



**TOWN COUNCIL MEETING**  
**Jamestown Town Hall**  
**Rosamond A. Tefft Council Chambers**  
**93 Narragansett Avenue**  
**Tuesday, January 19, 2016**  
**7:30 PM**

*The public is welcome to participate in this Town Council meeting. Open Forum offers citizens the opportunity to clarify an item on the agenda, address items not on the agenda, or comment on a communication or Consent Agenda item. Citizens are welcome to speak to the subject of a Public Hearing, and are allowed to speak at the discretion of the Council President or a majority of Councilors present, or at other times during the meeting, in particular during New or Unfinished Business.*

*Anyone wishing to speak should use the microphone at the front of the room, stating their name and address for the record; comments must be addressed to the Council, not the audience. It is the Town Council's hope that citizens and Councilors alike will be respectful of each other's right to speak, tolerant of different points of view, and mindful of everyone's time.*

**I. ROLL CALL**

**II. CALL TO ORDER, PLEDGE OF ALLEGIANCE**

**III. ACKNOWLEDGEMENTS, ANNOUNCEMENTS, RESOLUTIONS AND PROCLAMATIONS**

**IV. PUBLIC HEARINGS, LICENSES AND PERMITS**

*All approvals for licenses and permits are subject to the resolution of debts, taxes and appropriate signatures as well as, when applicable, proof of insurance.*

**V. OPEN FORUM**

*Please note that, under scheduled requests to address, if the topic of the address is available to be put on the agenda, the Council may discuss the issue*

- A) Scheduled to address
- B) Non-scheduled to address

**VI. COUNCIL, ADMINISTRATOR, SOLICITOR, COMMISSION/COMMITTEE COMMENTS & REPORTS**

**VII. UNFINISHED BUSINESS**

- A) Pavilion fees and rules and procedures for 2016; review and discussion and/or potential action and/or vote

**VIII. NEW BUSINESS**

- A) Town Council meeting day/date/time revision for 2<sup>nd</sup> monthly meeting; review and discussion and/or potential action and/or vote
- B) Awarding of Bid: 5,000 Gallon Precast Reinforced Concrete Wastewater Tank to Scituate Concrete Products Corp. for an amount not to exceed \$8,750.00 as bid as recommended by Public Works Director Michael C. Gray; review and discussion and/or potential action and/or vote

- C) Request of Joseph and Antonio Pinheiro, Sunset Beach Aquaculture, for Town Council letter of approval for use of Up-weller at Fort Getty Pier, as required by CRMC application process; review and discussion and/or potential action and/or vote

**IX. ORDINANCES AND APPOINTMENTS AND VACANCIES**

**X. CONSENT AGENDA**

*An item on the Consent Agenda need not be removed for simple clarification or correction of typographical errors. Approval of the Consent Agenda shall be equivalent to approval of each item as if it had been acted upon separately.*

- A) Adoption of Council Minutes
  - 1) January 4, 2016 (work session)
  - 2) January 4, 2016 (regular meeting)
  - 3) January 4, 2016 (executive session)
  - 4) January 12, 2016 (joint work session)
- B) Minutes from Boards, Commissions and Committees
  - 1) Jamestown Zoning Board of Review (11/17/2015)
- C) Zoning Abutter Notification:
  - 1) Notice is hereby given that the Jamestown Zoning Board of Review will hold a Public Hearing January 26, 2016 at the Jamestown Town Hall, 93 Narragansett Avenue, Jamestown, RI 02835 at 7:00 p.m. upon the following: Application of Edward and Madeleine Gromada, whose property is located at 30 Melrose Avenue and further identified as Assessor’s Plat 8 Lot 580 for a variance from Article 3, Section 2 (District Dimensional Regulation) to construct a front porch 19’8” from the front lot line (same as existing front stoop and stairs) and a second story on the existing house that is 23’8” from the front lot line where 30’ is required. Said property is located in a R20 zone and contains 13,000 sq. ft.
- D) Abatements/Addenda of Taxes
 

Total Abatements:	\$48,891.73	Total Addenda:	\$51,145.00
1) Properties – Abatements to 2015 Tax Roll			
	<b><u>Account/Abatement Amount</u></b>		
a)	02-1284-50	\$	6,970.35
b)	04-0775-75	\$	1,576.69
c)	04-0776-00	\$	20,855.82
d)	07-0131-10	\$	4,364.32
e)	10-0250-00	\$	2,603.27
f)	16-0749-00	\$	3,182.56
g)	19-0012-19	\$	4,956.99
h)	23-1553-00	\$	4,212.16
2) Properties – Addenda to 2015 Tax Roll			
	<b><u>Account/Addenda Amount</u></b>		

- |    |            |             |
|----|------------|-------------|
| a) | 01-0043-00 | \$ 4,364.32 |
| b) | 02-0116-75 | \$ 3,182.56 |
| c) | 06-0302-70 | \$20,855.82 |
| d) | 12-0835-01 | \$ 4,212.16 |
| e) | 13-0971-01 | \$ 504.22   |
| f) | 14-0035-80 | \$ 6,970.35 |
| g) | 16-0840-90 | \$ 2,964.23 |
| h) | 16-1342-65 | \$ 1,006.89 |
| i) | 18-0028-80 | \$ 4,956.99 |
| j) | 19-0074-05 | \$ 1,576.69 |
| k) | 19-0074-05 | \$ 69.05    |
| l) | 20-0100-00 | \$ 481.72   |
- 3) Motor Vehicles – Abatements to 2013 Tax Roll  
Account/Abatement Amount
- |    |             |          |
|----|-------------|----------|
| a) | 06-0497-97M | \$ 30.47 |
|----|-------------|----------|
- 4) Motor Vehicles – Abatements to 2014 Tax Roll  
Account/Abatement Amount
- |    |             |          |
|----|-------------|----------|
| a) | 06-0397-97M | \$ 64.89 |
|----|-------------|----------|
- 5) Motor Vehicles – Abatements to 2015 Tax Roll
- |    |             |          |
|----|-------------|----------|
| a) | 04-0990-85M | \$ 5.00  |
| b) | 06-0397-97M | \$ 53.35 |
| c) | 23-0892-90M | \$ 15.86 |
- E) Finance Director’s Report  
F) One Day Event/Entertainment License Applications
- 1) Applicant: Conanicut Island Art Association  
Event: CIAA Art Shows for 2016  
Dates: 2/4, 3/17, 5/12, 6/16 & 10/6  
Location: Town Hall

**XI. COMMUNICATIONS, PETITIONS, AND PROCLAMATIONS AND RESOLUTIONS FROM OTHER RHODE ISLAND CITIES AND TOWNS**

- A) Communications
- 1) Memorandum of Jamestown Conservation Commission Chair Maureen Coleman requesting the Town’s ordinance review process include a Public Rights-of-Way Ordinance
  - 2) Letter of J. Christopher Powell to RI Coastal Resources Management Council requesting CRMC require current and future aquaculture operators move their operations northwest and seaward of the Hodgkiss Farm property
  - 3) Letter of Jamestown Conservation Commission to RI CRMC regarding modification application by Joseph and Antonio Pinhiero of Sunset Beach Aquaculture for expansion of existing aquaculture project (oyster operation) at northern Dutch Harbor off Hodgkiss Farm

- 4) Letter of Jamestown Conservation Commission to RI CRMC regarding application of Jules Opton-Himmel of Walrus and Carpenter Oysters, LLC for an oyster aquaculture operation at northern Dutch Harbor off Hodgkiss Farm
- 5) Letter of Jamestown Conservation Commission to RI CRMC regarding application of William Cregan for an aquaculture operation at northern Dutch Harbor off Hodgkiss Farm

## **XII. AGENDA ITEMS FOR THE NEXT MEETING AND FUTURE MEETINGS**

### **XIII. EXECUTIVE SESSION**

*The Town Council may seek to go into Executive Session to discuss the following items:*

- A) Pursuant to RIGL §42-46-5(a) Subsection (2) collective bargaining (union negotiations with NAGE 68 and NAGE 69); discussion and/or potential action and/or vote in executive session and/or open session
- B) Pursuant to RIGL §42-46-5(a) Subsection (5) real estate (potential sale of property); discussion and/or potential action and/or vote in executive session and/or open session

### **XIV. ADJOURNMENT**

***Pursuant to RIGL § 42-46-6(c) Notice of this meeting shall be posted on the Secretary of State's website and at the Town Hall and the Jamestown Philomenian Library.***

***In addition to the two above-mentioned locations, notice also may be posted, from time to time, at the following location: Jamestown Police Station; and on the Internet at [www.jamestownri.gov](http://www.jamestownri.gov).***

ALL NOTE: This meeting location is accessible to the physically challenged. If communications assistance is needed or other accommodations to ensure equal participation, please call 1-800-745-5555, or contact the Town Clerk at 401-423-9800, via facsimile to 401-423-7230, or email to [cfernstrom@jamestownri.net](mailto:cfernstrom@jamestownri.net) not less than three (3) business days prior to the meeting.



**TOWN OF JAMESTOWN**  
**Parks & Recreation Office**  
**P.O. Box 377**  
**41 Conanicus Ave.**  
**JAMESTOWN, RHODE ISLAND 02835**

Recreation Office (401) 423-7260  
 Teen Center (401) 423-7261  
 Fort Getty (401) 423-7211  
 Fax (401) 423-7229

TO: ANDREW E. NOTA, TOWN ADMINISTRATOR  
 FROM: ANDREW J. WADE, PARKS & RECREATION DIRECTOR  
 SUBJECT: 2016 LT. COL. JOHN C. REMBIJAS PAVILION FEES  
 DATE: January 15, 2016

Provided for your consideration is the recommended 2016 rental fees and revised reservation policies for the Lt. Col. John C. Rembijas Pavilion. The pricing change reflects the enhancements to the property for the 2016 season including the dedicated restrooms, improved walkway areas including shell and a brick paver skirt around the building, stone walls at the west and east ends of the pavilion, additional landscaping with benches and an outdoor grill. The fees were derived from all cost factors that are encumbered by the town for the operation of the facility. In addition residency requirements have been updated on the application. Exact residency details will be forwarded to you on Tuesday morning.

The attached packet outlines the facility, fee structure, and reservation policies for the Pavilion.

Below please find the recommended change in fees from 2015 to 2016.

2015 Rembijas Pavilion Fees

<u>USER</u>	<u>Monday-Thursday</u>	<u>Friday-Sunday</u>
Jamestown Residents:	\$200	\$300
Non-Jamestown Residents:	\$400	\$600

Recommended 2016 Rembijas Pavilion

<u>USER</u>	<u>Monday-Thursday</u>		<u>Friday &amp; Sunday</u>		<u>Saturdays</u>	
	<u>Non Peak</u>	<u>Peak</u>	<u>Non Peak</u>	<u>Peak</u>	<u>Non Peak</u>	<u>Peak</u>
<u>Jamestown Resident</u>	\$400	\$500	\$400	\$600	\$400	\$750
<u>Non-Resident</u>	\$600	\$800	\$800	\$1200	\$800	\$1500
<u>Local Non-Profit</u>	\$400	\$500	\$400	\$600	\$400	\$750
<u>Out of Town Non-Profit</u>	\$500	\$600	\$500	\$ 700	\$600	N/A

\*Weekday Holiday Rates - Same as Friday and Sunday Rates

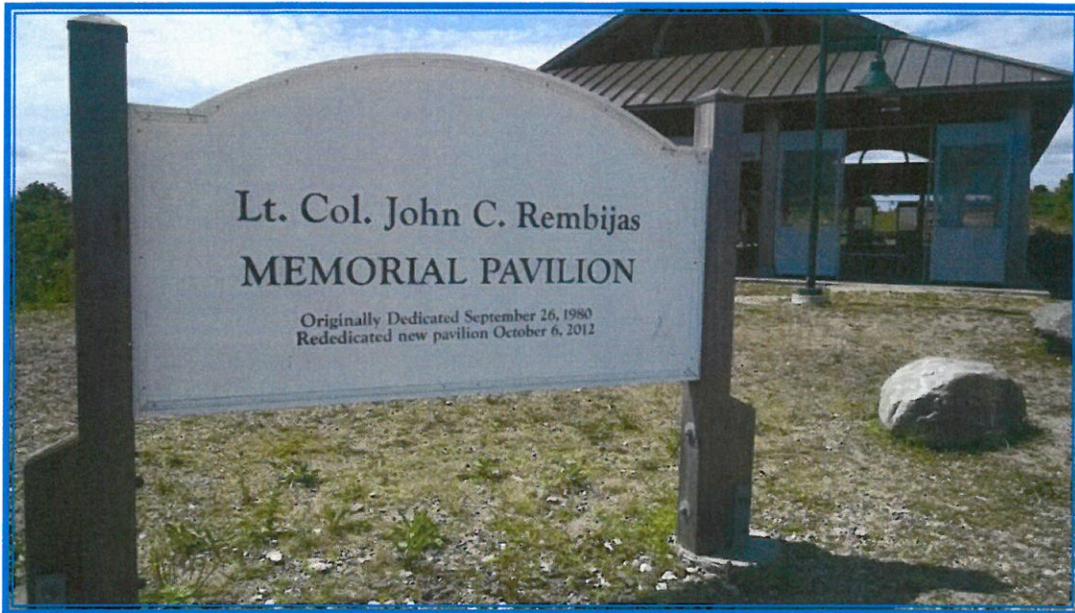
# Town Of Jamestown

Rhode Island



## Rembijas Pavilion

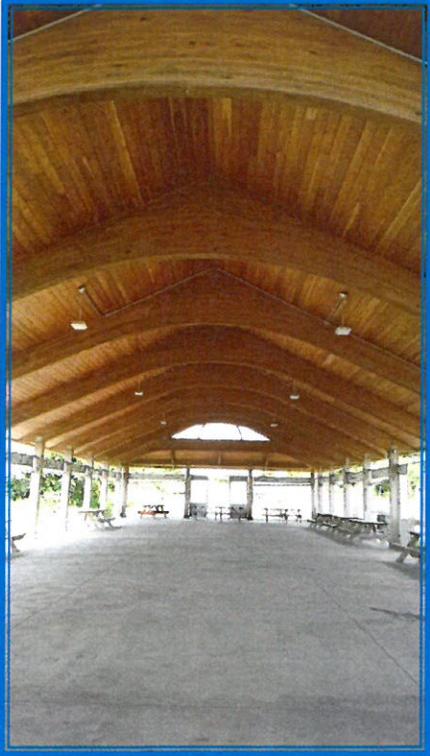
Rental Policies & Pricing 2016



### Inside This Packet:

- ~ Rental Season Dates
- ~ Facility Rates
- ~ Rules and Regulations
- ~ Property Features
- ~ Rental Application

Jamestown Parks & Recreation  
41 Conanicus Avenue  
Jamestown, RI 02835  
Pavilion Reservation Office  
401-423-7260



## LT. JOHN C. REMBIJAS PAVILION AT FORT GETTY

The Lt. Col. John C. Rembijas Pavilion is named after a former Jamestown Building Official who spearheaded the effort to construct the pavilion to create a space for families to gather and have celebrations for many of life's special occasions. Originally built in 1978, the structure received a complete overhaul in 2013 after a harsh winter storm damaged the pavilion. The new structure, designed by a local Jamestown architect Andrew Yates, is as beautiful as the views the property offers its patrons. The facility is operated by the Town of Jamestown Parks and Recreation office and can be reserved for use typically from mid-May to mid-October.

### PAVILION AMMENITIES

- 4800 SQ FT COVERED OPEN AIR PAVILION WITH CONCRETE FLOORING. PICNIC TABLE SEATING FOR 200 PROVIDED. ADDITIONAL SEATING MAY BE PROVIDED BY THE LESSEE.
- RESTROOMS - NEW TO 2016, A PAIR OF PERMANENT FULLY FUNCTIONING RESTROOMS HAVE BEEN CONSTRUCTED ADJACENT TO THE PAVILION.
- WATER & ELECTRICITY IS AVAILABLE ONSITE FOR CATERING AND ENTERTAINMENT NEEDS.
- 2 LARGE CHARCOAL STOVES ARE LOCATED ONSITE FOR USE.
- WIND CURTAINS MAY BE DROPPED DOWN TO PROTECT YOUR EVENT FROM THE WIND OR RAIN.
- ROCKY BEACH - A NATURAL ROCKY BEACH IS LOCATED NEXT TO THE PAVILION WITH VIEWS OF NARRAGANSETT BAY. THERE ARE NO LIFE-GUARDS ON DUTY AT THE ROCKY BEACH.
- FREE PARKING INSIDE FORT GETTY. NO PARKING FEE WILL BE CHARGED TO ANYONE ATTENDING THE PAVILION FOR A FUNCTION.

LT. COL. JOHN C. REMBIJAS PAVILION

**USER FEE SCHEDULE**

**PLEASE NOTE\*\*\***

***Fee schedule includes both Peak and Non Peak Season rates. Peak Season runs from the 3rd Saturday In June through the 3rd Sunday in September.***

Facility User Fee	Monday-Thursday		Friday & Sunday		Saturdays	
	Non-Peak	Peak	Non-Peak	Peak	Non-Peak	Peak
Jamestown Resident	\$400	\$500	\$400	\$600	\$400	\$750
Non-Resident	\$600	\$800	\$800	\$1200	\$800	\$1500
Local Non-Profit	\$400	\$500	\$400	\$600	\$400	\$750
Out of Town Non-Profit	\$500	\$600	\$500	\$700	\$600	N/A

\*Weekday Holiday Rates - Same as Friday and Sunday Rates

**Facility user fee includes a five (5) hour event with and additional two (2) hours for set up and one (1) hour for take down and clean up. Total time of use is eight (8) hours. All Pavilion events must be concluded by 10pm.**

**Additional Miscellaneous Fees**

Event overtime in excess of the 5 hours allowed: \$150 per hour (minimum of 1hr)  
*Must be requested and paid for at least 48 hours prior to event*

Additional Pre and Post Event Access: \$50 per hour  
*For additional set up, decorating, clean up or take down time that may be required in excess of the 8 hour allowance*

Pavilion Attendant - Included in Base User Fee

**Clean Up**

*Users are required to leave the Pavilion "broom" clean and in good order along with removal of trash and litter from the area and properly place in the pavilion's dumpster. All picnic tables if moved are to be placed back to original locations.*

**Tables & Chairs**

Seating for 200 persons is provided in the form of picnic table seating. If different seating is desired, it is the responsibility of the lessee to move existing table and replace after the event concludes.

