



**TOWN COUNCIL MEETING**  
**Jamestown Town Hall**  
**Rosamond A. Tefft Council Chambers**  
**93 Narragansett Avenue**  
**Monday, February 1, 2016**  
**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**

**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
  - 1) Golf Course Club House Planning
  - 2) OPEB – RI Interlocal Risk Management Trust
  - 3) 2016 Legislative Issues Impacting Municipalities – RI League of Cities and Towns
  - 4) Senior Services Program Update
  - 5) Preliminary Budget Planning
- B) Bike Path Design Update: Public Works Director Michael C. Gray

**VII. UNFINISHED BUSINESS**

## **VIII. NEW BUSINESS**

- A) Proposed 2016 Harbor Permit Rates; review and discussion and/or potential action and/or vote
- B) Town Council Meeting Calendar/Schedule; review and discussion and/or potential action and/or vote
  - 1) Town Council meeting schedule
  - 2) Town Council budget work session schedule
- C) Discussion of upcoming Public Workshops on the Jamestown Police Department and Community Policing

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

- A) Appointments & Vacancies
  - 1) Jamestown Planning Commission (One vacancy with an unexpired four year-term ending date of December 31, 2018); duly advertised; interview conducted; review and discussion and/or potential action and/or vote
    - a) Letter of interest
      - i) Dana Prestigiacommo
  - 2) Jamestown Tree Preservation and Protection Committee (One vacancy with a three-year term ending date of December 31, 2018); duly advertised; interviews conducted; review and discussion and/or potential action and/or vote
    - a) Letters of interest
      - i) Peter Kallman
      - ii) Dana Prestigiacommo
  - 3) Jamestown Zoning Board of Review – 3<sup>rd</sup> Alternate (One vacancy with a one-year term ending date of December 31, 2016) duly advertised; interview conducted; discussion and/or potential action and/or vote
    - a) Letter of interest
      - i) Dana Prestigiacommo

## **X. CONSENT AGENDA**

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

- A) Adoption of Council Minutes
  - 1) January 19, 2016 (regular meeting)
  - 2) January 19, 2016 (executive session)
- B) Minutes from Boards, Commissions and Committees
  - 1) Jamestown Charter Review Committee (11/04/2015)
  - 2) Jamestown Charter Review Committee (11/18/2015)
  - 3) Jamestown Charter Review Committee (12/02/2015)
  - 4) Jamestown Charter Review Committee (12/16/2015)
  - 5) Jamestown Harbor Commission (12/07/2015)

- 6) Jamestown Harbor Commission (12/09/2015)
- 7) Jamestown Traffic Committee (12/15/2015)
- 8) Jamestown Zoning Board of Review (12/15/2015)
- C) Attendance Records from Boards, Commissions and Committees
  - 1) Jamestown Housing Authority
  - 2) Jamestown Tax Assessment Board or Review
  - 3) Jamestown Zoning Board of Review

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

- A) Resolutions and Proclamations of other Rhode Island cities and towns
  - 1) Resolution of the Narragansett Town Council Opposing Governor Raimondo's proposed truck toll gantries

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

**XIII. EXECUTIVE SESSION**

**XIV. ADJOURNMENT**

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

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

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



## JAMESTOWN POLICE DEPARTMENT

250 Conanicus Avenue, Jamestown, RI 02835

Tel: (401) 423-1212 Fax: (401) 423-3710

[www.jamestownri.net/police](http://www.jamestownri.net/police)



Edward A. Mello  
Chief of Police

### MEMORANDUM

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**TO:** Andy Nota  
**FROM:** Chief Edward A. Mello  
**DATE:** January 20, 2016  
**SUBJECT:** 2016 Harbor Rates

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Andy

Please find attached the proposed 2016 Harbor Rates. The Harbor Commission approved them at the January 13, 2016 meeting. These must be submitted to the Council following your review.

