



**TOWN COUNCIL MEETING**  
**Jamestown Town Hall**  
***Rosamond A. Tefft Council Chambers***  
**93 Narragansett Avenue**  
**Monday, April 6, 2015**  
**7:00 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**

A) Proclamations

- 1) 2015-08 May 6, 2015 as "Tom McAleer Day" in Jamestown

**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**

A) Administrator's Report: Town Administrator Andrew E. Nota

B) Fourth Quarter 2014 GZA Monitoring Report

C) Jamestown Philomenian Library Report

**VII. UNFINISHED BUSINESS**

A) April 28, 2015 Referendum - Public Information Session

B) Town Council Goals and Objectives update

- C) Hull Cove Boardwalk RIDEM Grant; discussion, and/or possible action and/or vote to proceed

**VIII. NEW BUSINESS**

- A) Fire Department Renovation/Consolidation Project update and setting of Bond amount; discussion, and/or potential action and/or vote to approve

**IX. ORDINANCES AND APPOINTMENTS AND VACANCIES**

- A) Appointments and Vacancies
  - 1) Charter Review Committee (Seven vacancies with a term ending date unspecified – maximum of nine months duration)
    - a) Request for Appointment
      - i) Anthony Antine
      - ii) James Rugh
      - iii) Mary Lou Sanborn
      - iv) John Pagano

**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) March 2, 2015 (interview session)
  - 2) March 2, 2015 (regular meeting)
  - 3) March 2, 2015 (executive session)
  - 4) March 16, 2015 (regular meeting)
- B) Minutes from Boards, Commissions and Committees
  - 1) Jamestown Affordable Housing Committee (01/12/2015)
  - 2) Jamestown Planning Commission (01/21/2015)
  - 3) Jamestown Planning Commission (02/04/2015)
  - 4) Jamestown Planning Commission (02/18/2015)
  - 5) Jamestown Planning Commission (03/04/2015)
  - 6) Jamestown Tree Preservation & Protection Committee (02/17/2015)
- C) Resolutions and Proclamations of other Rhode Island cities and towns
  - 1) Smithfield School Committee Resolution Designating March 2015 and going forward as “Women’s History Month”
  - 2) Foster Town Council Resolution Opposing An Act Relating to Taxation – Levy Assessment of Local Taxes
  - 3) Portsmouth Town Council Resolution requesting the RI General Assembly correct the conflict in RIGL §45-11-1(11) and RIGL §16-7-23(b) to enable School Committees to return surplus taxpayer monies to the municipality’s appropriating authority for deposit in the municipality’s reserve fund
  - 4) East Greenwich Town Council Resolution Supporting Bills S 0144 and H 5275 Relating to Education Foundation Level School Support

- 5) East Greenwich Town Council Resolution Opposing Bill H 5257 Relating to Waters and Navigation Harbors and Harbor Lines
- 6) Hopkinton Town Council Resolution Opposing Bills H 5044, S 0559 and H 5173 Relating to Levy and Assessment of Local Taxes
- D) Abatements/Addenda of Taxes
- E) Finance Director's Report
- F) Victualing License Application (New)
  - 1) Isis Cakes, LLC dba: Isis Cakes  
Location: 9E Ferry Wharf

## **XI. COMMUNICATIONS AND PETITIONS**

- A) Communications
  - 1) Letter of RIDEM Principal Sanitary Engineer Jay Manning with Project Priority List Requests for State Fiscal Year 2016
  - 2) Letter of South Kingstown Town Council affirming their vote to join Jamestown in opposition to Bills H 5044, H 5173, and S 0559
  - 3) Letter of WCRPC Executive Director Jeff Broadhead regarding the Partnership for RI Streetlight Management (PRISM) and support for proposed legislation Bill S 0741 and Bill H 5594
  - 4) Letter of Friends of the Jamestown Philomenian Library President Joan McCauley expressing their delight and approval that the Trustees are moving forward with hiring a fundraising consultant for the Library renovation project
- B) Petitions
  - 1) Pole Petition – National Grid and Verizon for New Joint Pole 17-1 on northerly side of Arnold Avenue a intersection of Pemberton Avenue
    - a) Recommendation for approval by Public Works Director Michael Gray with the condition National Grid and Verizon coordinate with DPW re: location of water and sewer piping

## **XII. 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) Pending Litigation (Tarbox v. Jamestown Zoning Board of Review); discussion, and/or potential action and/or vote in executive session and/or open session
- B) Pursuant to RIGL §42-46-5(a) Subsection (2) Potential Litigation (Pension Lawsuit); discussion, and/or potential action and/or vote in executive session and/or open session
- C) 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

## **XIII. 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.



401-423-9802

# Town of Jamestown

## Tax Assessor

93 Narragansett Avenue

Jamestown, Rhode Island 02835

RECEIVED  
TOWN OF JAMESTOWN, R.I.  
15 APR - 1 AM 8:50

To: PRESIDENT, JAMESTOWN TOWN COUNCIL

From: JAMESTOWN TAX ASSESSOR

Subject: ABATEMENTS/ADDENDA OF TAXES FOR APRIL 6, 2015 MEETING

### ABATEMENT TO 2008 TAX ROLL

#02-1071-00 Boyer, Veronica E.	Plat 5, Lot 511 - Deed error Transfer to Account #03-0990-00	\$221.45
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### ABATEMENT TO 2009 TAX ROLL

#02-1071-00 Boyer, Veronica E.	Plat 5, Lot 511 - Deed error Transfer to Account #03-0990-00	\$444.43
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### ABATEMENT TO 2010 TAX ROLL

#02-1071-00 Boyer, Veronica E.	Plat 5, Lot 511 - Deed error Transfer to Account #03-0990-00	\$655.01
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### ABATEMENT TO 2011 TAX ROLL

#02-1071-00 Boyer, Veronica E.	Plat 5, Lot 511 - Deed error Transfer to Account #03-0990-00	\$662.20
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### ABATEMENT TO 2012 TAX ROLL

#02-1071-00 Boyer, Veronica E.	Plat 5, Lot 511 - Deed error Transfer to Account #03-0990-00	\$672.27
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### ABATEMENT TO 2013 TAX ROLL

#02-1071-00 Boyer, Veronica E.	Plat 5, Lot 511 - Deed error Transfer to Account #03-0990-00	\$629.13
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### ABATEMENTS TO 2014 TAX ROLL

#02-1071-00 Boyer, Veronica E.	Plat 5, Lot 511 - Deed error Transfer to Account #03-0990-00	\$629.13
#07-0005-50 Gabriele, Joseph Anthony	Plat 14, Lot 365 - Property transfer 2-26-15 to Account #07-0004-25	\$2,393.00
#07-0503-00 Glusman, Joan E.	Plat 3, Lot 514 - Property transfer 2-24-15 to Account #21-0001-10	\$5,568.38
#16-0349-93 Peckham, Robert L. & Donna	Plat 9, Lot 377 - Donated to Land Trust	\$50.53
#18-0452-00M Richardson Landscaping, Inc.	Motor Vehicle - 2007 Dodge Reg. #057054 Duplication	\$71.98

**ADDENDUM TO 2008 TAX ROLL**

#03-0990-00 Coble, Carolyn A.	Plat 5, Lot 511 - Deed error Transfer from Account #02-1071-00	\$221.45
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**ADDENDUM TO 2009 TAX ROLL**

#03-0990-00 Coble, Carolyn A.	Plat 5, Lot 511 - Deed error Transfer from Account #02-1071-00	\$444.43
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**ADDENDUM TO 2013 TAX ROLL**

#03-0990-00 Coble, Carolyn A.	Plat 5, Lot 511 - Deed error Transfer from Account #02-1071-00	\$629.13
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**ADDENDA TO 2014 TAX ROLL**

#02-1510-00 Bryer, Nannette A.	Plat 1, Lot 246 - New Construction Prorated 49 Days - New Value \$349,400	\$194.88
#03-0990-00 Coble, Carolyn A.	Plat 5, Lot 511 - Deed error Transfer from Account #02-1071-00	\$629.13
#07-0004-25 Gabriele, Jean M.	Plat 14, Lot 365 - Property transfer 2-26-15 from Account #07-0005-50	\$2,393.00
#12-0792-95 Logioco, Jeffrey W. & Pamela A.	Plat 12, Lot 58 - New Construction Prorated 139 Days - New Value \$459,300	\$969.00
#20-0622-00 Tutsch, Joseph T. & Rosemary	Plat 9, Lot 375 - New Construction Prorated 15 Days - New Value \$441,700	\$98.71
#21-0001-10 U.S. Bank National Association, Trustee	Plat 3, Lot 514 - Property transfer 2-24-15 from Account #07-0503-00	\$5,568.38

<b>TOTAL ABATEMENTS</b>	<b>\$11,997.51</b>
<b>TOTAL ADDENDA</b>	<b>\$13,137.59</b>

RESPECTFULLY SUBMITTED,

*Kenneth S. Gray*KENNETH S. GRAY,  
TAX ASSESSOR

Precinct 1501

**OFFICIAL BALLOT  
TOWN OF JAMESTOWN  
SPECIAL ELECTION  
TUESDAY, APRIL 28, 2015**



To vote: Complete the arrow   pointing to your choice  
with a single bold line, like this  .

**LOCAL QUESTION**

"Shall an act, passed at the 2015 session of the General Assembly, entitled 'AN ACT AUTHORIZING THE TOWN OF JAMESTOWN TO PURCHASE 138 NARRAGANSETT AVENUE IN SAID TOWN, AND TO FINANCE THE PURCHASE AND RENOVATION THEREOF BY THE ISSUANCE OF NOT MORE THAN \$1,500,000 BONDS AND NOTES THEREFOR' be approved?"

APPROVE  

REJECT  

SAMPLE



RHODE ISLAND  
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

235 Promenade Street, Providence, RI 02908-5767

TDD 401-222-4462

March 3, 2015

Ms. Kristine Trocki  
Jamestown Town Hall  
93 Narragansett Avenue  
Jamestown 02835

RE: **Project Priority List Request for Projects State Fiscal Year 2016**

Dear Ms. Trocki,

The Office of Water Resources is making its request for the submission of water pollution abatement projects to be included on the Fiscal Year 2016 Project Priority List (PPL). The PPL will be utilized in the decision making process for assistance from the State Revolving Fund (SRF) and the Interceptor Bond Fund.

Any contemplated water pollution abatement project, or any on-going project that is currently partially SRF funded, should be submitted for inclusion on this year's PPL. The SRF program can fund a wide array of water pollution abatement projects from the traditional sewers and sewage treatment projects, to landfill closures, community septic system repair programs and stormwater treatment or mitigation projects, as well as riverbank and estuarine restoration projects, including salt marsh restorations. Also, alternative energy and energy efficiency projects that benefit a water pollution treatment facility are SRF eligible.

Congress has again mandated that a portion of the SRF funds appropriated for this year's loans must be directed towards Green Infrastructure, which has been defined as projects that address water or energy efficiency improvements, projects that treat stormwater in a way that mimics or restores natural hydrology, or projects that demonstrate new or innovative approaches to managing water resources in a more sustainable way. Congress has also required that some portion of Rhode Island's SRF appropriation be used as principal forgiveness. The Rhode Island SRF program will look at the feasibility of dedicating some or all of its principal forgiveness funds to those projects that satisfy the Green Infrastructure requirement.

**Requests for priority ranking of projects are due by Wednesday, April 8, 2015.** All projects should be submitted separately on a Project Information Sheet (enclosed), and listed on the Projects Summary Sheet (enclosed). Applicants should feel free to submit any supporting information to further describe their project(s). **The submission of a project for rating and ranking does not obligate the applicant to go forward with the project.** DEM will rate and rank all submitted projects and formulate the PPL. A public hearing will held regarding the PPL and revisions will be made based upon comments received. The final PPL will be filed with the Secretary of State and posted on the Department's website.

If you have any questions please call me at 222-4700, Extensions 7254.

Sincerely,

Jay Manning, P.E.,  
Principal Sanitary Engineer

Enclosures

Cc; Michael Gray, Jamestown Town Hall w/enc.



30% post-consumer fiber

**RHODE ISLAND DEPARTMENT OF ENVIRONMENTAL MANAGEMENT  
OFFICE OF WATER RESOURCES  
FY 2016**

Priority Determination System  
Requested Project Information Sheet

Applicant: \_\_\_\_\_ Contact Person: \_\_\_\_\_

Street Address: \_\_\_\_\_ Title: \_\_\_\_\_

City & Zip Code: \_\_\_\_\_ Phone: \_\_\_\_\_

Project Name/Number: \_\_\_\_\_

Total Cost: \_\_\_\_\_ Anticipated Start Date: \_\_\_\_\_ Green Infrastructure (Y/N) \_\_\_\_\_

Project Description:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Proposed or Predicted Water Quality Benefit (Include name of receiving or impacted waterbody):  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**DEM USE ONLY**

Rating Date: \_\_\_\_\_ Project Category \_\_\_\_\_

OWR Comments: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Reviewers' Initials: \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_

PROJECT RATING CRITERIA SUMMARY	POINTS
I. Existing Conditions Criteria	_____
II. Proposed Facilities Criteria	_____
III. Water Quality Improvement Criteria	_____
IV. Intergovernmental Needs Criteria	_____
V. Readiness to Proceed Criteria	_____
Grand Total	_____





# Town of South Kingstown, Rhode Island

## TOWN CLERK'S OFFICE

180 High Street  
Wakefield, RI 02879  
Tel. 401-789-9331

March 25, 2015

Cheryl A. Fernstrom, Town Clerk  
Town of Jamestown  
93 Narragansett Avenue  
Jamestown, RI 02835-1199

RECEIVED  
TOWN OF JAMESTOWN, R.I.  
15 MAR 26 PM 9:32

Dear Mrs. Fernstrom:

Thank you for providing us with a copy of a resolution adopted March 16, 2015 by the Jamestown Town Council in opposition to House Bills H5044 and H5173 and Senate Bill S0559, *Acts Relating To Taxation* that would exempt certain residential property developments from taxation.

At their meeting held on Monday evening, your communication was received, placed on file, and the Town Council voted to join Jamestown in opposition to these bills. A letter will be sent to our local legislators asking for their support of our position.

Very truly yours

Dale S. Holberton, CMC  
Town Clerk

DSH:smf

cc: Town Manager

1 April 2015

Greetings Rhode Island Municipal Leaders:

We hope to engage you in an important effort aimed at helping cities and towns to provide safe and effective public streetlighting while achieving significant cost savings. If your community is already working with PRISM, this mailing is an update on progress. If we aren't yet working together, we will be contacting you to inform you about PRISM, a RI program that, through its statewide buying power, enables each participating municipality to reduce streetlighting expenses by 40 percent – a startling statewide total of \$8 - \$12 million each year.

PRISM is a statewide nonprofit municipal collaboration to manage municipal streetlights, including ongoing maintenance, service changes, emergency repairs, LED upgrades, and controls installation. The Washington County Regional Planning Council (WCRPC) created PRISM as a statewide non-profit partnership after successfully engaging the Rhode Island legislature to pass the Municipal Streetlights Investment Act (now RIGL 39-30) in 2013. The milestone Act offers municipalities a new way to save money on public streetlight maintenance and upgrades: secure PRISM membership and benefit from lower bid prices through the combined buying power of multiple communities. This is critical, as the Rhode Island Public Utilities Commission documents that National Grid has, for instance, charged municipalities \$10.2 million for streetlight services while the related expenses were only \$2.1 million.

In fact, our analysis shows that no private streetlight company can match PRISM's pricing once Rhode Island's municipalities band together. There's a lot more to it than changing bulbs! We have much more information to share with you – a few pages follow for your consideration – and invite any questions you may have. Again, we will be contacting your community within a month with the intent of scheduling a convenient presentation or meeting time.

Many thanks for your time and attention; public streetlights are a major aspect of community safety, use lots of energy, and are expensive, so enabling municipalities to work in concert on achieving savings presents a worthy endeavor.

Sincerely,



Jeff Broadhead  
Executive Director



Thomas B. Gantz  
WCRPC Board President  
Charlestown Town Council President

### Streetlight Status Summary

The Municipal Streetlights Investment Act (RIGL 39-30) and its implementing S-05 Rate Tariff are now in effect. After writing the Act and defending the tariff at the PUC for over a year, we formed PRISM as a non-profit municipality-led program to help Rhode Island cities and towns:

- Purchase existing streetlights at original cost, less depreciation;
- Collaboratively manage multi-town lighting systems (PRISM);
- Convert to LED lights;
- Install wireless controllers where appropriate.