**Deposits**

A non-refundable user fee deposit of \$250 for Jamestown residents and a completed and signed application are required to secure a date at the Pavilion. If not a Jamestown resident a non-refundable user fee deposit of \$400 and a completed and signed application are required to secure a date at the Pavilion. A \$400 damage/security deposit along with remaining user fees is due 30 days prior to the scheduled event. Damage/security deposit will be returned following the event provided there is no damage to the facility or additional fees due. Users may not transfer their approved date of use to another user.

## LT. COL. JOHN C. REMBIJAS PAVILION

### **RULES FOR PRIVATE USE**

The Lt. Col. John C. Rembijas Pavilion, a Town of Jamestown facility, is available for use by individuals, businesses, and organizations in accordance with the following rules and guidelines. The Parks and Recreation Department is responsible for the use of the pavilion. As an important Town resource, these rules and guidelines have been established to insure that future generations will be able to use and enjoy this facility.

#### **RESERVATION POLICY**

The Pavilion is available for rent mid-May until mid-October .

**2016 Dates: May 14 - October 9**

**2017 Dates: May 13 - October 8**

The Jamestown Parks and Recreation Office located at 41 Conanicus Ave, begins accepting reservations for the Pavilion on **October 1st by Jamestown residents** for the next 2 reservation seasons. Beginning on **February 1, non-Jamestown residents** may apply for pavilion reservations. Please return a completed application form (attached) with deposit to the Parks and Recreation Office.

The Pavilion is available for use as follows:

Monday Through Thursday	3: 30pm - 10: 00pm
Friday, Saturday, Sunday and Monday Holidays	12: 00pm - 10: 00pm

Users have exclusive use of the Lt. Col. John C. Rembijas Pavilion during their events, including the adjacent restroom facilities.

#### **PAYMENTS, DEPOSITS, AND REFUNDS**

User fees received are used to cover the costs of operating the Pavilion and to help fund continuing improvements, repairs, and renovations.

- All checks should be made payable to the Town of Jamestown, and mailed to:  
Jamestown Parks & Recreation 41 Conanicus Ave. PO Box 377, Jamestown, RI 02835
- A completed and signed Application for Use form along with a \$250 deposit (resident), \$400 (non-resident) must be received to reserve a date and time for an event. The remaining user fee and a \$400 damage/security fee must be received 30 days prior to the event. Late payment of user fee or damage/security deposit may result in the cancelation of the event.
- Should the user cancel more than 14 days prior to the event all but the non-refundable deposit will be refunded. After the 2 week deadline, any refund will be at the sole discretion of the Town of Jamestown.

LT. COL. JOHN C. REMBIJAS PAVILION

**RULES FOR PRIVATE USE**

(continued)

- Lessee is solely responsible for adhering to the terms of this contract and all Rules and Regulations of Fort Getty and the Lt. Col. John C. Rembijas Pavilion. **Residents may not sign for a non-resident third party.**
- All organizations and/or residents leasing the Pavilion shall secure and maintain, at no expense to the Town of Jamestown, a comprehensive general liability policy with policy limits not less than \$1,000,000 per occurrence, issued by one or more companies authorized to do business in the state of Rhode Island. The Town of Jamestown shall be named as additional insured and the insurance must be maintained throughout the period of use of the permit. A copy of proof of insurance must be attached to the permit application and no permit shall be issued without this documentation.
- An immediate, non-refundable deposit of \$250.00(\$400 for non-residents) is required to secure the date. **The balance owed is due 30 days prior to the scheduled event.** There are no refunds due to inclement weather unless the park is closed by the Town of Jamestown. A returnable damage/security deposit of \$400.00 on a separate check is also required.
- The Pavilion is available to the Lessee from 12 p.m. to 10 p.m. on the day of the event. Under no circumstances shall any activity connected with the event continue beyond 10 p.m. There shall be no stapling of picnic tables or stapling or nailing into wooden pavilion columns.
- It is the responsibility of the Lessee to ensure that guests behave in an orderly manner, and that no disturbance is created at the Pavilion or ANYWHERE IN THE PARK. Lessee agrees that all food and drink will be kept in the immediate area of the Pavilion so that littering will be prevented and that noise will not exceed reasonable levels. The Parks & Recreation Department staff reserves the right to terminate any event for disturbances arising from unruliness or noise, or for violation of this lease. Loss of future rental privileges will result. The Town of Jamestown may require additional police and/or fire protection and portable sanitary facilities at Lessee's expense.
- The Lessee must ensure that the Pavilion is left clean and returned to the condition in which it was found. All Town property must be returned to the Gatehouse by 10p.m. All trash barrels must be emptied in dumpster, all decorations removed and disposed of properly, there must be no litter on the premises and all spills must be cleaned from the tables and floor. Picnic tables must be placed back where they were upon your arrival to the Pavilion. If these conditions are not met, the \$400.00 damage/security deposit will not be returned. The Lessee also agrees to reimburse the Town of Jamestown for any damage to Town property caused by this event.
- It is the responsibility of the Lessee to obtain any necessary licenses and permits (Ex. Town of Jamestown One-Day Event/Entertainment license, Department of Health Food Event Permit, etc. prior to the event date.)

LT. COL. JOHN C. REMBIJAS PAVILION

**RULES FOR PRIVATE USE**

(continued)

- Alcohol may not be sold except by non-profit lessees after obtaining license from Town Clerk's office with the approval of the Jamestown Town Council. The Lessee and Lessee's agent agree to exercise prudent judgment in the service of alcoholic beverages and to otherwise refuse to serve visibly intoxicated persons. Lessee agrees to provide transportation for those not able to safely operate a motor vehicle due to intoxication. Further, Lessee agrees to hold the Town of Jamestown, its agents and servants harmless for any incident arising out of the consumption of alcoholic beverages.
- The Town of Jamestown, its agents and servants are not responsible for damage, injury, loss or theft of personal property of Lessee or Lessee's guests or anyone involved in the event.
- Hired services for the event are party to this agreement and subject to its terms. It is the responsibility of the Lessee to share the contents of this agreement with the band, caterer, etc.

**LAWS, ORDINANCES, AND REGULATIONS**

Users and their guests must abide by all laws of the State of Rhode Island, ordinances of the Town of Jamestown and the RULES FOR PRIVATE USE of the Lt. Col. John C. Rembijas Pavilion. Failure to abide by these requirements may result in termination of use and forfeiture of all or a portion of the user's damage/security deposit. User will be held responsible for any damage and extra cleaning costs.

**PARKING**

All Pavilion users and their guest are given free access inside Fort Getty for their event. Parking is available in front of the Pavilion and along the roadway on either side of the Pavilion. Please do not impede the passing of other vehicles entering or exiting the park.

**USER'S SCHEDULE OF OPERATION**

All Pavilion users must provide a schedule of operations for the day of their event to the Parks and Recreation Office at least one (1) week in advance, including listing of all service providers being utilized such as florist, entertainment, and caterer. Users wishing to meet at the Pavilion with their service providers may do so only by appointment with the Parks & Recreation Department who may limit the number and times of such meetings.

LT. COL. JOHN C. REMBIJAS PAVILION

**RULES FOR PRIVATE USE**

(continued)

**DECORATING AND SET UP**

- The Town of Jamestown and the Parks and Recreation Department are not responsible for any loss or damage to personal property, furnishings, decorations, and/or equipment provided by the user and the user's service providers.
- The user fee for the Pavilion includes two hours for decorating immediately prior to the start of the event. If the Pavilion Schedule allows, the user may arrange for additional set up time in accordance with the schedule of user fees.
- Decorations must be placed without the use of scotch tape, staples, or nails. Users may use nylon line and florist wire to hang decorations.

**EVENT SHUT DOWN AND CLEAN UP**

- Music, entertainment, and bar service must be suspended 30 minutes prior to the scheduled termination of the event. Users are responsible for the prompt departure of their guests at the termination of the event. All guests must be out at that time. If guests remain in the building past the time of termination, the users deposit may be forfeited.
- All equipment, rentals, decorations, and all other property belonging to the users, their service providers and/or their guest must be removed from the Pavilion within the one hour period following the event.
- The Pavilion must be swept clean, all refuse removed and placed in the dumpster one hour after function has ended. A representative from the Parks and Recreation Department will review the property at the conclusion of the event to verify that the Rules for Use have been followed.
- Any damage to the facility, failure to meet the required standard of cleanliness, or excess clean up time required will cause all of or a portion of the security/damage deposit to be forfeited.

LT. COL. JOHN C. REMBIJAS PAVILION

**RENTAL APPLICATION**

**\* AN INCOMPLETE LEASE APPLICATION WILL NOT BE PROCESSED**

DATE REQUESTED: \_\_\_\_\_ Hours of Event: \_\_\_\_\_ p.m. to \_\_\_\_\_ p.m.

**APPLICANT:**

Name: \_\_\_\_\_ Email: \_\_\_\_\_

Address: \_\_\_\_\_ City/State: \_\_\_\_\_

Phone: Day: (\_\_\_\_\_) \_\_\_\_\_ Cell: (\_\_\_\_\_) \_\_\_\_\_

**ATTENTION JAMESTOWN RESIDENTS:**

**PLEASE SEE ATTACHED PROOF OF RESIDENCY REQUIREMENTS**

**EVENT DESCRIPTION:** \_\_\_\_\_

Approximate number of guests: \_\_\_\_\_ Who will this event benefit (if anyone): \_\_\_\_\_

Type of Operation (Private, State Sponsored, Non-Profit): \_\_\_\_\_

If **Non-Profit**, is Non-Profit registered with the State? NO\_\_\_\_ YES\_\_\_\_

RI Tax ID#: \_\_\_\_\_ Non-Profit ID #: \_\_\_\_\_

**ALCOHOL: (Liquor Liability Insurance Required) See Statement #2**

Will there be Alcohol at this event? NO\_\_\_\_ YES\_\_\_\_

**CATERER:**

Will there be a Caterer for this event? NO\_\_\_\_ YES\_\_\_\_ License #: \_\_\_\_\_

Caterer's Name: \_\_\_\_\_ Phone: (\_\_\_\_\_) \_\_\_\_\_

**MUSIC:**

Will there be Music at this event? NO\_\_\_\_ YES\_\_\_\_

**(One Day Entertainment License Required \$5.00 fee)**

Name: \_\_\_\_\_ Phone: (\_\_\_\_\_) \_\_\_\_\_

Band\_\_\_\_ DJ\_\_\_\_ Other\_\_\_\_

LT. COL. JOHN C. REMBIJAS PAVILION

**RENTAL APPLICATION**

(continued)

This agreement entered into by the Town of Jamestown, State of Rhode Island, hereinafter referred to as Lesser, and \_\_\_\_\_ hereinafter referred to as Lessee.

**\*Please read and initial after each statement.\***

- Lessee is solely responsible for adhering to the terms of this contract and all Rules and Regulations of Fort Getty and the Lt. Col. John C. Rembijas Pavilion. Residents may not sign for a non-resident third party. \_\_\_\_\_
- All organizations and/or residents leasing the Pavilion shall secure and maintain, at no expense to the Town of Jamestown, a comprehensive general liability policy with policy limits not less than \$1,000,000 per occurrence, issued by one or more companies authorized to do business in the state of Rhode Island. The Town of Jamestown shall be named as additional insured and the insurance must be maintained throughout the period of use of the permit. A copy of proof of insurance must be attached to the permit application and no permit shall be issued without this documentation. \_\_\_\_\_
- An immediate, non-refundable deposit of \$250.00 (resident) or \$400 (non-resident) is required to secure the date. **The remaining user fee and a returnable \$400 damage/security fee must be received 30 days prior to the event. The damage/security fee is required to be on a separate check.** Late payment of user fee or damage/security deposit may result in the cancelation of the event. There are no refunds due to inclement weather unless the park is closed by the Town of Jamestown. \_\_\_\_\_
- The pavilion is available to the Lessee from 12 p.m. to 10 p.m. on the day of the event. Under no circumstances shall any activity connected with the event continue beyond 10 pm. \_\_\_\_\_
- It is the responsibility of the Lessee to ensure that guests behave in an orderly manner, and that no disturbance is created at the Pavilion or ANYWHERE IN THE PARK. Lessee agrees that all food and drink will be kept in the immediate area of the Pavilion so that littering will be prevented and that noise will not exceed reasonable levels. The Parks & Recreation Department staff reserves the right to terminate any event for disturbances arising from unruliness or noise, or for violation of this lease. Loss of future rental privileges will result. **The Town of Jamestown may require additional police and/or fire protection and portable sanitary facilities at Lessee's expense.** \_\_\_\_\_
- The Lessee must ensure that the Pavilion is left clean and returned to the condition in which it was found. All Town property must be returned to the Gatehouse by 10p.m. All trash barrels must be emptied in dumpster, all decorations removed and disposed of properly, there must be no litter on the premises and all spills must be cleaned from the tables and floor. Picnic tables must be placed back where they were upon your arrival to the Pavilion. There shall be no stapling of picnic tables or stapling or nailing into wooden pavilion columns. If these conditions are not met, the \$400.00 damage/security deposit will not be returned. The Lessee also agrees to reimburse the Town of Jamestown for any damage to Town property caused by this event. \_\_\_\_\_

LT. COL. JOHN C. REMBIJAS PAVILION

**RENTAL APPLICATION**

(continued)

- It is the responsibility of the Lessee to obtain any necessary licenses and permits (Ex. Town of Jamestown One-Day Event/Entertainment license, Department of Health Food Event Permit, etc. prior to the event date.\_\_\_\_\_
- Alcohol may not be sold except by non-profit lessees after obtaining license from Town Clerk's office with the approval of the Jamestown Town Council. The Lessee and Lessee's agent agree to exercise prudent judgment in the service of alcoholic beverages and to otherwise refuse to serve visibly intoxicated persons. Lessee agrees to provide transportation for those not able to safely operate a motor vehicle due to intoxication. Further, Lessee agrees to hold the Town of Jamestown, its agents and servants harmless for any incident arising out of the consumption of alcoholic beverages.\_\_\_\_\_
- The Town of Jamestown, its agents and servants are not responsible for damage, injury, loss or theft of personal property of Lessee or Lessee's guests or anyone involved in the event.\_\_\_\_\_
- Hired services for the event are party to this agreement and subject to its terms. It is the responsibility of the Lessee to share the contents of this agreement with the band, caterer, etc.\_\_\_\_\_

I have read and understand the Lt. Col. John C. Rembijas Pavilion Contract Agreement and agree to comply with all of the terms of the same:

x

\_\_\_\_\_  
Signature of Lessee

\_\_\_\_\_  
Date

x

\_\_\_\_\_  
Signature of Jamestown Recreation Employee

\_\_\_\_\_  
Date

LT. COL. JOHN C. REMBIJAS PAVILION

**RENTAL APPLICATION**

(continued)

Things to know...

Water & Electricity – All Keys need to be picked up at the Gate House on the day of scheduled event. Must return keys when event is over.

Restrooms – Located adjacent to the Pavilion.

Sand Volleyball Court – Bring your own volleyball.

Rocky Beach - Located beside Pavilion. No lifeguards on duty.

Charcoal Grills – There are 2 large grills. You will need to bring your own supplies.

Wind Curtains – Canvas curtains that protect Pavilion from the elements are provided. Please ensure curtains are pulled up prior to leaving the area.

Seating – Picnic tables are available. DO NOT STAPLE table cloths.

Clambakes – Only allowed on the Rocky Beach. **NO PITS!!** You will need to bring your own supplies.

Parking – No parking fee will be charged to anyone attending the Pavilion for a function. Park in the Pavilion area only!

Fires – **Town ordinance prohibits** open fires on beach. **Violators may be prosecuted!**

Renter is responsible for all clean up immediately following the event.

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**RECREATION DEPARTMENT USE ONLY**

Deposit:        \$250.00 Res \$400 Non-Res \_\_\_\_\_ Date \_\_\_\_\_ Check # \_\_\_\_\_

Balance:        \$ \_\_\_\_\_ Date \_\_\_\_\_ Check# \_\_\_\_\_

Total:         \$ \_\_\_\_\_

Damage/Security Deposit:        \$400.00 \_\_\_\_\_ Date \_\_\_\_\_ Check# \_\_\_\_\_

Note:

**Town of  
Jamestown, Rhode Island**

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PO Box 377  
Jamestown, RI 02835- 1509  
Phone: (401) 423-7220  
Fax: (401) 423-7229



**Date:** January 15, 2016

**To:** Andrew Nota  
Town Administrator

**From:** Michael Gray  
Public Works Director

**RE:** Bid Award  
5,000 Gallon Precast Concrete Wastewater Tank  
Fort Getty Pavilion

---

The proposed site improvements for the Fort Getty Pavilion included the construction of new bathrooms to service the facility. The RIDEM approved the project which includes the installation of a 5,000 gallon precast concrete holding tank for the wastewater generated from the new bathrooms. A bid was prepared for the manufacture and delivery of the proposed tank to Fort Getty.

One Bid was received on January 15, 2016 where it was opened and read in public. I have reviewed the bid received and recommend that the 5,000 gallon precast concrete wastewater tank be awarded to **Scituate Concrete Products Corp. for an amount not to exceed \$8,750.**

**From:** Joseph Pinheiro

**Sent:** Wednesday, January 13, 2016 10:01 AM

**To:** cfernstrom@jamestownri.net

**Subject:** Joseph Pinheiro Town Council Agenda Inquiry January 18th, 2016

To Cheryl A. Fernstrom, Jamestown Town Clerk,

My name is Joseph Pinheiro, my father Antonio Pinheiro and I are seeking a letter of approval from the Town Council for the use of Upweller's at the Fort Getty Pier as it is required to start the CRMC application process and are requesting to be put on the next Town Council Meeting Agenda. We are once again, running low on time to complete the application process in time for the spring growing season and are requesting to be put on the agenda for next week's meeting.

We went before the council last year and have been researching and working diligently to find a way this could work for the 2016 season. We have a number of ideas we feel could work and would like to discuss with the Town Council for consideration.

In addition to our previous "Tidal Powered Upweller" plans submitted, we are including some literature on two of our other idea's. One is for a "Tank Type" Upweller that, visually, will be a pressure treated wood box, or possibly a bench, located on the dock. And the other is an electric floating upwelling vessel that is commonly used in RI and throughout the world. All are very light-weight and easy to transport and will serve as an essential part of our operation.

