

TOWN OF JAMESTOWN
REGULAR MEETING OF THE
BOARD OF WATER AND SEWER COMMISSIONERS

Monday, March 20, 2000

A regular meeting of the Jamestown Town Council sitting as the Board of Water and Sewer Commissioners was called to order at the Jamestown Philomenian Library, Conference Room, 26 North Road at 7:03 PM by Commission President David J. Long. The following members were present:

Kenneth G. Littman, Commission Vice-President
Craig A. Amerigian
Bruce McIntyre
David Swain

Also present were:

Maryanne Crawford, CPA, Town Administrator
Christina D. Collins, Deputy Finance Director
Denise Jennings, Assistant Finance Director/Water and Sewer Clerk
Steven Goslee, Public Works Director
Arthur Christman, Fire Chief

Absent:

A. Lauriston Parks, Esq., Town Solicitor

READING AND APPROVAL OF MINUTES

Motion by Commission President Long, seconded by Commissioner Swain to accept the minutes of 02/22/00. So unanimously voted.

REPORT OF TOWN OFFICIALS

1) **Pumping Report**

Mr. Goslee stated that pumping was up for the month of February compared to February of last year. He also stated that the reservoir was 4 inches down and that rainfall appears to be on schedule this year and that March rainfall will be above average.

Short discussion followed regarding the work that is being done at South Pond. Ms. Crawford stated that the Town had received a notice of violation from RICRMC regarding said work and that Mr. Goslee and herself would be meeting with those officials to resolve the issue. Ms. Crawford stated that she would report back to the Town Council at their meeting on 03/27/00.

1) **Chart of reservoir storage**

Ms. Crawford: This was provided for your information.

LETTERS AND COMMUNICATIONS

1) **Copy of letter from Steven Seskin from Skytel to the Town Administrator re: telecommunications system on the Howland Avenue water tower**

Ms. Crawford: This is another company that would like to use the water tower for their telecommunications system. I spoke with the Town Solicitor and he stated that this company has a

contract with the Town of North Kingstown. Following clarification of a few items, motion by Commissioner Swain, seconded by Commissioner Amerigian to forward this request back to the Administrator and the Solicitor to pursue. So unanimously voted.

UNFINISHED BUSINESS

1) Update on **JR3 well** application

Ms. Crawford: As I reported last week, RIDEM will give us permit approval for JR3 for significant alterations. However, there are some conditions which are enumerated here in a communication from RIDEM.

Ms. Crawford stated that she would forward a copy of the communication from RIDEM to Mark Liberati, John Caito and William Munger for the next Water Study Committee meeting on 03/30/00.

Commissioner Swain: Would it be unrealistic to request information on how much it would cost and how long it would take to implement this for 03/30/00? Ms. Crawford: No, not at all. Motion by Commissioner Swain, seconded by Commission President Long to ask the Town Administrator to supply a follow up report on the JR3 well stipulations for the Water Study Committee meeting on 03/30/00. So unanimously voted.

2) **Water rates**

Commission consensus: Commission to discuss water rates under new business with the water and sewer budget 2000/2001.

3) Telecommunications lease with Sprint Spectrum, L.P. re: **Howland Avenue water tower**
Following brief discussion and clarification of a few issues, motion by Commissioner Amerigian, seconded by Commissioner McIntyre to approve the signing of the agreement with the stipulation that the Town Solicitor will examine the contract and insert language that guarantees that Sprint Spectrum, L.P. also known as Sprint PCS is responsible for any damage to the water tank which relates to the installation of the antenna and that they will cover the Town. So unanimously voted.

4) Joint work session with the **Conservation Commission**

1) Memorandum from the Water and Sewer Clerk

Motion by Commission President Long, seconded by Commissioner to have a joint work session with the Conservation Commission on 04/17/00 following the regular meeting of the Board of Water and Sewer Commission. The purpose of this work session will be to discuss the Commissions concerns regarding the use of wells and the siting of wells and how their concerns effect or impact the Towns consideration of such. Motion so unanimously voted.

NEW BUSINESS

1) Application of the Wright Family c/o Harrison Wright for **water service connection**
(Plat 12, Lot 47; Beavertail Road)

Commission President Long: Mr. Wright, there will be a deed restriction that states that one house in perpetuity on this lot? Mr. Wright: Yes, it says forever. There are alot of acres, but it is virtually all wetlands. This is a restriction that we have put on and the buyers agree.