### PRISM and a Pilot for Wireless Controllers

Intelligent wireless streetlight controllers can help Public Works/Services departments work more efficiently and effectively than could have been imagined a few years ago. These devices can carry signals from water meters, parking meters, traffic signals, and low-resolution security cameras and can measure power consumption. National Grid (NGRID) opposed using the metering chips in the controllers, so the Rhode Island Public Utilities Commission (PUC) ordered the utility to develop a pilot to test chip accuracy and integration with electricity billing. PRISM played a valuable role in the development of this pilot; by making sure we are at the regulator's table, PRISM ensured that the cost of the pilot remained affordable for communities. The cost has dropped from NGRID's proposed \$4.2 million to its current \$441,000, saving streetlight ratepayers over \$38 for each and every streetlight in their systems.

### Good News for PRISM Communities

If a community purchases and manages its lights with the buying power of PRISM, NGRID's \$95/light/year average annual "fixture" charge is reduced to zero, and PRISM's contractor will handle the maintenance. PRISM expects that this cost will be less than \$25 dollars per streetlight for most communities, with each community enjoying choice in terms of component selection and other program aspects.

PRISM provides expert guidance and, through public bidding or MPAs, achieves the best possible prices. All PRISM services are in strict accordance with Rhode Island purchasing laws and regulations.

### **PRISM:**

### **LEGISLATIVE ALERT**

Please tell your State Senators and Representatives to support the amendments we have proposed to the Municipal Streetlights Investment Act.

**Senate Bill 0741**

**House Bill 5594**



## **Rhode Island Streetlights FAQ's**

### **What is the Partnership for Rhode Island Streetlight Maintenance (PRISM)?**

PRISM is a program that enables Rhode Island cities and towns to reduce their streetlight expenses by combining their buying power in a well designed, expertly supported, autonomous and cost-effective collaborative. PRISM's start-up costs and those of the three-year legislative and Rhode Island Public Utilities Commission (PUC) process have been financed by WCRPC using its nonprofit and 501(c)(3) status to pursue grants, largely from the Rhode Island Foundation and the John Merck Fund. George Woodbury's team at LightSmart Consulting provides technical and project management support for PRISM.

### **Do Participating Cities/Towns have any control?**

Yes. The PRISM Executive Board will consist of one member for each participating municipality, and the Executive Committee, elected by the Executive Board, will oversee all policy and contract issues.

### **Why is PRISM not a separate nonprofit corporation?**

The WCRPC chose to create a new program called PRISM, governed by the participating cities and towns. The pre-existing RI nonprofit corporation has IRS 501(c)(3) certification so that grants could be used for our foundation building work and cities and towns did not bear those pre-development costs that now exceed \$200,000. These expenses included developing the streetlights act, advocating for its passage and, for more than 18 months, defending the legislation at the PUC. This investment will save RI cities and towns more than \$8 million annually on maintenance alone, and more with the implementation of LED lights/controllers.

### **Why is continued PRISM streetlight advocacy important?**

PRISM has and will continue to be a municipal advocate at the RI Public Utilities Commission. So far, in streetlights advocacy alone, WCRPC has negotiated NGRID proposals down \$23 million in streetlight service charges and \$3.8 million in the metering pilot. While the RI League of Cities and Towns is the main municipal advocate at the legislature, PRISM will help by proposing, supporting, or opposing legislation within our area of expertise. In 2015, PRISM has worked with the legislature to draft and file a follow-up bill (H 5594, S 0741) to the 2013 Municipal Streetlights Investment Act to correct some issues that came up and were not resolved to our satisfaction in the PUC proceedings. For a non-monetary example, PRISM's intervention at the PUC reduced the Attachment Agreement, which is the contract between municipalities and utility pole owners (Verizon or National Grid,) from 600 pages to 50 pages. Municipalities need an ongoing streetlight advocate to maximize their savings and value.



### **Should I be concerned about my community's insurance premiums if we purchase our streetlights?**

No. Owning the lights has to be disclosed to your insurer (whether the RI Interlocal Risk Management Trust or other), because these are physical assets that must be considered in your risk profile. However, in MA, the MIIA, the non-profit insurance arm of the Massachusetts Municipal Association, assessed no increase in premium for streetlight ownership. In RI, the Trust has weighed in on this issue in a letter to WCRPC Board President Tom Gentz (also President of the Charlestown Town Council,) saying, "... we do not believe that the increased operations and ownership of streetlights by the Member municipality will cause a sufficient premium impact and, in fact, in most cases, would be significantly less than \$1,000" (a copy of the letter will be provided if requested.) Since annual streetlights management savings are in the tens or hundreds of thousands of dollars, the potential premium increase is not a large cost factor.

### **Why did the RI League of Cities and Towns not pursue this program?**

WCRPC and PRISM identified the underlying problem with the current streetlighting system, developed the 2013 legislation, achieved its passage and has served as the lead Intervener in the PUC proceedings. They carried the bulk of the research and legal expenses. Dan Beardsley, Executive Director of the RI League of Cities and Towns, stated, "After the passage of the Municipal Streetlights Investment Act in 2013, the League briefly considered establishing a program to assist its members in weighing the pros and cons of purchasing their lights, developing an RFP to secure the best possible company to run the collaborative maintenance program necessary and provide on-going education for local officials on dimming controls, LEDs and the potential of metering controls for these streetlights. It was determined, however, that staff resources would simply be stretched too thin to provide these essential streetlight related services and simultaneously fulfill the League's primary mission which is legislative and administrative advocacy on behalf of its membership." He added, "The quick return on the investment a community would have to make to purchase its streetlights will be returned many, many times over ----- which should make the decision to actually purchase their streetlights a very easy one for a municipal council to make!"

### **What is LightSmart's role?**

George Woodbury founded LightSmart Consulting to help municipalities purchase, manage and upgrade their streetlighting systems at minimal cost. George has served as the RI municipalities' expert witness at the RI PUC for 18 months, and thus has already helped save millions for our towns and cities. George is a retired Colonel in the US Army, a former Director of Public Works, and author of the Massachusetts streetlight law. George has assisted more than 100 municipalities with their streetlight purchase and maintenance, ranging from many small and



large Ma towns to Omaha, NE, which has nearly 60,000 lights. Recently, eorge has helped draft and implement legislation in PA, DE, OH, and ME. LightSmart will assist PRISM in project management, procurement, design, RFP development and with other implementation support services.

**What about Rhode Island Contractors? Will there be any public bidding?**

Full public bidding will be used to select electrical contractors for routine maintenance, emergency services, the addition of new streetlights and the elimination of others, LEDs and intelligent controller installation, and other streetlight-related technologies. PRISM will observe all applicable RI and local laws, regulations, and ordinances and anticipates that three firms will be selected to cover streetlight maintenance for all of Rhode Island. The initial maintenance RFPs will be released in April 2015, and LED conversion bids will follow.

Each maintenance contract will save money by using the economy of scale of multiple communities, but will be structured so each community stands alone within the larger contract. Thereby, each town will save, but will not be responsible for any other town’s work.

**How involved will my municipality be in day-to-day maintenance?**

PRISM will provide four-day routine maintenance for burned out streetlights and two-hour emergency service for knocked down streetlights. Each town will have access to the fully staffed PRISM’s LightSmart Customer Service Center. PRISM icons with hyperlinks that direct residents directly to LightSmart will save municipal time and money. If a community chooses intelligent controllers, outages are automatically reported to PRISM and work orders issued. Otherwise, PRISM and the town/city will rely on outage reporting via telephone, web, and mobile apps. Each Public Works Director will have discretion as to how much or how little contact and reporting he/she wants, and PRISM will respond accordingly.

**How much will my community save annually?**

PRISM has calculated specific savings for each RI municipality, but since this correspondence is general and statewide, we cannot include these figures. We will be happy to meet with your community to discuss your actual savings. To give you and idea of the magnitude of what your town/city might save, here are several examples based on actual savings calculations:

Number of lights:	Current NG expenses	Annual Savings with PRISM	Towns of similar size
300	\$ 40,000	\$ 15,000	Charlestown, Jamestown, Scituate
1,000	\$ 140,000	\$ 52,000	Central Falls, Warren, Portsmouth
3,000	\$ 418,000	\$ 187,000	West Warwick, Lincoln, Westerly
5,000	\$ 772,000	\$ 317,000	Pawtucket, E. Prov., Johnston
10,000	\$ 1,400,000	\$ 500,000	Warwick, Cranston,
17,000	\$ 2,700,000	\$ 1,700,000	Providence

Note: these are rounded figures base on actual projections.



## Can you summarize what we should do?

Sure. The process is relatively simple:

1. **Analyze:** join PRISM, and we will prepare your Preliminary and Final Streetlight Management Plan for you. This will show all your expenses, any lost revenue, cost increases/reductions, and will present you several options, including no action, maintenance alone, LED upgrades, and LEDs with intelligent controllers. Your community then can make its choice of whether to proceed and how, based on each options savings.
2. **Purchase Assets:** PRISM will help you purchase the pre-existing streetlight assets for you, including all contracting and financing if desired. In almost all RI towns and cities, the first year savings exceed the purchase price, so your cash flow will improve even in year one.
3. **Manage Assets:** PRISM will provide full management of your streetlights, from handling customer complaints 24/7 to managing insurance claims to full routine and emergency maintenance. In most communities this service alone will reduce your streetlight bill by more than 40% per year.
4. **Upgrade Assets:** Converting your old streetlights to LED lights provides better light quality, allows police officers to identify true colors, saves energy, and will help you achieve a total 60-80% annual cost reduction. PRISM will use its buying power to procure and install the lights and controllers at a significant discount, and will help with the leasing that will reduce your annual expenses further.
5. **Save:** Going forward, you will have a better streetlighting system at a much lower annual cost than your community has had in decades. Depending on what options you choose, PRISM predicts that your community will save between 35% and 75% of your current streetlighting budget.

For more information, please call Jeff Broadhead, PRISM's Executive Director, at 401.792.9900.

**From:** joanmccauley54@gmail.com on behalf of Joan Mccauley  
[joan@islandrealtyri.com]  
**Sent:** Thursday, April 02, 2015 12:10 PM  
**To:** ktrocki@jamestownri.gov; ttighe@jamestownri.gov;  
mmeagher@jamestownri.gov; bdickinson@jamestownri.gov;  
mwhite@jamestownri.gov; Cheryl Fernstrom  
**Cc:** Peter Carson; Aileen Flath; Alexa Furtado; Arlene Petit; Beverly  
Rudman; Callie Clarke; Carol Buglio; Donna Fogarty; Dorothy Strang;  
Hilarie Aubo; Joan McCauley; Julia Montminy; Liz Brian; Martha  
Morgan; Mary Alice Lurgio; Scott Grace; Susi Pendlebury  
**Subject:** Library Trustees Fund Consultant

Hello All,

On behalf of The Friends of the Jamestown Philomenian Library, I would like to let you know how delighted we are that the Trustees are moving forward with hiring a fund consultant to conduct a feasibility study about their fundraising prospects for the renovation of the library. We are very excited about, and supportive of, this project. We feel it is an important step to improving and maintaining our library as the essential resource that it is in our community.

Sincerely,

Joan McCauley  
President  
Friends of the Jamestown Philomenian Library

## **Goal: To Promote Quality of Life in the Community**

### **1. Maintain Jamestown's "Rural Character "**

- a. Define rural character and Jamestown's unique character and sense of place;*
- b. Encourage preservation of open space on individual lots and small subdivisions; Develop a strategy for the protection of vistas, views, and open space including landscape elements that evoke rural character*
- c. Develop a policy regarding preservation of historic structures;*
- d. Support initiatives that encourage farming, sustainable agriculture, fishing and aquaculture;*
- e. Continue to support Farmers market and Community Farm;*
- f. Develop a strategy for road marking, signage and lighting that reduces visual clutter; and*
- g. Support the development of trails, walks, habitat restoration and programs that support resident's awareness and knowledge of the natural world around them.*

### **2. Protect Natural Resources**

- a. Continue to protect the center island watershed;*
- b. Support community efforts towards habitat restoration, resource protection;*
- c. Implement measures to address poor water quality in Sheffield Cove;*
- d. Continue to update and revise the Ground water Ordinance;*
- e. Continue to purchase environmentally sensitive tax lots in the Shores neighborhood;*
- f. Continue with the ongoing efforts to improve the health and condition of Round Marsh; and*
- g. Continue efforts in wildlife management suggested by Tick Task force.*

### **3. Promote Public Access to the Water, Water-based Activities and Use of Jamestown's Natural Resources**

- a. Develop stable funding mechanism and clear line of responsibility for maintenance of Public Right of Ways to the water;*
- b. Improve restroom facilities and parking accommodations at Mackerel Cove and Fort Getty;*
- c. Continue improvements to the Pier, Ramp, Boat Storage and Water Access at Fort Getty;*
- d. Refresh long-term plans for Fort Getty and Fort Wetherill in assessing future improvement and development options for each property;*
- e. Review the parking design at East Ferry and plans for rehabilitating the East Ferry-Ferry Landing;*
- f. Provide support for all Sailing, fishing, and marine-based activities; and*
- g. Complete components of bike path improvements and continue to assess options for integration of pedestrian/bicycle paths and trails connecting key areas within the community.*

### **4. Recognize the Importance of the Village as the Town Center, the Focal Point for Most Community Activities**

- a. Encourage economic development, especially in prime and undeveloped properties to achieve suitable commercial and retail growth, with emphasis on the Town Center and waterfront;*
- b. Continue to work with Newport County Communities, Washington County Regional Planning Council and local organizations (i.e. Chambers of Commerce) to develop strategies to encourage investment and business sustainability in the village;*
- c. Ensure that future development and renovation in the village maintains small scale and "walkable" character, while supporting businesses and investment that will encourage residents' and visitors use;*
- d. Provide improved customer and employee parking in the village;*
- e. Develop a policy regarding preservation of historic structures in Village;*

- f. *Support the development of a Community Center, with the support and for the benefit of community organizations and residents;*
- g. *Complete the planning, design and construction of consolidated Fire/EMS station; and*
- h. *Coordinate planning, design and capital campaign activities with the Town's Library Board in guiding plans for future building improvements and the establishment of a Library endowment.*

## **5. Support Cultural, Civic and Recreational Opportunities that Promote a Sense of Community**

- a. *Implement an improved Parks & Recreation program based on resident need and ongoing community assessment;*
- b. *Provide expanded, accessible and diversified program offerings for Jamestown's seniors;*
- c. *Continue to maintain a strong partnership with the Jamestown Schools;*
- d. *Review the need for additional community space, condition and quality of space, and long-term funding options for improvements;*
- e. *Complete the planning, design and refurbishment of PAC facility as a new recreation center*
- f. *Support the development of a Community Center, with the support and for the benefit of community organizations and residents;*
- g. *Coordinate planning, design and capital campaign activities with the Town's Library Board in guiding plans for future building improvements and the establishment of a Library endowment;*
- h. *Coordinate planning for the replacement of the Town's playground with proposed library improvements, safe routes to school and neighborhood;*
- i. *Complete the 90% design phase and secure approval to initiate the implementation of the Safe Routes to School program;*
- j. *Complete components of bike path improvements and assess options for integration of pedestrian/bicycle paths and trails connecting key areas within the community;*
- k. *Review the need for a new Golf Course Clubhouse project and related facility needs;*
- l. *Acknowledge and support social and cultural organizations in the allocation of town spaces (meeting rooms) and services (security for events); and*
- m. *Complete Fort Getty Pavilion improvements.*

## **6. Promote a Sustainable Jamestown**

- a. *Adopt Sustainable Jamestown Plan that supports community goals;*
- b. *Support initiatives that encourage farming, sustainable agriculture, fishing and aquaculture;*
- c. *Ensure that future development and renovation in the village maintains small scale and "walkable" character, while supporting businesses and investment that will encourage residents' and visitors use;*
- d. *Promote the use of green technologies and energy conservation;*
  1. *Research grant opportunities to support town-wide energy conservation measures and energy-based facility improvements; and*
  2. *Take part in initiative to improve energy efficiency of Town street lights, while curbing light pollution and improving traffic safety.*