Respectfully,

Chief Edward Mello

# Jamestown Harbor Office

250 Conanicus Avenue

Jamestown, RI 02835

401-423-7190

## 2016 Proposed Permit Rates

<b>Permit Type</b>	<b>Current Rate</b>
Resident Mooring (per foot)	\$ 4.60
Non-Resident Mooring (per foot)	\$ 9.20
Commercial Mooring (per foot)	\$ 9.20
Yacht Club Mooring (flat rate)	\$ 1,365.00
Recreational Outhaul (flat rate)	\$ 500.00
Commercial Outhaul (flat rate)	\$ 430.00
Recreational Pier (per foot)	\$ 80.00
Commercial Pier (per foot)	\$ 40.00
Beach - Under 12' (flat rate)	\$ 63.00
Beach - Over 12' (per foot of beam)	\$ 25.00
Wait List Fees (flat rate)	\$ 11.00
Late Fee (per month)	\$ 100.00
DHBY Dinghy Dock (flat rate - town does not receive any funds from the DHBY dinghy dock)	\$ 450.00



## TOWN OF JAMESTOWN TOWN COUNCIL ANNUAL MEETING SCHEDULE 2016

Town Council meetings begin at 7:00 PM on the First Monday of each month (at 7:30 PM on the Third Monday for January and February) and at 5:30 PM on the Tuesday following the Third Monday of each month, beginning in March (per Council vote of January 19, 2016), unless otherwise noted. In the event of a holiday on the First Monday of the month, the Town Council will meet on Tuesday of that week, unless otherwise noted. Meetings are held at the Jamestown Town Hall in the Rosamond A. Tefft Council Chambers at 93 Narragansett Avenue, Jamestown. The Annual Financial Town Meeting is the First Monday in June at 7:00 PM at the Jamestown School Gymnasium at 55 Lawn Avenue, Jamestown.

January	4 (Monday) 7:00 PM 19 (Tuesday) 7:30 PM	July	5 (Tuesday) 7:00 PM 19 (Tuesday) 5:30 PM
February	1 (Monday) 7:00 PM 16 (Tuesday) 7:30 PM	August	1 (Monday) 7:00 PM 16 (Tuesday) 5:30 PM
March	7 (Monday) 7:00 PM 22 (Tuesday) 5:30 PM	September	6 (Tuesday) 7:00 PM 20 (Tuesday) 5:30 PM
April	4 (Monday) 7:00 PM 19 (Tuesday) 5:30 PM	October	3 (Monday) 7:00 PM 18 (Tuesday) 5:30 PM
May	2 (Monday) 7:00 PM 17 (Tuesday) 5:30 PM	November	7 (Monday) 7:00 PM 22 (Tuesday) 5:30 PM
June	6 (Monday) 7:00 PM** 21 (Tuesday) 5:30 PM	December	5 (Monday) 7:00 PM 20 (Tuesday) 5:30 PM

**Pursuant to RIGL §42-46-6 (a), (b) and (c), the Annual Notice and Notice of all Town Council Meetings are posted on the Secretary of State's website, the Jamestown Town Hall, the Jamestown Philomenian Library, and the Jamestown Police Station. In addition to the above locations, notice is also posted 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, contact the Town Clerk by telephone at 401-423-9800, via facsimile to 401-423-7230, or by email to [cfernstrom@jamestownri.net](mailto:cfernstrom@jamestownri.net) not less than three (3) business days prior to the meeting.




