatures
Please note that this form must be signed by the City or Town Mayor, Town Administrator, or Town Manager – not their designees.

To the best of my knowledge, all information provided in the enclosed proposal, both programmatic and financial, is complete and accurate.

City or Town Mayor, Town Administrator, or Town Manager (Required)

Name (printed)  Antonio A. Teixeira
Signature 
Date 6.28.2023
# Municipality 0

## BUDGET SUMMARY

<table>
<thead>
<tr>
<th>CATEGORY</th>
<th>DOLLAR AMOUNT</th>
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<tbody>
<tr>
<td>EMPLOYEE COMPENSATION (51000)</td>
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<tr>
<td>EMPLOYEE BENEFITS (52000)</td>
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<tr>
<td>PROFESSIONAL AND TECHNICAL SERVICES (53000)</td>
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<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$50,000.00</strong></td>
</tr>
</tbody>
</table>

Indirect Rate used: 0.00%
Advancing Learning Beyond the 180-Day School Year
Application Program Narrative From

Instructions: Please see Section VI of the RFP and provide the requested information for each section.

For applicants applying for Expanded funding, within each section of the proposal narrative you must first provide information about what you propose at the Standard Grant level of funding and then provide information about what you propose at the Expanded Grant level of funding.

Municipality: Town of Little Compton

A. Partnerships
(Recommended length – Standard Grant: ½-1 page. Standard plus Expanded Grant: 1-½ pages.)

Standard Grant

The Town of Little Compton, the Little Compton School Department (LCSD), and Little Compton Community Center (LCCC) will expand their current collaborative relationship (ESSER II and ESSER III-funded 2021, 2022, 2023 Summer Enrichment Camps and town budget allocation) to offer additional evidence-based academic enrichment and social emotional supports for after-school learning – “Little Compton After-School Enrichment Program” – that focus on areas most impacted by COVID-19 (i.e. reading, math, STEM, arts, music, Health and PE) and target student groups most in need of accelerated learning opportunities and increased academic, social-emotional support during the school year.

The Town, LCSD and the LCCC leadership teams will meet as needed to discuss specific needs of students enrolled in the “Little Compton After-School Enrichment Program.” Fundraising and donor support (LCCC) will be used to support this program. In addition, ESSER III-funded school staff assigned to the Summer Enrichment Camp will also support the “Little Compton After-School Enrichment Program.”

Expanded Grant (If applying. If not, leave blank or delete.)

B. Student Needs and Outcome Measures
(Recommended length – Standard Grant: ½-1 page. Standard plus Expanded Grant: 1-1½ pages)

Standard Grant

Being a very rural area with a disproportionate population of the elderly vs. minors, Little Compton has always posed a challenge regarding socialization for youth. In addition, there is no public transportation in Little Compton, making it difficult to navigate our community without having your own means, limiting social interactions further. Isolation was exacerbated by the COVID pandemic, hindering students’ social and emotional development and well-being. As such, the students we are now serving require additional support to foster their social and emotional wellness.

Students enrolled in the “Little Compton After-School Enrichment Program” will have enhanced learning opportunities catered to their social, emotional, health and academic development needs. The social isolation of COVID continues to impact students’ willingness and ability to engage in healthy social and emotional activities.
C. Program Description

(Recommended length – Standard Grant: 4-5 pages. Expanded Grant: 5-7 pages.)

Standard Grant

The Town of Little Compton, the Little Compton School Department and Little Compton Community Center will expand their current collaborative relationship (ESSER II and ESSER III funded 2021, 2022, 2023 Summer Enrichment Camps and Town fiscal support) to offer additional evidence-based academic enrichment and Social Emotional supports for after-school learning – Little Compton After-School Enrichment Program – that target areas most impacted by COVID-19 (i.e. reading, math, STEM, arts, music, health and PE) and target student groups most in need of accelerated learning opportunities.

Supporting Research:

Source: Learning, Equity & Accelerated Pathways (LEAP) Report and Recommendations, 2015. "Dr. Jennifer McCombs, RAND Corporation - As Senior Policy Researcher and Director of the Behavioral and Policy Sciences Department at RAND, Dr. McCombs focuses on combining evaluations using implementation and outcome data to provide practitioners and policymakers guidance on how to improve programs and promote positive outcomes for children and youth. She shared the April 2021 Learning, Equity & Accelerated Pathways Task Force Report which revealed recent findings from the National Summer Learning Project regarding the characteristics and positive impacts of effective, high-quality summer learning programs that blend academic and enrichment opportunities for youth. 'Improve students' literacy skills, notably in the areas of Reading Comprehension: Literature and Reading Comprehension: Informational Text.