## **7. Ensure Housing Affordability and Provide a Range of Housing Choices for Residents**

- a. *Develop, renovate or restore units of affordable housing by promoting affordable accessory apartments and existing opportunities to subdivide lots for affordable housing purposes;*

- b. *Develop new strategies to buy “development rights “ for existing homes, allowing current residents to age in place;*
- c. *Encourage the development of an Affordable Housing Trust that could include private donations;*
- d. *Support the development of additional affordable housing units;*
  - 1. *Review strategies for creating or subsidizing work-force housing for Town employees;*
  - 2. *Research additional funding sources to support housing initiatives;*
  - 3. *Complete Rules and Regulations for Affordable Housing Revolving Fund project eligibility;*
  - 4. *Continue to provide stable and consistent annual grant funding for housing programs; and*
- e. *Foster and expand partnership opportunities with Housing Agencies seeking to build-out projects;*
  - 1. *Educate the community as to the importance of this initiative, the existing Affordable Housing Funding Programs and the efforts of the Affordable Housing Committee; and*

#### **8. Senior Citizen Programming and Services**

- a. *Ensure Senior Citizen program, facility, transportation and funding needs are being met.*

### **Goal: Ensure Effective and Accountable Town Government**

#### **1. Improve Access to Local Government**

- a. *Improve services provided by the Town’s web site;*
  - 1. *Enable on-line application process and payments with no extra fee (for residents);*
- b. *Encourage both internal and external public engagement and pursue cooperative relationships with various local, state and regional organizations;*
- c. *Continue to foster volunteer initiatives and seek increased public participation; and*
- d. *Maximize use of local media, internet, and Town’s web site to improve public access to information.*

#### **2. Maintain the Towns Remarkable Sense of Fiscal Responsibility and Frugality**

- a. *Strive for financial stability and sustainability in the Town’s Enterprise Fund programs;*
- b. *Continue to pursue cost recovery and revenue generating strategies in the Water & Sewer Division to provide for rate stabilization;*
- c. *Maintain open communication with the School Committee/Administration to allow for coordinated approach in achieving transparent financial management practices;*
- d. *Implement a Capital Budget year closeout process for projects to assess the need for project continuation;*
- e. *Ensure a clear process and stable funding source to support Town waterfront improvements;*
- f. *Streamline the local government process, by improving efficiency through deregulation, prioritization of resource allocation, and continual review of unfunded mandates; and*
- g. *Conduct a bond sale with favorable interest rates and favorable bond rating.*

#### **3. Maintain and Improve Town Infrastructure**

- a. *Continue to support the Road Pavement Management program;*
  - a. *Complete the drainage and road reconstruction of North Main Road in accordance with the Towns pavement management plan;*
- b. *Complete planning, design and construction of consolidated Fire/EMS station;*
- c. *Complete the planning, design and refurbishment of PAC facility as a new recreation center;*

- d. *Review the need for additional community space, condition and quality of space, and long-term funding options for improvements;*
- e. *Coordinate planning, design and capital campaign activities with the Town's Library Board in guiding plans for future building improvements and the establishment of a Library endowment;*
- f. *Coordinate planning for the replacement of the Town's playground with proposed library improvements, safe routes to school and neighborhood;*
- g. *Complete the 90% design phase and secure approval to initiate the implementation of the Safe Routes to School program;*
- h. *Complete Fort Getty Pavilion improvements;*
- i. *Complete components of bike path improvements and assess options for integration of pedestrian/bicycle paths and trails connecting key areas within the community;*
- j. *Continue to study the need for a new Golf Course Clubhouse and equipment storage facility, design, funding, lease solicitation and program implementation schedule;*
- k. *Perform evaluation of existing Town assets in assessing options for improvement, repurposing, or removal from Town asset list; and*
- l. *Refresh long-term plans for Fort Getty and Fort Wetherill in assessing future options for each property.*

#### **4. Pursue effective Local, State and Regional Partnerships**

- a. *Schedule routine public discussions with our local State Legislative team to educate them as to local concerns and areas of interest;*
- b. *Research regional and statewide programs for financial opportunity;*
- c. *Research grant opportunities to support town-wide energy conservation measures and facility improvements;*
  - a. *Take part in initiative to improve energy efficiency of Town street lights, curb light pollution and improve traffic safety;*
- d. *Adopt Sustainable Jamestown Plan;*
- e. *Continue to work with Newport County groups, Washington County Planning, Jamestown Chamber of Commerce and local organizations to develop data and strategies to encourage investment and business in village; and*
- f. *Support and work with community organizations in the development of trails, walks, habitat restoration and programs that support residents' awareness and knowledge of the natural environment.*

## **Goal: Ensure Public Health and Safety**

### **1. Maintain an Effective and Responsive Community Policing Program**

- a. *Ensure that all public safety officials become familiar with the community and establish a positive working relationship with its residents;*
  - a. *Improve and diversify a visual presence throughout the community, the schools, the waterfront and at special community events; and*
  - b. *Encourage community engagement with residents, local organizations, the schools, boaters and businesses by all Officials.*

## **2. Maintain a Safe and Secure Environment for Residents of all Ages**

- a. *Provide improved town-wide emergency and alert communication through the use of the Code Red Notification System;*
- b. *Improve local systems to address community, school and Harbor needs during disaster events*
  - 1. *Secure a portable generator for use at Town Hall and to support other critical government functions;*
  - 2. *Expand the Town's fuel capacity to support emergency operations and community need, when necessary and available;*
- c. *Achieve Police Department Accreditation;*
- d. *Maintain active MOU's and ongoing communication with our neighboring communities, State Police and Turnpike and Bridge Authority; and*
- e. *Adopt policy regarding town surveillance cameras.*

## **3. Continue to Support Volunteer Fire Department and EMS Modernization and Improvements**

- a. *Complete planning, design and construction of consolidated Fire/EMS station;*
- b. *Continue to monitor new ALS service and support EMS efforts to maintain and upgrade services;*
- c. *Evaluate future need for EMS Barn property and department facility placement in community; and*
- d. *Define and clarify a framework for the relationship between the Town and Fire Department/EMS.*

## **4. Support Water System Improvements**

- a. *Continue to evaluate and improve water system infrastructure;*
- b. *Manage water supply to meet needs of all users; and*
- c. *Continue to research rate stabilization options.*

## **5. Support Continued Wastewater System Improvements**

- a. *Continue to evaluate and improve wastewater system infrastructure;*
- b. *Monitor methods to limit excess wastewater flow to collection system; and*
- c. *Continue to research rate stabilization options.*

## **6. Maintain and Improve Town Roads and Facilities Used by the Public**

- a. *Complete the 90% design phase and secure approval to initiate the implementation of the Safe Routes to School program;*
- b. *Evaluate Village District pedestrian and bicycle safety features;*
- c. *Complete the drainage and road reconstruction of North Main Road in accordance with the Towns pavement management plan; and*
- d. *Improve restroom facilities at Mackerel Cove and Fort Getty.*

## **7. Reduce Incidence of Tick Borne Disease**

- a. *Continue to pursue Lyme disease prevention strategies initiated by Tick Task Force and deer herd management under the process regulated by RIDEM.*



**FOURTH QUARTER 2014  
ENVIRONMENTAL  
MONITORING REPORT  
FORMER JAMESTOWN LANDFILL  
JAMESTOWN, RHODE ISLAND**

**PREPARED FOR:**  
Town of Jamestown  
Jamestown, Rhode Island

**PREPARED BY:**  
GZA GeoEnvironmental, Inc.  
Providence, Rhode Island

March 2015  
File No. 32220.27

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**GZA  
GeoEnvironmental, Inc.**

*Engineers and  
Scientists*

March 16, 2015  
File No. 32220.27



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Mr. Mark Dennen  
Rhode Island Department of Environmental Management  
Office of Waste Management  
235 Promenade Street, 3<sup>rd</sup> Floor  
Providence, Rhode Island 02908

Re: Fourth Quarter 2014 *Environmental Monitoring Report*  
Former Jamestown Landfill  
Jamestown, Rhode Island

Dear Mr. Dennen:

On behalf of our client, the Town of Jamestown, GZA GeoEnvironmental, Inc. (GZA) is pleased to submit this *Environmental Monitoring Report*. The report presents the results of the Fourth Quarter 2014 post-closure environmental monitoring round conducted at the former Jamestown Landfill (the Site) located on North Main Road in Jamestown, Rhode Island. A summary of our findings and conclusions from this monitoring round are presented on pages 8 and 9 of the report.

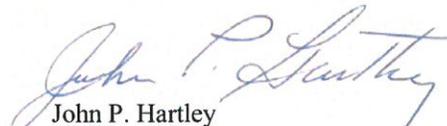
Groundwater and methane monitoring were conducted in accordance with the applicable requirements of RIDEM's January 1997 *Solid Waste Regulation No. 2* (Solid Waste Landfills) and the Site's *Revised Environmental Monitoring Plan* (EMP) dated October 4, 2004, as amended through November 2005. Additionally, as requested by the Town, GZA included monitoring locations GZ-1, GZ-8 and GZ-9 in the quarterly sampling and analytical program.

We trust that this report fulfills your present needs. Please feel free to call Erik Beloff or Ed Summerly at (401) 421-4140 if you have any questions or comments.

Very truly yours,

GZA GEOENVIRONMENTAL, INC.

  
Erik M. Beloff  
Assistant Project Manager

  
John P. Hartley  
Consultant/Reviewer

  
Edward A. Summerly, P.G.  
Principal

EAS:lal

cc: Mr. Michael Gray, Town of Jamestown (1 copy and PDF)

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## 1.00 INTRODUCTION



This report describes the fourth quarterly round of post-closure groundwater and perimeter landfill gas monitoring for 2014 performed at the former Jamestown Landfill (Site) located off North Main Road in Jamestown, Rhode Island (see Figure 1 - *Locus Plan*). GZA GeoEnvironmental, Inc. (GZA) performed this monitoring on behalf of the Town of Jamestown for their submission to the Rhode Island Department of Environmental Management (RIDEM) to address applicable requirements of RIDEM's *Solid Waste Regulation No. 2* (Solid Waste Landfills) dated January 1997 and the Site's *Revised Environmental Monitoring Plan* dated October 4, 2004, as amended on November 29, 2005.

This round included the sampling of monitoring well GZ-1 as requested by the Town at a public workshop held on October 27, 2008. It also contains the laboratory results from samples collected from the two more recently installed monitoring wells; GZ-8 and GZ-9.

A summary of our findings and conclusions from this monitoring round are presented on pages 7 and 8 of this report. This report is subject to the limitations contained in Appendix A.

The purpose of this monitoring was to:

- Continue the assessment of groundwater quality at and in the vicinity of the Site including the detection and evaluation of contaminants (if any) derived from former waste disposal operations; and
- Evaluate the potential for off-Site migration of methane due to waste decomposition.

This report includes: well-specific field measurements; a summary of sampling and analytical results; methane monitoring results; a statistical evaluation of the data; and conclusions and recommendations.

## 2.00 GROUNDWATER SAMPLING AND LANDFILL GAS SURVEY

GZA personnel were onsite to collect groundwater samples from the 11 program wells and perform the perimeter landfill gas survey (LGS) on December 22, 2014. The following paragraphs briefly describe our field procedures.

### 2.10 GROUNDWATER SAMPLING

On December 22, 2014, groundwater samples were collected from all 11 groundwater monitoring wells. The wells included GZ-1, GZ-2, GZ-3, GZ-4, GZ-5, GZ-6, GZ-7S, GZ-7D, GZ-8, GZ-9 and POT-1/PWSW. Groundwater well locations are shown on Figure 2, *Groundwater Contour Plan – December 2014*. Depth to groundwater was measured and recorded at all 11 program wells prior to purging and sampling; including those that were retained in the EMP for groundwater elevation contouring purposes. Table 1 summarizes the depth to groundwater, elevation data and field-screening results.

Groundwater sampling was conducted in general accordance with the United States Environmental Protection Agency's (USEPA) July 30, 1996 *Low Stress (low flow) Purging and*



*Sampling Procedure* (Low Flow SOP), revised January 19, 2010. In previous rounds, the sample from GZ-9 was turbid, which resulted, in our opinion, in elevated inorganic concentrations in the sample. To address this, monitoring well GZ-9 was purged for an extended period of time in an effort to remove suspended solids.

The samples were screened and/or analyzed for five field-screening parameters (pH, specific conductance, temperature, dissolved oxygen and turbidity), 15 metals employing EPA Method 6020A and 47 volatile organic compounds (VOCs) by EPA Method 8260C specified for detection monitoring in Appendix A of RIDEM's *Solid Waste Regulation No. 2*. The groundwater sample from the well on Lot 47, designated POT-1/PWSW was analyzed for VOCs by EPA Method 524.2, for nitrate by Method 353.2 and total coliform bacteria by Method 9221B as required by the Site-wide EMP referenced above.

Samples were collected in preserved containers supplied by the laboratory and placed on ice for transport under chain-of-custody (attached in Appendix B) to Spectrum Analytical Inc. (formerly Mitkem) in North Kingstown, Rhode Island; a RI Department of Health certified laboratory, for testing (Certification # LAI00301).

## 2.20 PERIMETER LANDFILL GAS SURVEY

GZA conducted the perimeter landfill gas survey on December 22, 2014. The monitoring was conducted to evaluate the potential for migration of landfill gas (specifically methane) to off-Site receptors. The methane monitoring was conducted in general accordance with GZA's standard operating procedure (SOP) *4.5 Soil Gas Monitoring* and the EPA's guidance document number EPA 510-B-97-001 dated March 1997 titled *Expedited Site Assessment Tools For Underground Storage Tank Sites*.

The monitoring was performed at seven of the 14 permanent landfill gas monitoring locations (see Figure 2). As previously noted in the September 2013 *Monitoring Report*, six LFG monitoring probes (SG-3, SG-6, SG-8, SG-10, SG-12 and SG-13) were removed/destroyed during landfill closure activities and installation of the engineered cap. In addition, LFG monitoring probe SG-2 was found to be destroyed during the December 2013 monitoring round. New probes will be installed to replace each of these seven locations.

Soil gas was extracted and screened using a LANDTEC GEM 2000<sup>®</sup> infra-red gas analyzer. The instrument was field-calibrated prior to its use with a mixture of methane (100 parts per million [ppm]) in air. The following table presents the results of the landfill gas screening for this quarter.

## PERIMETER LANDFILL GAS SCREENING – DECEMBER 22, 2014



Location	% Methane (CH <sub>4</sub> )	% LEL	% Oxygen (O <sub>2</sub> )	% Carbon Dioxide (CO <sub>2</sub> )
SG-1	<0.1	<0.1	21.7	0.0
SG-2	-	-	-	-
SG-3	-	-	-	-
SG-4	<0.1	<0.1	20.6	0.1
SG-6	-	-	-	-
SG-7	0.3	6	20.5	0.4
SG-8	-	-	-	-
SG-9	<0.1	<0.1	20.9	0.0
SG-10	-	-	-	-
SG-11	<0.1	<0.1	20.8	0.0
SG-12	-	-	-	-
SG-13	-	-	-	-
SG-14	<0.1	<0.1	14.8	5.6
SG-15	<0.1	<0.1	20.5	0.3

Note: 1. “-” indicates not tested.  
2. SG-5 was replaced with SG-15.

Methane was detected in one of the seven soil gas samples screened. RIDEM regulations require that all solid waste management facilities demonstrate that methane levels do not exceed 25% of the Lower Explosive Limits (LEL) at the facility’s property boundaries. These monitoring results were compliant with this requirement.

### 3.00 GROUNDWATER SCREENING AND ANALYTICAL RESULTS

The results of field-screening and groundwater monitoring for the last four quarterly rounds are summarized in Tables 1 and 2. The laboratory Certificates of Analysis are provided in Appendix B. A discussion of these testing results follows.

#### 3.10 FIELD SCREENING PARAMETERS

During this sampling round, dissolved oxygen (DO), specific conductance, turbidity and temperature were screened in the field prior to sample collection at each monitoring location (see Table 1). These field parameters serve as indirect measurements of water quality and are used to assess well stabilization under the low-flow purging and sampling protocol. The screening levels observed during this monitoring round are fairly typical for New England groundwaters, but suggest that the landfill has had some impact on groundwater quality.