\*\*Annual Financial Town Meeting

## FY 2016-2017 BUDGET SCHEDULE and Related Meetings

Date	Time	Meeting
Monday, December 7, 2015	5:00PM	Joint Town/ School Committee Budget Discussion
	6:30PM	Water and Sewer Meeting
	7:00PM	Regular Town Council Meeting
Monday, December 21, 2015	7:00PM	Town Council - Rescheduled to December 17th
Thursday, December 17, 2015	6:00PM	Regular Town Council Meeting
Monday, January 4, 2016	6:30PM	Water and Sewer Meeting
Monday, January 4, 2016	7:00PM	Regular Town Council Meeting
Tuesday, January 19, 2016	7:30PM	Regular Town Council Meeting
Tuesday, January 12, 2016	1:00 / 2:30PM	Staff Budget Meetings with Administrator
Wednesday, January 13, 2016	1:00 / 2:30PM	Staff Budget Meetings with Administrator
Thursday, January 14, 2016	1:00 / 2:30PM	Staff Budget Meetings with Administrator
Friday, January 15, 2016	1:00 / 2:30PM	Staff Budget Meetings with Administrator
Tuesday, January 19, 2016	1:00 / 2:30PM	Staff Budget Meetings with Administrator
Wednesday, January 20, 2016	1:00 / 2:30PM	Staff Budget Meetings with Administrator
Thursday, January 21, 2016	1:00 / 2:30PM	Staff Budget Meetings with Administrator
Friday, January 22, 2016	1:00 / 2:30PM	Staff Budget Meetings with Administrator
Thursday, January 28, 2016		Presentation of 2016-2017 School Budget
Monday, February 1, 2016	6:30PM	Water and Sewer Meeting
Monday, February 1, 2016	7:00PM	Regular Town Council Meeting
Thursday, February 4, 2016		School Committee Budget Workshop
Thursday, February 11, 2016		School Committee Budget Workshop
Tuesday, February 16, 2016	7:30PM	Regular Town Council Meeting
Thursday, February 18, 2016	6:00PM	School Committee Budget Workshop and OPEB Workshop with Town Council (Tentative)
Thursday, February 25, 2016	6:00PM	School Committee Budget Workshop, if required
Friday, February 26, 2016		School Budget submittal to Town Administrator
Monday, March 07, 2016	6:30pm	Water and Sewer Meeting
Monday, March 07, 2016	7:00pm	Regular Town Council Meeting
Monday, March 07, 2016	7:00pm	Submittal of FY2016-2017 Town Budget to TC
Monday, March 14, 2016	6:00pm	Capital Budget Work session
Tuesday, March 22, 2016	5:30pm	Regular Town Council Meeting
Thursday, March 24, 2016	6:00pm	Joint Town Council/School Committee Budget Work session
Monday, March 28, 2016	6:00pm	Town Operating Budget Work session
April	6:00pm	Town Operating, Capital, School Budget Review Session (tentative)
Monday, April 04, 2016	6:30pm	Water and Sewer Meeting
Monday, April 04, 2016	7:00pm	Regular Town Council Meeting
April	6:00pm	Town Operating, Capital, School Budget Review Session (tentative)
Tuesday, April 19, 2016	5:30pm	Regular Town Council Meeting Town Council Budget Adoption FY2016-2017
Monday, May 02, 2016	6:30pm	Water and Sewer Meeting
Monday, May 02, 2016	7:00pm	Regular Town Council Meeting
Tuesday, May 17, 2016	5:30pm	Regular Town Council Meeting
Monday, June 06, 2016	7:00pm	Financial Town Meeting

# February

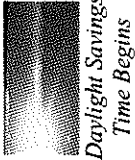




All meetings are held in the Town Hall Council Chambers unless otherwise noted. (BLM)=Bevertail Museum; (CR)=Conference Room; (JPD)=Jamestown Police Department; (JPL)=Jamestown Philomentan Library; (MS)=Melrose School; (PA)=Pemberton Apartments