D. Data and evaluation

(Recommended length – Standard Grant ¼-1 page. Standard Plus Expanded Grant 1-2 pages.)

Standard Grant

Attainment/Timeframe/Evaluation: The Town of Little Compton, the Little Compton School Department, and the Little Compton Community Center will accomplish this goal during the 2024 school year by leveraging existing enrichment opportunities within both organizations as a tool for re-engaging and re-energizing students with identified learning and/or social emotional vulnerabilities – focusing on students with IEPs, 504 Plans or who are in the Multi-Tiered Systems
of Support (MTSS) framework/Response to Intervention (RTI) process (i.e. for more regular attendance or services at school to support each participating student’s learning acceleration and academic renewal).

The program – a rebooting and amplifying of high-yield school-community collaborations forged during the pandemic – includes both organizations (LCCC and LCSD) sharing resources and physical spaces (RIDOH/CDC guidance-compliant).

Relevant: Ongoing needs assessments reveal that many LCSD students (IEPs, 504 Plans or who are in the RTI process) require extra academic and social-emotional support in the coming years to compensate for learning loss during the pandemic. We believe this was due in part to chronic student absenteeism and an increase in the number of students who became disconnected from school and academic support during the pandemic. In addition, SurveyWorks 2023 data reveals a need to re-engage students through supporting their participation in enriching programming and after-school programming throughout the school year. Our students’ voices are valued and inform decision-making around programming. Students are included on our School Improvement Team and all of our hiring teams. In addition, student voice and choice are captured in various data gathering initiatives. For example, compared to pre-pandemic SurveyWorks results, 2023 data reveals that far fewer students feel connected to their learning:

Only 23% of Wilbur McMahon School students responded favorably to the Question: "Overall, how interested are you in your classes?"

Only 14% of Wilbur McMahon School students responded favorably to the Question: "How often do you use ideas from school in your daily life?"

Only 29% (up from 13% last year) of Wilbur McMahon School students responded favorably to the Question: "How excited are you about going to your classes?"

The Little Compton School Department will also be running its annual on-site high-dosage summer tutoring program, funded with local monies.

Outcome measures & evaluation

The success of the program will be measured through the following: academic achievement (see below), structured and unstructured interviews with students, parents, teachers, and/or administrators, and participant portfolios.

SMARTe Goal #1

Support all students in improving their literacy skills, notably in the areas of Reading Comprehension: Literature and Reading Comprehension: Informational Text.

Attainment/Timeframe/Evaluation: The LCCC/ LCSD will accomplish this goal by June 30, 2023 and June 30, 2024 through integrating RIDE-approved high-quality resources that are also culturally responsive and implementing aspects of AIMS Pathways to Proficient Reading to increase student literacy outcomes through evidence-based interventions. Student success will be measured through ongoing growth monitoring: all participating students will exceed 100% of their Typical Growth measure by the end of the academic year in the areas of reading comprehension of literary texts and informational texts (i-Ready interim assessments, BOY and MOY -- 2023 and 2024). All Little Compton After-School Enrichment Program employees will receive Professional Development in the new EL Education curriculum and in the science of reading.

Relevant: The most recent i-Ready assessment results (Fall 2022) reveal that K-8, all Wilbur McMahon School students excel in the areas of Phonological Awareness, Phonics, and High-
Frequency Words; however, our students, notably those in our middle school, struggle in the following areas: Reading Comprehension: Literature and Reading Comprehension: Informational Text.

Supporting Research:
Source: A Case Study Of The Impact Of Reading Intervention In Early Elementary School Grade Levels, Bonnie S. Smith 2015

"Literature supports the benefits of direct instruction, small group instruction, early intervention for struggling readers, collaboration, and student motivation linked to academic success. Purposeful instruction and early intervention is an important component in the process of helping students to become good readers. The type of instruction is especially important when working with at-risk learners. The Glossary of Education Reform (2014) defined direct instruction as an instructional approach that is structured, sequential, and teacher-led. Direct instruction can also be a presentation of the content to students from the teacher in lecture or demonstration form. In both of these examples, the teacher is directing the instruction to the learners."