#### 3.20 INORGANIC ANALYTES

As shown in Table 2, 7 of the 15 target inorganic analytes were detected in the groundwater samples collected during this sampling round. There was one exceedance of the *National Primary Drinking Water Regulation* Maximum Contaminant Levels (MCLs) for inorganics in samples collected during this round. As shown on Table 2, the concentrations of antimony in the sample from GZ-1 (9.5 µg/L) exceeded the MCL of 6 µg/L. GZ-1 is located hydraulically up gradient of the landfill as indicated on Figure 2.

The USEPA has not established *National Primary Drinking Water Regulations* for all of the detected metals. Because of this, we have also listed USEPA's Regional Screening Levels (RSLs) for the detected parameters, from the four most recent monitoring rounds, as a point of comparison. As shown on Table 2<sup>1</sup>, the concentrations of cobalt in samples from monitoring wells GZ-1 (8.5 µg/L), GZ-2 (230 µg/L), GZ-5 (34 µg/L) and GZ-7S (27 µg/L) exceeded the RSL (6.0 µg/L).



Inorganic elements are naturally occurring; therefore, variability in concentrations across the Site are to some degree the result of natural variations in soil and bedrock characteristics, and the amount of suspended particles within individual samples. As noted above, low-flow/low-stress sampling methods were employed during this and all prior GZA sampling rounds to reduce the potential impact of suspended particles on sample results. Care was taken during the purging and sampling of each location to minimize turbidity levels and achieve stabilized readings below 5 nephelometric turbidity units (NTUs) prior to sample collection. Turbidity in all groundwater samples collected during this round, other than the sample from GZ-9 (10 NTUs), stabilized below the recommended 5 NTU level before sampling. Additional purging of this GZ-9 had a noticeable beneficial effect on turbidity levels and consequently inorganic analytes.

### 3.30 VOLATILE ORGANIC COMPOUNDS

As stated above, VOCs were analyzed by EPA Method 8260C for samples collected from monitoring wells, and by EPA Method 524.2 for the sample collected from POT-1/PWSW. The VOC sample results for the fourth round of 2014 show six individual VOCs detected in samples collected from wells GZ-2, GZ-7S, GZ-7D, GZ-8 and POT-1/PWSW. Sample concentrations were as follows:

Detected VOCs	RIDEM GA Groundwater Objective <sup>A</sup> /Federal MCLs <sup>B</sup> (µg/l)	Location	Result (µg/l)
1,4-Dichlorobenzene	75/75	GZ-8	2.2 J
Benzene	5/5	GZ-7D	0.94 J
Cis-1,2-Dichloroethene	2.4/70	GZ-7S	0.98 J
Chlorobenzene	100/100	GZ-2	5.7
Dichlorodifluoromethane	None/None	POT-1	1.32
Tetrahydrofuran	None/None	POT-1	1.36

Notes:

- A. Groundwater classified GA are those groundwater resources which the Director (RIDEM) has designated to be suitable for public or private drinking water use without treatment.
- B. MCL indicates the May 2009 National Primary Water Regulations maximum contaminant level.
- C. "J" indicates that the reported concentration was below the method quantitation limits (reporting limits) and is therefore an estimated value.

The data demonstrate that there were no exceedances of state or federal groundwater quality standards for VOCs during the fourth quarter sampling round of 2014.

For more detailed information on specific detections and their monitoring history, refer to Table 2, the laboratory certificates of analysis in Appendix B, and/or the time series plots in Appendix C.

### 3.40 WATER QUALITY PARAMETERS

The samples collected from POT-1/PWSW, were analyzed by EPA Method 353.2 and Standard Method SM9221B for nitrate/nitrite as (N) and total coliform bacteria, respectively.

Neither nitrate/nitrite nor total coliform were detected above their reporting limit (RL).

### 3.50 QUALITY ASSURANCE/QUALITY CONTROL (QA/QC)

To assess the potential for non-Site related or laboratory induced contaminants, GZA prepared and analyzed a trip blank concurrent with this round of samples. No organic analytes were detected in this blank.

Method blanks were prepared by the laboratory to provide quality assurance/quality control for the target compounds during analysis. All method blanks during this monitoring round were within the acceptable criteria. The laboratory also prepared laboratory control samples (LCS), laboratory control sample duplicates (LCSD), and evaluated surrogate recoveries during this sampling round for both organic and inorganic parameters. LCS recoveries were within the QC limits for all samples with the exception of acrylonitrile and iodomethane. Acrylonitrile recovery was above the criteria of 45-172% and iodomethane was above the recovery criteria of 72-121% in all samples. The test procedure allows for several compounds to be outside the QC limits for the LCS. Acrylonitrile and iodomethane were not detected above the method detection limit in any of the samples. LCSD recovery for iodomethane was above the criteria in batch 80579. The test procedure allows for one compound surrogate recovery to be outside the QC limits for the LCSD. As such, the data were all of suitable quality for the intended use.

## **4.00 COMPARISON OF CURRENT RESULTS WITH PREVIOUS RESULTS**

Table 2 presents data for detected analytes from the four most recent monitoring rounds (March 2014 through December 2014). This table also presents the applicable regulatory groundwater quality standards and EPA's RSLs for parameters where applicable water quality standards have not been established.

As shown in Table 2, seven of the 15 target inorganic parameters were detected in groundwater samples collected during this round. All seven of the detected analytes were also found in groundwater samples collected during the three prior sampling rounds. The seven parameters detected in samples collected during this round (antimony, barium, cobalt, copper, lead, nickel and zinc) are naturally-occurring and are likely being detected frequently due to the very low detection and reporting limits provided by the analytical method now being employed; EPA Method 6020A.

Five of the six organic parameters detected in samples collected during this round (1,4-dichlorobenzene, cis-1,2-dichlorobenzene, chlorobenzene, dichlorodifluoromethane and tetrahydrofuran) were observed in one or more of the prior three rounds. Benzene was detected for the first time since monitoring began in the sample from GZ-7D. Tetrahydrofuran was detected in the sample from POT-1/PWSW for the second consecutive time since monitoring began.



Time series plots were developed for each parameter detected during any of the four most recent monitoring rounds. These plots are provided in Appendix C.

#### 4.10 INORGANIC ANALYTES

The following key observations were noted from our review of inorganic analytes detected during the fourth round of 2014 as compared to historical results.



- There was one MCL exceedance during this round (antimony from GZ-1). Antimony was detected at 9.5 µg/L, above the MCL of 6 µg/L in one sample from an upgradient well.
- Lead was detected in the samples collected from wells GZ-1, GZ-9 and POT-1 during this round at concentrations below the MCL.
- Cobalt, as described above, was detected in samples from 9 of the 11 groundwater monitoring wells; all within historic concentration ranges. There were exceedances of the cobalt RSL in samples from 4 of the 11 monitoring wells. Note, the RSLs are not regulatory limits, but rather are provided as a point of reference for evaluation of detected parameters for which MCLs have not been established.

Although there have been fluctuations, refer to the trend analysis provided in Appendix C and described in the following section, inorganic constituent concentrations have remained relatively constant during the quarterly environmental monitoring program. We believe that much of the variation in metals concentrations are related to seasonal fluctuations in groundwater levels that impact the turbidity and suspended solids levels of samples as shown on Table 1.

#### 4.20 VOLATILE ORGANIC COMPOUNDS

The following observations were noted from our review of VOCs detected in samples collected during the fourth round of 2014 as compared to historical results.

- There were no MCL exceedances during this round.
- Chlorobenzene has been consistently detected at low concentrations in groundwater samples collected from wells GZ-2 and G-8. The current observed chlorobenzene concentrations in the samples from these locations are within historic ranges.
- Benzene was detected for the first time in the sample from GZ-7D. The detection was well below both the RIDEM GA Groundwater Objective and the MCL of 5 µg/L.
- Dichlorodifluoromethane was detected at a low concentration in the sample from POT-1/PWSW during this round which is typical of most prior rounds.
- Tetrahydrofuran was detected for the second consecutive round from POT-1/PWSW. Tetrahydrofuran is a common constituent of PVC plastic glue, and since well POT-1/PWSW is located upgradient of the landfill, its detection is likely related to a release of the adjacent neighborhood.

As was the case with inorganics, VOC concentrations have remained relatively constant during the quarterly environmental monitoring program.

## 5.00 STATISTICAL DATA EVALUATION



As stated in Section 5.10 of the EMP, a statistical analysis is required for all detected constituents (in groundwater) that are observed at concentrations above the EPA's MCLs. A review of the fourth quarter 2014 results indicates that there was one detected parameter that exceeded their action level (*i.e.*, TT or MCL) during the December 2014 monitoring round. Antimony in the sample from GZ-1 was detected at a concentration of 9.5 µg/L, above the MCL of 6 µg/L. The lower 95% confidence limit to the mean (95% LCL) for comparing the antimony results to the Action Level was calculated as < 1 µg/L, and indicated that the exceedance was not statistically significant (refer to Table 3).

Time series plots were generated for detected parameters from this and the three previous sampling rounds. These plots were evaluated for trends and outliers. Sen's Test for trends was performed to evaluate statistically significant trends in the data with respect to time. Eight VOCs and 11 inorganic analytes were evaluated resulting in 69 time series plots that are presented in Appendix C.

Ten statistically significant trends in contaminant concentrations were identified by the Sen's Tests. They all represent decreasing concentration trends. These trends were identified for:

- barium (in the sample from GZ-9);
- cobalt (in the samples from GZ-1, GZ-6, GZ-7D and POT-1);
- nickel (in the samples from GZ-2 and GZ-5);
- zinc (in the samples from GZ-6 and GZ-7S); and
- 1, 1-dichloroethane (in the sample from GZ-2).

Time series plots were also visually evaluated for seasonality and outliers. There do not appear to be significant seasonal fluctuations in concentrations for any of the detected analytes. No outliers were observed in the samples collected during the December 2014 monitoring round.

## 6.00 CONCLUSIONS AND RECOMMENDATIONS

Ten groundwater monitoring wells and the Lot-47 well (POT-1/PWSW) were field-screened and sampled. The samples were analyzed for 15 inorganics and 47 VOCs listed in RIDEM's *Solid Waste Regulations*. Additionally, nitrate/nitrite (as N) and total coliform bacteria analysis was performed on the samples collected from POT-1/PWSW.

The following conclusions were developed based on the results obtained from this and previous sampling rounds.

- Six organic and seven inorganic parameters were detected in the groundwater samples collected during this round of groundwater monitoring. There was one exceedance of *National Primary Drinking Water Regulations* (*i.e.*, MCLs or TTs) for antimony during this sampling round.



- Lead was detected in the samples from 3 of the 11 monitoring wells this round. The detections were all well below the Action Level of 15 µg/L.
- Time series plots and trend tests identified ten statistically significant decreasing trends and no statistically significant increasing trends in groundwater contaminant concentrations.
- Seven target parameters were detected in the sample collected from POT-1/PWSW during this sampling round. All detected parameters were below their respective MCLs/TTs and/or health-based screening criteria (*i.e.*, RSLs), where available. Note that the drinking water analytical method was used for the analysis of VOCs for the samples collected from this well.
- Seven of the 14 landfill soil gas monitoring locations were screened for methane during this round. As stated in the prior report, seven monitoring locations had been removed/destroyed during on-going construction activities. Methane was detected above the instrument detection limit of 0.1% in one of the seven screened perimeter soil gas monitoring locations. Methane concentrations were all below RIDEM's regulatory limit (*i.e.*, <25% of the LEL at the property boundaries). Methane has never been detected above the instrument detection limit at the majority of screening locations around the perimeter of the Site.
- Based on groundwater analytical results for samples collected during this round of monitoring, it does not appear that recent construction activities performed at the Site have had any adverse effects on groundwater quality.
- Based on the findings presented herein, assessment monitoring is not required at this time.

The next round of groundwater and soil vapor monitoring will be conducted in March of 2015.

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## **TABLES**

**TABLE 1****SUMMARY OF STABILIZED GROUNDWATER SCREENING RESULTS  
MARCH 2014 TO DECEMBER 2014***Former Jamestown Landfill - Jamestown, Rhode Island*

Location ID:	GZ-1 (Up-gradient)				GZ-2 (Down-gradient)				
Sampling Date:	UNIT	3/20/2014	6/25/2014	9/16/2014	12/22/2014	3/20/2014	6/23/2014	9/16/2014	12/22/2014
Temperature	°C	10	13.7	12.8	10.7	10.8	12.8	13.9	10.8
pH	SU	5.3	5.6	5.5	5.7	6.2	6.3	6.1	5.7
Conductance	mS/cm	0.071	0.068	0.075	0.081	0.603	0.602	0.378	0.091
Dissolved Oxygen	mg/l	8.7	2.8	6.1	7.6	0.6	0.4	0.3	5.4
Turbidity	NTU	3	5	5	4	2	5	3	4
Depth to Water	FT	8.2	14.5	24.1	16.1	6.2	9.2	13.3	8.7
Location ID:	GZ-3 (Down-gradient)				GZ-4 (Cross-gradient)				
Sampling Date:	UNIT	3/20/2014	6/23/2014	9/16/2014	12/22/2014	3/20/2014	6/23/2014	9/16/2014	12/22/2014
Temperature	°C	10.5	10.7	12.9	12.6	9.8	12.3	13.6	11
pH	SU	5.3	5.4	5.3	5.5	5.2	5.5	5.1	5.5
Conductance	mS/cm	0.141	0.136	0.083	0.129	0.097	0.097	0.06	0.094
Dissolved Oxygen	mg/l	5.4	6.8	5.8	5.2	7.4	2.3	5.9	6.3
Turbidity	NTU	2	5	3	2	5	5	5	4
Depth to Water	FT	6.8	9.8	14.2	9.6	5.5	9.7	15.6	10.3
Location ID:	GZ-5 (Cross-gradient)				GZ-6 (Up-gradient)				
Sampling Date:	UNIT	3/20/2014	6/23/2014	9/16/2014	12/22/2014	3/20/2014	6/23/2014	9/16/2014	12/22/2014
Temperature	°C	12	15.2	15.3	13	10.3	16.2	12.5	10.6
pH	SU	6.1	6.6	5.9	5.8	5.4	5.8	5.3	5.6
Conductance	mS/cm	0.172	0.131	0.099	0.089	0.077	0.075	0.080	0.072
Dissolved Oxygen	mg/l	0.3	1.3	5.9	2.5	10.4	1.5	7.5	8.2
Turbidity	NTU	5	3	4	5	5	5	5	4
Depth to Water	FT	15.7	22.1	32.7	30.7	13.5	18.1	27.5	23.4

## Notes:

1. Temperature, pH, Conductance and Dissolved Oxygen were measured in the field using a YSI Pro multimeter. Turbidity was measured in the field using a Lamotte 2000 Turbidity Meter.
2. Turbidity below 5 NTUs could not be achieved after 2 hours of well purging at a low flow rate (<0.4 L/min).
3. Depth to water not recorded due to damaged well.