Signed:

Joseph Pinheiro  
Sunset Beach Aquaculture  
(401)363-3458



Current Piling

UPWELLER

ROPE

ROPE

29 ft

© 2015 Google

Google earth

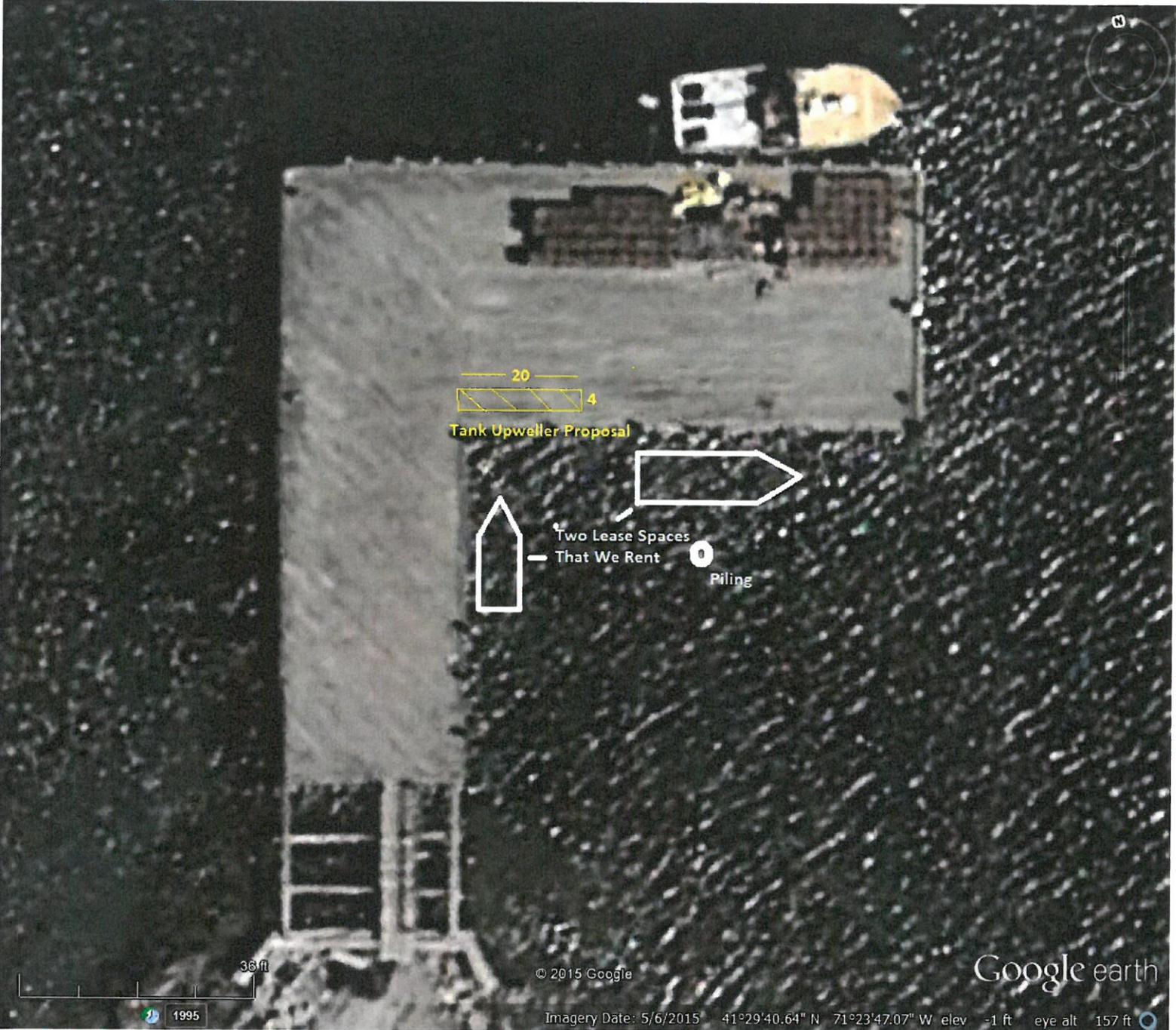
Imagery Date: 5/6/2015 41°29'40.77" N 71°23'47.12" W elev -1 ft eye alt 129 ft

1995









20  
4  
Tank Upweller Proposal

Two Lease Spaces  
That We Rent

Piling

36 ft

1995

© 2015 Google

Imagery Date: 5/6/2015 41°29'40.64" N 71°23'47.07" W elev -1 ft eye alt 157 ft

Google earth

## **TOWN COUNCIL WORK SESSION**

January 4, 2016

### **I. CALL TO ORDER**

The legislative work session of the Jamestown Town Council was called to order by President Trocki at 6:30 p.m. in the Rosamond A. Tefft Council Chambers of the Jamestown Town Hall at 93 Narragansett Avenue, Jamestown.

### **II. ROLL CALL**

The following members were present:

Kristine S. Trocki, President  
Mary E. Meagher, Vice-President  
Blake A. Dickinson  
Michael G. White  
Thomas P. Tighe

Also present:

Andrew E. Nota, Town Administrator  
Christina Collins, Finance Director  
Michael Gray, Public Works Director  
M. Teresa Paiva-Weed, State Senator District 13  
Deborah L. Ruggiero, State Representative District 74  
Cathy Kaiser, School Committee Chair  
Peter D. Ruggiero, Town Solicitor  
Cheryl A. Fernstrom, Town Clerk

### **III. TOWN COUNCIL WORK SESSION**

**With Senator M. Teresa Paiva-Weed and Representative Deborah L. Ruggiero to review legislation, issues, concerns and challenges affecting the Town of Jamestown during the 2016 session of the Rhode Island General Assembly**

President Trocki welcomed our legislative delegation. Rep. Ruggiero gave an overview of important events and legislation affecting Jamestown in 2015:

- The Legislature passed enabling legislation for a \$1,500,000 bond for purchase of the PAC property, which did not go forward.
- The RI Turnpike and Bridge Authority completed installation of a median barrier on the Newport Pell Bridge.

Three topics for review in 2016 that will impact Jamestown:

- Rhode Works – the Governor’s Package for enacting tolls for road and bridge repair.

- Building Permit Fees – a State Building Code Standard Committee established this summer determined a new fee schedule and electronic permit filing.
- RI Resource Recovery Corporation – increase in tipping fees beginning in 2017 (first time in 25 years).

Sen. Paiva-Weed noted she works closely with Rep. Ruggiero and it is a privilege to serve the citizens of Jamestown, her district and the State. The other of issue that would impact Jamestown:

- Charter School Funding - inequity of the current funding formula with an emphasis on Charter Schools.

Sen. Paiva-Weed referenced the Task Force formed to study aid formulas. The per-pupil cost of Charter schools includes fees and services not provided, such as transportation, that need to be adjusted. The Task Force reports back on January 31<sup>st</sup>, legislation may result, and she will keep Jamestown informed. Sen-Paiva Weed stated this is not the year for tax cuts but to move the economy forward by investing in our cities and towns, schools, roads, bridges and infrastructure. Rep. Ruggiero serves on the Task Force, which meets next on January 11<sup>th</sup>. The big issue is English language learning, primarily affecting Providence, Pawtucket, Central Falls and Woonsocket (75%). When funding is afforded some communities, it hurts others, including Jamestown and Middletown. RI does not have a funding formula, which is under review. Discussion ensued per-pupil fixed costs at \$1,340 for public districts; \$940 for Charter schools; and \$565 for special education (which may need revision based on need). Discussion ensued of whether funding is equitable and fair. Alternative schools, including the Nursing Middle College, Career and Technical Schools, and Beacon School for the Arts were noted.

#### **IV. DISCUSSION/QUESTIONS AND ANSWERS**

Councilor Dickinson commented on tipping fees (at the Central Landfill) and how it affects Jamestown. Sen. Paiva-Weed commented on the 25-year moratorium on tipping fee increases. Costs have increased, recycling plays a major role going forward, and a slight increase is expected. The proposed increase is more than what the General Assembly will pass, slated at 61% for Jamestown (from \$32 per ton to \$65 per ton) and 78% for Middletown. The average tipping fee in New England is \$54 per ton. House Finance plans hearings to review and provide oversight. The commercial haulers take trash to recycling areas (2) in Massachusetts that have closed, creating competition. Discussion ensued of the alternative to revise commercial tipping fees as opposed to spreading the cost among the 39 cities and towns. Sen. Paiva-Weed commented no one wants the landfill to fill up and be forced to close. Municipalities should focus on incentives to improve and implement municipal recycling programs, including pay-as-you-throw. We cannot recycle our way out of this and municipalities must become creative. The central landfill is near capacity, will be capped in 2038, and does not collect enough money to cover operating expenses.

Councilor Dickinson commented Jamestown will take the brunt of any increased tolls as it already pays to cross the Newport Bridge. Other communities do not pay bridge tolls, Jamestown pays one of the highest per-pupil costs in the state, and our schools are financed through revenue from property taxes. Sen. Paiva-Weed and Rep. Ruggiero state amending the formula will target charter school funding and will save municipalities money. English language learning funding would be \$5.5 million. Education is the Senate's priority, and they are not looking to increase local taxes, but increase State funding for education and modify charter school funding. The State will not move forward economically unless we invest in our students.

Sen. Paiva-Weed stated there are two things holding back RI's economic success:

- Workforce job development and training
- Our infrastructure

Due to the poor conditions of our bridges, RI'S infrastructure was rated worst in the nation. Governor Raimondo knew the tolls proposal would be controversial. Class 7 and Class 8, large trailers, would be affected by the new tolls (which exempts most of the box trucks and commercial vehicles in RI). The toll for the Sakonnet Bridge, which is part of the RI Turnpike and Bridge Authority, was eliminated. Sen. Paiva-Weed would like to see that bridge's maintenance transferred back to RIDOT and be part of the responsibility of the entire State. She and members of the Senate are looking for equity, and she and Rep. Ruggiero don't want Newport and Jamestown to be responsible for paying for bridges when other municipalities don't. Sen. Paiva-Weed and Rep. Ruggiero commented on poor bridge conditions and the reason for the proposed borrowing was for bridge repairs, which are less expensive than replacing them. The Federal government came forward with an additional \$400,000,000 in funding, which should result in less borrowing for RI. No one is debating that our bridges need repair. It is fair to establish tolls for Class 7 and Class 8 trucks, as the trucking industry that pays 20% of the fees causes 65% of the damage to roads, bridges, and infrastructure. Taxpayers are subsidizing truckers who do not pay their fair share. RI and CT are the only east coast states that do not toll trucks, and CT is looking at implementing tolls.

Councilor Dickinson commented on the gas tax of 33 cents per gallon that goes into the RIDOT budget and asked what happens to that funding. Rep. Ruggiero commented RI has over 1100 bridges, and what is proposed is a mechanism to ensure designated revenues for infrastructure, with 500 bridges slated for repair in the first 10 years. Rep. Ruggiero further commented on current conditions and needed funding. Sen Paiva-Weed commented we are not able to rely on the gas tax like we once did, and we are asking the highest users to pay. Councilor Dickinson asked what will stop the State from charging residents to use the roads? Sen. Paiva-Weed stated our Governor is shaping up RIDOT and has done good things. This fund would focus on repairing over 500 bridges and rebuilding 150 deficient ones, bringing RI to 90% bridge sufficiency in 10 years. We owe it to our children and future generations. The closing of the Pawtucket Bridge was noted, where trucks were willing to pay hefty fines to cross rather than go around it. The proposed tolls would only be \$3. Both Sen. Paiva-Weed and Rep. Ruggiero stated they

don't want cynicism to block what would have a positive impact on future generations. At present, the taxpayer is carrying the cost burden.

Sen Paiva-Weed stated this the year (general election) to place any Bonds on the ballot, so get them to us. Councilor Dickinson thanked them for their input. Sen. Paiva-Weed and Rep. Ruggiero encouraged the Town Council and Administrator to call anytime to addresses issues and concerns. They are honored to serve, and thank the Council for inviting them this evening.

## **V. ADJOURNMENT**

There being no further business to discuss the work session was adjourned at 7:07 p.m.

Attest:

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Cheryl A. Fernstrom, CMC, Town Clerk

Copies to:   Town Council  
                  Town Administrator  
                  Town Solicitor  
                  Finance Director

**TOWN COUNCIL MEETING**  
**January 4, 2016**

**I. ROLL CALL**

Town Council Members present:

Kristine S. Trocki, President  
Mary E. Meagher, Vice President  
Blake A. Dickinson  
Michael G. White  
Thomas P. Tighe

Also in attendance:

Andrew E. Nota, Town Administrator  
Christina D. Collins, Finance Director  
Michael Gray, Public Works Director  
Cathy Kaiser, School Committee Chair  
Andrew Wade, Parks and Recreation Director  
Peter D. Ruggiero, Town Solicitor  
Cheryl A. Fernstrom, Town Clerk

**II. CALL TO ORDER, PLEDGE OF ALLEGIANCE**

Council President Trocki called the regular meeting of the Jamestown Town Council to order at 7:10 p.m. in the Jamestown Town Hall Rosamond A. Tefft Council Chambers at 93 Narragansett Avenue, and Councilor Dickinson led the Pledge of Allegiance.

**III. ACKNOWLEDGEMENTS, ANNOUNCEMENTS, RESOLUTIONS**

None.

**IV. PUBLIC HEARINGS, LICENSES AND PERMITS**

*All approvals for licenses and permits are subject to the resolution of debts, taxes and appropriate signatures as well as, when applicable, proof of insurance.*

None.

**V. OPEN FORUM**

*Please note that, under scheduled requests to address, if the topic of the address is available to be put on the agenda, the Council may discuss the issue.*

- A) Scheduled to address. None.
- B) Non-scheduled to address. None.

**VI. COUNCIL, ADMINISTRATOR, SOLICITOR,  
COMMISSION/COMMITTEE COMMENTS & REPORTS**

- A) Administrator's Report: Town Administrator Andrew E. Nota
- Town Council Meeting 01.04.2016

1) Environmental Scientist and GIS Coordinator Position. Justin Jobin is moving on in his career, and the position will be vacant as of January 23, 2016. A thorough evaluation of the position was conducted, modifications made to the job description, and the vacancy posted with a copy provided to Council. Numerous applications have been received and the posting will continue until the position is filled.

2) Golf Course Clubhouse. Architect Bill Burgin has been reengaged and the Town is moving forward with a design completion. The main clubhouse is reduced in overall size to include: a second floor for use by the operator for additional seating or event space, outdoor seasonal function/event space, and equipment storage facility. The present operator has storage space on his property adjacent to the Golf Course. These alternatives will be included in an RFP for the next lease, tentatively to be released later this winter/spring. The Town's focus is to begin the process of replacing the existing Clubhouse facility, working closely with the operator, to develop additional support facilities necessary for the Golf Course to remain a vibrant operation for the future. The 2016 season is the last year for the present lease.

3) RI Interlocal Risk Management Trust. The annual dinner meeting is Thursday, January 21, 2016 at the Crowne Plaza Hotel in Warwick and includes an educational session on "Ethical Decision Making" (4:30 p.m.), followed by a reception (6:00 p.m.), and dinner meeting with keynote speaker (7:00 p.m.) entitled the "Seven Rules of Admiral Hyman Rickover."

4) Joint Meeting. A meeting with the School Administration and RIIRMT representatives is scheduled for Monday, January 11<sup>th</sup> regarding an Irrevocable Trust program targeting future OPEB liability. After research and discussion at the staff level, a proposal will be brought to the Council for consideration. The program is limited to the School Department and Police Department, as all other municipal employees do not receive post employment benefits.

## **VII. UNFINISHED BUSINESS**

None.

## **VIII. NEW BUSINESS**

- A) Fort Getty/Rembijas Pavilion: discussion and/or potential action and/or vote
- 1) Policies and Procedures for 2016 Season
  - 2) Fee Schedule for 2016 Season

President Trocki noted Parks and Recreation Director Andrew Wade's report. Town Administrator Nota commented on working with Mr. Wade to review the Pavilion, models used for other facilities in RI, the history of the Pavilion, and the costs to manage it. Cost analysis showed that funds collected for each function do not cover operating costs. This is a starting platform, the proposed 2016 season fees are different from the past season, and Andy will explain this further in his report.

Andrew Wade addressed the Council and referenced the two new restrooms being installed this spring at Fort Getty adjacent to the Pavilion. An analysis of costs affiliated with running the facility for a day revealed that each event requires \$400 in services, water, and utilities before, during, and after the event. The current fee for residents is \$300 and does not meet expenses. The costs associated with renting the Pavilion or other similar facility requiring the use of port-a-johns would cost the same or less than the proposed cost to rent the Pavilion or similar facility with full time restroom facilities. The proposed packet contains fee structure revisions for 2016 that include fees for residents, non-residents, for-profit entities, and non-profit agencies. The goal is to cover costs for such events with some excess funds for upkeep and maintenance.

Review continued. The 2016 season is May 14<sup>th</sup> to October 9<sup>th</sup>. Saturday is the prime day during peak season and has the highest fee, followed by Friday and Sunday, followed by weekdays. The Recreation Department accepts Jamestown resident reservations beginning October 1<sup>st</sup> for the next two seasons, and beginning February 1<sup>st</sup> non-Jamestown residents can apply for reservations for the next two seasons. Discussion ensued.

Council members expressed concern that the two-year reservation for non-residents would leave residents blocked out during peak season. Mr. Wade stated all Saturdays and Sundays are booked for next season. The two-season booking for residents is good, and locals need to understand what is happening with reservations. Discussion ensued of a shorter non-resident reservation period. The proposed user agreement includes a non-refundable resident deposit of \$250 and non-resident deposit of \$400 due immediately upon signing the contract and a \$400 damage/maintenance/security deposit to protect the facility. Council members commented the contract and its terms were very clear and protect the town. Built into the fee is the cost for an attendant to assist with the event, which is necessary with the increased facilities, including restrooms.

Council comments. Vice President Meagher commended Mr. Wade as the report is very clear. She suggested adding that no lifeguard is on duty at the beach. Discussion ensued of the definition of a Jamestown resident, as events have been sponsored for friends in the past. Andy Wade noted the contract states you cannot sign for another person, and the signer is responsible for the insurance binder and must take on liability for the event. Discussion ensued of what constitutes a "resident." Council members comment the rules are very clear, but there are a few minor revisions, which Council members submitted to Mr. Wade. Discussion ensued of reservations, which began in October, and reserving parties were notified of impending fee increases for 2016. Most weekend dates for June, July and August are booked. Discussion ensued of whether increases would affect reservations. Mr. Wade stated some may back out, but once the reason for the increases, including that permanent restrooms may cost less than renting port-a-johns and noting this may actually save money, it would have little effect on reservations. Town Administrator Nota commented out-of-pocket costs for smaller events (100 participants) should be down. Larger functions may have higher costs due to increased facility needs.

Councilors asked if the season could be expanded, perhaps open later in the season (currently follows the camping season). Mr. Wade stated this could be done, depending on the weather, perhaps to Veteran's Day. The issue might be freezing temperatures affecting water facilities. Council members would like to see a caveat for weather conditions due to cold; flexibility is agreeable.