"Ensure all students have access to high-quality instruction as well as personalized support from adults, through extended learning, partnerships for before and after school, and summer learning opportunities that are undergirded by high-quality materials and resources (p. 30)."

"...implementation of high-quality instructional materials that are culturally responsive and aligned to Rhode Island Core Standards (p. 37)."

SMARTe Goal #2

Support identified student needs and social-emotional wellness in order to re-engage chronically absent students, the numbers of which have increased, due to the disruptions of the COVID-19 pandemic.

Attainment/Timeframe/Evaluation. The LCSD and LCCC are committed to a holistic, capacity-focused approach to meeting social-emotional wellness needs; accordingly, the LCSD is leveraging existing Student Support Services Staff (added a .4 Student Support Services staff member/Guidance Counselor during the pandemic and also post-Newport County Regional Special Education Program dissolution – 6/30/2023) to ensure all students whose learning and social-emotional health have been adversely affected by the pandemic (isolation, quarantine, family loss and trauma) continue to progress in their learning as well as have access to meaningful and culturally responsive educational opportunities, steeped in real-application of knowledge that has been shown to correlate with increased engagement and daily attendance at school.

The success of the Little Compton After-School Enrichment Program will be measured through the following: a 10% or more decrease in 2024 in the number of students deemed "chronically absent" with a focus on the economically disadvantaged whose absenteeism rate is twice as high as the aggregate and a 15% or more decrease in disciplinary referrals across all student groups. The LCSD is steeped in restorative practices – having rebooted all student handbook language around discipline and related policies: all teachers and support staff have been trained/certified by the Youth Restoration Project of Rhode Island. Each LCCC teacher will receive Professional Development in the restorative framework as well.

Relevant: In 2022, there were 220 instances of Wilbur McMahon School students placed in isolation or in quarantine during the current school year; whereas, for the entire 2020/21 school year there were only 36. This uptick -- likely related to the new more transmissible variants and the school's
and community's low vaccination rates (41% and 56% respectively) has resulted in the disruption of learning and social-emotional routines for nearly our entire student population necessitating an additional part-time Guidance Counselor whose focus is supporting students who are isolating (COVID positive) and quarantining (household contacts) at home and then supporting their transition back to school. In addition, 29% of our students who are economically disadvantaged are chronically absent (source: https://reportcard.ride.ri.gov/202021/SchoolAccountability?SchCode=18101&DistCode=18).

Supporting Research:
Source: Evidence-Based Practices For Assessing Students' Social And Emotional Well-Being (Hough, Witte, Wang, & Calhoun, 2021):

"The pandemic has introduced a great deal of hardship into many students’ lives, which may make it difficult for them to learn. Maslow’s Hierarchy of Needs provides a framework for thinking about how students’ basic needs such as mental health, social systems of support, and a safe and functional learning environment are necessary preconditions for higher-level learning."

"Disruptions to students' mental and emotional health, social systems of support, and learning environments require a new focus on social and emotional well-being."

"A comprehensive system for monitoring student well-being helps educators support students in schools and classrooms and allows for tiered referrals for special services."

Staffing structure

All Little Compton Community Center staff involved in the program will be included in the LCSD’s Professional Development Days (compensated for their time) and will attend grade-level and content-alike Professional Learning Communities (PLCs) and Professional Development workshops (led by LCSD staff) throughout the school year (2024) in order to learn, themselves, the broad sweeps and intricacies of the LCSD’s curriculum programs: English Language Arts, Mathematics, Social Studies, Science, Physical Education/Health, Technology and Research/Library courses, and International Baccalaureate framework.

School Year 2024:

Evidence-based academic enrichment activities for after-school learning targeting areas impacted by COVID (i.e. reading, math, STEM, arts, music, Health and PE) and target student groups most in need of learning acceleration and academic renewal.

Aligned with our SMARTe goals for 2024, the Little Compton Community Center will implement a reading program, requiring students to read books of their choice for 15 minutes daily. A low barrier reading corner will be implemented to encourage students to engage in reading in a less formal yet supportive environment.