**TABLE 1**

**SUMMARY OF STABILIZED GROUNDWATER SCREENING RESULTS  
MARCH 2014 TO DECEMBER 2014**

*Former Jamestown Landfill - Jamestown, Rhode Island*

Location ID:	GZ-7D (Down-gradient)				GZ-7S (Down-gradient)				
Sampling Date:	UNIT	3/20/2014	6/23/2014	9/16/2014	12/22/2014	3/20/2014	6/23/2014	9/16/2014	12/22/2014
Temperature	°C	11.9	14	12.2	12.4	12.1	15.4	12.4	11.8
pH	SU	6.3	6.4	6.2	6.2	6.1	6.6	6.1	6.2
Conductance	mS/cm	0.403	0.293	0.438	0.278	0.680	0.680	0.555	0.624
Dissolved oxygen	mg/l	0.2	1.2	1.6	0.8	0.5	0.6	2.5	0.9
Turbidity	NTU	3	4	4	3	1	4	4	3
Depth to water	FT	21.2	24.4	28.3	24.0	19.6	23.4	27.7	23.0
Location ID:	POI-1 (Lot 47)				GZ-8 (Down-gradient)				
Sampling Date:	UNIT	3/20/2014	6/25/2014	9/16/2014	12/22/2014	3/20/2014	6/25/2014	9/16/2014	12/22/2014
Temperature	°C	10.8	12.0	12.4	11.4	12.7	13.9	12.5	12.3
pH	SU	7.1	7.2	6.3	6.9	6.0	5.9	5.9	6.1
Conductance	mS/cm	0.244	0.209	0.189	0.225	0.670	0.155	0.502	0.598
Dissolved oxygen	mg/l	0.3	0.5	3.8	0.2	1.2	0.3	0.4	0.4
Turbidity	NTU	5	5	5	2	5	4	5	3
Depth to water	FT	12.3	16.7	25.4	20.6	28.1	32.6	37.8	31.4
Location ID:	GZ-9 (Down-gradient)								
Sampling Date:	UNIT	3/20/2014	6/25/2014	9/16/2014	12/22/2014				
Temperature	°C	11.1	13.6	13.5	11.1				
pH	SU	6.3	6.1	6.4	6.4				
Conductance	mS/cm	0.112	0.144	0.097	0.116				
Dissolved oxygen	mg/l	3.5	2.6	1.1	1.6				
Turbidity	NTU	18 <sup>2</sup>	21 <sup>2</sup>	240 <sup>2</sup>	10 <sup>2</sup>				
Depth to water	FT	15.5	19.5	24.6	20.2				

Notes:

1. Temperature, pH, Conductance and Dissolved Oxygen were measured in the field using a YSI Pro multimeter. Turbidity was measured in the field using a Lamotte 2000 Turbidity meter
2. Turbidity below 5 NTUs could not be achieved after 2 hours of well purging at a low flow rate (<0.4 L/min).
3. EA-3 was retained to aid in groundwater contouring. Depth to water during each of the last four quarters was 27.9, 7.5, 16.1 and 16.6 feet.

**TABLE 2**  
**SUMMARY OF DETECTED APPENDIX A**  
**GROUNDWATER ANALYTICAL RESULTS**  
**MARCH 2014 THROUGH DECEMBER 2014**

*Former Jamestown Landfill - Jamestown, Rhode Island*

Parameters	Method Detection Limit	MCL*	USEPA <sup>8</sup> Regional Screening Level	GZ-1 (Up-gradient)				GZ-2 (Down-gradient)				GZ-3 (Down-gradient)				GZ-4 (Cross-gradient)			
				3/20/2014	6/25/2014	9/16/2014	12/22/2014	3/20/2014	6/23/2014	9/16/2014	12/22/2014	3/20/2014	6/23/2014	9/16/2014	12/22/2014	3/20/2014	6/23/2014	9/16/2014	12/22/2014
<b>Volatiles Organics: (ug/l)</b>																			
Benzene	5	5	0.45	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Chlorobenzene	5	100	78	ND	ND	ND	ND	6.7	6.7	7.5	5.7	ND	ND	ND	ND	ND	ND	ND	ND
Dichlorodifluoromethane	5	NONE	200	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
1,1-Dichloroethane	5	NONE	2.7	ND	ND	ND	ND	0.96 J	0.62 J	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
1,4-Dichlorobenzene	5	75	0.48	ND	ND	ND	ND	0.71 J	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Cis-1,2-Dichloroethene	5	70	36	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Naphthalene	0.5	None	0.17	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Trichloroethene	5	5	0.44	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Tetrahydrofuran	0.64	None	3,400	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
<b>Water Quality Parameters:</b>																			
Total Coliform (cfu/100ml)	20	<5% <sup>4</sup>	NONE	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS
Nitrate/Nitrite as N (mg/l)	0.25	10/1 <sup>6</sup>	32,000	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS
<b>Total Metals: (ug/l)</b>																			
Antimony	2	6	7.8	ND	ND	5.0	9.5	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Arsenic	1	10	0.052	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Barium	10	2,000	3,800	ND	ND	ND	ND	48	48	51	48	12	63	16	10	ND	ND	ND	ND
Beryllium	1	4	25	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Cadmium	1	5	9	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	1.1
Chromium	2	100	NONE	ND	ND	ND	ND	ND	ND	ND	ND	ND	24	ND	ND	ND	ND	ND	ND
Cobalt	1	NONE	6	1.0	5.0	13	8.5	220	220	260	230	ND	6	ND	ND	ND	ND	ND	ND
Copper	2	1,300 <sup>7</sup>	800	ND	ND	7.5	6.5	ND	ND	ND	ND	110	ND	ND	ND	ND	ND	ND	ND
Lead	1	15 <sup>7</sup>	NONE	ND	ND	ND	2.0 B	ND	ND	ND	ND	6.1 B	ND	ND	ND	ND	ND	ND	5.3 B
Selenium	5	50	100	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Silver	1	NONE	94	ND	ND	ND	ND	ND	ND	ND	ND	29	ND	ND	ND	ND	ND	ND	ND
Nickel	1	NONE	390	11	18	34 B	26	39	42	45 B	39	3.5	17	3.2 B	3.1	9.3	8.3	9.2 B	9.2
Thallium	1	2	0.2	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Vanadium	5	NONE	86	ND	ND	ND	ND	ND	ND	ND	ND	32	ND	ND	ND	ND	ND	ND	ND
Zinc	5	NONE	6,000	9.9	15	34	24	7.7	6.6	7.6	6.6	7.8	100	9.4	5.1	14	11	11	15

- Notes:
- \* Results are compared to USEPA's National Primary Drinking Water Regulation maximum contaminant levels (MCLs) updated May 2009 as required by RIDEM's Solid Waste Regulations.
  - ND indicates the parameter was not detected.
  - USEPA Regional Screening Levels (RSL) promulgated November 2010 and revised in April 2012 and May 2014. Note, the RBC for cobalt was previously 11 µg/l.
  - If detected in two consecutive rounds, must sample for fecal coliform and E Coli bacteria.
  - NS indicates parameter not sampled.
  - Groundwater sample from POT-1/PWSW was analyzed employing drinking water methods (524.2).
  - Value is a Treatment Technique Action Level (TT).
  - \*F indicates that the reported concentration is below the method quantitation limits (reporting limits) and is therefore an estimated value.
  - Yellow highlighted values exceed either MCL, TT Action Level or RSL.
  - "B" indicates that the parameter was detected in a blank sample.
  - Turbidity was above 5 NTU at this location at the time of sample collection.
  - Appendix A refers to RIDEM's Appendix A list of hazardous inorganic and organic constituents from solid waste regulation No. 2 Solid Waste Landfills.

**TABLE 2**  
**SUMMARY OF DETECTED APPENDIX A**  
**GROUNDWATER ANALYTICAL RESULTS**  
**MARCH 2014 THROUGH DECEMBER 2014**

Former Jamestown Landfill - Jamestown, Rhode Island

Parameters	Method Detection Limit	MCL*	USEPA <sup>1</sup> Regional Screening Level	GZ-5 (Cross-gradient)				GZ-6 (Up-gradient)				GZ-7S (Down-gradient)				GZ-7D (Down-gradient)			
				3/20/2014	6/23/2014	9/16/2014	12/22/2014	3/20/2014	6/23/2014	9/16/2014	12/22/2014	3/20/2014	6/23/2014	9/16/2014	12/22/2014	3/20/2014	6/23/2014	9/16/2014	12/22/2014
<b>Volatiles Organics: (µg/l)</b>																			
Benzene	5	5	0.45	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	0.94 J
Chlorobenzene	5	100	78	ND	ND	ND	ND	ND	ND	ND	ND	2.3 J	ND	1.8 J	2.1 J	ND	ND	ND	ND
Dichlorodifluoromethane	5	NONE	200	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
1,1-Dichloroethane	5	NONE	2.7	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
1,4-Dichlorobenzene	5	75	0.48	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Cis-1,2-Dichloroethene	5	70	36	ND	ND	ND	ND	ND	ND	ND	ND	1.2 J	ND	0.81 J	0.98 J	ND	ND	ND	ND
Naphthalene	0.5	None	0.17	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Trichloroethene	5	5	0.44	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Tetrahydrofuran	0.64	None	3,400	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
<b>Water Quality Parameters:</b>																			
Total Coliform (cfu/100ml)	20	<5% <sup>4</sup>	NONE	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS
Nitrate/Nitrite as N (mg/l)	0.25	10/1 <sup>4</sup>	32,000	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS
<b>Total Metals: (µg/l)</b>																			
Arsimony	2	6	7.8	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	4.5
Arsenic	1	10	0.052	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Barium	10	2,000	3,800	ND	ND	ND	ND	ND	ND	ND	21	18	19	24	10	ND	16	10	
Beryllium	1	4	25	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Cadmium	1	5	9	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Chromium	2	100	NONE	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Cobalt	1	NONE	6	39	26	22	34	3.5	5.1	4.1	3.7	26	4.1	27	27	1.8	3.2	4.4	2.8
Copper	2	1,300	800	ND	ND	ND	ND	11	18	12	9.9	ND	ND	ND	ND	ND	ND	ND	ND
Lead	1	15	NONE	ND	ND	1.6 B	ND	ND	ND	ND	ND	1.5 B	ND	ND	ND	ND	ND	ND	4.6 B
Selenium	5	50	100	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Silver	1	NONE	94	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Nickel	1	NONE	390	2.9	3	3.8 B	6.5	15	19	17 B	17	98	90	61 B	61	7	7.1	26 B	10
Thallium	1	2	0.2	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Vanadium	5	NONE	86	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Zinc	5	NONE	6,000	ND	5.9	ND	6.2	14	19	18	15	13	25	14	24	ND	ND	14	ND

- Notes:
- (1) \* Results are compared to USEPA's National Drinking Water Regulations maximum contaminant levels (MCLs) updated May 2009 as required by RIEM's Solid Waste Regulations.
  - (2) ND indicates the parameter was non-detected.
  - (3) USEPA Regional Screening Levels (RSL) promulgated November 2010 and revised in April 2012. Note, the RBC for cobalt was previously 11 µg/l.
  - (4) If detected in two consecutive rounds, must sample for fecal coliform and E. Coli bacteria.
  - (5) NS indicates parameter not sampled.
  - (6) Groundwater sample from POT-1/PWSW was analyzed employing drinking water methods (524.2).
  - (7) Value is a Treatment Technique Action Level (TT).
  - (8) \*J\* indicates that the reported concentration is below the method quantitation limits (reporting limits) and is therefore an estimated value.
  - (9) Yellow highlighted values exceed either MCL, TT Action Level or RSL.
  - (10) \*B\* indicates that the parameter was detected in a blank sample.
  - (11) Turbidity was above 5 NTU at this location at the time of sample collection.
  - (12) Appendix A refers to RIEM's Appendix A list of hazardous inorganic and organic constituents from solid waste regulation No. 2 Solid Waste Landfills.

**TABLE 2**  
**SUMMARY OF DETECTED APPENDIX A**  
**GROUNDWATER ANALYTICAL RESULTS**  
**MARCH 2014 THROUGH DECEMBER 2014**

*Former Jamestown Landfill - Jamestown, Rhode Island*

Parameters	Method Detection Limit	MCL*	USEPA <sup>3</sup> Regional Screening Level	GZ-8 (Down-gradient)				GZ-9 (Down-gradient)				POT-1 (Lot-47) <sup>(12)</sup>			
				3/20/2014	6/25/2014	9/16/2014	12/22/2014	3/20/2014	6/25/2014	9/16/2014	12/22/2014	3/20/2014	6/25/2014	9/16/2014	12/22/2014
<b>Volatile Organics: (µg/l)</b>															
Benzene	5	5	0.45	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Chlorobenzene	5	100	78	7.6	10	12	11	ND	ND	ND	ND	ND	ND	ND	ND
Dichlorodifluoromethane	5	NONE	200	ND	ND	ND	ND	ND	ND	ND	ND	ND	1.38	0.99	ND
1,1-Dichloroethane	5	NONE	2.7	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
1,4-Dichlorobenzene	5	75	0.48	1.5 J	2.1 J	3.6 J	2.2 J	ND	ND	ND	ND	ND	ND	ND	ND
Cis-1,2-Dichloroethene	5	70	36	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Naphthalene	0.5	None	0.17	ND	ND	ND	ND	ND	ND	ND	ND	ND	0.31	ND	ND
Trichloroethene	5	5	0.44	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Tetrahydrofuran	0.64	None	3,400	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	0.85
<b>Water Quality Parameters:</b>															
Total Coliform (cfu/100ml)	20	<5% <sup>4</sup>	NONE	NS	NS	NS	NS	NS	NS	NS	NS	NS	ND	ND	ND
Nitrate/Nitrite as N (mg/l)	0.25	10/l <sup>5</sup>	32,000	NS	NS	NS	NS	NS	NS	NS	NS	NS	ND	ND	ND
<b>Total Metals: (µg/l)</b>															
Antimony	2	6	7.8	ND	ND	ND	ND	ND	ND	ND	2.1	ND	ND	ND	ND
Arsenic	1	10	0.052	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Barium	10	2,000	3,800	72	61	69	68	17	20	41	14	ND	ND	ND	ND
Beryllium	1	4	25	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Cadmium	1	5	9	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Chromium	2	100	NONE	ND	ND	ND	ND	ND	ND	5.8	ND	ND	ND	ND	ND
Cobalt	1	NONE	6	3.0	2.5	3.0	2.7	4.4	5.7	8.8	5.1	1.5	1.0	2.0	2.3
Copper	2	1,300 <sup>7</sup>	800	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	39
Lead	1	15 <sup>7</sup>	NONE	ND	ND	ND	ND	3.1	3.6 B	6.5 B	1.7 B	ND	ND	ND	2.5 B
Selenium	5	50	100	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Silver	1	NONE	94	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Nickel	1	NONE	390	32	28	33 B	31	7.9	10	16 B	7.7	3.2	2.5	8.1 B	5.5
Thallium	1	2	0.2	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Vanadium	5	NONE	86	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
Zinc	5	NONE	6,000	6.3	ND	5.6	ND	13	16	30	9.5	ND	5.1	6.1	28

**Notes:**

- (1) \* Results are compared to USEPA's National Primary Drinking Water Regulations maximum contaminant levels (MCLs) updated May 2009 as required by RIDEM's Solid Waste Regulations.
- (2) ND indicates the parameter was non-detected.
- (3) USEPA Regional Screening Levels (RSL) promulgated November 2010 and revised in April 2012. Note, the RBC for cobalt was previously 11 µg/l.
- (4) If detected in two consecutive rounds, must sample for fecal coliform and E. Coli bacteria.
- (5) NS indicates parameter not sampled.
- (6) Groundwater sample from POT-1/PW/SW was analyzed employing drinking water methods (524.2).
- (7) Value is a Treatment Technique Action Level (TT).
- (8) \*J\* indicates that the reported concentration is below the method quantitation limits (reporting limits) and is therefore an estimated value.
- (9) Yellow highlighted values exceed either MCL, TT Action Level or RSL.
- (10) \*B\* indicates that the parameter was detected in a blank sample.
- (11) Turbidity was above 5 NTU at this location at the time of sample collection.
- (12) Appendix A refers to RIDEM's Appendix A list of hazardous inorganic and organic constituents from solid waste regulation No. 2 Solid Waste Landfills.