Peak Saturday dates were reviewed, including events for Peyton's Pace, Rotary Picnic, 8<sup>th</sup> Grade Graduation, and others, where fees were waived. Discussion ensued of peak/non-peak season and the cost for events based on such dates. The Pavilion is an amenity for the Town and the Town should subsidize it, in turn creating an opportunity for lower cost non-peak times, such as Monday through Thursday or during the fall, as opposed to peak season. A Saturday in October should be lower than a Saturday in June or July. Discussion ensued. Concern was expressed for non-resident advance reservations taking opportunities away from residents. Higher fees could be reflective of the event to take place and date of the event. If taxpayers are subsidizing the Pavilion, there should be a local preference. Discussion ensued of limiting non-residents to one year out with preference to residents. Mr. Nota referenced other locations where municipalities book on a first come basis, with higher fees for non-residents. Councilors expressed the Town needs to recoup costs while providing a service, and the use of the Pavilion should be there for future generations. Discussion ensued.

Council members would like more clarity in the fees and procedures and to continue the vote to the next meeting. Discussion ensued of blending the suggestions made this evening, including fees for peak and non-peak dates, resident and non-resident individuals/groups, local non-profit groups, and non-local, non-profit groups, and waiving fees for certain local non-profit groups, who typically request Council for fee waiver. Discussion ensued of increasing the Friday/Sunday rates for local non-profits and non-resident non-profits by \$100 to \$400 and \$500. Discussion ensued of revising peak and non-peak season and the two-year preference for residents and one year for non-residents. A more defined description of resident taxpayer is needed, as well as definitions for resident, peak, and non-peak for the next meeting. Mr. Wade thanked the Council for the opportunity; Council thanked Mr. Wade for his presentation.

**A motion was made by Vice President Meagher with second by Councilor White to continue the discussion regarding the Fort Getty Policies and Procedures and Fee Schedule for the 2016 Season to the next meeting. President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

## **IX. ORDINANCES AND APPOINTMENTS AND VACANCIES**

President Trocki noted Margo Sullivan's article on Town board/commission/committee vacancies that appeared in last week's *Jamestown Press*, stated there are still some openings for various positions, thanked those who came forward, and encouraged residents to come forward for the existing vacancies.

- A) Appointments and Vacancies.
- 1) Beavertail State Park Advisory Committee (One vacancy with a three-year term ending date of December 31, 2018); duly advertised; discussion and/or potential action and/or vote
    - a) Letter of interest for reappointment
      - i) Neil Blitz

**A motion was made by Vice President Meagher with second by Councilor Tighe to reappoint Neil Blitz to the Beavertail State Park Advisory Committee to December 31, 2018. President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

- 2) Jamestown Conservation Commission (Two vacancies with a three-year term ending date of December 31, 2018); duly advertised; discussion and/or potential action and/or vote
  - a) Term limit reached
    - i) Kate Smith
  - b) Letter of interest for reappointment
    - i) Michael Brown
  - c) Letter of interest for appointment
    - i) David Reardon (previously interviewed)

**A motion was made by Vice President Meagher with second by Councilor White to reappoint Michael Brown and to appoint David Reardon to the Conservation Commission to December 31, 2018.**

Discussion. Both of them are very active, energetic and enthusiastic and will do a fine job.

Back to the vote on the motion. **President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

- 3) Jamestown Harbor Commission (One vacancy with an unexpired three-year term ending date of December 31, 2017; Two vacancies with a three-year term ending date of December 31, 2018); duly advertised; interviews conducted; discussion and/or potential action and/or vote
  - a) Current member not seeking reappointment
    - i) Edward McGuirl
  - b) Letter of interest for reappointment
    - i) Joseph McGrady (commercial mooring operator)
  - c) Letters of interest for appointment
    - i) Wayne Banks
    - ii) Daniel Wurzbacher

Member Edward McGuirl will be thanked for his service to the Town.

**A motion was made by Councilor Dickinson with second by Councilor Tighe to reappoint Joseph McGrady to the Harbor Commission to December 31, 2018. President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

**A motion was made Vice President Meagher with second by Councilor Dickinson to appoint Wayne Banks to the Harbor Commission to December 31, 2018.**

Discussion. He will bring a nice temperament to the Harbor Commission.

Back to the vote on the motion. **President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

**A motion was made by Vice President Meagher with second by Councilor Dickinson to appoint Dan Wurzbacher to the Harbor Commission to the term expiring in 2017. President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

- 4) Jamestown Housing Authority (One vacancy with a five-year term ending date of December 31, 2020); duly advertised; interviews conducted; discussion and/or potential action and/or vote
  - a) Letter of interest for reappointment
    - i) Ernest Anthony
  - b) Letters of interest for appointment
    - i) Edward Gromada
    - ii) Cynthia Costa Wolfe

Vice President Meagher thanked Ernie Anthony. He has served on the Housing Authority since prior to 1991, and the Town owes him a great debt of thanks for his long service. Mr. Anthony had expressed concern with the Charter provision regarding term limits; and that provision is less important than the spirit of that provision. She would like to bring in someone new at this time.

**A motion was made by Vice President Meagher with second by Councilor White to appoint Ed Gromada to the Housing Authority to December 31, 2020.**

Discussion. Ed is a very bright person who has a great skill with data, and he will bring his skills and a new vision to the Housing Authority. Cynthia Costa Wolfe's fondness for and ties to the Island are appreciated and she is thanked for coming forward. Ed is a good fit and his skill set and ability to understand compliance with local, state and federal regulations, and data-driven mind make him an excellent appointment.

Back to the vote on the motion. **President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

- 5) Jamestown Juvenile Hearing Board (Two Member vacancies with a three-year term ending date of December 31, 2018; Two Alternate vacancies with a two-year term ending date of December 31, 2017); duly advertised; discussion and/or potential action and/or vote
  - a) Letter of interest for reappointment – Member
    - i) Richard Mulcahey
  - b) Letter of interest for reappointment – Alternate
    - i) Barbara Szepatowski
  - c) Letter of interest for appointment – Alternate
    - i) Theresa DiGiovanni (interviewed previously)
  - d) Term limit reached – Alternate
    - i) Andrew Ford

**A motion was made by Vice President Meagher with second by Councilor White to reappoint Richard Mulcahey to the Juvenile Hearing Board. President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

Discussion ensued of moving an Alternate to the Member position.

**A motion was made by Vice President Meagher with second by Councilor White to appoint Alternate Barbara Szepatowski to the Member position, subject to her acceptance. President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

**A motion was made by Vice President Meagher with second by Councilor Tighe to appoint Theresa DiGiovanni to the Juvenile Hearing Board Alternate position, based on her experience. President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

- 6) Jamestown Philomenian Library Board of Trustees (Two vacancies with a three-year term ending date of December 31, 2018); recent appointments; discussion and/or potential action and/or vote
  - a) Letters of interest for appointment
    - i) Marianne Kirby
    - ii) Mary Lou Sanborn

**A motion was made by Vice President Meagher with second by Councilor Dickinson reappoint Marianne Kirby to the Library Board of Trustees to December 31, 2018.**

Discussion. Marianne is smart, diplomatic, well organized, and skilled.

Back to the vote on the motion. **President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

**A motion was made by Councilor Dickinson with second by Councilor Tighe to reappoint Mary Lou Sanborn to the Library Board of Trustees to December 31, 2018.**

Discussion. Mary Lou brings a lot of experience to Jamestown and is very thorough and committed to making the Library the best it can be.

Back to the vote on the motion. **President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

- 7) Jamestown Planning Commission (Three vacancies with a four-year term ending date of December 31, 2019; One vacancy with an unexpired four year term ending date of December 31, 2018); duly advertised; discussion and/or potential action and/or vote
  - a) Letters of interest for reappointment
    - i) Rosemary Enright
    - ii) Duncan Pendlebury
    - iii) Michael Swistak

**A motion was made by Councilor Dickinson with second by Councilor White to reappoint Michael Swistak to the Planning Commission to December 31, 2019. President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

**A motion was made by Vice President Meagher with second by Councilor White to reappoint Rosemary Enright to the Planning Commission to December 31, 2019. President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

**A motion was made by Councilor White with second by Vice President Meagher to appoint Duncan Pendlebury to the Planning Commission to December 31, 2019. President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

- 8) Jamestown Tree Preservation and Protection Committee (two vacancies with a three-year term ending date of December 31, 2018); duly advertised; interview conducted; discussion and/or potential action and/or vote
  - a) Term limits reached
    - i) James Rugh
    - ii) Anthony Antine done an excellent job.
  - b) Letters of interest for appointment

- i) Elaine Peterson (interviewed)
- ii) Peter Kallman

**A motion was made by Vice President Meagher with second by Councilor White to appoint Elaine Peterson to December 31, 2018.**

Discussion. Losing Jim Rugh and Tony Antine is difficult, and Elaine is an excellent, committed candidate, and will do a fine job.

Back to the vote on the motion. **President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

An interview will be scheduled for Peter Kallman.

- 9) Jamestown Zoning Board of Review (Two Member vacancies with a five-year term ending date of December 31, 2020; Three Alternate vacancies with a one-year term ending date of December 31, 2016); duly advertised; discussion and/or potential action and/or vote
  - a) Letters of interest for reappointment – Member
    - i) Joseph Logan
    - ii) Dean Wagner
  - b) Appointment of Alternates (annually)
    - i) Terrance Livingston – 1<sup>st</sup> Alternate
    - ii) Edward Gromada – 2<sup>nd</sup> Alternate
  - c) Letter of interest for appointment – 3<sup>rd</sup> Alternate
    - i) David Reardon (previously interviewed)

**A motion was made by Councilor Dickinson with second by Vice President Meagher to reappoint Joseph Logan and Dean Wagner to the Zoning Board of Review to December 31, 2020. President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

**A motion was made by Vice President Meagher with second by Councilor Tighe to reappoint Terrance Livingston and Edward Gromada as the Alternates to December 31, 2016. President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

## **X. CONSENT AGENDA**

*An item on the Consent Agenda need not be removed for simple clarification or correction of typographical errors. Approval of the Consent Agenda shall be equivalent to approval of each item as if it had been acted upon separately.*

**A motion was made by Councilor White with second by Vice President Meagher to approve and accept the Consent Agenda. President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

The Consent Agenda approved and accepted consists of the following:

- A) Adoption of Council Minutes
  - 1) December 17, 2015 (interviews)
  - 2) December 17, 2015 (regular meeting)
  - 3) December 17, 2015 (executive session)
- B) Minutes from Boards, Commissions and Committees
  - 1) Jamestown Harbor Commission (10/14/2015)
  - 2) Jamestown Harbor Commission (11/12/2015)
  - 3) Jamestown Housing Authority (01/20/2015)
  - 4) Jamestown Housing Authority (02/18/2015)
  - 5) Jamestown Housing Authority (03/11/2015)
  - 6) Jamestown Housing Authority (04/19/2015)
  - 7) Jamestown Housing Authority (05/20/2015)
  - 8) Jamestown Housing Authority (06/13/2015)
  - 9) Jamestown Housing Authority (07/15/2015)
  - 10) Jamestown Housing Authority (09/16/2015)
  - 11) Jamestown Housing Authority (10/21/2015)
  - 12) Jamestown Housing Authority (11/12/2015)
  - 13) Jamestown Traffic Committee (11/17/2015)
  - 14) Jamestown Tree Preservation & Protection Committee (10/27/2015)
- C) CRMC Notices
  - 1) January 2016 Calendar
  - 2) Notice of Proposed Rule-Making Public Hearing for Management Procedures Sec. 5.9 Presentation of Expert and Lay Testimony on Tuesday, February 9, 2016 at 6:00 p.m., Conference Room A, One Capitol Hill, Providence
- D) Abatements/Addenda of Taxes
  - Total Abatements: \$24,333.66 Total Addenda: \$17,875.97
  - 1) Properties – Abatements to 2015 Tax Roll
    - Account/Abatement Amount**
    - a) 10-0470-95 \$ 3,605.07
    - b) 02-1675-00 \$ 2,365.14
    - c) 02-1774-70 \$ 3,602.57
    - d) 03-0370-00 \$ 5,181.08
    - e) 18-0742-10 \$ 2,722.68
    - f) 19-0840-40 \$ 129.94
    - g) 19-1267-01 \$ 2,107.20
    - h) 22-0060-50 \$ 4,619.98
  - 2) Properties – Addenda to 2015 Tax Roll
    - Account/Addenda Amount**
    - a) 07-0269-41 \$ 5,181.08
    - b) 07-1081-15 \$ 3,602.57
    - c) 10-0400-05 \$ 2,365.14
    - d) 14-0060-15 \$ 2,107.20

e) 14-0070-00 \$ 4,619.98

## **XI. COMMUNICATIONS, PETITIONS AND PROCLAMATIONS AND RESOLUTIONS FROM OTHER RI CITIES AND TOWNS**

Vice President Meagher referenced the Notice of Master Plan Information Meeting before the Planning Commission on Wednesday, January 6<sup>th</sup>. If citizens are wondering what is happening with the PAC property, this is the meeting to attend.

**A motion was made by Vice President Meagher with second by Councilor Tighe to receive the Communications and Proclamations and Resolutions from other RI Cities and Towns. President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

The Communications, Petitions and Proclamations and Resolutions from other RI Cities and Towns received consists of the following:

- A) Communications
  - 1) Notice of Master Plan Information Meeting for application of Jamestown Terrance, 138 Narragansett Avenue, Plat 8 Lot 79, owned by Holy Ghost Society, Applicant Douglas Enterprises, LTD for Comprehensive Permit for low and moderate income housing, a Major Land Development Project for 16 units (4 are low and moderate income restricted units), 2 buildings, Special Use Permit for Multi-Family Development Proposal with Variances on January 6, 2016 at a meeting of the Jamestown Planning Commission, sitting as the Local Review Board pursuant to RIGL §45-53 Low and Moderate Housing Act, beginning at 7:00 p.m. in the Jamestown Town Hall Town Council Chambers at 93 Narragansett Avenue in Jamestown
- B) Resolutions and Proclamations from other Rhode Island cities and towns
  - 1) Resolution of the Charlestown Town Council in Support of Legislation on Controlling Blasting

## **XII. ITEMS FOR THE NEXT MEETING AND FUTURE MEETINGS**

None.

## **XIII. EXECUTIVE SESSION**

- A) Pursuant to RIGL §42-46-5(a) Subsection (1) Personnel; discussion and/or potential action and/or vote in executive session and/or open session

**A motion was made by Vice President Meagher with second by Councilor White to enter into Executive Session at 8:23 p.m. pursuant to RIGL §42-46-5(a) Subsection (1) Personnel.**

**Pursuant to RIGL §42-46-5(a) Subsection (1) Personnel the following vote was**

**taken: President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

The Jamestown Town Council reconvened the regular meeting at 9:29 p.m. President Trocki announced that no votes were taken in the Executive Session.

**A motion was made by Vice President Meagher with second by Councilor White to seal the Minutes of the Executive Session. President Trocki, Aye; Vice President Meagher, Recused; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

#### **XIV. ADJOURNMENT**

**A motion was made by Vice President Meagher with second by Councilor Dickinson to adjourn. President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

The regular meeting was adjourned at 9:30 p.m.

Attest:

---

Cheryl A. Fernstrom, CMC, Town Clerk

Copies to:     Town Council  
                  Town Administrator  
                  Finance Director  
                  Solicitor

**TOWN COUNCIL/LIBRARY BOARD OF TRUSTEES WORK SESSION**  
**January 12, 2016**

**I. CALL TO ORDER**

The Library Board of Trustees Meeting was called to order at 5:00 p.m. in the Jamestown Philomenian Library Museum Room at 26 North Road by Chair Peter Carson.

The Joint Jamestown Town Council/Library Board of Trustees Session was called to order at 5:00 p.m. in the Jamestown Philomenian Library Museum Room at 26 North Road by President Trocki.

**II. ROLL CALL**

Library Board of Trustees members present:

Peter Carson, Chair  
Jennifer Cloud  
Paul Housberg  
Marianne Kirby  
Mary Lou Sanborn  
Christopher Walsh

Members absent:

Laura Yentsch, Secretary

Town Council members present:

Kristine A. Trocki, President  
Mary E. Meagher, Vice President  
Blake A. Dickinson  
Michael G. White  
Thomas P. Tighe

Also present:

Andrew E. Nota, Town Administrator  
Peter D. Ruggiero, Town Solicitor  
Christina D. Collins, Finance Director  
Donna Fogarty, Library Director  
Michael Glier, IT Consultant  
Cheryl A. Fernstrom, Town Clerk

**III. JOINT TOWN COUNCIL AND LIBRARY BOARD OF TRUSTEES  
WORK SESSION**

Mr. Carson explained the intent for this evening's meeting. Guest speaker Karen Mellor of the Office of Library Information Services was invited to attend this session to review the structure of meetings and duties of the Library Board of Trustees in accordance with Town Council/Library Trustees Work Session 01.12.2016

Rhode Island General Laws. Ms. Mellor will be approximately fifteen minutes late due to heavy traffic associated with current weather conditions. The Library Board of Trustees meeting will proceed and the joint work session will resume when Ms. Mellor arrives, followed by completion of the monthly Trustees Meeting.

The joint work session was recessed at 5:05 p.m. Upon Ms. Mellor's arrival, the joint work session continued at 5:20 p.m.

A) Guest Speaker Karen Mellor, Director of the Office of Library Information Services

Ms. Mellor was welcomed and introductions for Town Council, Town staff, Library Board of Trustees, and Library staff members proceeded. Ms. Mellor is in attendance for informational purposes. Explanation of the role of OLIS proceeded.

1) Review and Discussion of Title 29 Chapter 4 of the RI General Laws relating to Public Libraries

Ms. Mellor referenced Title 29 and reviewed State funding for libraries and other services provided, including Askri.org, summer reading programs, blind and handicapped assistance, and the Library Reimbursement Construction Grant Program. The rules and regulations governing programs and services were referenced, established to promote resource sharing and procedures for distribution.

Ms. Mellor explained that Jamestown Philomenian Library is a municipal Library pursuant to Chapter 29, and she reviewed the governing General Laws and library structure. Discussion ensued. Trustee Sanborn and Trustee Carson inquired about evaluations and Library Board appointments. Ms. Mellor commented on procedures in Jamestown (appointed by Town Council) and other communities and the Trustees membership.