Additionally, the Little Compton Community Center’s recreational components will continue to engage students in participation in our programming. Daily, students participate in physical activities which for many of our students who have emotional and social barriers creates an environment in which socialization is encouraged allowing for new friendships and skill sets to develop.
| Expanded Grant (If applying. If not, leave blank or delete.) |
03 July 2023

Antonio A. Teixeira Town Administrator  
Town of Little Compton, Rhode Island  
Town Hall, 40 Commons  
Little Compton, Rhode Island 02837

Re: Completion of Probationary Status

Dear Mr. Teixeira:

As established in the Codified Ordinances of the Town of Little Compton, Section XIVXIXV 3.13-6, all regular employees shall serve a probationary period of twelve (12) months after probationary appointment.

Based on his satisfactory completion of his probationary period, I recommend Probationary Firefighter Brittany Cunha be appointed as a permanent member of the Little Compton Fire Department as a Firefighter. Firefighter Cunha will be promoted to a Third-Class Firefighter. This action will become effective on 01 July 2023.

Sincerely,

Richard G. Petrin
Fire Chief
Gnome, Inc.
15 Main Street
Little Compton, RI 02837

June 21, 2023

Little Compton Town Council
40 Commons, PO Box 226
Little Compton, RI 02837

RE: Request for One Day, Class F Liquor License

Dear Little Compton Town Council Members,

My name is Stephanie Pickup and I am the Co-Chair of the Gnome Surf Clambake Committee. Gnome Surf is a 501(c)3 non-profit organization that provides life-changing surf therapy for both typical and neurodivergent (autism spectrum disorders, down syndrome, etc.) athletes.

I'm writing to request a one day, Class F, liquor license for our non-profit's upcoming fundraiser on the afternoon of Sunday, August 13, 2023 at the Little Compton Game Club located at 80 John Dyer Road in Little Compton, RI. In addition to our guests enjoying a traditional New England Clambake we would like to offer beer and wine for their enjoyment. A member of the Little Compton Game Club who has received alcohol server training will be serving the alcohol.

Our third annual Gnome Surf Clambake will help raise funds, increase awareness of surf therapy benefits, and build relationships within our community. You are welcome to learn more about Gnome Surf by visiting www.gnomesurf.com or find us on Facebook, Instagram, LinkedIn, and Twitter.

If you have any questions or require additional information, please contact me by phone at (508) 517-3797 or by email at stephaniepickup@carefreehomescompany.com.

Thank you for your consideration,

Stephanie Pickup

Gnome Surf Clambake Committee Co-Chairperson
June 19, 2023

The Honorable Robert Mushen
President, Town Council
Town of Little Compton
P.O. Box 226
Little Compton, Rhode Island 02837

Dear President Mushen,

I live in Little Compton and I am against the off-shore wind farms that will blight our pristine ocean views and disenfranchise our fishermen.

I speak also for my children and for my grandchildren. Little Compton deserves a non-conflicted Town Solicitor to protect our Town from the wind farms.

According to the Providence Journal, the new Little Compton Town Solicitor is also the CRMC staff attorney. The CRMC recently green-lighted a windfarm project. Did the new Town Solicitor choose the CRMC over Little Compton?

I don’t like conflicts. It’s high time for the new Solicitor – who does not live here – to choose his course. Will he protect us or will he protect the wind farms?

Please address this issue at your next Council meeting. Thank you.

Martha Halsey
2 High Meadow Road
Little Compton, RI 02837

Cc: Sakonnet Times
Town of Little Compton

At Little Compton Grange No. 32, Patrons
of Husbandry June 21, 2023 Grange
meeting under new business the following
motion was made, and, and voted yes.

"Little Compton Grange says Thank you to the

town of Little Compton for the partial repairs
to the stairs, and look forward for more repairs

Walter C. Elwell
Secretary
June 15, 2023

Town Council Members
c/o Carol Wordell, Town Clerk
Town Hall
Little Compton, RI 02837

Dear Honorable Town Council,

We are requesting road closures for our Annual Summer Concert Series at the following dates and times:
August 9th from 5:30pm-8:30pm
August 16th from 5:30pm-8:30pm
August 23rd from 5:30pm-8:30pm

Please let us know if you have any questions or concerns.

Sincerely,

[Signature]

Samantha Snow
Communications Director
Little Compton Community Center

The Little Compton Community Center is a 501 (c) (3) Organization
June 21, 2023

TO: Town of Little Compton, R.I.
    Town Council of the Town of Little Compton, R.I.