Table 3

Lower 95% Confidence Limit for Comparing the Mean of the Selected Onsite Data to a Regulatory Standard

Constituent	Units	Location	Distribution	N	Mean	SD	Factor	95% LCL	Standard	Confidence
Antimony	mg/L	GZ-1	nonpar	37				<b>0.001</b>	<b>0.006</b>	<b>0.951</b>

\* - Insufficient Data  
 \*\* - Significant Exceedance  
 LCL = Lower Confidence Limit  
 Nonparametric limits are for the median  
 Lognormal limits computed using Land's method (see Worksheet)  
 For lognormal dist, mean and sd are in natural log units



2015 -- H 5594

=====  
LC001609  
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2015

—————  
A N A C T

RELATING TO PUBLIC UTILITIES AND CARRIERS - MUNICIPAL STREETLIGHT  
INVESTMENT ACT

Introduced By: Representatives Ruggiero, Handy, McKiernan, Marshall, and O`Grady

Date Introduced: February 25, 2015

Referred To: House Corporations

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 39-30-3 of the General Laws in Chapter 39-30 entitled "Municipal  
2 Streetlight Investment Act" is hereby amended to read as follows:

3 **39-30-3. Streetlight investment.** -- (a) Any city or town or other public entity receiving  
4 and managing public street lighting service from an electric distribution company pursuant to an  
5 electric rate tariff providing for the use by such municipality of lighting equipment owned by the  
6 electric distribution company, at its option, upon sixty (60) days notice to the electric company  
7 and to the department, and subject to the provisions of subsections (b) through (e), may:

8 (1) Convert its street lighting service from the subject tariff rate to an alternative tariff  
9 rate providing for delivery service by the electric distribution company of electric energy,  
10 whether or not supplied by the electric distribution company, over distribution facilities and wires  
11 owned by the electric distribution company to lighting equipment owned or leased by the  
12 municipality, and further providing for the use by such municipality of the space on any pole,  
13 lamp post, or other mounting surface previously used by the electric distribution company  
14 primarily for the mounting of the lighting equipment and for any other reasonable purpose at the  
15 municipality's discretion. The alternative tariff rate shall provide for monthly bills for street and  
16 area lighting that shall include a schedule of energy charges based on metering, if the  
17 municipality chooses to install municipally owned controls that include metering chips, or a  
18 determination annual kilowatt-hour usage per lumen rating or nominal wattage of all types of

1 lighting equipment, but shall not include facility, support, maintenance, or accessory charges. The  
2 new tariff shall use [metering, if the municipality chooses to install municipally owned controls](#)  
3 [that include metering chips, or](#) existing usage calculation methods and existing rates for any  
4 currently existing lighting equipment, only setting reasonable new rates for newly adopted  
5 lighting equipment. The new tariff shall be structured so as to allow options for various street  
6 lighting controls, including [metering, if the municipality chooses to install municipally owned](#)  
7 [controls that include metering chips, or](#) both conventional dusk/dawn operation using photocell or  
8 scheduling controls, as well as schedule-based dimming or on/off controls that dim or turn off  
9 street lights during periods of low activity. The electric distribution company, in consultation with  
10 the office, shall file the new tariff with the public utilities commission within sixty (60) days of  
11 the effective date of this chapter and the commission shall then issue a decision within sixty (60)  
12 days after the filing to effectuate the purposes and provisions of this chapter.

13 (2) Purchase electric energy for use in such municipal lighting equipment from the  
14 electric distribution company or any other person allowed by law to provide electric energy; and

15 (3) After due diligence, including an analysis of the cost impact to the municipality,  
16 acquire all of the public street and area lighting equipment of the electric distribution company in  
17 the municipality, [including all warranties and assigned access agreements pursuant to subsection](#)  
18 [\(d\) of this section](#), compensating the electric distribution company as necessary, in accordance  
19 with subsection (b).

20 (b) Any municipality exercising the option to convert its lighting equipment pursuant to  
21 subsection (a) must compensate the electric distribution company for the original cost, less  
22 depreciation and less amortization, of any active or inactive existing public lighting equipment  
23 owned by the electric distribution company and installed in the municipality as of the date the  
24 municipality exercises its right of acquisition pursuant to subsection (a), net of any salvage value.  
25 [The electric distribution company shall produce an accurate lighting inventory and purchase price](#)  
26 [calculation within thirty \(30\) days of the municipality's notice of intent to acquire and the](#)  
27 [inventory and price shall be subject to negotiated agreement between the parties or subject to](#)  
28 [dispute resolution pursuant to subsection \(e\) of this section](#). Upon such payment, the municipality  
29 shall have the right to use, alter, remove, or replace such acquired lighting equipment in any way  
30 the municipality deems appropriate [without any further agreements, restrictions, oversight,](#)  
31 [indemnification obligations or charges by the electric distribution company excepting only as](#)  
32 [specifically proposed to and approved by the public utilities commission as specifically necessary](#)  
33 [to prevent interference with the electric distribution company's provision of electric distribution](#)  
34 [services. The municipality shall have sixty \(60\) days after the purchase to verify the inventory](#)

1 and if it finds discrepancies, the purchase price shall be adjusted pro rata. Any contract a  
2 municipality enters for such services must require appropriate levels of training and certification  
3 of personnel providing pole service for public and worker safety, evidence of twenty-four (24)  
4 hour call capacity and a committed timely response schedule for both emergency and routine  
5 outages. The municipality may also request that the electric company remove any part of such  
6 lighting equipment that it does not acquire from the electric distribution company in which case  
7 the municipality shall reimburse the electric distribution company the cost of removal by the  
8 electric distribution company, along with the original cost, less depreciation, of the removed part,  
9 net of any salvage value.

10 (c) When a municipality exercises its option pursuant to this subsection, the municipality  
11 will notify the electric distribution company of any alterations to street and area lighting  
12 inventory within sixty (60) days of the alteration. The electric distribution company will then  
13 adjust its monthly billing determinations to reflect the alteration within sixty (60) days.

14 (d) When a municipality exercises its option pursuant to subsection (a), anyone other  
15 than the electric distribution company controlling the right to use space on any pole, lamp post, or  
16 other mounting surface previously used by the electric distribution company in such municipality  
17 shall allow the municipality to assume ~~the~~ all rights and obligations of the electric distribution  
18 company with respect to such space for the unexpired term of any lease, easement, or other  
19 agreement under which the electric distribution company used such space all of which  
20 agreements the electric distribution company shall assign and provide to the municipality;  
21 provided, however, that:

22 (i) ~~The municipality is subject to the same terms and conditions that pole owners make to~~  
23 ~~others that attach to the poles; and~~

24 ~~(ii) In~~ in the assumption of the rights and obligations of the electric distribution company  
25 by such a municipality, such municipality shall in no way or form restrict, impede, or prohibit  
26 universal access for the provision of electric and other services.

27 (e) Any dispute regarding the terms of the alternative tariff, the compensation to be paid  
28 the electric distribution company, or any other matter arising in connection with the exercise of  
29 the option provided in subsection (a), including, but not limited to, the terms on which space is to  
30 be provided to the municipality in accordance with subsection (c), shall be resolved by the  
31 ~~division of~~ public utilities ~~and carriers~~ commission within ninety (90) days of any request for  
32 such resolution by the municipality or any person involved in such dispute.

33 (f) Notwithstanding any general or special law, rule, or regulation to the contrary, any  
34 affiliate of any electric distribution company whose street lighting service is converted by any

1 municipality in accordance with the provisions of this section may solicit and compete for the  
2 business of any such municipality for the provision of lighting equipment or any other service  
3 such as equipment maintenance in connection therewith.

4 SECTION 2. This act shall take effect upon passage.

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LC001609  
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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF

A N A C T

RELATING TO PUBLIC UTILITIES AND CARRIERS - MUNICIPAL STREETLIGHT  
INVESTMENT ACT

\*\*\*

1           This act would amend the provisions of the general laws related to conversion charges for  
2   municipality service, from a subject tariff rate to an alternative tariff rate, for delivery service of  
3   electric energy.

4           This act would take effect upon passage.

=====  
LC001609  
=====

### VIII. NEW BUSINESS

A) Council's Agenda Setting Policy. Town Administrator Paicos, President Trocki and Vice President Meagher will have a discussion of procedural issues. Changes will be brought back to the Council for review at the next meeting. The agenda deadline established is the Wednesday prior to the Council meeting. This is subject to change due to holidays.

B) Review, discussion and possible action re: Conservation Commission recommendations and objectives. The next step for Hull Cove is to get the project out to bid, and Council endorsement is desired.

**A motion was made by Eugene Mihaly with second by Mary Meagher to proceed to the bid process for Hull Cove. President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; Councilor Dickinson, Nay.**

The Tick Task Force website revisions will be addressed.

C) Open Meetings workshop: potential dates. The Council would like to invite all Board/Commission/Committee members to attend the workshop to cover Open Meeting, Access to Public Records, and Ethics. This will also be provided to staff at a later session. Anyone unable to attend can attend the staff session. Discussion ensued. The workshop is scheduled for Monday, December 2, 2013 at 5:30 p.m. in the Town Council Chambers. Notice will be sent by the Clerk to members of Boards/Commissions/Committees.

D) Agenda items for December 2, 2013. Councilor Dickinson referenced the video surveillance policy, and Solicitor Ruggiero will work with him on the policy, after review with Town Administrator Paicos. This will appear on a future agenda when it is ready.

- Fort Getty bid process
- Recreation Study proposal and costs
- Affordable Housing Trust Fund
- Agenda Setting Policy
- Town Council/School Committee Workshop on December 16<sup>th</sup>
- Board/Commission/Committee Appointments
- Board/Commission/Committee interview discussion re: scheduling of interviews on November 21<sup>st</sup>
- Disbanding Town Administrator Search Committee
- Newport County Visitor's Bureau appointment
- Recreation Report presentation
- Bid Process for permitting phase for Fort Getty, subject to financial information/availability of funds
- Fort Getty fee schedule, licenses, rules, and leases for 2014 on December 16th

### IX. EXECUTIVE SESSION

None.

### X. ADJOURNMENT.

**AMENDMENT**

**TO THE AGREEMENT**

Between the

**STATE OF RHODE ISLAND  
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

**AND**

**Town of Jamestown**

**Hull Cove Trail Improvement Grant**

**In the Amount of \$80,000.00**

**For the period of**

**August 21, 2013 to March 31, 2016**

**For the purpose of**

- **Extending the contract period**

It is hereby agreed by the Town of Jamestown (hereinafter referred to as the “Contractor”) and the State of Rhode Island Department of Environmental Management (hereinafter referred to as the “Department”) to Renew and Extend the Terms and Conditions of the Agreement, including appendixes entitled “**Original Recreational Trails Program Grant Agreement signed August 2013**”, attached herein and incorporated by reference as “Exhibit A.”

All **Project Tasks** as indicated in the Scope of Work shall be performed and completed to the reasonable satisfaction and the request for **reimbursement submitted to the Department before March 31, 2016**.

**AMENDMENT I SIGNATURES**

**In witness whereof**, the parties hereto have hereunder set their hands as of the date indicated the agreement made legally binding, subject to the issuance of a valid State Purchase Order by the Rhode Island Department of Administration:

**For the**

**Contractor:** Town of Jamestown

**Authorized Agent:** Andrew E. Nota  
Type or print name

Town Administrator  
Type or print title

  
Signature

9/26/2014  
Date

**For the**

**Department of Environmental Management:**

**Authorized Agent:** Janet Coit,

**Director, Department of Environmental Management**

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date



STATE OF RHODE ISLAND  
TRAILS ADVISORY COMMITTEE



RECREATIONAL TRAILS PROGRAM GRANT AGREEMENT

This Agreement is made this \_\_\_ day of June 2013, to be effective the 15th day of June 2013.

Town of Jamestown  
Hull Cove Trail Access Improvement Grant

WHEREAS, the Town of Jamestown (the "Contractor") is owner in fee simple of certain real property known as the Hull Cove Right of Way in Jamestown (the "Premises"); and

WHEREAS, the Contractor has made an application to the Rhode Island Department of Environmental Management ("RIDEM") for a Recreational Trails Program Grant under the federally enacted and State administered Transportation Equity Act for the 21st Century (the "Act") to construct, repair and/or maintain the Premises for recreation purposes, any such recreation development shall be hereinafter referred to as the "Project"; and

WHEREAS, the Contractor has filed an application with RIDEM (the "Request") in accordance with the Guidelines ([http://www.fhwa.dot.gov/environment/rectrails/rtp9908\\_pt1.htm#rtp9](http://www.fhwa.dot.gov/environment/rectrails/rtp9908_pt1.htm#rtp9)) adopted pursuant to the Act, the terms and conditions of said Guidelines are hereby incorporated herein; and

WHEREAS, RIDEM has awarded the Request in the form of a Grant (number 45-90-12) in the amount of 80,000.00; and

WHEREAS, failure to meet the conditions: (i) herein, (ii) of the Act, (iii) of the Guidelines and (iv) of the General Provisions, the terms of said General Provisions are hereby incorporated herein; can result in withdrawal of funds allocated to the Grant.

WITNESSETH: In consideration of the Premises, the covenants contained in this Agreement and for other good and valuable consideration the receipt and sufficiency of which are hereby acknowledged, the Contractor and RIDEM hereby covenant and agree as follows:

1. The Contractor agrees:

- (a) To develop the Premises as set forth in the Request and to hold the same in accordance with the Guidelines.
- (b) To apply for and receive Categorical Exclusion approval from the Rhode Island Department of Transportation prior to construction.

- (c) To apply for and receive a complete National Environmental Policy Act (NEPA) determination with appropriate level of documentation from RIDEM. If the project is classified as a Categorical Exclusion, part of the documentation will include a consultation to document any anticipated impacts on any State or Federally listed Threatened or Endangered Species or their designated Critical Habitat.
  - (d) To complete the Project and submit for reimbursement or before **July 30, 2014**.
  - (e) To perpetually use the Premises only for recreation purposes as more clearly set forth in the Guidelines and not divert the Premises to any other use or dispose of the Premises without prior approval of the Director of RIDEM.
  - (f) To submit all expenses related to the Project, within 90 days of the date of completion, in proper order.
  - (g) To provide a minimum of Twenty percent match (\$20,000.00) in accordance with rules of the Federal Highways Program (<http://www.dem.ri.gov/programs/bpoladm/plandev/biketra.htm>.)
  - (h) To have an audit, if necessary, at the expense of the Contractor by a certified public accountant in all instances where in-kind services or materials are utilized.
  - (i) To grant the right to inspect the Premises to RIDEM at designated intervals for progress inspections.
  - (j) In the event the Contractor shall fail to maintain or use the Premises in accordance with the Agreement, the Act, the Guidelines, and the General Provisions, RIDEM shall have the right to enforce this Agreement as provided in the Guidelines.
2. RIDEM agrees to reimburse the Contractor for the eligible expenses for the development of the Project up to the grant award of eight thousand dollars (\$80,000.00). Partial payments are allowed for activities outlined in this Contract. The Town shall provide RI, Department of Environmental Management with invoices thirty (30) days after the end of each quarter for the term of this agreement setting out all reimbursable expenditures on the invoice.

### 3. SCOPE OF WORK

Contractor shall furnish all permits, labor, equipment and materials necessary to complete the following items:

- (a) Design and construct a pedestrian path to provide public access as referenced in the "Recreational Trails Program Grant Request (the "Request"), dated November 30, 2012 (attached hereto as Exhibit "A").
- (b) Any and all proposed amendments to the scope of work, as previously detailed in the Request shall be presented to RIDEM in writing. Said amendments may not be permitted unless and until such amendments are agreed to in writing by both RIDEM and the Contractor.

4. DOCUMENTS AND DRAWINGS

The following documents shall be made a part of this agreement:

- (a) Grant Request dated November 30, 2012. (Exhibit "A")
- (b) Grant Request Attachments (Exhibit "B")
- (c) Scope of Work (Exhibit "C")
- (d) Grant Award letter (Exhibit "D")

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals the day and year first above written.

WITNESS:

Maureen Lopez

The Town of Jamestown:

By: Bruce Keiser  
Its: Town Administrator

STATE OF RHODE ISLAND,  
DEPARTMENT OF ENVIRONMENTAL  
MANAGEMENT

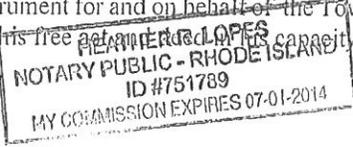
Janet L. Coit

By: Janet L. Coit  
Its: Director

STATE OF RHODE ISLAND  
COUNTY OF PROVIDENCE

In Newport, in said County and State, on the 2 day of July, 2013 before me personally appeared Bruce Kaiser, Town Administrator, of The Town of Jamestown, to me known and known by me to be the party executing the foregoing instrument for and on behalf of the Town and he acknowledged said instrument by his executed to be his free act and deed, ~~his free act and deed~~ <sup>in his capacity</sup> as aforesaid, and the free act and deed of the Town.

Maureen Lopez  
Notary Public  
My Commission Expires:



STATE OF RHODE ISLAND  
COUNTY OF PROVIDENCE

In Providence, in said County and State, on the 21 day of August, 2013 before me personally appeared Janet L. Coit, the Director of the STATE OF RHODE ISLAND, DEPARTMENT OF ENVIRONMENTAL MANAGEMENT, to me known and known by me to be the party executing the foregoing instrument for and on behalf of the STATE OF RHODE ISLAND, DEPARTMENT OF ENVIRONMENTAL MANAGEMENT and she acknowledged said instrument by her executed to be her free act and deed, her free act and deed in her capacity as aforesaid, and the free act and deed of the STATE OF RHODE ISLAND, DEPARTMENT OF ENVIRONMENTAL MANAGEMENT.