Commissioner Amerigian to the Administrator: Have you spoken to the Solicitor regarding this?

Ms. Crawford: Yes, if the Commission chooses to grant this application he would recommend that the motion include that the granting of the application is based on the one house deed restriction as stated in the application. Brief discussion followed.

Motion by Commission President Long, seconded by Commissioner Swain to approve the

application of the Wright Family for water service connection (Plat 12, Lot 47; Beavertail Road). This hook-up is granted based on the application that was presented by the Wright Family to the Water and Sewer Commission stating that this is a 14+ acre property and that the sellers will place a one house restriction on the deed and that there will be no subdivision..

Harrison Wright: This is the last time that the whole Wright Family will come before you.
Commissioner McIntyre: The deed restriction is very rewarding to the Town.

Motion so unanimously voted.

2) **Rainbow Carwash**

Ms. Crawford: Before we proceed with the Water rates and the budget, there was an over site on the agenda. Mr. Donnelly, representing Robert Long, dba Rainbow Carwash had written a letter and a response was sent to him by the Solicitor. It was Mr. Donnelly's understanding that this would be on the agenda this evening. Unfortunately, it was inadvertently left off the agenda. You can not make any motions, but you can listen to what Mr. Donnelly has to say.

Mr. Donnelly: I requested an executive session, because it was a potential claim. Mr. Parks said that this could not be done in executive session. I spoke to him a few weeks ago and he said that it would be put on the next Water and Sewer agenda for open discussion.

Commission consensus: To allow Mr. Donnelly to speak.

Mr. Donnelly: I represent Robert Long who is the operator of Rainbow Carwash. I am here, due to a complaint from Mr. Long regarding the shutting down of his business last summer. His business was closed by the Town last summer, pursuant to the regulations that were adopted by the previous Commission last spring. There was a regulation put in that if the reservoir reaches a certain level, that no one can wash a car in the Town of Jamestown. This regulation targeted one specific business.

Mr Donnelly then stated that his clients business was closed for 89 days and that he would like compensation for those days in the amount of \$15,000. He stated that his client does not want to be put in this position again this season and would like the Commission to review the regulations Mr. Donnelly also stated that he will present a claim to the Town Council.

Commission President Long: We don't want to single out a particular business. Secret Garden was also impacted by the regulations. Mr. Donnelly: They were not put out of business.

Ms. Crawford stated that she is currently working with the Solicitor and the Public Works Director on proposed changes to the regulations and would report back at the next meeting on 04/17/00 and that she would ask the Solicitor to attend said meeting.

3) **Water rates/Water and Sewer budget for year 2000/2001**

Water rates:

Commission President Long stated that he would also like to discuss the proposed water rates with the Water Study Committee on 03/30/00.

Ms. Crawford: We tried to provide as much documentation as possible to assist you in your decision. I have discussed this with the Public Works Director and the Deputy Finance Director and what we have proposed is a little different than what the Commission requested. The Commission requested a rate structure on 3 out of the 4 quarters of the year. Our proposal is based on all four quarters. Ms Crawford than went into detail on the proposal that was presented.

Following short discussion, it was decided that the Commission would go over the proposed rate structure with the Water Study Committee on 03/30/00.

Water and Sewer Budget for year 2000/2001:

Commissioner Amerigian requested a copy of the capitol improvement budgets for both water and sewer. Administrator to supply lists to the Commission at the next Town Council meeting on 03/27/00.

Following clarification of a few items regarding the water and sewer budgets, motion was made by Commission President Long, seconded by Commissioner Swain to continue discussion at the next meeting on 04/17/00. So unanimously voted.

BILLS AND PAYROLL

Motion by Commission President Long, seconded by Commissioner Littman to approve bills and payroll. So unanimously voted.

TOWN BUSINESS

1) **Household hazardous waste collection** (continued from 03/13/00 Town Council meeting)

1) Update from Town Administrator

Ms. Crawford reported that the cost to the Town would be approximately \$36.50 per car and that since the 2000/2001 budget has already been approved it would be too late to implement this program, this year. She recommended that the Public Works Director review and work out numbers for next years budget.

ADJOURNMENT

There being no further business before the Commission, motion by Commission President Long, seconded by Commissioner Swain to adjourn the meeting at 9:05 PM. So unanimously voted.

Attest:

Denise Jennings
Assistant Finance Director/Water and Sewer Clerk

xc: Commission Members (5)
Town Administrator
Town Solicitor
Public Works Director
Town Clerk