Trustee Housberg inquired about Trustee communications, and Ms. Mellor noted all communications are subject to the Open Meetings Act. Discussion of Open Meetings continued. Council President Trocki noted the transparency policy, the Council wants to keep the lines of communication open, and the Liaison to the Library Board of Trustees. Solicitor Ruggiero offered to conduct an Open Meetings workshop for the Board of Trustees and gave an overview of open meetings and proper procedures. Attendance at the annual Open Government Summit sponsored by the Attorney General's Office was recommended. Discussion continued on open meetings, notice posting and filings, and Minutes of meetings. Roberts Rules of Order are used to conduct meetings as well as procedures listed in the Trustees' bylaws. Solicitor Ruggiero outlined the procedures for approval of Minutes. Discussion ensued of interpretation of the Open Meetings Act and how it has evolved. As a division of the Town, the Solicitor's Office is here to assist the Board of Trustees with Open Meetings questions. Discussion ensued of keeping the lines of communication open. Ms. Mellor commented libraries must comply with the Open Meetings Act if they receive more than 25% of their funding from public funds, as outlined in the RI General Laws.

Trustee Walsh referenced fiscal responsibility. Solicitor Ruggiero noted fiscal and financial responsibility lies with the Town. Conflicting information within the Statute were noted and discussed. Vice President Meagher referenced the budget development and approval process. Trustee Carson asked for clarification on the use of fundraising, bequests, endowment and donation revenues and how they are handled. Solicitor Ruggiero reviewed their handling according to how they are structured and received. If they are not part of the Town budget they do not require Town approval to use them. However, donations made to the Town for the Library must be meshed with Town funds and proper procedures followed. Ms. Mellor commented on acceptance of gifts by 501(c)3 entities and Boards of Trustees and explained that endowment revenues used for operating expenses can be reimbursed through the State. Discussion ensued of a cooperative relationship between the municipality, council, and trustees working for the public good and that it is imperative in order to achieve goals.

Town Administrator Nota asked Ms. Mellor about collaboration and support afforded municipal libraries and the advantages, such as financial and legal assistance, not always available to private libraries. Ms. Mellor explained the advantages afforded a municipal library, with Trustees and Councils working in sync in a positive relationship. Discussion continued. Trustee Sanborn referenced Library expansion funding and its direct impact on property values. Finance Director Collins reviewed the budget process from development to submission to approval with past and present Library Trustees and that the Library is treated the same as all other Town departments. Salary/wage increases have been the same as other non-union Town employees. Vice President Meagher noted payroll taxes and other items provided by the Town that are not part of the Library budget.

Trustee Housberg asked for clarification on what is allowed in expressing an opinion regarding the Library. Solicitor Ruggiero explained that as a Board of Trustees, they speak as one voice. However, individual members may express their opinions and objections as an individual citizen and not as a member of the Board of Trustees or on behalf of the Board of Trustees. During a vote a trustee may state they do not agree with the decision or vote of the Board and may recuse on an issue. A Trustee may forward an objection to Council members explaining the objection as an individual and not as a member of the Board. More than two responses in a chain becomes a violation. Discussion ensued of communications between trustees and how that violates the Open Meetings Act. Solicitor Ruggiero explained that topics cannot be discussed in groups or communications outside of a meeting, by a quorum of members, and can only be addressed when they appear on an agenda, and must be discussed and voted on in an open public meeting. President Trocki recommended that any issue the Board of Trustees would like to bring before the Council can be reported to the Town Administrator, and that would not be a violation. Discussion of an issue between the Library Director and Town Administrator would not be a violation.

- 2) Review and Discussion of the State of RI Reimbursement Construction Grant Program

Ms. Mellor gave an overview of the reimbursement program and its guidelines. The program reimburses up to 50% of building or renovation costs up to \$200 per square foot for new construction and \$175 per square foot for renovations, not including fundraising costs. The Board of Trustees files an application for reimbursement as guardians of the Library, and reimbursement is awarded to the municipality. The guidelines require the hiring of an independent outside consultant, working with the architect, to perform a needs assessment, in order to assure it meets functionality and demonstrates how the project will benefit the community, in accordance with the Library's Strategic Plan and the Town's Comprehensive Plan. All criteria must be met prior to awarding of the Grant, and it then goes to the State Budget Office, contingent upon available funding. All monies must be in place prior to moving forward, and an audit must be performed to determine all is in order and how much is to be reimbursed, with written agreement the project cap will not be exceeded. Discussion ensued of bonding. A letter of intent is required (submitted last year), Jamestown is being considered for project funding, and the money is not signed off on yet. The application can be updated during the process. Discussion ensued of donations, and donations must be in place prior to going forward. The application and funding criteria is available online on the OLIS website. Discussion ensued of fundraising.

Councilor Dickinson commented he had not previously attended a Board of Trustees meeting, and you don't tinker with something that works. Solicitor Ruggiero noted he will contact Library Director Fogarty to schedule an OMA workshop with the Trustees. President Trocki expressed appreciation to Ms. Mellor for her attendance and participation; we all learned a lot from her presentation. The Library is very important and the Council is committed to supporting the Trustees in their efforts to go about the process properly. The return on investment for libraries is one of the best investments a municipality can make. She applauds the Trustees work, noted the support of the Town Council, and extended an open invitation to the Trustees to be on a Council agenda.

3) Questions and Answers

**IV. ADJOURNMENT**

There being no further business to discuss, the work session was adjourned at 6:37 p.m.

Attest:

---

Cheryl A. Fernstrom, CMC, Town Clerk

Copies to:     Town Council (5)  
                  Town Administrator  
                  Finance Director  
                  Town Solicitor

JAMESTOWN ZONING BOARD OF REVIEW

Minutes of the November 17, 2015 Meeting

A regular meeting of the Jamestown Zoning Board of Review was held at the Jamestown Town Hall, 93 Narragansett Avenue. The Chairman called the meeting to order at 7:00 p.m. The stenographer called the roll and noted the following members present:

Richard Boren  
Joseph Logan  
Dean Wagner  
Richard Cribb  
Judith Bell  
Edward Gromada

Also present: Brenda Hanna, Stenographer  
Chris Costa, Zoning Officer  
Pat Westall, Zoning Clerk  
Wyatt Brochu, Counsel

MINUTES

Minutes of September 22, 2015

A motion was made by Joseph Logan and seconded by Richard Cribb to accept the minutes of the September 22, 2015 meeting as presented.

The motion carried by a vote of 5 -0.

Richard Boren, Joseph Logan, Dean Wagner, Richard Cribb, and Judith Bell voted in favor of the motion.

Edward Gromada was not seated and Terence Livingston was absent.

CORRESPONDENCE

Claypool

A letter dated October 14, 2015 from Christian Infantolino, Esq. requesting that the application of William Claypool be withdrawn without prejudice.

A motion was made by Richard Cribb and seconded by Joseph Logan to accept the withdrawal without prejudice the application of William Claypool.

The motion carried by a vote of 5 -0.

Richard Boren, Joseph Logan, Dean Wagner, Richard Cribb, and Judith Bell voted in favor of the motion.

Edward Gromada was not seated and Terence Livingston was absent.

#### Jamestown Boat Yard

A letter dated November 13, 2015 from Christian Infantolino, Esq. requesting a continuance for the application of Jamestown Boat Yard.

A motion was made by Richard Cribb and seconded by Joseph Logan to continue the application of Jamestown Boat Yard to the December 15, 2015 zoning board meeting.

The motion carried by a vote of 5 -0.

Richard Boren, Joseph Logan, Dean Wagner, Richard Cribb, and Judith Bell voted in favor of the motion.

Edward Gromada was not seated and Terence Livingston was absent.

#### Fowlers Rock, LLC

A letter dated November 17, 2015 from Christian Infantolino, Esq. requesting a continuance for the application of Fowlers Rock, LLC to the December meeting.

A motion was made by Joseph Logan and seconded by Richard Cribb to continue the application of Fowlers Rock, LLC to the December 15, 2015 zoning board meeting.

The motion carried by a vote of 5 -0.

Richard Boren, Joseph Logan, Dean Wagner, Richard Cribb, and Judith Bell voted in favor of the motion.

Edward Gromada was not seated and Terence Livingston was absent.

OLD BUSINESS

Smith

A motion was made by Richard Boren and seconded by Dean Wagner to grant the request of Christian Smith, whose property is located at Circuit Ave., and further identified as Assessor's Plat 1, Lot 264 for a variance from Article 3, Sec. 82-302, Table 3-2 (District Dimensional Reg.) to construct a single family home on a lot without frontage on a public road when 200 ft. is required.

This Board has determined that this application does satisfy the requirements of ARTICLE 6, SECTION 600, SECTION 606, and SECTION 607, PARAGRAPH 2.

This Variance is granted with the following condition:

This project must be constructed in strict accordance with the site and building plans duly approved by this Board.

This motion is based on the following findings of fact:

1. Said property is located in a RR80 zone and contains 1.46 acres.
2. Around 1873, Conanicut Park, drawn by John Mullin, was laid out and recorded in the office of the Jamestown Recorder of Deeds. Providence Avenue and Circuit Avenue appear as named streets or roadways on the plat.
3. As of the filing of the Smith Application, there were three lots abutting Providence Avenue to its' south. Archetto owns lot 184 on East Shore Road and Smith/Wadsworth own 279 and 264. In addition, the Smiths own lot 183, which is the lot to the immediate south of the Archettos.
4. Likewise, the Martin family owns lots 255, 256, and 257, which abut Providence Avenue on the north.
5. Lots 279, 264, 255, 256, and 257 are unimproved.
6. The Planning Commission in a memo dated 8/25/15 recommended approval of the application to the Zoning Board of Review with certain conditions.

The Planning Commission found as facts:

- a) That Providence Avenue and Circuit Avenue are paper streets and a portion of Providence Avenue is utilized by an abutter.
- b) The Town has not accepted Providence Avenue or Circuit Avenue as public streets.
- c) The applicant does not propose exclusive use of this paper street.

7. The Rhode Island Supreme Court in Robidoux v. Pelletier, 391 A.2d 1150 (R.I. 1978) held that a paper street is defined as a street that appears on a recorded plat, but which in actuality has never been opened.
8. The Rhode Island Supreme Court in Mill Realty Associates v. ZBR of Coventry, 721 A.2d 887 held that despite the Town's inclusion of a platted road on its official map of streets, ownership remains with the person who owned the lots when the plat was recorded, subject to a private right of way over the platted paper street belonging to owners of any lot who may have purchased their lot with reliance upon the plat after it was recorded.
9. A "right of way" has been defined in Rhode Island as "an easement or privilege to pass over the land of another".
10. In this application, we are guided by the facts in Lischio v. ZBR of North Kingstown, 818 A.2d 685 (RI 2003) where the lots were landlocked and had no frontage on any road, the court held that for the proposed road, a dimensional variance was necessary for any permitted use. North Kingstown, as Jamestown, required a frontage of 200 feet. The court was satisfied that the denial of this dimensional variance application far exceeded the "more than a mere inconvenience standard" of proof because without dimensional relief, petitioners would be left with no other reasonable alternative to enjoy any legally permitted use of their property.
11. Abandonment. If Providence Street is not a public road, the procedures set forth in R.I.G.L. § 24-6-1 are not applicable. If not a public road, the Town Council does not vote to abandon the road. In fact, R.I.G.L. § 24-6-1 provides that nothing in this section shall apply to private rights of way regardless of their use or maintenance by any municipality.
12. Adverse Possession. R.I.G.L. § 34-7-1 provides that to obtain property by adverse possession, a claimant must prove actual, open notorious, hostile, continuous, and exclusive use of property under a claim of right at least 10 years that is adverse to the interests of the true owner. The burden is by clear and convincing evidence. A Zoning Board of Review does not have subject matter jurisdiction to decide adverse possession.

The motion carried by a vote of 5 -0.

Richard Boren, Joseph Logan, Dean Wagner, Richard Cribb, and Judith Bell voted in favor of the motion.

Edward Gromada was not seated and Terence Livingston was absent.

#### NEW BUSINESS

Condon

A motion was made by Dean Wagner and seconded by Richard Cribb to grant the request of Creighton & Anne Condon, whose property is located at 255 Hull Cove Farm Rd., and further identified as Assessor's Plat 12, Lot 26 for a variance from Article 3, Sec. 302, (District Dimensional Regulations) to build a second floor on an existing house that is 21 feet from the side lot line and extend the front (south) porch 4 ft. that is 23.75 from the side lot line instead of the required 30 ft.

This Board has determined that this application does satisfy the requirements of ARTICLE 6, SECTION 600, SECTION 606, and SECTION 607, PARAGRAPH 2.

This Variance is granted with the following condition:

This project must be constructed in strict accordance with the site and building plans duly approved by this Board.

This motion is based on the following findings of fact:

1. Said property is located in a RR80 zone and contains 1.43 acres.
2. The application is identical to a previous application that was granted in 2008.
3. There were no objections.
4. The foot print of the house will remain as approved previously.
5. An addition to a porch will require a small encroachment into the side (east) lot line.
6. The porch is architecturally in keeping with the rest of the design and will enhance the building.
7. The addition avoids encroachment to the west which will preserve water views.

The motion carried by a vote of 5 -0.

Richard Boren, Joseph Logan, Dean Wagner, Richard Cribb, and Judith Bell voted in favor of the motion.

Edward Gromada was not seated and Terence Livingston was absent

#### ADJOURNMENT

A motion was made and seconded to adjourn at 8:03 p.m.

The motion carried unanimously.

Town of Jamestown as an abutter.

Town Property: Plat 8, Lot 62.

TOWN OF JAMESTOWN  
ZONING BOARD OF REVIEW  
NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN THAT THE JAMESTOWN ZONING BOARD OF REVIEW WILL HOLD A PUBLIC HEARING JANUARY 26, 2016, AT THE JAMESTOWN TOWN HALL 93 NARRAGANSETT AVENUE, JAMESTOWN, RHODE ISLAND AT 7:00 P.M. UPON THE FOLLOWING:

Application of Edward & Madeleine Gromada, whose property is located at 30 Melrose Ave., and further identified as Assessor's Plat 8, Lot 580 for a variance from Article 3, Section 2 (District Dimensional Regulation) to construct a front porch 19'8 from the front lot line (same as existing front stoop and stairs) and a second story on the existing house that is 23'8 from the front lot line where 30' is required. Said property is located in a R20 zone and contains 13,000 sq. ft.

BY ORDER OF THE ZONING BOARD OF REVIEW  
RICHARD BOREN, CHAIRMAN  
CHRIS COSTA, ZONING OFFICER

This meeting location is accessible to the physically challenged. Hearing or speech impaired individuals requiring the services of an interpreter should call 1-800-745-5555 not less than 3 business days prior to the meeting.

**TOWN OF JAMESTOWN  
TAX ASSESSOR  
93 Narragansett Avenue  
Jamestown, RI 02835**

To: PRESIDENT, JAMESTOWN TOWN COUNCIL

From: JAMESTOWN TAX ASSESSOR

Subject: ABATEMENTS/ADDENDA OF TAXES FOR JANUARY 19, 2016 MEETING

**MOTOR VEHICLE ABATEMENT TO 2013 TAX ROLL**

#06-0397-97M Francis, Scott A.	Motor Vehicle - 2003 Toyota Reg. #588956 Soldier/Sailor Exemption	\$30.47
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**MOTOR VEHICLE ABATEMENT TO 2014 TAX ROLL**

#06-0397-97M Francis, Scott A.	Motor Vehicle - 2003 Toyota Reg. #588956 Soldier/Sailor Exemption	\$64.89
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**MOTOR VEHICLE ABATEMENTS TO 2015 TAX ROLL**

#04-0990-85M Dupre, Joseph E.	Motor Vehicle - 2007 Kia Reg. #304601 Soldier/Sailor Exemption	\$5.00
#06-0397-97M Francis, Scott A.	Motor Vehicle - 2003 Toyota Reg. #588956 Soldier/Sailor Exemption	\$53.35
#23-0892-90M Wilcox, Robb C.	Motor Vehicle - 2002 Chevy Reg. #ES 486 Soldier/Sailor Exemption	\$15.86

**REAL PROPERTY ABATEMENTS TO 2015 TAX ROLL**

#02-1284-50 Brittain, John H. Jr. & Mary	Plat 8, Lot 493 - Property transfer 12-18-15 to Account #14-0035-80	\$6,970.35
#04-0775-75 Douglas Enterprises, Ltd.	Plat 14, Lot 336 - Property transfer 12-23-15 to Account #19-0074-05	\$1,576.69
#04-0776-00 Douglas Family Company, LLC	Plat 11, Lot 25 - Property transfer 12-18-15 to Account #06-0302-70	\$20,855.82
#07-0131-10 Garnett, Sally B., Trustee	Plat 8, Lot 570 - Property transfer 12-17-15 to Account #01-0043-00	\$4,364.32
#10-0250-00 Johnson, Phyliss L. Bedard	Plat 1, Lot 308 - Tax Appeal - Assessment reduced based on market decline & location	\$2,603.27
#16-0749-00 Pickett, Clifford D.	Plat 16, Lot 128 - Property transfer 12-29-15 to Account #02-0116-75	\$3,182.56
#19-0012-19 Saletin, Deborah L. Furness, Trustee	Plat 3, Lot 133 - Property transfer 12-18-15 to Account #18-0028-80	\$4,956.99
#23-1553-00 Wynn, Scott W. & Susan H.	Plat 9, Lot 659 - Property transfer 12-18-15 to Account #12-0835-01	\$4,212.16

**REAL PROPERTY ADDENDA TO 2015 TAX ROLL**

#01-0043-00 ACS Builders, LLC	Plat 8, Lot 570 - Property transfer 12-17-15 from Account #07-0131-10	\$4,364.32
#02-0116-75 Bank of New York Mellon, Trustee	Plat 16, Lot 128 - Property transfer 12-29-15 from Account #16-0749-00	\$3,182.56
#06-0302-70 Flood, Samuel E. & Jane C.	Plat 11, Lot 25 - Property transfer 12-18-15 from Account #04-0776-00	\$20,855.82
#12-0835-01 Longo, Anthony & Courtney	Plat 9, Lot 659 - Property transfer 12-18-15 from Account #23-1553-00	\$4,212.16
#13-0971-01 McCaffrey, William K. & Glenna J.	Plat 16, Lot 23 - Prorated bill based on new construction - New Value \$838,400	\$504.22
#14-0035-80 Nationstar Mortgage LLC	Plat 8, Lot 493 - Property transfer 12-18-15 from Account #02-1284-50	\$6,970.35
#16-0840-90 Pinsonault, Paul Anthony & Judith	Plat 9, Lot 635 - Prorated bill based on new construction - New Value \$1,095,700	\$2,964.23
#16-1342-65 Pushee, Kevin A. & O'Leary, Jennifer	Plat 14, Lot 215 - Prorated bill based on new construction - New Value \$397,900	\$1,006.89
#18-0028-80 Rasicot, Patricia L. & Patrick	Plat 3, Lot 133 - Property transfer 12-18-15 from Account #19-0012-19	\$4,956.99
#19-0074-05 Sanford, Paul D. & Jaymi L.	Plat 14, Lot 336 - Property transfer 12-23-15 from Account #04-0775-75	\$1,576.69
#19-0074-05 Sanford, Paul D. & Jaymi L.	Plat 14, Lot 336 - Prorated bill based on new construction - New Value \$536,100	\$69.05
#20-0100-00 Taylor, Thomas Robert Jr & Mary Louise	Plat 8, Lot 46 - Prorated bill based on new construction - New Value \$800,600	\$481.72

<b>TOTAL ABATEMENTS</b>	<b>\$48,891.73</b>
<b>TOTAL ADDENDA</b>	<b>\$51,145.00</b>

RESPECTFULLY SUBMITTED,

*Kenneth S. Gray*

KENNETH S. GRAY,  
TAX ASSESSOR



**Town of Jamestown**  
Finance Department  
Town Hall  
93 Narragansett Avenue  
Jamestown, Rhode Island 02835-1199  
401-423-9809 Fax 401-423-7229  
Email: [ccollins@jamestownri.net](mailto:ccollins@jamestownri.net)

**Christina D. Collins**  
Finance Director

## MEMORANDUM

**TO:** Andrew E. Nota, Town Administrator  
**FROM:** Christina D. Collins, Finance Director  
**DATE:** 1/15/2016  
**SUBJECT:** Budget to Actual

Attached is the Budget to Actual reports for the Fiscal Year 2015/2016. The report contains the expenses that have been paid through December 31, 2015.