REGarding: Refuse Hauling License Renewal

Dear Members of The Little Compton Town Council,

Steven K. Reuter Lawn and Landscape, inc.-per this letter, is requesting the renewal of our Refuse Hauling License. Please find attached, proof of registration for the vehicle used to haul – as well as the $500.00 renewal fee.

If any questions or concerns, please contact me via one of the following:

Office: (401)635-1624
Mobile/My Direct Line: (401)258-2086 *texts always welcomed
Email: stelver@verizon.net

Thank You So Much,

Steven K. Reuter
Steven K. Reuter Lawn and Landscape, inc.
June 22, 2023

Application No. 21-0252

NOTICE

The Department of Environmental Management's ("DEM") Freshwater Wetlands Program ("Program") has under consideration the application of Shirley McHugh of P.O. Box 20S, Tiverton, RI requesting permission to alter freshwater wetlands in the Town of Little Compton.

The proposed project is located approximately 75 feet northwest of Shaw Road, by Utility Pole 17, approximately 425 northeast of its intersection with Grange Avenue, Assessor’s Plat 32, Lot 12, Little Compton, RI.

The freshwater wetlands affected by the proposed project include at least a wetland complex consisting of swamp, wet meadow, its associated 50’ perimeter wetland, and an area subject to storm flowage (ASSF).

The purpose of the proposed alterations is for the installation of a two (2) bedroom seasonal trailer on a constructed concrete pad with a 2,000-gallon holding tank in lieu of a conventional septic system, private well, gravel driveway, as well as rosebay rhododendron plantings.

The proposed alterations to freshwater wetlands consist of at least filling, grading, clearing, excavation and other construction related disturbance within the above-noted freshwater wetlands.

The project, as proposed, will result in the alteration and/or disturbance of approximately 3,365 square feet (0.08 acres) of freshwater wetlands.

Full-sized site plans illustrating the proposed project and detailing freshwater wetlands to be altered have been furnished to the Little Compton Town Council and the Little Compton Town Clerk’s Office and may be viewed at the Town offices or at our Offices. A reduced-size site plan has been provided with this NOTICE.

This NOTICE is not authorization to do any work or to proceed with the project.

The purpose of this NOTICE is to inform all landowners whose properties are within two hundred feet (200’) of the proposed project, the Town Council, the Conservation Commission, the Planning Board, the Zoning Board, and any other interested individuals and agencies of the proposal and to provide for a period of forty-five (45) days (NOTICE Period) within which concerns or comments may be received. Any comments and/or objections received during the NOTICE period shall be used to evaluate the proposed project and its impacts upon freshwater wetland functions and values.

You are advised that if you desire to submit a statement or have a good reason to enter a protest against the proposed project, it is your privilege to do so. Objections to the proposed project must relate to the proposed project's impacts on the functions and values provided by the freshwater wetlands to be altered.

Telephone 401.222.4700 | www.dem.ri.gov | Rhode Island Relay 711
Such functions and values include but are not limited to:
   1) Protection of life and/or property from flooding or flood flows by retaining, storing, metering, or slowing flood waters from storm events;
   2) Providing and maintaining surface and/or groundwater supplies by acting as a recharge or discharge area;
   3) Providing and maintaining valuable wildlife habitats;
   4) Providing and maintaining high value recreation areas; and
   5) Protecting and maintaining water quality.

Information regarding the Program's practices and procedures for evaluating such comments, any definitions, or further information on wetland functions and values may be obtained by consulting the Rules and Regulations Governing the Administration and Enforcement of the Freshwater Wetlands Act, 250-RICR-150-15-1.

In accordance with 250-RICR-150-15-1.10(D)(3)(a), comments filed with the DEM will be considered if they are in writing, are legible, contain a discernable name and address, are signed and are received during the NOTICE period. The application number appearing in this NOTICE or other information which will identify the comments to the proposed project is also required. **The NOTICE period for this application ends at 4:00 p.m. on August 7, 2023.** This Program cannot extend this NOTICE period.

Anyone wishing to review the file in this matter should contact the Office of Customer and Technical Assistance in advance (telephone: 401-222-4700, ext. 2777265 or Email: DEM.filereview@dem.ri.gov) to arrange an appointment.

Sincerely,

[Signature]

Martin D. Wencek, Program Supervisor
Freshwater Wetlands Program
Office of Water Resources

MDW/RJL/rjl
Good morning to you all!