Sun	Mon	Tue	Wed	Thu	Fri	Sat
	<b>1</b> Interviews: 6:10 pm Water & Sewer: 6:30 pm Town Council: 7 pm	<b>2</b> Library Board of Trustees Special Meeting: 5 pm (JPL) 	<b>3</b> Probate Court: 2 pm Planning Commission: 7:30 pm	<b>4</b> School Committee: 7 pm (MS)	<b>5</b>	<b>6</b>
<b>7</b>	<b>8</b>	<b>9</b> Library Board of Trustees: 5 pm (JPL) Conservation Commission: 7 pm (CR)	<b>10</b> Town Council Agenda Deadline @ Noon Housing Authority: 6 pm (PA) Harbor Commission: 7 pm	<b>11</b>	<b>12</b>	<b>13</b>
<b>14</b> 	<b>15</b>  Closed	<b>16</b> Tree Committee: 6:45 pm (JPL) Town Council: 7:30 pm	<b>17</b> Planning Commission: 7:30 pm	<b>18</b> Traffic Committee: 6 pm Town Council/School Committee Session: 6 pm (MS) School Committee: 7 pm (MS)	<b>19</b>	<b>20</b>
<b>21</b>	<b>22</b>	<b>23</b> Zoning Board of Review: 7 pm	<b>24</b>	<b>25</b>	<b>26</b>	<b>27</b>
<b>28</b>	<b>29</b>					<b>2016</b>



# March

All meetings are held in the Town Hall Council Chambers unless otherwise noted. (BLM)=Beavertail Museum; (CR)=Conference Room; (JPD)=Jamestown Police Department; (JPL)=Jamestown Philomenian Library; (MS)=Melrose Schod; (PA)=Pemberton Apartments

Sun	Mon	Tue	Wed	Thu	Fri	Sat
		<b>1</b>	<b>2</b> Town Council Agenda Deadline @ noon Probate Court: 2 pm Planning Commission: 7:30 pm	<b>3</b> School Committee: 7 pm (MS)	<b>4</b>	<b>5</b>
<b>6</b>	<b>7</b> Water & Sewer: 6:30 Town Council: 7 pm FY 2016-17 Budget Submittal	<b>8</b> Library Board of Trustees: 5 pm (JPL) Conservation Commission: 7 pm (CR)	<b>9</b> Housing Authority: 6 pm (PA) Harbor Commission: 7 pm	<b>10</b>	<b>11</b>	<b>12</b>
<b>13</b> 	<b>14</b> Town Capital Budget Work Session: 6 pm	<b>15</b> Traffic Committee: 6 pm Tree Committee: 6:45 pm (JPL)	<b>16</b> Planning Commission: 7:30 pm	<b>17</b> School Committee: 7 pm (MS) 	<b>18</b>	<b>19</b>
<b>20</b> 	<b>21</b>	<b>22</b> Town Council: 5:30 pm Zoning Board of Review: 7:30 pm	<b>23</b> Juvenile Hearing Board: 6:30 pm (JPD)	<b>24</b> School Operating/ Capital Budget Work Session: 6 pm	<b>25</b> 	<b>26</b>
<b>27</b> 	<b>28</b> Town Operating Budget Work Session: 6 pm	<b>29</b>	<b>30</b> Town Council Agenda Deadline @ Noon	<b>31</b>	<b>2016</b>	

**TOWN COUNCIL MEETING**  
**January 19, 2016**

**I. ROLL CALL**

Town Council Members present:

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

Also in attendance:

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

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

Council President Trocki called the regular meeting of the Jamestown Town Council to order at 7:32 p.m. in the Jamestown Town Hall Rosamond A. Tefft Council Chambers at 93 Narragansett Avenue, and Councilor Dickinson led the Pledge of Allegiance.

**III. ACKNOWLEDGEMENTS, ANNOUNCEMENTS, RESOLUTIONS**

None.

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

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

None.