Janet L. Coit  
Notary Public  
My Commission Expires:

Grant Expires: 7/30/2014



**ATTACHMENT B – PAYMENTS AND REPORTS SCHEDULE**

**Schedule of Payments and Project Milestones by GRANTEE or Authorized Sub-GRANTEE**

Task #	Deliverable	Expense	Grant Amt.	Match Amt.	Timeline
1	Resource Review		2,000		June-July 2013
2	Site preparation- hazardous tree removal, grading, debris removal		5,000		August-Nov. 2013
3	Trail Construction- boardwalk		70,000		August-Nov. 2013
4	Amenities- benches, bike rack (s), signage		3,000		May-June 2014

TOTAL

80,000

**Subcontractor List**

Name	Task	Amount
Contractors Municipal Workers		8,500

## EXHIBIT C-

### Scope of Work

This project will establish a trail head and improve access via a right of way leading from Beavertail Road to the shoreline at Hull Cove. Key components include construction of a boardwalk to improve access over an isolated wetland in the public right of way to Hull Cove. This will include a railing and ramps to insure public safety and handicapped access.

### Task 1. Resource Review

In compliance with Federal Highway Directive Title 23, Code of Federal Regulations, Section 771.113 the lead agency in cooperation with the applicant will perform a resource review necessary to establish that the project will have no significant impact on resources.

This involves identification and evaluation (Phase 1) surveys of potential cultural and historic resources, wetland resources, and threatened and endangered plant and animal species at the proposed project site prior to any construction activities.

### Task 1. Resource Review Deliverables.

- Categorical Exclusion Form completed and submitted

### Task 2. Preliminary Design & Permitting

General project design and location are identified. It is the grantees responsibility to obtain all local, state, and federal permits necessary for the project.

### Task 2. Preliminary Design & Permitting. Deliverables.

- Assent from Coastal Resources Management Council (CRMC).
- Water Quality Certification from DEM (if necessary).

### Task 3. Final Design & Construction

This involves the final refinement of design and development of final construction specifications.

The trail project will be undertaken by contractors and municipal workers. The boardwalk will be a elevated platform with helical pilings anchoring it prefabricated, fiberglass and wood bridge. Prior to construction, hazardous trees and other vegetation may be cut back to facilitate access.

### Task 3. Final Design & Construction. Deliverables

- Site preparation; clear debris and vegetation from the trail.
- Installation of boardwalk.
- Installing amenities at trailhead (signs, bike racks)

# nationalgrid

## PETITION OF THE NATIONAL GRID FOR JOINT OR IDENTICAL POLE LOCATION

TO THE HONORABLE \_\_ TOWN COUNCIL \_\_\_\_\_

OF \_\_\_\_\_ JAMESTOWN \_\_\_\_\_ RHODE ISLAND  
THE NATIONAL GRID

Respectfully asks permission to locate and maintain poles, wires and fixtures, including the necessary sustain and protecting fixtures to be owned and used in common by you petitioner along and across the following public ways:

ARNOLD AVENUE

Wherefore your petitioners pray that they be granted joint of identical location for existing poles and permission to erect and maintain poles and wires together with such sustaining and protecting fixtures as the may find necessary, said poles erected or to erected substantially in accordance with the plan filed herewith marked: 18930040

DATED 03/11/2015

Your petitioner agrees to reserve or provide space for one cross arm at a suitable point on each of said poles for the fire, police, telephone signal wires belonging to the municipality and used by it exclusively for municipal purposes.

THE NATIONAL GRID

BY: John Carey  
John Carey, Engineering

THE VERIZON

BY: Daryl Crossman  
ORDER

The foregoing petition been read, it was voted that the consent at the

\_\_\_\_\_

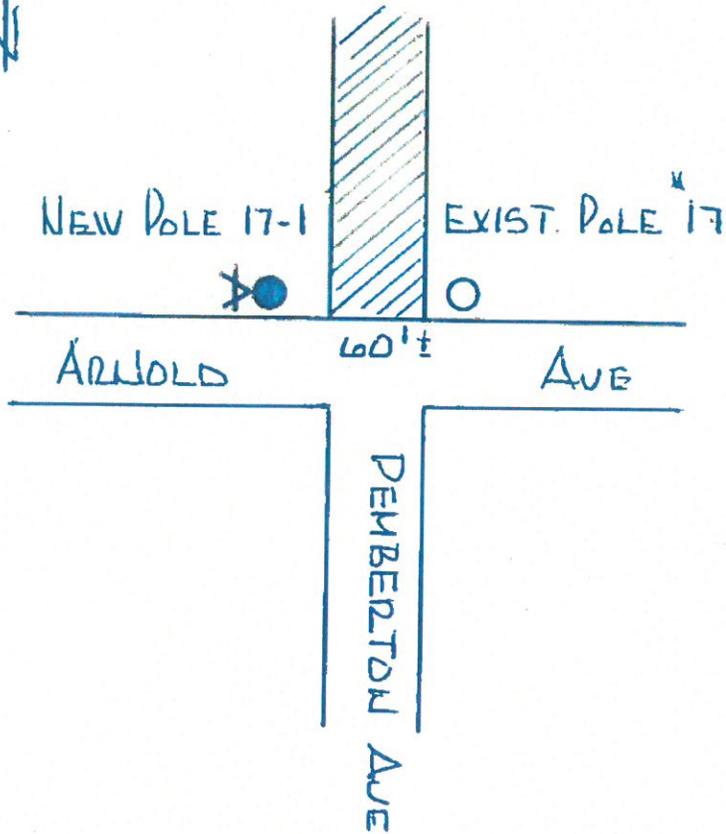
For the use of public ways named for the purposes stated in said petition be and it hereby is granted-----  
work to be done subject to the supervision of

\_\_\_\_\_

A true copy of the vote at the \_\_\_\_\_

Adopted \_\_\_\_\_ and recorded in Records Book# \_\_\_\_\_ Page#

\_\_\_\_\_  
CLERK



**THE NARRANGANSETT ELECTRIC COMPANY**

PLAN TO ACCOMPANY PETITION DATED 3/11/2015

TO THE TOWN \_\_\_\_\_ OF Jamestown FOR

POLE LOCATION ON Arnold Ave

DATE OF PLAN 3/11/2015

PLAN # \_\_\_\_\_

SYMBOL KEY

- |   |                             |
|---|-----------------------------|
| ● Proposed New JO Pole Location             | ○ Existing JO Pole Location |
| ⊗ Existing JO Pole Location to be Abandoned | ⚡ Proposed JO Anchor        |

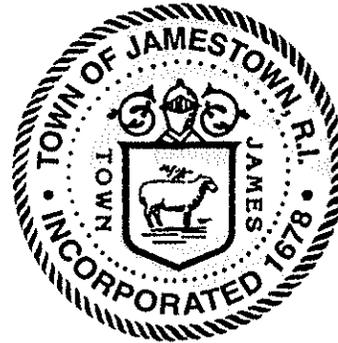
MAP # \_\_\_\_\_

DATE OF EXISTING GRANT \_\_\_\_\_

**Town of  
Jamestown, Rhode Island**

---

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



**Date:** April 1, 2015

**To:** Andrew Nota  
Town Administrator

**From:** Michael Gray  
Public Works Director

**RE:** New Utility Pole  
Arnold and Pemberton

---

I have reviewed the request from National Grid for a new pole to be installed within the ROW of Arnold Avenue at the intersection of Pemberton Avenue. I recommend that the Town Council approve the petition with a condition that they coordinate with the public works department on the location of water and sewer piping within the ROW before the pole is installed.

Jamestown Philomenian Library  
26 North Road  
Jamestown, RI 02835- 1509  
Phone: (401) 423-7281

**Date:** April 2, 2015

**To:** Andrew Nota Town Administrator and the Jamestown Town Council

**From:** Library Board of Trustees

**RE:** Bid Award  
Capital Campaign Fund Consultant

---

Report to the Jamestown Town Council of the; Request for Qualifications by the Jamestown Library Board of Trustees for a Fundraising Consultant for the Jamestown Library Capital Campaign.

The Fundraising Committee of the Jamestown Philomenian Library following interviews of three companies for a Fund Raising Consultant including: Brakeley Briscoe, Inc.; Fund Consultants, Inc. and Vantage Philanthropy, presented their recommendation of Brakeley Briscoe, Inc to the Board of Trustees at their monthly meeting on Tuesday March 10, 2015. The Library Board of Trustees voted unanimously to hire Brakeley Briscoe, Inc. as the Capital Campaign Fund Consultant.

**Town of East Greenwich  
Resolution  
Supporting S 0144 and H 5275 Relating to Education  
Foundation Level School Support**

WHEREAS, quality Full-Day Kindergarten programs prepare children to do their best by nurturing their social-emotional, cognitive, and physical development; enhancing their self-confidence; and fostering a lifelong desire to learn; and

WHEREAS, ensuring access to quality Full-Day Kindergarten programs is a sound educational investment that Rhode Island can make, providing demonstrated, significant, long-term savings on the costs of special education and grade retention; and

WHEREAS, during their K-12 years and beyond, children who attend quality Full-Day Kindergarten programs perform better on standardized achievement tests in reading and math; exhibit more positive behaviors in the classroom; are more likely to graduate from high school, continue their education and be more prosperous as adults; and

WHEREAS, children from low-income families are typically 19 months behind their peers at age four and Full-Day Kindergarten programs can close the real and significant preparation gap and build a strong foundation for later academic success; and

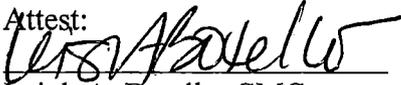
WHEREAS, quality Full-Day Kindergarten programs should be funded adequately in order to assure adherence to established standards of quality and to attract and keep educational professionals; be inclusive of children with special needs; be offered in culturally, ethnically and linguistically appropriate settings; and

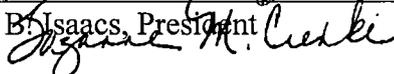
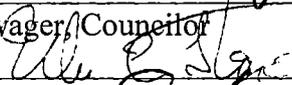
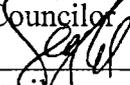
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NOW THEREFORE BE IT RESOLVED that the East Greenwich Town Council supports 2015 – S 0144 introduced by Senator Hanna Gallo, et al. and 2015 – H 5275 introduced by Representative Stephen Ucci, et al., that would provide that state funding for school districts that have converted part-time kindergartens to full-time kindergartens be fully funded beginning in FY16 and urges the Rhode Island General Assembly to pass these legislative proposals; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Representative Giarrusso, Senator Gee, Senator Raptakis, every Rhode Island city and town and the Governor.

Approved: March 9, 2015

Attest:  
  
Leigh A. Botello, CMC  
Town Clerk

  
\_\_\_\_\_  
Michael B. Isaacs, President  
  
\_\_\_\_\_  
Suzanne McGee Cienki, Vice President  
  
\_\_\_\_\_  
Mark Schwager, Councilor  
  
\_\_\_\_\_  
William C. Stone, Councilor  
  
\_\_\_\_\_  
Sean M. Todd, Councilor

**Town of East Greenwich  
Resolution  
Supporting S 0144 and H 5275 Relating to Education  
Foundation Level School Support**

WHEREAS, quality Full-Day Kindergarten programs prepare children to do their best by nurturing their social-emotional, cognitive, and physical development; enhancing their self-confidence; and fostering a lifelong desire to learn; and

WHEREAS, ensuring access to quality Full-Day Kindergarten programs is a sound educational investment that Rhode Island can make, providing demonstrated, significant, long-term savings on the costs of special education and grade retention; and

WHEREAS, during their K-12 years and beyond, children who attend quality Full-Day Kindergarten programs perform better on standardized achievement tests in reading and math; exhibit more positive behaviors in the classroom; are more likely to graduate from high school, continue their education and be more prosperous as adults; and

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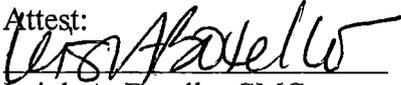
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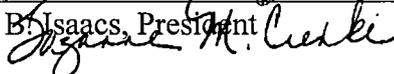
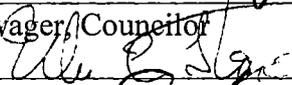
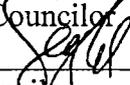
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Approved: March 9, 2015

Attest:  
  
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Town Clerk

  
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Mark Schwager, Councilor  
  
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William C. Stone, Councilor  
  
\_\_\_\_\_  
Sean M. Todd, Councilor

TOWN OF FOSTER  
RHODE ISLAND

RESOLUTION 2015-02

RESOLUTION OF THE FOSTER TOWN COUNCIL

SUBJECT: OPPOSING 2015 LEGISLATION  
AN ACT RELATING TO TAXATION-LEVY AND ASSESSMENT OF LOCAL TAXES

**WHEREAS**, for the last two legislative sessions bills were introduced that would prevent a municipality from taxing new construction single-family dwellings and residential condominium units at its full and fair cash value for as long as said new construction dwellings or condominium units are not occupied, has never been occupied and are actively for sale to the open market; and

**WHEREAS**, this legislation as previously written, would also prohibit assessment of these structures when partially completed, as is the standard and equitable practice throughout Rhode Island and our neighboring states; and

**WHEREAS**, we believe this legislation would allow for unfair taxation to a property owner who wishes to custom build their own single-family home or condominium; and favors the owners of development properties, thus giving for-profit developers an inequitable advantage in the residential market; and

**WHEREAS**, if introduced, this legislation would not be beneficial to the Town of Foster as it would cause a reduction of growth in assessed valuations and therefore a loss of revenue negatively affecting the budget process and forcing taxpayers to shoulder the burden to the benefit of a single group; and we have opposed similar legislation for the last two years; and

**NOW, THEREFORE, BE IT RESOLVED**, the Town Council of the Town of Foster respectfully requests the Rhode Island General Assembly to stop any attempts to introduce similar legislation; and we ask all 39 RI Cities and Towns to support the opposition of this type of legislation.

Adopted this 12<sup>th</sup> day of March, 2015,

**WHERETO** the following bear witness:

Signed:

  
Jane H. Christopher  
Town Clerk



Foster Town Council

  
Denise DiFranco  
Vice President



Incorporated 1757

# Town of Hopkinton

HOPKINTON, RHODE ISLAND 02833

## TOWN OF HOPKINTON, RI RESOLUTION OPPOSING H 5044, S 0559 & H 5173 LEGISLATION RELATING TO LEVY AND ASSESSMENT OF LOCAL TAXES

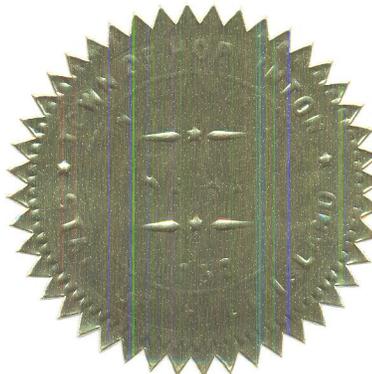
- WHEREAS,** The Hopkinton Town Council joins many other municipalities in their concern relative to House Bill 2015- H 5044 and Senate Bill 2015 –S 0559 acts that would prohibit a municipality from taxing developer owned, new single-family dwelling units, residential condominium units at their full and fair cash value for as long as said new dwelling unit or condominium unit is not occupied, has never been occupied and is on the market for sale would result in lost property tax revenue statewide estimated at \$2,000,000.00 annually beginning in 2016; and
- WHEREAS,** These acts would also prohibit the assessment of any changes to dwellings and development property as of December 31<sup>st</sup> of each year, including property purchased out of a foreclosure sale, auction, or from a bank, and which the property is not occupied, as is the standard and equitable practice throughout Rhode Island and our neighboring states; and
- WHEREAS,** exempting commercial development properties until sold as provided for in House Bill 2015 – H 5173 would result in additional lost city and town revenues; and
- WHEREAS,** The Hopkinton Town Council and administration believe that this act has a much broader application than the sponsors intended; and
- WHEREAS,** The Hopkinton Tax Assessor, along with many of her peers, affirms that the legislation would apply in a wide range of circumstances. The potential impact to the Town of Hopkinton alone could be in excess of \$61,000.00 during the first year, with losses that could be larger based upon reports of moderately increasing home and condo construction activity; and
- WHEREAS,** In their current state, House Bill 2015 – 5044, Senate Bill 2015 –S 0559 and House Bill 2015 – H 5173, remain a state mandate forcing cities and towns to forego revenue they would normally collect. If enacted, tax assessors would be prohibited from following standard procedures of levying a partial tax on development properties until they are sold or occupied; and
- WHEREAS,** Additionally, the Hopkinton Town Council and administration oppose these bills because they mandate a special exemption for a limited class of properties and developers. The resulting loss in revenue is ultimately passed along to existing property taxpayers, resulting in an inequity in how people and all taxpayers are treated; and
- WHEREAS,** Existing taxpayers, including both commercial and residential property owners, will bear the financial impact of the exemptions provided to independent developers. The end result would be that existing taxpayers would subsidize developers of new homes, forcing taxpayers to shoulder the burden to benefit a single group.