First and foremost, I’m writing to say THANK YOU and to express my enthusiastic support of Little Compton as a town and community, and also of Wilbur McMahon School for their efforts to outwardly show support for ALL the members of our community by flying the pride flag at our school.

As a heterosexual white woman raised in a very traditional family, continuing to raise her own children in traditionally defined family, particularly now in a very small town, it as always been a concern of mine that my children might not be exposed to different kinds of families or diversity in general, and grow up to believe that there is something wrong with being different than the majority - or WORSE, to believe there is something “better” about themselves than some of the others around them SIMPLY because they happen to be a part of the majority.

I try to do my very best to teach my children to be kind, understanding and tolerant, and to LOVE, but as we are all very much aware, children learn just as much, if not more, from their peers and teachers while they’re in school. To know that inclusivity, respect, and tolerance are key elements of the school’s curriculum is invaluable to both my family and me. I believe it will build a small town legacy we can ALL be truly proud of. It is not only a privilege to be a part of this tight knit community, but it is also an honor to be able to live here - knowing our very own town charter demands that the towns public officials and employees “adhere to the highest standards of ethical conduct”. Maybe someday, with a little work, we could even be an example for other towns striving for the same!

It is also a comfort knowing that the school board itself is devoted to making “decisions with a deliberate awareness of impediments to learning faced by students of color and/or diverse cultural, linguistic, or socioeconomic backgrounds” and that they are committed to ensuring “equity is the intentional result of district decisions”. To our wonderful superintendent and principle, and to those members of the town council and school board who are truly committed to instilling compassion in our children (our FUTURE), and honoring TRUE equality, I applaud you and again, thank you.

To those of you who are not, and are acting on behalf of your own personal biases, fears, and general lack of understanding, tolerance, or compassion, rather than the district and town policies you agreed to be bound by when you were elected by people like ME to represent us as a part of the governing body in our small town, I hope that you will reevaluate what is truly important, and the message you really want to send your children, our children, their children - the future of this town. More importantly, remember that you were ELECTED and entrusted with the duty to act in the best interest of our town itself and EVERY SINGLE ONE of the people who reside in it. As was recently evidenced by the behavior of certain school board members - Behavior some might argue to be an abuse of authority and power - it seems necessary to remind those members that their power exists as a BODY, and that power was not simply bestowed upon any ONE or two individuals.

Practicing love and tolerance, and ensuring a safe, nurturing environment for ALL of our students, teachers, and community members of ALL ages and ALL backgrounds, should ALWAYS be on the forefront when making decisions and taking action.

Thank you again!

Sincerely,

Kristen Fox
Dear Members,

At our school, can the council restrict use of that which reflects anything other than representation of our American flag at our school?

Continued concern about our school flying a flag other than the American Flag. Our children need to know our American Flag only, represents all Americans.

Was there a request granted?

with concern— Barbara Passmore
Rhode Island Coastal Communities Ask To Stay SouthCoast Offshore Wind Permits

June 28, 2023

https://ripuc.ri.gov/sites/g/files/xkqbur841/files/2023-06/SB-2022-02_Town%20of%20Middletown%20LC%20post-hearing%20memo.pdf

STATE OF RHODE ISLAND ENERGY FACILITY SITING BOARD
IN RE: SOUTHCOST WIND ) ENERGY, LLC’S APPLICATION TO
Docket No. SB-2022-02 CONSTRUCT MAJOR ENERGY FACILITY )

THE TOWN OF MIDDLETOWN AND LITTLE COMPTON’S POST HEARING MEMORANDUM

I. INTRODUCTION The Towns of Middletown and Little Compton (the “Coastal Communities”) hereby submit this post-hearing brief to the Show Cause Hearing held on June 12, 2023, for Energy Facility Siting Board (“EFSB”) Docket No. SB-2022-02. The EFSB’s Show Cause Order required SouthCoast Wind Energy, LLC (formally known as Mayflower Wind Energy, LLC) to show cause “why the proceedings in this docket should not be stayed until:

(i) the Massachusetts Department of Public Utilities issues final orders on the applicable pending Power Purchase Agreements and Amendments, and

(ii) the Applicant has provided sworn testimony providing reasonable support for a conclusion that the offshore wind project to which the transmission facilities will be interconnected is economically and financially viable under the pricing and conditions of its Power Purchase Agreements, as approved by the Massachusetts Department of Public Utilities.”
Federal watchdog opens investigation into offshore wind impacts amid whale deaths

June 15, 2023


A top federal watchdog agency is opening an investigation into the impacts of offshore wind along the New Jersey coastline amid calls for a moratorium on development and an uptick in marine wildlife deaths.