Please do not hesitate to contact me with any questions or concerns.

**TOWN OF JAMESTOWN  
BUDGET VS. ACTUAL  
JULY 2015 - JUNE 2016  
December 1, 2015 - December 31, 2015**

<b>Account Number &amp; Description</b>	<b>Annual Budget</b>	<b>PTD Expenses</b>	<b>YTD Expenses</b>	<b>Remaining \$</b>	<b>% of Budget</b>
<b>TOWN COUNCIL</b>					
70001101 Salaries (5)	11,300.00	2,825.00	5,650.00	5,650.00	50.00%
70001302 Fees & Supplies	1,250.00	12.24	12.72	1,237.28	1.02%
70001305 Advertising	2,000.00	0.00	0.00	2,000.00	0.00%
<b>70001 Town Council</b>	<b>14,550.00</b>	<b>2,837.24</b>	<b>5,662.72</b>	<b>8,887.28</b>	<b>38.92%</b>
<b>TOWN ADMINISTRATOR</b>					
70002101 Salary, Administrator	108,572.00	8,560.44	55,642.86	52,929.14	51.25%
70002102 Salary, Clerical w/longevity	63,002.00	4,511.67	33,633.48	29,368.52	53.38%
70002302 Fees, Supplies & Dues	2,500.00	15.18	465.53	2,034.47	18.62%
70002303 Travel Expenses	12,000.00	750.00	6,842.10	5,157.90	57.02%
<b>70002 Town Administrator</b>	<b>186,074.00</b>	<b>13,837.29</b>	<b>96,583.97</b>	<b>89,490.03</b>	<b>51.91%</b>
<b>PROBATE COURT</b>					
70003101 Salary, Judge	5,081.00	390.82	2,540.33	2,540.67	50.00%
70003302 Fees, Supplies & Dues	1,750.00	171.71	667.35	1,082.65	38.13%
<b>70003 Probate Court</b>	<b>6,831.00</b>	<b>562.53</b>	<b>3,207.68</b>	<b>3,623.32</b>	<b>46.96%</b>
<b>ELECTION &amp; TOWN MEETINGS</b>					
70004101 Salaries, Canvassers (3 & 2alt.)	5,234.00	1,309.00	2,618.00	2,616.00	50.02%
70004102 Salary, Clerical	700.00	0.00	0.00	700.00	0.00%
70004103 Salaries, Moderator & Sergeant	1,450.00	323.68	772.36	677.64	53.27%
70004104 Election Supervisors	1,000.00	0.00	0.00	1,000.00	0.00%
70004302 Fees, Supplies & Dues	2,300.00	75.84	369.16	1,930.84	16.05%
70004305 Advertising & Printing	500.00	0.00	0.00	500.00	0.00%
<b>70004 Election &amp; Town Meetings</b>	<b>11,184.00</b>	<b>1,708.52</b>	<b>3,759.52</b>	<b>7,424.48</b>	<b>33.62%</b>
<b>LEGAL</b>					
70050201 Professional Services	95,000.00	7,436.50	38,367.50	56,632.50	40.39%
<b>70005 Legal</b>	<b>95,000.00</b>	<b>7,436.50</b>	<b>38,367.50</b>	<b>56,632.50</b>	<b>40.39%</b>
<b>CLERK &amp; RECORDS</b>					
70060101 Salary, Town Clerk w/longevity	67,550.00	5,072.48	32,971.12	34,578.88	48.81%
70060102 Salary, Clerical (2) w/longevity	87,680.00	6,634.00	43,113.85	44,566.15	49.17%
70060302 Fees, Supplies & Dues	33,000.00	884.16	7,552.31	25,447.69	22.89%
70060305 Advertising & Printing	3,000.00	-6.14	1,304.96	1,695.04	43.50%
<b>70060 Clerk &amp; Records</b>	<b>191,230.00</b>	<b>12,584.50</b>	<b>84,942.24</b>	<b>106,287.76</b>	<b>44.42%</b>
<b>PLANNING</b>					
70070101 Salary, Town Planner w/longevity	77,545.00	5,508.22	41,741.57	35,803.43	53.83%
70070102 Salary, Clerical (.8) w/longevity	36,444.00	2,612.20	19,441.77	17,002.23	53.35%
70070201 Planning Commission	7,150.00	0.00	0.00	7,150.00	0.00%
70070302 Fees, Supplies & Dues	5,500.00	94.82	1,349.75	4,150.25	24.54%
70070305 Advertising	500.00	0.00	121.50	378.50	24.30%
<b>70070 Planning</b>	<b>127,139.00</b>	<b>8,215.24</b>	<b>62,654.59</b>	<b>64,484.41</b>	<b>49.28%</b>
<b>ZONING</b>					
70080101 Salaries, Zoning Board (10)	10,000.00	325.00	1,300.00	8,700.00	13.00%
70080302 Supplies	700.00	181.19	-212.87	912.87	-30.41%
<b>70080 Zoning</b>	<b>10,700.00</b>	<b>506.19</b>	<b>1,087.13</b>	<b>9,612.87</b>	<b>10.16%</b>
<b>PERSONNEL</b>					
70090900 Social Security Tax	291,485.00	19,447.23	151,972.40	139,512.60	52.14%
70090901 Blue Cross/Delta Dental	681,500.00	50,121.60	286,187.34	395,312.66	41.99%
70090902 Worker's Compensation	70,000.00	0.00	60,187.00	9,813.00	85.98%
70090903 Retirement System	296,425.00	8,619.81	114,756.43	181,668.57	38.71%
70090906 Life Insurance	10,000.00	1,005.20	6,018.18	3,981.82	60.18%
70090907 General Liability Insurance	110,000.00	0.00	103,493.87	6,506.13	94.09%
70090910 Salary Study Adjustment	30,000.00	0.00	0.00	30,000.00	0.00%
70090920 Blue Cross - Police Retirees	118,805.00	9,981.27	59,529.62	59,275.38	50.11%
<b>70090 Personnel</b>	<b>1,608,215.00</b>	<b>89,175.11</b>	<b>782,144.84</b>	<b>826,070.16</b>	<b>48.63%</b>

**TOWN OF JAMESTOWN  
BUDGET VS. ACTUAL  
JULY 2015 - JUNE 2016  
December 1, 2015 - December 31, 2015**

<b>Account Number &amp; Description</b>	<b>Annual Budget</b>	<b>PTD Expenses</b>	<b>YTD Expenses</b>	<b>Remaining \$</b>	<b>% of Budget</b>
<b>FINANCE OFFICE</b>					
70100100 Salary, Finance Director w/longevity	89,597.00	6,411.24	49,174.98	40,422.02	54.88%
70100101 Salary, Deputy Tax Collector w/long	64,989.00	4,664.56	32,539.14	32,449.86	50.07%
70100102 Consultant, Computer Technican	40,000.00	6,633.40	22,436.53	17,563.47	56.09%
70100201 Professional Services	16,000.00	2,337.15	8,274.16	7,725.84	51.71%
70100302 Fees, Supplies & Dues	22,000.00	-984.70	9,865.01	12,134.99	44.84%
<b>70100 Finance</b>	<b>232,586.00</b>	<b>19,061.65</b>	<b>122,289.82</b>	<b>110,296.18</b>	<b>52.58%</b>
<b>TAX ASSESSOR</b>					
70110101 Salary, Assessor (.8) w/longevity	53,508.00	3,864.78	25,121.07	28,386.93	46.95%
70110102 Clerical (as needed)	0.00	0.00	0.00	0.00	#DIV/0!
70110302 Fees, Supplies & Dues	12,500.00	250.92	12,217.47	282.53	97.74%
70110305 Advertising & Printing	1,100.00	130.00	784.98	315.02	71.36%
70110308 Field Inspections	0.00	0.00	0.00	0.00	#DIV/0!
<b>70110 Tax Assessor</b>	<b>67,108.00</b>	<b>4,245.70</b>	<b>38,123.52</b>	<b>28,984.48</b>	<b>56.81%</b>
<b>AUDIT OF ACCOUNTS</b>					
70120201 Professional Services	22,000.00	3,255.00	22,320.00	-320.00	101.45%
<b>70120 Audit of Accounts</b>	<b>22,000.00</b>	<b>3,255.00</b>	<b>22,320.00</b>	<b>(320.00)</b>	<b>101.45%</b>
<b>POLICE PROTECTION</b>					
70310100 Salary, Police Chief	88,521.00	6,809.26	44,260.19	44,260.81	50.00%
70310101 Salaries, Police(13)/ Dispatch(4.5) /Support (.8 & 1 seasonal)	911,986.00	69,613.12	498,698.95	413,287.05	54.68%
70310102 Longevity, Officers/Dispatch	45,943.00	0.00	21,784.83	24,158.17	47.42%
70310103 Police Benefits	46,320.00	8,343.40	29,682.73	16,637.27	64.08%
70310104 Overtime & Sick Leave	165,000.00	9,657.82	102,007.41	62,992.59	61.82%
70310105 Police Retirement	165,215.00	0.00	0.00	165,215.00	0.00%
70310302 Fees, Supplies & Dues	21,000.00	1,527.51	4,981.74	16,018.26	23.72%
70310303 Computer Maintenance	18,500.00	838.99	18,930.79	-430.79	102.33%
70310305 Advertising	0.00	0.00	65.10	-65.10	#DIV/0!
70310307 Building Maintenance	5,000.00	91.09	860.55	4,139.45	17.21%
70310308 Vehicle Insurance	8,197.00	0.00	8,197.00	0.00	100.00%
70310309 Telephone	21,500.00	1,153.94	5,748.10	15,751.90	26.74%
70310310 Personal Equipment, Uniforms	8,000.00	659.94	3,188.80	4,811.20	39.86%
70310311 Maintenance Of Uniforms	32,150.00	0.00	1,545.13	30,604.87	4.81%
70310312 Ammunition & Supplies	4,000.00	0.00	1,758.00	2,242.00	43.95%
70310313 Maintenance, Police Cars	17,500.00	1,487.87	4,414.32	13,085.68	25.22%
70310314 Gas & Tires	38,000.00	0.00	11,079.42	26,920.58	29.16%
70310315 Training	20,000.00	0.00	6,737.02	13,262.98	33.69%
70310316 Police Incentive	0.00	0.00	0.00	0.00	#DIV/0!
70310317 Maintenance of Radio System	14,000.00	0.00	5,197.35	8,802.65	37.12%
70310318 Equipment	8,000.00	1,190.44	2,001.79	5,998.21	25.02%
<b>70310 Police Protection</b>	<b>1,638,832.00</b>	<b>101,373.38</b>	<b>771,139.22</b>	<b>867,692.78</b>	<b>47.05%</b>
<b>EMERGENCY MANAGEMENT AGENCY</b>					
70311302 Emergency Management Agency	10,000.00	284.93	1,429.93	8,570.07	14.30%
<b>70311 Emergency Management Agency</b>	<b>10,000.00</b>	<b>284.93</b>	<b>1,429.93</b>	<b>8,570.07</b>	<b>14.30%</b>
<b>FIRE PROTECTION</b>					
70320100 Salary, Fire Chief/Fire Inspector	55,325.00	4,255.76	27,662.44	27,662.56	50.00%
70320101 Salary, Dispatch/Maintenance OT & Fill-in for Dispatch	56,510.00	480.56	15,811.20	40,698.80	27.98%
70320102 Deputy Fire Chief Stipend (2)	3,731.00	0.00	0.00	3,731.00	0.00%
70320103 Salary, Fire Inspector	2,000.00	0.00	0.00	2,000.00	0.00%
70320104 Salary, Fire Inspector	17,980.00	1,959.26	9,506.89	8,473.11	52.87%
70320104 Fire Incentive Program	70,000.00	0.00	0.00	70,000.00	0.00%
70320302 Fees, Supplies & Dues	5,000.00	54.99	888.57	4,111.43	17.77%
70320308 Insurance	55,000.00	756.00	24,745.75	30,254.25	44.99%
70320309 Telephone	8,800.00	692.63	3,872.62	4,927.38	44.01%
70320313 Apparatus & Truck Repair	25,000.00	6,051.97	11,598.16	13,401.84	46.39%
70320314 Gas, Tires & Oil	15,000.00	1,088.12	5,361.95	9,638.05	35.75%

**TOWN OF JAMESTOWN**  
**BUDGET VS. ACTUAL**  
**JULY 2015 - JUNE 2016**  
*December 1, 2015 - December 31, 2015*

<b>Account Number &amp; Description</b>	<b>Annual Budget</b>	<b>PTD Expenses</b>	<b>YTD Expenses</b>	<b>Remaining \$</b>	<b>% of Budget</b>
<b>70320315</b> Training	12,000.00	0.00	610.44	11,389.56	5.09%
<b>70320319</b> Fuel Oil	14,000.00	164.31	309.55	13,690.45	2.21%
<b>70320320</b> Maintenance	13,500.00	950.49	6,210.48	7,289.52	46.00%
<b>70320321</b> Electricity	12,000.00	652.82	3,968.11	8,031.89	33.07%
<b>70320322</b> Alarm & Radio	6,000.00	47.75	1,555.91	4,444.09	25.93%
<b>70320323</b> Oxygen & Air Pack	5,000.00	649.95	649.95	4,350.05	13.00%
<b>70320324</b> Water	1,500.00	0.00	322.76	1,177.24	21.52%
<b>70320325</b> Fire Equipment	15,000.00	3,198.66	6,161.91	8,838.09	41.08%
<b>70320326</b> Fire Extinguisher Agents	2,400.00	0.00	1,053.00	1,347.00	43.88%
<b>70320399</b> Subscriptions & Journal	500.00	0.00	0.00	500.00	0.00%
<b>70320 Fire Protection</b>	<b>396,246.00</b>	<b>21,003.27</b>	<b>120,289.69</b>	<b>275,956.31</b>	<b>30.36%</b>
<b>EMERGENCY MEDICAL SERVICES</b>					
<b>70600101</b> Ambulance Incentive Program	80,000.00	14,880.00	14,880.00	65,120.00	18.60%
<b>70600102</b> EMS Director	27,930.00	1,352.19	10,638.43	17,291.57	38.09%
<b>70600103</b> JFD EMS Captain	0.00	0.00	0.00	0.00	#DIV/0!
<b>70600xxx</b> Medical Director Stipend	3,000.00	0.00	0.00	3,000.00	0.00%
<b>70600104</b> ALS Per Diem (12 months)	175,200.00	0.00	73,440.00	101,760.00	41.92%
<b>70600330</b> Ambulance Building	16,000.00	874.81	3,530.61	12,469.39	22.07%
<b>70600332</b> Ambulance Personal Equipment/Uniform	10,000.00	0.00	0.00	10,000.00	0.00%
<b>70600333</b> Ambulance Medical	20,000.00	117.72	9,275.76	10,724.24	46.38%
<b>70600334</b> Ambulance Office	5,000.00	229.48	1,339.13	3,660.87	26.78%
<b>70600336</b> Ambulance Vehicles	12,000.00	150.00	4,705.55	7,294.45	39.21%
<b>70600337</b> Ambulance Training	23,000.00	1,369.50	9,863.98	13,136.02	42.89%
<b>70600455</b> Insurance on Ambulance	30,000.00	0.00	19,081.00	10,919.00	63.60%
<b>70600 EMS</b>	<b>402,130.00</b>	<b>18,973.70</b>	<b>146,754.46</b>	<b>255,375.54</b>	<b>36.49%</b>
<b>PROTECTIVE SERVICE</b>					
<b>70330101</b> Salary, Building Inspector	64,564.00	0.00	55,384.85	9,179.15	85.78%
PT for New Position	5,395.00	0.00	0.00	5,395.00	0.00%
<b>70330102</b> Salary, Clerical (.5) w/longevity	25,014.00	0.00	12,346.65	12,667.35	49.36%
<b>70330117</b> Salary, Electrical Inspector	10,000.00	0.00	4,166.65	5,833.35	41.67%
<b>70330118</b> Salary, Plumbing Inspector	5,000.00	0.00	2,083.35	2,916.65	41.67%
<b>70330119</b> Salary, Mechanical Inspector	5,000.00	0.00	2,083.35	2,916.65	41.67%
<b>70330302</b> Fees, Supplies & Dues	4,500.00	0.00	3,140.65	1,359.35	69.79%
<b>70330328</b> Hydrant Rental	160,000.00	0.00	0.00	160,000.00	0.00%
<b>70330 Protective Service</b>	<b>279,473.00</b>	<b>0.00</b>	<b>79,205.50</b>	<b>200,267.50</b>	<b>28.34%</b>
<b>ADMINISTRATION</b>					
<b>70410101</b> Salary, Public Works Director (.5)	50,357.00	0.00	23,023.08	27,333.92	45.72%
<b>70410302</b> Fees, Supplies & Dues	1,200.00	0.00	95.64	1,104.36	7.97%
<b>70410 Administration</b>	<b>51,557.00</b>	<b>0.00</b>	<b>23,118.72</b>	<b>28,438.28</b>	<b>44.84%</b>
<b>ENGINEERING</b>					
<b>70420101</b> Salary/Environ Services (.6) w/longevity	38,927.00	0.00	15,346.32	23,580.68	39.42%
<b>70420103</b> Intern	10,000.00	0.00	7,519.50	2,480.50	75.20%
<b>70420302</b> Fees, Supplies & Dues	1,200.00	0.00	122.52	1,077.48	10.21%
<b>70420 Engineering</b>	<b>50,127.00</b>	<b>0.00</b>	<b>22,988.34</b>	<b>27,138.66</b>	<b>45.86%</b>
<b>HIGHWAY</b>					
<b>70430100</b> Salary, Supervisor w/longevity	67,047.00	0.00	27,386.33	39,660.67	40.85%
<b>70430101</b> Salaries (10) w/longevity & Overtime	568,266.00	0.00	255,837.04	312,428.96	45.02%
<b>70430308</b> Vehicle Insurance	14,520.00	0.00	14,520.00	0.00	100.00%
<b>70430313</b> Upkeep of Equipment	65,000.00	0.00	40,778.40	24,221.60	62.74%
<b>70430314</b> Oil & Gas	80,000.00	0.00	18,965.04	61,034.96	23.71%
<b>70430330</b> Sand & Gravel	15,000.00	0.00	3,938.11	11,061.89	26.25%
<b>70430331</b> Cold Patch	17,500.00	0.00	3,884.76	13,615.24	22.20%
<b>70430333</b> Road Supplies/Street Signs	15,000.00	0.00	3,421.38	11,578.62	22.81%
<b>70430334</b> Equipment Rental	3,000.00	0.00	1,450.00	1,550.00	48.33%
<b>70430336</b> Clothing (contractual)	5,500.00	0.00	2,983.38	2,516.62	54.24%
<b>70430399</b> Safety & Licensing	6,500.00	0.00	2,605.33	3,894.67	40.08%
<b>70430 Highway</b>	<b>857,333.00</b>	<b>0.00</b>	<b>375,769.77</b>	<b>481,563.23</b>	<b>43.83%</b>