**V. OPEN FORUM**

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

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

Margaret A. Kirschner of Pleasant Street, Newport, Community Co-Chair for the Restoration Advisory Board Naval Station Newport (since 2014), gave an update on the Board and its function and operation. Ms. Kirschner introduced Dr. David Brown of Middletown, 20-year Board member, and David Dorocz, Environmental Director of the Town Council Meeting 01.19.2016

Naval Station. The RAB was established in 1996 to provide information and promote community awareness of ongoing environmental remediation work on the base to sites addressed in the NAVSTA Newport Environmental Restoration Program (former Naval properties). The RAB just celebrated its 20<sup>th</sup> anniversary and their environmental remediation includes Gould Island. The Council was invited to attend RAB meetings held the third Wednesday every other month at the Marriot Courtyard (next meeting Wednesday, January 20th) in Middletown. Discussion ensued of the technical nature of the work performed by the experienced, trained professionals who make up the RAB. It is important the Council know what information is available and where it can be found. Site 17 is Gould Island (north section) and work that includes soil and debris removal will proceed this year through 2017. Other RAB members include representation from RIDEM and EPA. Concerned citizens, including high school students, and environmental professionals were invited to attend meetings and get involved.

Dr. Brown referenced the \$15,000,000 clean-up project on the north area of Gould Island by the Navy. The Army Corps of Engineers is performing cleanup at the south section. Sediments and debris will be removed, making the Island safer, though the public is not invited to visit. Conservation Commission Member Anne Kuhn Hines asked if Gould Island is a Superfund Site, and Ms. Kirschner confirmed that it is. Numerous tanks were removed and RIDEM and EPA monitoring continues. The Clerk will publish dates and times of RAB meetings. President Trocki thanked Ms. Kirschner, Dr. Brown and Mr. Dorocz for attending this evening.

Blake Dickinson of Mt. Hope Avenue, Council Member, referenced First Lego League and their activities for elementary and middle school students that combine robotics competitions with research projects based on a theme. Over 25,000 young people participate worldwide, including 600 participants on 40 teams from Rhode Island. The two First Lego League championship RI winners were the Robo Wolves and Bearded Builders from Jamestown. President Trocki extended congratulations and the Council and citizens of Jamestown are all very proud of our young people and their accomplishments. A letter of acknowledgement on behalf of Town Council is in order.

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

None.

## **VII. UNFINISHED BUSINESS**

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

Parks and Recreation Director Andrew Wade provided an updated 2016 fee schedule and policies and procedures as suggested by Council. Readjusted rates include peak season - the 3<sup>rd</sup> Saturday in June through the 3<sup>rd</sup> Sunday of September - and an updated definition of proof of residency - property owners, those living with family members, and renters with a minimum of a 12-month lease. A photo ID, driver's license, passport, voter ID

card, property tax bill, lease or utility bill would be verified and accepted as proof of residency to ensure the resident rate is protected. Residents may reserve the Pavilion two summers in advance and non-residents the January of that year. President Trocki noted minor grammatical corrections. Vice President Meagher recognized the \$400 in expenses for use of the Pavilion. However, she feels that fees should remain reasonable for residents for the Monday through Thursday period. Doubling the rate from 2015 is steep for less formal parties traditionally held there and is too much of an increase too quick. President Trocki commented we don't have another smaller facility available for the public and it would be helpful if a portion of the facility could be available for smaller groupings. Councilor Dickinson noted voters have supported improvements to the facility and he feels comfortable not raising rates, in light of the Council's coming requests for funding Pavilion and Fort Getty improvements. Councilor White suggested a non-peak resident fee Monday through Thursday of \$250 and peak fee at \$400. Councilor Dickinson is comfortable with his suggestion. Discussion ensued.

**A motion was made by Vice President Meagher with second by Councilor White to set the Fort Getty Pavilion rental fee for residents at \$250 for non-peak days and \$400 for peak days. President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

**A motion was made by Councilor White with second by Vice President Meagher to approve the 2016 fee package and policies and procedures as amended. President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

#### VIII. NEW BUSINESS

**A motion was made by Councilor Tighe with second by Councilor Dickinson to amend the agenda order to address Item A) after Items B) and C). President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

B) Awarding of Bid: 5,000 Gallon Precast Reinforced Concrete Wastewater Tank to Scituate Concrete Products Corp. for an amount not to exceed \$8,750.00 as bid as recommended by Public Works Director Michael E. Gray; review and discussion and/or potential action and/or vote.