In a phone call Thursday afternoon, the Government Accountability Office (GAO), a nonpartisan agency tasked with conducting oversight of government operations, informed Rep. Chris Smith, R-N.J., that it would conduct the probe. Smith, who represents a district along the Atlantic coast, has repeatedly called for a GAO investigation into offshore wind development, expressing concern about its potentially wide-ranging impacts on wildlife and the marine economy.
Investigation Demanded On Martha's Vineyard Whale Deaths 6/22/23

The New Bedford Light News Story:
Whale carcasses on Martha's Vineyard fuel speculation about wind turbines

NOAA has said the whale deaths are part of what they call an ‘unusual mortality event,’ in which at least 200 dead humpback whales have washed up along the East Coast since 2016.

6/22/23

Conservation groups and offshore wind critics are calling for an investigation into the deaths of two humpback whales that washed up on the shores of Martha’s Vineyard last week.

On Monday, June 12, a decomposing humpback whale was found in the surf on the south-east tip of Martha’s Vineyard. Early the next morning, a second humpback whale carcass was discovered about 5 miles away on the island’s eastern shoreline.

Federal scientists say that the cause of the deaths remains unclear. In an email, a spokesperson for the Greater Atlantic Regional Fisheries Office (NOAA), which is leading logistics, said that it will not be
performing an autopsy on either whale and that “any type of partner supported exam is being stood down.”

The first whale was stuck in the surf, making an autopsy difficult, a NOAA spokesperson said. The agency had plans to do a “limited internal exam,” but abandoned efforts last week as the carcass drifted north along the shoreline.

The decision has frustrated conservation groups curious about the unusual occurrence of two whale deaths discovered in two days. The carcasses were found about one week after construction began on the nation’s first utility-scale wind farm — which is being built in waters 15 miles south of Martha’s Vineyard — and has fueled speculation that the deaths may be connected to offshore wind development.

dead humpback whale on East Beach on Chappy. Credit: Courtesy of Abigail Rosen / Martha's Vineyard Times

dead humpback whale on East Beach on Chappy. Credit: Courtesy of Abigail Rosen / Martha's Vineyard Times
Dear Post Prom Party Supporter,

Thank you for your generous donation towards the Portsmouth High School graduating class. Because of your contribution and your commitment to keeping our kids safe on what could've been a high-risk night, the senior class enjoyed a wonderful event!

Thanks to the PHSO, a 501(c) 3 not for profit organization*, and your generous tax-deductible support, the party was a huge success!

Thank you for your commitment to our community!

PHSO
PHS Post Prom Committee

*tax ID#: 22-2957458
Resolution of the Town of Burrillville
Opposing Senate Bill 2023 – 137 and House Bill 2023 – H 5201
Relating to Towns and Cities – Relief of Injured and Deceased Fire Fighters and Police Officers
Presumption for Heart Disease and Hypertension

WHEREAS, Legislation has passed the General Assembly that would expand the number of ways a municipal employee can retire with “injured on duty” status without the millions of dollars in financial support it will take to fund them; and

WHEREAS, Hypertension is one of the most prevalent pathologies in America affecting approximately one in three US adults. Analyses have also identified a linear relationship between elevated blood pressure and an increased risk of cardiovascular disease which increases substantially with age; and

WHEREAS, Certain individuals have a higher genetic predisposition to hypertension and heart disease irrespective of a person’s job or position which increases the likelihood that they will develop either condition over time; and

WHEREAS, This legislation does not consider the full financial impact, nor does it consider the duration of employment, any secondary employment or the timing of a “heat injury or stroke incident”; and

WHEREAS, Creating safeguards ensures that the system, and those responsible for administering it, are not manipulated to the benefit of someone potentially looking to abuse the system. By requiring “clear and convincing evidence,” it limits the ability of the State’s retirement board of the disability subcommittee to refute the evidence that is presented; and

WHEREAS, Rhode Island cities and towns have advocated for meaningful reform of the injured on duty system and disability pensions with no meaningful progress.

NOW THEREFORE BE IT RESOLVED that we, the Town Council of the Town of Burrillville, do hereby oppose Senate Bill 2023 – 137 and House Bill 2023 – H 5201 and direct that a copy of this Resolution be forwarded to the Governor of Rhode Island and urge him to veto this legislation.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to every Rhode Island municipality requesting their support in opposition to this legislation.