**NOW, THEREFORE BE IT RESOLVED,** that the Town Council of the Town of Hopkinton respectfully requests our legislators oppose passage of these bills.

Approved: March 16, 2015

ATTEST:

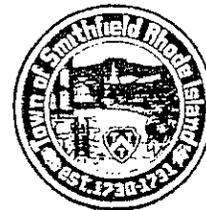
  
Elizabeth J. Cook-Martin  
Town Clerk



# SMITHFIELD PUBLIC SCHOOLS

Robert M. O'Brien  
Superintendent

49 Farnum Pike  
Smithfield, Rhode Island 02917-3211



Bridget L. Morisseau  
Assistant Superintendent

**ADMINISTRATION**  
(401) 231-6606 FAX (401) 232-0870

Craig J. Levis  
Special Education Director

**Special Education Office**  
(401) 231-6608 FAX (401) 232-1580

## RESOLUTION OF THE SMITHFIELD SCHOOL COMMITTEE DESIGNATING MARCH, 2015 AND GOING FORWARD AS "WOMEN'S HISTORY MONTH" TO BE CELEBRATED IN ALL SMITHFIELD PUBLIC SCHOOLS

**WHEREAS**, American women of every culture, class and ethnic background have made historic contributions to the growth and strength of our Nation in countless recorded and unrecorded ways; and

**WHEREAS**, American women have played and continue to play a critical economic, cultural, and social role in every sphere of the life of the Nation by constituting a significant portion of the labor force working inside and outside of the home; and

**WHEREAS**, American women have played a unique role through the history of the Nation by providing the majority of the volunteer labor force of the Nation; and

**WHEREAS**, American women of every culture, class, and ethnic background served as early leaders in the forefront of every major progressive social change movement; and

**WHEREAS**, American women have been leaders, not only in securing their own rights of suffrage and equal opportunity, but also in the abolitionist movement, the emancipation movement, the industrial labor movement, the civil rights movement, and other movements, especially the peace movement, which create a more fair and just society for all; and

**WHEREAS**, despite these contributions, the role of American women in history has been consistently overlooked and undervalued in the literature, teaching, and study of American history; and

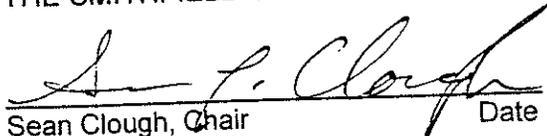
**WHEREAS**, in Smithfield Public Schools, the study of the contributions of women to the United States be studied and celebrated every March;

### NOW, THEREFORE BE IT RESOLVED THAT:

The Smithfield School Committee, approve this Resolution designating March 2015, and each year after as WOMEN'S HISTORY MONTH in all Smithfield Public Schools.

A copy of this resolution is placed in the permanent records of this Committee.

Presented this sixteenth day of March, 2015  
THE SMITHFIELD SCHOOL COMMITTEE

  
Sean Clough, Chair Date 3/16/15

  
Robert O'Brien, Superintendent Date 3/16/15

***The Smithfield Public Schools: A Partnership of Schools, Families and Community***

The Smithfield Public Schools does not discriminate on the basis of age, sex, race, religion, national origin, color, sexual orientation or disability in accordance with applicable federal and state laws and regulations.

[www.smithfield-ps.org](http://www.smithfield-ps.org)

**TOWN OF PORTSMOUTH, RHODE ISLAND**

**RESOLUTION # 2015-3-23**

**WHEREAS:** RIGL 45-11-1 (11) empowers municipal bodies with appropriation authority to establish a reserve fund for deposit of surplus taxpayer monies; and

**WHEREAS:** Such funds are available to the municipality, temporarily, in anticipation of taxes, or for capital expenditures, only; and

**WHEREAS:** Rhode Island School Committees are not authorized to appropriate funds or establish a reserve fund in which to deposit surplus taxpayer monies for capital expenditures; and

**WHEREAS:** RIGL 16-7-23 (b) expressly precludes a Rhode Island School Committee from returning surplus taxpayer monies to the municipality's reserve fund; and

**WHEREAS:** The taxpayers of Portsmouth are in need of funds for municipal department expenses, as well as capital projects.

**NOW THEREFORE BE IT RESOLVED:** that the Town of Portsmouth and its duly elected representatives respectfully request that the Rhode Island General Assembly correct the conflict in RIGL to enable School Committees to return surplus taxpayers monies to the City's or Town's appropriating authority for deposit in the corresponding municipality's reserve fund.



APPROVED BY TOWN COUNCIL  
ACTION ON MARCH 23, 2015

A handwritten signature in black ink, appearing to read "Keith Hamilton", written over a horizontal line.

Keith E. Hamilton, President,  
Portsmouth Town Council

ATTEST:

A handwritten signature in blue ink, appearing to read "Joanne M. Mower", written over a horizontal line.

Joanne M. Mower, Town Clerk

2015 -- S 0741

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LC002229  
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2015

—————  
A N A C T

RELATING TO PUBLIC UTILITIES AND CARRIERS - MUNICIPAL STREETLIGHT  
INVESTMENT ACT

Introduced By: Senators Sosnowski, and Miller

Date Introduced: March 19, 2015

Referred To: Senate Housing & Municipal Government

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 39-30-3 of the General Laws in Chapter 39-30 entitled "Municipal  
2 Streetlight Investment Act" is hereby amended to read as follows:

3 **39-30-3. Streetlight investment.** -- (a) Any city or town [or other public entity](#) receiving  
4 [and managing public](#) street lighting service from an electric distribution company pursuant to an  
5 electric rate tariff providing for the use by such municipality of lighting equipment owned by the  
6 electric distribution company, at its option, upon sixty (60) days notice to the electric company  
7 and to the department, and subject to the provisions of subsections (b) through (e), may:

8 (1) Convert its street lighting service from the subject tariff rate to an alternative tariff  
9 rate providing for delivery service by the electric distribution company of electric energy,  
10 whether or not supplied by the electric distribution company, over distribution facilities and wires  
11 owned by the electric distribution company to lighting equipment owned or leased by the  
12 municipality, and further providing for the use by such municipality of the space on any pole,  
13 lamp post, or other mounting surface previously used by the electric distribution company  
14 [primarily](#) for the mounting of the lighting equipment [and for any other reasonable purpose at the](#)  
15 [municipality's discretion](#). The alternative tariff rate shall provide for monthly bills for street and  
16 area lighting that shall include a schedule of energy charges based on [metering, if the](#)  
17 [municipality chooses to install municipally owned controls that include metering chips, or](#) a  
18 determination annual kilowatt-hour usage per lumen rating or nominal wattage of all types of

1 lighting equipment, but shall not include facility, support, maintenance, or accessory charges. The  
2 new tariff shall use [metering, if the municipality chooses to install municipally owned controls](#)  
3 [that include metering chips, or](#) existing usage calculation methods and existing rates for any  
4 currently existing lighting equipment, only setting reasonable new rates for newly adopted  
5 lighting equipment. The new tariff shall be structured so as to allow options for various street  
6 lighting controls, including [metering, if the municipality chooses to install municipally owned](#)  
7 [controls that include metering chips, or](#) both conventional dusk/dawn operation using photocell or  
8 scheduling controls, as well as schedule-based dimming or on/off controls that dim or turn off  
9 street lights during periods of low activity. The electric distribution company, in consultation with  
10 the office, shall file the new tariff with the public utilities commission within sixty (60) days of  
11 the effective date of this chapter and the commission shall then issue a decision within sixty (60)  
12 days after the filing to effectuate the purposes and provisions of this chapter.

13 (2) Purchase electric energy for use in such municipal lighting equipment from the  
14 electric distribution company or any other person allowed by law to provide electric energy; and

15 (3) After due diligence, including an analysis of the cost impact to the municipality,  
16 acquire all of the public street and area lighting equipment of the electric distribution company in  
17 the municipality, [including all warranties and assigned access agreements pursuant to subsection](#)  
18 [\(d\) of this section](#), compensating the electric distribution company as necessary, in accordance  
19 with subsection (b).

20 (b) Any municipality exercising the option to convert its lighting equipment pursuant to  
21 subsection (a) must compensate the electric distribution company for the original cost, less  
22 depreciation and less amortization, of any active or inactive existing public lighting equipment  
23 owned by the electric distribution company and installed in the municipality as of the date the  
24 municipality exercises its right of acquisition pursuant to subsection (a), net of any salvage value.  
25 [The electric distribution company shall produce an accurate lighting inventory and purchase price](#)  
26 [calculation within thirty \(30\) days of the municipality's notice of intent to acquire and the](#)  
27 [inventory and price shall be subject to negotiated agreement between the parties or subject to](#)  
28 [dispute resolution pursuant to subsection \(e\) of this section](#). Upon such payment, the municipality  
29 shall have the right to use, alter, remove, or replace such acquired lighting equipment in any way  
30 the municipality deems appropriate [without any further agreements, restrictions, oversight,](#)  
31 [indemnification obligations or charges by the electric distribution company excepting only as](#)  
32 [specifically proposed to and approved by the public utilities commission as specifically necessary](#)  
33 [to prevent interference with the electric distribution company's provision of electric distribution](#)  
34 [services. The municipality shall have sixty \(60\) days after the purchase to verify the inventory](#)

1 and if it finds discrepancies, the purchase price shall be adjusted pro rata. Any contract a  
2 municipality enters for such services must require appropriate levels of training and certification  
3 of personnel providing pole service for public and worker safety, evidence of twenty-four (24)  
4 hour call capacity and a committed timely response schedule for both emergency and routine  
5 outages. The municipality may also request that the electric company remove any part of such  
6 lighting equipment that it does not acquire from the electric distribution company in which case  
7 the municipality shall reimburse the electric distribution company the cost of removal by the  
8 electric distribution company, along with the original cost, less depreciation, of the removed part,  
9 net of any salvage value.

10 (c) When a municipality exercises its option pursuant to this subsection, the municipality  
11 will notify the electric distribution company of any alterations to street and area lighting  
12 inventory within sixty (60) days of the alteration. The electric distribution company will then  
13 adjust its monthly billing determinations to reflect the alteration within sixty (60) days.

14 (d) When a municipality exercises its option pursuant to subsection (a), anyone other  
15 than the electric distribution company controlling the right to use space on any pole, lamp post, or  
16 other mounting surface previously used by the electric distribution company in such municipality  
17 shall allow the municipality to assume ~~the~~ all rights and obligations of the electric distribution  
18 company with respect to such space for the unexpired term of any lease, easement, or other  
19 agreement under which the electric distribution company used such space all of which  
20 agreements the electric distribution company shall assign and provide to the municipality;  
21 provided, however, that:

22 (i) ~~The municipality is subject to the same terms and conditions that pole owners make to~~  
23 ~~others that attach to the poles; and~~

24 ~~(ii) In~~ in the assumption of the rights and obligations of the electric distribution company  
25 by such a municipality, such municipality shall in no way or form restrict, impede, or prohibit  
26 universal access for the provision of electric and other services.

27 (e) Any dispute regarding the terms of the alternative tariff, the compensation to be paid  
28 the electric distribution company, or any other matter arising in connection with the exercise of  
29 the option provided in subsection (a), including, but not limited to, the terms on which space is to  
30 be provided to the municipality in accordance with subsection (c), shall be resolved by the  
31 ~~division of~~ public utilities ~~and carriers~~ commission within ninety (90) days of any request for  
32 such resolution by the municipality or any person involved in such dispute.

33 (f) Notwithstanding any general or special law, rule, or regulation to the contrary, any  
34 affiliate of any electric distribution company whose street lighting service is converted by any

1 municipality in accordance with the provisions of this section may solicit and compete for the  
2 business of any such municipality for the provision of lighting equipment or any other service  
3 such as equipment maintenance in connection therewith.

4 SECTION 2. This act shall take effect upon passage.

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LC002229  
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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF

A N A C T

RELATING TO PUBLIC UTILITIES AND CARRIERS - MUNICIPAL STREETLIGHT  
INVESTMENT ACT

\*\*\*

1           This act would amend the provisions of the general laws related to conversion charges for  
2   municipality service, from a subject tariff rate to an alternative tariff rate, for delivery service of  
3   electric energy.

4           This act would take effect upon passage.

=====  
LC002229  
=====

**Town of East Greenwich  
Resolution  
Supporting S 0144 and H 5275 Relating to Education  
Foundation Level School Support**

WHEREAS, quality Full-Day Kindergarten programs prepare children to do their best by nurturing their social-emotional, cognitive, and physical development; enhancing their self-confidence; and fostering a lifelong desire to learn; and

WHEREAS, ensuring access to quality Full-Day Kindergarten programs is a sound educational investment that Rhode Island can make, providing demonstrated, significant, long-term savings on the costs of special education and grade retention; and

WHEREAS, during their K-12 years and beyond, children who attend quality Full-Day Kindergarten programs perform better on standardized achievement tests in reading and math; exhibit more positive behaviors in the classroom; are more likely to graduate from high school, continue their education and be more prosperous as adults; and

WHEREAS, children from low-income families are typically 19 months behind their peers at age four and Full-Day Kindergarten programs can close the real and significant preparation gap and build a strong foundation for later academic success; and

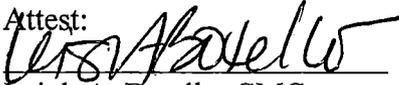
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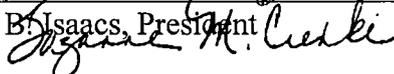
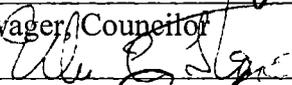
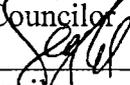
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BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Representative Giarrusso, Senator Gee, Senator Raptakis, every Rhode Island city and town and the Governor.

Approved: March 9, 2015

Attest:  
  
Leigh A. Botello, CMC  
Town Clerk

  
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Suzanne McGee Cienki, Vice President  
  
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Mark Schwager, Councilor  
  
\_\_\_\_\_  
William C. Stone, Councilor  
  
\_\_\_\_\_  
Sean M. Todd, Councilor

**Town of East Greenwich  
Resolution  
Opposing H 5257 Relating to Waters and Navigation  
Harbors and Harbor Lines**

WHEREAS, The Town Council of the Town of East Greenwich has been notified that H-5257 has been introduced proposing legislation entitled "Relating to Waters and Navigation – Harbors and Harbor Lines", and

WHEREAS, House Bill H-5257 would prevent a municipality from regulating moorings and the collection of annual mooring fees, and

WHEREAS, House Bill H-5257 establishes an order of priority for persons applying for moorings, and would create a fee schedule for moorings to be collected by the State, and

WHEREAS, The Town of East Greenwich would still be responsible for placement and maintenance of the town moorings, and

WHEREAS, This bill would potentially have a negative fiscal impact on the Town of East Greenwich causing a reduction in income, which would result in a negative impact on the town budget forcing taxpayers to carry the burden.

NOW THEREFORE BE IT RESOLVED that the Town Council of the Town of East Greenwich respectfully requests the General Assembly to oppose House Bill H-5257, along with any Senate version, which may be introduced "Relating to Waters and Navigation – Harbors and Harbor Lines".

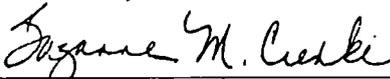
BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Representative Giarrusso, Senator Gee, Senator Raptakis and every Rhode Island city and town requesting support in opposition to the proposed legislation.

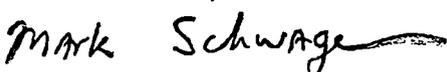
Approved: March 9, 2015

Attest:

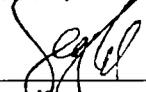
  
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