The tank is for the new bathroom facilities at Fort Getty. There are only a few suppliers who do this kind of work, only one bid was received, and Mr. Gray is comfortable with the bid.

**A motion was made by Councilor Tighe with second by Councilor White to award the bid for the concrete wastewater tank to Scituate Concrete Products Corp. for \$8,750. President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

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

Joseph Pinheiro of Beacon Avenue referenced their prior application, information provided, stated this would be a positive experience, and would appreciate the Council's endorsement.

Mr. Pinheiro explained the (primary) tank up-weller to be located on the dock along the side of the boat (picture displayed). The second proposal is for a floating up-weller. Explanation of the proposed up-weller proceeded, where oysters (spat or small seed) or other shellfish are grown from seed. The tank protects the oysters, lets them grow, and provides a better product. Spat or small seed is less expensive and must be kept in a protective area. Fresh seawater will be warmed and aerated using an aerator and pump and funneled to the aquarium (box) facility on the dock. Power would be provided by use of a pedestal at Fort Getty that provides electricity.

Councilor Dickinson asked for explanation of Harbor Commission involvement in such a process. Town Administrator Nota stated the Pinheiro's project began last year before the Harbor Commission. At that time there was discussion of whether the project was properly before Harbor for an approval of the use, as no policy existed in the Harbor Management Plan that allowed it and Harbor was not prepared to make a decision. The project then went to the Council and then to town staff, who has been working on it ever since. As part of the review process it would be proper to bring it back before the Harbor Commission, who controls access to the water, as there could be an impact to capital improvements along the waterfront that may help create a more conducive environment at the Pavilion to accommodate the expanded commercial use and balance the interests of recreational uses. Public Works Director Gray, Planner Bryer, and Chief Mello will comment on the Condition Assessment Report produced in 2014 and other potential use issues that arose, including conservation zones. Town staff has many open questions, and one year later we are no closer to having an answer to whether a floating up-weller and dock would be appropriate. Town staff was asked to develop an RFP to put this out to the aquaculture community to determine the interest and what concepts may be available. Once the town has more information an informed decision can be made.

The Assessment Report contains Phase 1 and Phase 2 and recommends improvements upwards of \$400,000 and removal of boats from the pier until the improvements are completed. A number of concerns have slowed this process and based on all factors, including the OS-2 zoning designation, we do not have all the answers needed. An RFP should be ready in a few weeks. The OS-2 designation allows fishing equipment with a special use permit, but does not allow the transport of product. President Trocki stated it seems like there a simple answer, but this is not a simple approval process and there are many layers and factors to take into account. She would like to hear from other town staff regarding further information to assist in this decision process. We don't want to approve something that is against other town regulations for what is a long-term use for the Fort

Getty pier. Vice President Meagher noted the two options: the floating equipment and the aquarium in a box (preferred method). Mr. Pinheiro stated he doesn't want to proceed with the project if the Council is not on board.

Councilor Dickinson asked to review the physical assessment first then the zoning implications, followed by Chief Mello's comments as Harbor Executive Director. Mr. Pinheiro stated this is part of the CRMC application process which is currently under review. President Trocki commented the concern is safety of the pier and how the operation interacts with existing uses.

Public Works Director Gray commented the Harbor Commission is responsible for and maintains assets and performs capital improvements to those assets, including the pier. Mr. Gray referenced the Assessment Report and the work been done at Fort Getty and the pier after Storm Sandy. We needed to determine the baseline conditions of the 100-year-old facility, and an assessment was completed in 2014 by consultant RT Group. The inspection covered conditions above the water and below, the work needed, and cost estimates. Topside repair estimates were \$250,000 and bottom repair estimates \$150,000 to bring the facility from poor to good condition. The flow of water around the peninsula and velocity of the water was noted and anything attached to the pier would need research and design work to determine how long-term this could be maintained. In consultation with RT Group it was determined that until recommended repairs are completed it is not recommended to go forward with any projects fastened to the pier. Anything constructed there would have to withstand the forces on its own and be safe and not cause damage to the town's facility.