PASSED AS A RESOLUTION of the Burrillville Town Council this 14th day of June, 2023.

Stephen N. Rawson, Vice President
Burrillville Town Council

ATTEST: Vicki Martin
Town Clerk

105 Harrisville Main Street, Harrisville, RI 02830
STATE OF RHODE ISLAND
IN GENERAL ASSEMBLY
JANUARY SESSION, A.D. 2023

AN ACT

RELATING TO TOWNS AND CITIES -- RELIEF OF INJURED AND DECEASED FIRE FIGHTERS AND POLICE OFFICERS -- PRESUMPTION FOR HEART DISEASE AND HYPERTENSION

Introduced By: Senators F. Lombardi, Ciccone, DiMaro, Lawson, Pearson, and Acosta
Date Introduced: February 01, 2023
Referred To: Senate Labor

It is enacted by the General Assembly as follows:

SECTION 1. Chapter 45-19 of the General Laws entitled "Relief of Injured and Decedent Fire Fighters and Police Officers" is hereby amended by adding thereto the following section:


(a) Notwithstanding the provisions of any general or special law to the contrary, any firefighter, as defined in § 45-19-1, who is unable to perform the duties required thereof because of an impairment of health caused by heart disease, stroke or hypertension is presumed to have suffered an in-the-line-of-duty injury/disability, unless the contrary can be proven by clear and convincing evidence; and the firefighter shall be entitled to all benefits provided for in chapters 19, 21, 21.2 and 21.3 of this title.

(b) This presumption shall not apply to firefighters hired after July 1, 2023 in the following situations:

(1) If a physical examination was conducted at the time the firefighter was hired and the examination revealed that person was suffering from heart disease or hypertension.

(2) If the firefighter had regularly or habitually used tobacco products during the five (5) years prior to any diagnosis of heart disease or hypertension or suffering a stroke.
EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
AN ACT
RELATING TO TOWNS AND CITIES -- RELIEF OF INJURED AND DECEASED FIRE FIGHTERS AND POLICE OFFICERS -- PRESUMPTION FOR HEART DISEASE AND HYPERTENSION

***

This act would allow a firefighter who is unable to perform duties as a result of heart disease, stroke or hypertension to be presumed to have suffered an in-the-line-of-duty disability, unless the firefighter was hired after July 1, 2023, and there is clear and convincing evidence that the firefighter suffered the condition at the time of hire or regularly used tobacco products for the five (5) years prior to diagnosis.

This act would take effect upon passage.
2023 -- H 5201

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2023

A N A C T

RELATING TO TOWNS AND CITIES -- RELIEF OF INJURED AND DECEASED FIRE FIGHTERS AND POLICE OFFICERS -- PRESUMPTION FOR HEART DISEASE AND HYPERTENSION

Introduced By: Representatives Craven, O'Brien, Vella-Wilkinson, Nore, and Costantino

Date Introduced: January 19, 2023

Referred To: House Municipal Government & Housing

It is enacted by the General Assembly as follows:

SECTION 1. Chapter 45-19 of the General Laws entitled "Relief of Injured and Deceased Fire Fighters and Police Officers" is hereby amended by adding thereto the following section:


(a) Notwithstanding the provisions of any general or special law to the contrary, any firefighter, as defined in § 45-19-1, who is unable to perform the duties required thereof because of an impairment of health caused by heart disease, stroke or hypertension is presumed to have suffered an in-the-line-of-duty injury/disability, unless the contrary can be proven by clear and convincing evidence; and the firefighter shall be entitled to all benefits provided for in chapters 19, 21, 21.2 and 21.3 of this title.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
AN ACT
RELATING TO TOWNS AND CITIES -- RELIEF OF INJURED AND DECEASED FIRE
FIGHTERS AND POLICE OFFICERS -- PRESCRIPTION FOR HEART DISEASE AND
HYPERTENSION

***

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disease, stroke or hypertension to be presumed to have suffered an in-the-line-of-duty disability,
unless the firefighter was hired after July 1, 2023, and there is clear and convincing evidence that
the firefighter suffered the condition at the time of hire or regularly used tobacco products for the
five (5) years prior to diagnosis.

6 This act would take effect upon passage.