**TOWN OF JAMESTOWN  
BUDGET VS. ACTUAL  
JULY 2015 - JUNE 2016  
December 1, 2015 - December 31, 2015**

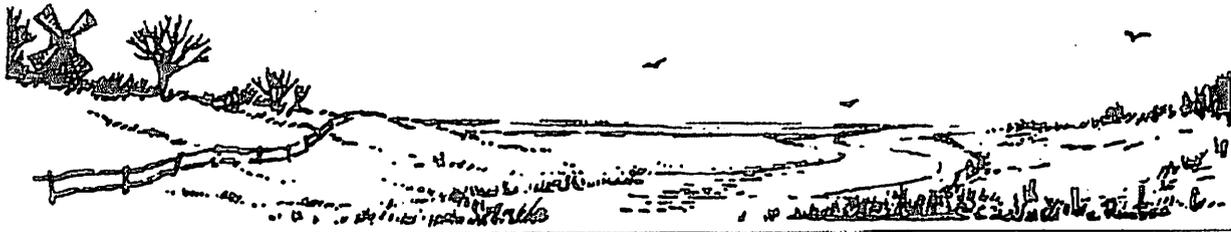
<u>Account Number &amp; Description</u>	<u>Annual Budget</u>	<u>PTD Expenses</u>	<u>YTD Expenses</u>	<u>Remaining \$</u>	<u>% of Budget</u>
<b>SNOW REMOVAL</b>					
70440336 Snow Removal (overtime)	28,000.00	0.00	0.00	28,000.00	0.00%
70440337 Equipment & Supplies	49,000.00	0.00	8,085.07	40,914.93	16.50%
<b>70440 Snow Removal</b>	<b>77,000.00</b>	<b>0.00</b>	<b>8,085.07</b>	<b>68,914.93</b>	<b>10.50%</b>
<b>WASTE REMOVAL</b>					
70450101 Salary, Operator w/longevity	55,607.00	0.00	25,880.68	29,726.32	46.54%
Sunday OT hours	6,335.00	0.00	0.00	6,335.00	0.00%
70450309 Telephone	600.00	0.00	204.58	395.42	34.10%
70450321 Electricity	1,300.00	0.00	107.89	1,192.11	8.30%
70450340 Maintenance & Testing	42,000.00	0.00	7,785.00	34,215.00	18.54%
70450341 Transfer Trucking & Recycling	310,000.00	0.00	106,490.82	203,509.18	34.35%
70450350 Hazardous Waste Recycling	500.00	0.00	0.00	500.00	0.00%
<b>70450 Waste Removal</b>	<b>416,342.00</b>	<b>0.00</b>	<b>140,468.97</b>	<b>275,873.03</b>	<b>33.74%</b>
<b>STREET LIGHTING</b>					
70460321 Electricity	82,500.00	0.00	21,060.36	61,439.64	25.53%
<b>70460 Street Lighting</b>	<b>82,500.00</b>	<b>0.00</b>	<b>21,060.36</b>	<b>61,439.64</b>	<b>25.53%</b>
<b>OTHER PUBLIC WORKS</b>					
70480342 Town Cemetery & Parade	2,100.00	0.00	74.82	2,025.18	3.56%
<b>70480 Other Public Works</b>	<b>2,100.00</b>	<b>0.00</b>	<b>74.82</b>	<b>2,025.18</b>	<b>3.56%</b>
<b>PUBLIC BUILDINGS</b>					
70490101 Service Contract Custodial	60,000.00	0.00	29,515.42	30,484.58	49.19%
70490302 Building/Cleaning Supplies	5,300.00	0.00	890.04	4,409.96	16.79%
70490309 Telephone & Alarms	15,000.00	0.00	7,250.71	7,749.29	48.34%
70490321 Electricity	60,000.00	0.00	18,569.14	41,430.86	30.95%
70490324 Water	10,500.00	0.00	1,787.85	8,712.15	17.03%
70490343 Heat	45,000.00	0.00	1,305.24	43,694.76	2.90%
70490344 Repairs & Maintenance	43,000.00	0.00	20,321.35	22,678.65	47.26%
70490375 Landscape	9,500.00	0.00	2,098.91	7,401.09	22.09%
<b>70490 Public Buildings</b>	<b>248,300.00</b>	<b>0.00</b>	<b>81,738.66</b>	<b>166,561.34</b>	<b>32.92%</b>
<b>TREE MANAGEMENT PROGRAM</b>					
70495101 Consultant	9,600.00	0.00	3,175.00	6,425.00	33.07%
70495302 Materials & Supplies	1,800.00	0.00	898.85	901.15	49.94%
70495360 Tree Pruning	15,000.00	0.00	7,831.28	7,168.72	52.21%
70495370 Purchase Of Trees	5,000.00	0.00	1,875.00	3,125.00	37.50%
<b>70495 Tree Management Program</b>	<b>31,400.00</b>	<b>0.00</b>	<b>13,780.13</b>	<b>17,619.87</b>	<b>43.89%</b>
<b>PUBLIC WELFARE</b>					
70500101 Salary, Welfare Director	3,964.00	0.00	991.00	2,973.00	25.00%
70500347 New Visions, Newport County	0.00	0.00	0.00	0.00	#DIV/0!
<b>70500 Public Welfare</b>	<b>3,964.00</b>	<b>0.00</b>	<b>991.00</b>	<b>2,973.00</b>	<b>25.00%</b>
<b>PUBLIC HEALTH</b>					
70600456 Visiting Nurse/Mental Health/ SC Hospice/ Substance Abuse	17,500.00	0.00	9,000.00	8,500.00	51.43%
70600458 Senior Center Operations	71,693.00	5,974.42	35,846.52	35,846.48	50.00%
<b>70600 Public Health</b>	<b>89,193.00</b>	<b>5,974.42</b>	<b>44,846.52</b>	<b>44,346.48</b>	<b>50.28%</b>
<b>ANIMAL CONTROL</b>					
70610xxx Animal Control Services/Shelter	5,000.00	0.00	0.00	5,000.00	0.00%
70610302 Fees, Supplies & Dues	0.00	0.00	0.00	0.00	#DIV/0!
70610306 Tick Task Force	15,000.00	0.00	1,166.28	13,833.72	7.78%
<b>70610 Animal Control</b>	<b>20,000.00</b>	<b>0.00</b>	<b>1,166.28</b>	<b>18,833.72</b>	<b>5.83%</b>

**TOWN OF JAMESTOWN  
BUDGET VS. ACTUAL  
JULY 2015 - JUNE 2016  
December 1, 2015 - December 31, 2015**

<u>Account Number &amp; Description</u>	<u>Annual Budget</u>	<u>PTD Expenses</u>	<u>YTD Expenses</u>	<u>Remaining \$</u>	<u>% of Budget</u>
<b>LIBRARY</b>					
70700100 Salary, Librarian w/longevity	69,921.00	5,247.38	34,107.97	35,813.03	48.78%
70700101 Salaries (2FT & 2@.875)w/longevity	144,990.00	10,748.99	68,081.04	76,908.96	46.96%
70700102 Custodian	0.00	0.00	0.00	0.00	#DIV/0!
70700302 Fees, Supplies & Dues	8,500.00	68.17	3,274.46	5,225.54	38.52%
70700308 Insurance	12,850.00	0.00	12,850.00	0.00	100.00%
70700309 Telephone	1,200.00	75.40	391.28	808.72	32.61%
70700310 Equipment	500.00	0.00	538.95	-38.95	107.79%
70700321 Electricity	24,000.00	0.00	6,941.37	17,058.63	28.92%
70700343 Heat	18,500.00	0.00	0.00	18,500.00	0.00%
70700344 Repairs & Maintenance	19,000.00	198.61	3,875.30	15,124.70	20.40%
70700345 Information Technology	6,000.00	0.00	916.97	5,083.03	15.28%
70700351 Books & Periodicals	29,000.00	1,012.53	12,859.99	16,140.01	44.34%
70700352 Books - State Aid	87,697.00	2,769.14	36,248.91	51,448.09	41.33%
<b>70700 Library</b>	<b>422,158.00</b>	<b>20,120.22</b>	<b>180,086.24</b>	<b>242,071.76</b>	<b>42.66%</b>
<b>PARKS, BEACHES &amp; RECREATION</b>					
70800101 Salary, Director w/longevity	65,506.00	2,483.21	24,783.06	40,722.94	37.83%
70800102 Salaries, Rec, Parks (3) w/longevity	124,564.00	10,841.09	170,492.65	-45,928.65	136.87%
Seasonal Support Staff	142,221.00	0.00	0.00	142,221.00	0.00%
70800103 Salary, Teen Center Coordinator	35,653.00	2,742.54	17,803.10	17,849.90	49.93%
70800104 Salaries, Teen Center Support Staff	15,749.00	440.00	3,741.25	12,007.75	23.76%
70800302 Fees, Supplies & Dues	5,965.00	254.96	2,567.16	3,397.84	43.04%
70800305 Advertising & Printing	3,750.00	584.50	1,271.75	2,478.25	33.91%
70800308 Insurance	6,470.00	0.00	6,470.00	0.00	100.00%
70800309 Telephone	2,500.00	217.06	1,080.23	1,419.77	43.21%
70800310 Equipment	4,500.00	72.82	1,589.10	2,910.90	35.31%
70800314 Gas & Oil	10,000.00	-75.00	4,798.92	5,201.08	47.99%
70800321 Electricity & Field Lighting	30,000.00	215.96	13,874.36	16,125.64	46.25%
70800322 Ft Getty Waste Water Removal	7,000.00	0.00	2,600.00	4,400.00	37.14%
70800323 Shores Beach/Sanitary Facility	3,000.00	0.00	0.00	3,000.00	0.00%
70800324 Water	12,000.00	0.00	0.00	12,000.00	0.00%
70800341 Trash Removal	10,000.00	238.00	5,758.00	4,242.00	57.58%
70800344 Repairs, Maintenance & Improvements	26,000.00	3,120.13	14,413.90	11,586.10	55.44%
70800382 Summer Programs	3,825.00	0.00	471.93	3,353.07	12.34%
70800383 Winter Programs	1,200.00	500.00	500.00	700.00	41.67%
Senior Programs	3,000.00	0.00	0.00	3,000.00	0.00%
PAC-Operational	15,000.00	0.00	0.00	15,000.00	0.00%
<b>70800 Parks, Beaches &amp; Recreation</b>	<b>527,903.00</b>	<b>21,635.27</b>	<b>272,215.41</b>	<b>255,687.59</b>	<b>51.57%</b>
70801381 Special Activities	0.00	2,610.00	5,902.72	5,902.72	
70801384 Exercise	0.00	0.00	0.00	0.00	
70801386 Flag Football S/F	0.00	0.00	0.00	0.00	
70801388 Basketball S/F	0.00	236.60	196.60	196.60	
70801391 Sports Camp S/F	0.00	0.00	3,482.93	3,482.93	
70801392 Tennis S/F	0.00	0.00	638.99	638.99	
70801393 Soccer S/F	0.00	0.00	0.00	0.00	
70801395 Girl's Softball S/F	0.00	0.00	0.00	0.00	
70801396 Restoration Rec Ctr S/F	0.00	0.00	0.00	0.00	
70801398 Pavilion	0.00	0.00	-921.76	-921.76	
70801399 Miscellaneous	0.00	0.00	0.00	0.00	
70801400 Volleyball S/F	0.00	0.00	0.00	0.00	
70801401 Summer Playground S/F	0.00	0.00	-11,191.76	-11,191.76	
70801402 J.Y.O. S/F	0.00	0.00	0.00	0.00	
<b>70801 Recreation Programs</b>	<b>0.00</b>	<b>2,846.60</b>	<b>-1,892.28</b>	<b>-1,892.28</b>	

**TOWN OF JAMESTOWN  
BUDGET VS. ACTUAL  
JULY 2015 - JUNE 2016  
December 1, 2015 - December 31, 2015**

<u>Account Number &amp; Description</u>	<u>Annual Budget</u>	<u>PTD Expenses</u>	<u>YTD Expenses</u>	<u>Remaining \$</u>	<u>% of Budget</u>
<b>DEBIT SERVICE</b>					
<b>70900504</b> Payment Of Principal	520,000.00	0.00	100,000.00	420,000.00	19.23%
<b>70900505</b> Payment Of Interest	276,060.00	0.00	138,530.00	137,530.00	50.18%
<b>70900503</b> Lease DPW Equipment Resolution	71,362.00	5,257.50	23,057.50	48,304.50	32.31%
<b>xxxxxxx</b> Lease JetVac *included in above	0.00	0.00	0.00	0.00	#DIV/0!
138 Narragansett Ave	28,500.00	0.00	0.00	28,500.00	0.00%
Fire Station Improvements	47,750.00	0.00	0.00	47,750.00	0.00%
<b>70900 Debit Service</b>	<b>943,672.00</b>	<b>5,257.50</b>	<b>261,587.50</b>	<b>682,084.50</b>	<b>27.72%</b>
<b>MISCELLANEOUS</b>					
<b>70920527</b> Incidentals & Emergencies	50,000.00	2,783.61	5,911.89	44,088.11	11.82%
<b>70920530</b> Conservation Commission	2,200.00	0.00	934.55	1,265.45	42.48%
Chamber of Commerce Development	4,000.00	0.00	1,500.00	2,500.00	37.50%
<b>70920536</b> Eastern RI Co-Op Extension	0.00	0.00	0.00	0.00	#DIV/0!
Economic Development	5,000.00	0.00	0.00	5,000.00	0.00%
<b>70920 Miscellaneous</b>	<b>61,200.00</b>	<b>2,783.61</b>	<b>8,346.44</b>	<b>52,853.56</b>	<b>13.64%</b>
<b>Total</b>	<b>9,184,047.00</b>	<b>360,831.77</b>	<b>3,836,286.56</b>	<b>5,347,760.44</b>	<b>41.77%</b>



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## JAMESTOWN CONSERVATION COMMISSION

# MEMO

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To: Andy Nota, Town Administrator

From: Maureen Coleman *Maureen Coleman*

Date: November 10, 2015

Subject: Rights of Way Ordinance Review

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The Conservation Commission respectfully requests that the town include the public Rights of Way ordinance in any upcoming ordinance review process. Specifically, The JCC encourages upgrades to the ordinance language, and ongoing town management of Rights of Way to:

- Ensure compliance with RI CRMC regulations for managing healthy coastal buffers.
- Prioritize conservation values as a core goal in ROW maintenance.
- Prioritize public access as a primary goal of ROWs.
- Confirm viewsheds as a ROW goal.
- Clarify of roles of abutters, with emphasis on the three goals above, and potential integration with the CRMC Adopt-an-Access Program.

We would be pleased to provide sample ordinance language and would very much appreciate being included in the ordinance review process. As you are aware, we are also happy to help with ongoing enhancement to current conditions and ongoing management and maintenance of Jamestown's public ROWs. Thank you.

*J. Christopher Powell  
38 Mt. Hope Ave.  
Jamestown, Rhode Island 02835*

RI Coastal Resources Management Council  
Oliver Stedman Government Center  
4808 Tower Hill Road, Suite 116  
Wakefield, Rhode Island 02879

10 January 2016

Subject: CRMC File No. 2014-12-056, Pinheiro Aquaculture

As past Chairman of the Jamestown Conservation Commission for twenty-seven years we worked hard to maintain the farms, natural resources, open space and rural character of Conanicut Island. One of our focal points was farmland preservation. The existing and proposed aquaculture operation(s) are contiguous to Hodgkiss Farm property and will have adverse impacts outlined below.

In 1986 then RIDEM Director Bob Bendick attended an art exhibition at the Rhode Island School of Design entitled *The Eden of America: Rhode Island Landscapes*. A 1894 painting entitled *Mackerel Cove, Jamestown, Rhode Island* by the artist William Trost Richards was on display. See attachment 1.

The following is a description of the work displayed at the exhibition:

*“The overall composition of Mackerel Cove, Jamestown, Rhode Island evokes a feeling of transcendence and suggests equilibrium between sky and land, as well as atmosphere and light. In the work, Richards uses an aerial perspective and finely paints the figures and buildings to contrast with the vast landscape, effectively emphasizing the magnificence of the landscape he so revered. This quiet scene conveys a feeling of solitude and peace that pervades Richards' best work.*

*With its spectacular light, color and details, Mackerel Cove, Jamestown, Rhode Island demonstrates Richards' skill as he successfully combines the sky and land in a beautiful, harmonious and flawless composition.”*

The background in the painting is Hodgkiss Farm and the shoreline from the mouth of the Great Creek extending to the northwest. Bob Bendick was familiar with the shoreline and contiguous farms and realized that it looks same as it did when Richards painted it in 1894 and felt this view should be preserved for present and future generations. As DEM Director he worked with the landowner, the Town of Jamestown, and the Nature Conservancy to craft complex plan to protect and preserve the Hodgkiss Farm, saltmarsh and contiguous shoreline.

Hodgkiss Farm, now owned by descendant Gail Chase, is contiguous to the existing aquaculture project(s) and the proposed expansion. The family retained a 1.87 acre waterfront parcel (AP 6, Lot 38) to guarantee their access to the shore. See attachment 2. The aquaculture operations infringe on this access.

The existing and proposed expansion of the Pinheiro aquaculture operation and the Cregan aquaculture operation, with the multitude of surface marker buoys, visible cages at low tide and the resulting adverse visual impact is not consistent our intentions or with the description of the Richard's work mentioned above. See attachment 3.

These operations are also located within a CRMC Type 1 Conservation Area. Under Section 200.1, A. Definition it states under (2) "water areas that have retained natural habitat or maintain scenic values of unique or unusual significance". This area certainly meets this requirement but will not with the current or proposed visual of these aquaculture operations.

Section 200.1, C. Policies (#1) states "The Council's goal is to preserve and protect Type 1 waters from activities and uses that have the potential to degrade scenic, wildlife, and plant habitat values, or which may adversely impact water quality or natural shoreline types." These aquaculture operations will degrade the scenic value of this area and may have an adverse impact on the natural shoreline.

The location of the Pinheiro aquaculture operation will also adversely impact the Hodgkiss Farm owners' ability to access and use their riparian waters contiguous to Lot 38. Attachment 3.

For all the reasons stated above I respectfully request that CRMC require the current and future aquaculture operators to move their operations northwest and seaward of the current location off the Hodgkiss Farm. Doing this will honor the intentions of all of us who worked so hard to preserve this beautiful landscape and preserve the landscape Richards painted over 100 years ago.

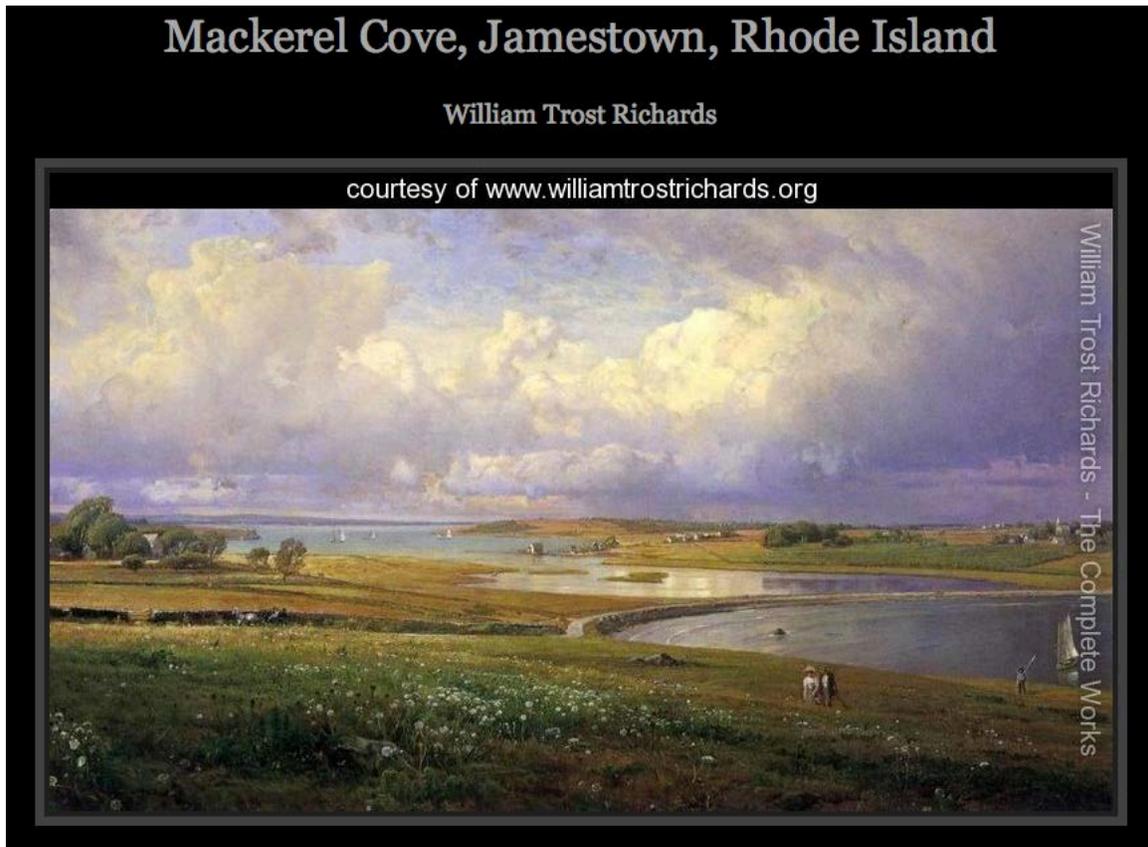
Thank you.

Respectfully,

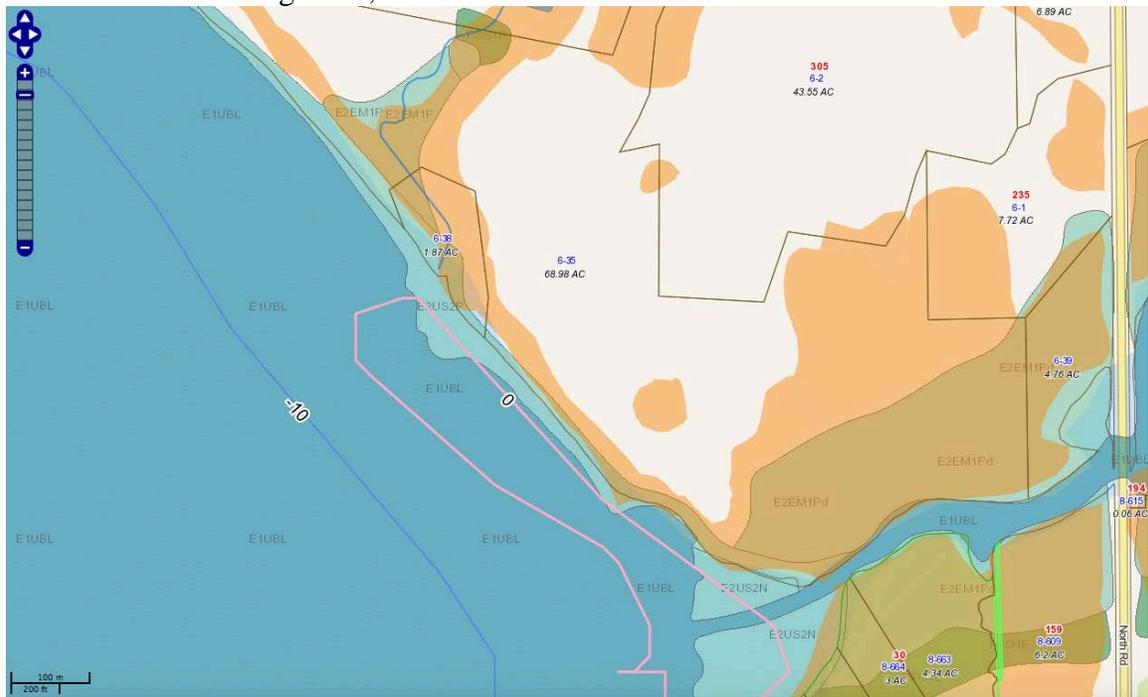
Chris Powell

Attachments (3)

Attachment 1 William Trost Richards Painting – Hodgkiss farm in center background.



Attachment 2 showing AP 6, Lot 38.



Attachment 3. Aquaculture cages at low tide. Photo by C. Powell, Jan. 11, 2016.





## JAMESTOWN CONSERVATION COMMISSION

Coastal Resources Management Council (CRMC)  
Oliver Stedman Government Center  
4808 Tower Hill Road; Suite 116  
Wakefield, RI 02879

Re: Application File Number: 2014-12-056 (Modification of Assent)

January 14, 2016

Dear Coastal Resources Management Council,

The Jamestown Conservation Commission (JCC) would like to comment on an application under your consideration, 2014-12-056. We are writing to express concern about this aquaculture project, as expressed in a unanimous vote of the JCC at its Jan 12, 2016 meeting. In reviewing the proposed plans initially we did not fully appreciate that the location (that was previously approved by CRMC) is in a particularly sensitive area of concern. We write to call CRMCs attention to those concerns now.

The town of Jamestown's Comprehensive Plan stresses the importance of conservation values particularly in coastal areas; these are defining features and our town & CRMC oversight has been essential to protecting critical conservation values in our coastal areas. As part of the Jamestown Comprehensive Plan, a Harbor Management Plan designates specific zones for conservation protection and guides myriad coastal and harbor use planning and decision making (in a municipality with considerable, and frequently conflicting, user interests). The broad goal of the Comprehensive Harbor Management Plan is to help achieve the most desirable use of the waters surrounding Jamestown for recreational, environmental, commercial, aesthetic, and other purposes. More particularly the plan is intended to serve as a guide for managing Jamestown's harbors and waters; for providing the maximum benefit for the public use of the water and the waterfront; for protecting the coastal environment; for resolving user conflicts; and for ensuring public access to the shoreline. Harbor waters are divided into one or more of three "zones": a) mooring zones; b) transient anchorage zones and c) **conservation zones**. A copy of the map of those designated conservation zones is enclosed. You will notice that the proposed project falls within a conservation zone chosen for special protection in town planning specifically designated for the protection of water quality, wildlife, and plant habitat values. On the enclosed map the waters in Dutch Harbor contain two conservation zones, a north conservation zone (287 acres): all waters shoreward of a line extending from the western extension of Orchard (Weeden) Lane to point R on the map to point Q; and a south (Sheffield Cove) conservation zone (96.6 acres): all harbor waters south of a line from the pier at Fort Getty to a point at the southern terminus of Maple Avenue.

In addition, the view shed of the conservation property upland from the proposed project site has a special history. The extensive initiative to permanently protect this land from development was motivated in great part by a grassroots effort to preserve a famed view painted by William Trost Richards. Thanks to hard-won protection efforts, that view still remains preserved today, in an area subject to considerable coastal

development pressures. While aquaculture projects have not raised aesthetic concerns for JCC in the past, we are concerned that this historical open space view shed would be impaired by aquaculture infrastructure so close to the shoreline. This concern, as well as concerns about conservation values, could be remedied by siting the project farther north, and farther offshore, outside Jamestown's designated conservation zones.

The JCC has not opposed previous aquaculture applications and is on the whole enthusiastically supportive of shellfish aquaculture that can have a beneficial impact on water quality and provides a local food source. In this case, however, the location in a zone designated for conservation, and the extensive history of efforts to protect the view shed, motivates us to oppose the choice of site based on impact to conservation values and aesthetics. While we recognize that aquaculture is not incompatible with type 1 water use, we are concerned that the siting of aquaculture operations in “areas of natural habitat or scenic value of unique or unusual significance...” (CRMC Water Type Classifications) may impose a conflict.

Finally, we encourage CRMC to take Jamestown’s conservation zones into consideration in approving aquaculture siting in the future. Also, while our concerns with aquaculture in general are primarily focused on siting and protecting water quality and habitat we would respectfully raise a growing concern about the cumulative impact of such a large number of proposed projects, in a small area, within a short period of time. We encourage the CRMC to employ more forward-thinking and strategic oversight, in a holistic manner, in addition to reviewing each of the many currently proposed projects on its individual merits.

Thank you for your consideration of our concerns.

Respectfully,

Jamestown Conservation Commission



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## JAMESTOWN CONSERVATION COMMISSION

Coastal Resources Management Council (CRMC)  
Oliver Stedman Government Center  
4808 Tower Hill Road; Suite 116  
Wakefield, RI 02879

Re: Application File Number: 2015-09-105

January 14, 2016

Dear Coastal Resources Management Council,

The Jamestown Conservation Commission (JCC) would like to comment on an application under your consideration, 2015-09-105. We are writing to express concern about this proposed aquaculture project, as expressed in a unanimous vote of the JCC at its Jan 12, 2016 meeting. In reviewing the proposed plans initially we did not fully appreciate that the location (that was previously approved by CRMC) is in a particularly sensitive area of concern. We write to call CRMCs attention to those concerns now.

The town of Jamestown's Comprehensive Plan stresses the importance of conservation values particularly in coastal areas; these are defining features and our town & CRMC oversight has been essential to protecting critical conservation values in our coastal areas. As part of the Jamestown Comprehensive Plan, a Harbor Management Plan designates specific zones for conservation protection and guides myriad coastal and harbor use planning and decision making (in a municipality with considerable, and frequently conflicting, user interests). The broad goal of the Comprehensive Harbor Management Plan is to help achieve the most desirable use of the waters surrounding Jamestown for recreational, environmental, commercial, aesthetic, and other purposes. More particularly the plan is intended to serve as a guide for managing Jamestown's harbors and waters; for providing the maximum benefit for the public use of the water and the waterfront; for protecting the coastal environment; for resolving user conflicts; and for ensuring public access to the shoreline. Harbor waters are divided into one or more of three "zones": a) mooring zones; b) transient anchorage zones and c) **conservation zones**. A copy of the map of those designated conservation zones is enclosed. You will notice that the proposed project falls within a conservation zone chosen for special protection in town planning specifically designated for the protection of water quality, wildlife, and plant habitat values. On the enclosed map the waters in Dutch Harbor contain two conservation zones, a north conservation zone (287 acres): all waters shoreward of a line extending from the western extension of Orchard (Weeden) Lane to point R on the map to point Q; and a south (Sheffield Cove) conservation zone (96.6 acres): all harbor waters south of a line from the pier at Fort Getty to a point at the southern terminus of Maple Avenue.

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development pressures. While aquaculture projects have not raised aesthetic concerns for JCC in the past, we are concerned that this historical open space view shed would be impaired by aquaculture infrastructure so close to the shoreline. This concern, as well as concerns about conservation values, could be remedied by siting the project farther north, and farther offshore, outside Jamestown's designated conservation zones.

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Finally, we encourage CRMC to take Jamestown’s conservation zones into consideration in approving aquaculture siting in the future. Also, while our concerns with aquaculture in general are primarily focused on siting and protecting water quality and habitat we would respectfully raise a growing concern about the cumulative impact of such a large number of proposed projects, in a small area, within a short period of time. We encourage the CRMC to employ more forward-thinking and strategic oversight, in a holistic manner, in addition to reviewing each of the many currently proposed projects on its individual merits.

Thank you for your consideration of our concerns.

Respectfully,

Jamestown Conservation Commission



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## JAMESTOWN CONSERVATION COMMISSION

Coastal Resources Management Council (CRMC)  
Oliver Stedman Government Center  
4808 Tower Hill Road; Suite 116  
Wakefield, RI 02879

Re: Application File Number: 2015-11-032

January 14, 2016

Dear Coastal Resources Management Council,

The Jamestown Conservation Commission (JCC) would like to comment on an application under your consideration, 2015-11-032. We are writing to express concern about this aquaculture project, as expressed in a unanimous vote of the JCC at its Jan 12, 2016 meeting. In reviewing the proposed plans initially we did not fully appreciate that the location (that was previously approved by CRMC) is in a particularly sensitive area of concern. We write to call CRMCs attention to those concerns now.

The town of Jamestown's Comprehensive Plan stresses the importance of conservation values particularly in coastal areas; these are defining features and our town & CRMC oversight has been essential to protecting critical conservation values in our coastal areas. As part of the Jamestown Comprehensive Plan, a Harbor Management Plan designates specific zones for conservation protection and guides myriad coastal and harbor use planning and decision making (in a municipality with considerable, and frequently conflicting, user interests). The broad goal of the Comprehensive Harbor Management Plan is to help achieve the most desirable use of the waters surrounding Jamestown for recreational, environmental, commercial, aesthetic, and other purposes. More particularly the plan is intended to serve as a guide for managing Jamestown's harbors and waters; for providing the maximum benefit for the public use of the water and the waterfront; for protecting the coastal environment; for resolving user conflicts; and for ensuring public access to the shoreline. Harbor waters are divided into one or more of three "zones": a) mooring zones; b) transient anchorage zones and c) **conservation zones**. A copy of the map of those designated conservation zones is enclosed. You will notice that the proposed project falls within a conservation zone chosen for special protection in town planning specifically designated for the protection of water quality, wildlife, and plant habitat values. On the enclosed map the waters in Dutch Harbor contain two conservation zones, a north conservation zone (287 acres): all waters shoreward of a line extending from the western extension of Orchard (Weeden) Lane to point R on the map to point Q; and a south (Sheffield Cove) conservation zone (96.6 acres): all harbor waters south of a line from the pier at Fort Getty to a point at the southern terminus of Maple Avenue.

In addition, the view shed of the conservation property upland from the proposed project site has a special history. The extensive initiative to permanently protect this land from development was motivated in great part by a grassroots effort to preserve a famed view painted by William Trost Richards. Thanks to hard-won protection efforts, that view still remains preserved today, in an area subject to considerable coastal

development pressures. While aquaculture projects have not raised aesthetic concerns for JCC in the past, we are concerned that this historical open space view shed would be impaired by aquaculture infrastructure so close to the shoreline. This concern, as well as concerns about conservation values, could be remedied by siting the project farther north, and farther offshore, outside Jamestown's designated conservation zones.

The JCC has not opposed previous aquaculture applications and is on the whole enthusiastically supportive of shellfish aquaculture that can have a beneficial impact on water quality and provides a local food source. In this case, however, the location in a zone designated for conservation, and the extensive history of efforts to protect the view shed, motivates us to oppose the choice of site based on impact to conservation values and aesthetics. While we recognize that aquaculture is not incompatible with type 1 water use, we are concerned that the siting of aquaculture operations in “areas of natural habitat or scenic value of unique or unusual significance...” (CRMC Water Type Classifications) may impose a conflict.

Finally, we encourage CRMC to take Jamestown’s conservation zones into consideration in approving aquaculture siting in the future. Also, while our concerns with aquaculture in general are primarily focused on siting and protecting water quality and habitat we would respectfully raise a growing concern about the cumulative impact of such a large number of proposed projects, in a small area, within a short period of time. We encourage the CRMC to employ more forward-thinking and strategic oversight, in a holistic manner, in addition to reviewing each of the many currently proposed projects on its individual merits.

Thank you for your consideration of our concerns.

Respectfully,

Jamestown Conservation Commission

# THE TOWN OF JAMESTOWN, RI

## HARBOR COMMISSION

APPENDIX A-1:  
Waters Under the Jurisdiction  
of The Town of Jamestown

### Legend

- Jamestown Harbor Boundaries
- Proposed Mooring Areas
- Transient Zone
- Mooring Zone
- Conservation Zone
- Coastal Waters

0 1 2 Miles

The information depicted on this map is for illustrative purposes only. For legal boundary definition or regulatory interpretation please consult the Harbor Management Ordinance.



Jamestown GIS Department  
J. Jobin - Revised May 9th 2011