Vice President Meagher noted the cubic feet and weight of water the aquarium would place on the dock (4' x 20' x 4'). Mr. Gray noted engineering and technical concerns based on the assessment report and not knowing the impact the aquarium would have on the pier based on the information provided for the Pinheiro's application. The weight limit is 100 lbs. per square foot for the pier, and calculations for the proposed aquarium would be 240 lbs. per square foot. Councilor Dickinson commented he cannot in good conscience put something on an asset of the town that exceeds its strength. Council members state they cannot approve something that doesn't fulfill engineering criteria or is not fully documented in the proposal. Mr. Pinheiro stated the water will not fill the entire aquarium. Harbor also needs to weigh-in on when the needed repairs would be performed to help Council determine a target date for any approval of such a project.

Town Planner Bryer commented the town supports aquaculture as outlined in the Comprehensive Plan, Harbor Management Plan and Zoning Ordinance. There is reluctance to support the project as we do not know all the facts, this is a Town park, is waterfront, and a recreational asset. The pier has had a commercial use and there has always been competing interests, but recreation should always be the primary use for the park and a policy decision the town should discuss. It is difficult to set policy when discussing a project. We have a Master Plan and a Land Use Plan for the park to help set policy. We have to determine if the town wants to increase commercial use at Fort Getty.

Planner Bryer feels that any increased commercial use should have a basis in recreation. Discussion ensued of the use of up-wellers at other municipal settings. Harbor should have a role in this decision, it comes down to policy setting, and an RFP would provide information. Council members discussed the structure and integrity of the pier, and that Council is not yet at a point where a decision can be made. We need more information on what that dock can hold, and nothing should be approved until the dock is repaired.

Councilor White commented on the frustration that exists when waiting for approval through a government entity. A process must be followed, and Council cannot approve something that no one else in town understands. The Council supports aquaculture, but cannot vote in favor of this right now and will not be able to do so this season. Until all is in order the Council cannot make a decision on an asset of the town owned by the taxpayers. Until a more detailed proposal with concrete facts is provided and pier repairs are complete, the Council cannot vote on the proposal. Mr. Pinheiro stated he will come back to the Council with a more complete proposal.

- A) Town Council meeting day/date/time revision for 2<sup>nd</sup> monthly meeting; review and discussion and/or potential action and/or vote

Councilor Tighe commented on changing the date, day and earlier meeting time for the second monthly meeting, perhaps 5:30 p.m. The Solicitor is available Tuesday, Wednesday and Thursday. Discussion ensued of convenient times for Council and Solicitor. The first Monday of each month at 7:00 p.m. and the third Thursday at 5:30 p.m. beginning in March would work. The Clerk will notice the meeting date, day and time revision.

**A motion was made by Vice President Meagher with second by Councilor White to change the second monthly Council meeting to the third Tuesday at 5:30 p.m. beginning in March. President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

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

None.

## **X. CONSENT AGENDA**

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

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

The Consent Agenda approved consists of the following:

- A) Adoption of Council Minutes

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

D) Abatements/Addenda of Taxes

Total Abatements: \$48,891.73      Total Addenda: \$51,145.00

1) Properties – Abatements to 2015 Tax Roll

	<u>Account/Abatement Amount</u>	
a)	02-1284-50	\$ 6,970.35
b)	04-0775-75	\$ 1,576.69
c)	04-0776-00	\$20,855.82
d)	07-0131-10	\$ 4,364.32
e)	10-0250-00	\$ 2,603.27
f)	16-0749-00	\$ 3,182.56
g)	19-0012-19	\$ 4,956.99
h)	23-1553-00	\$ 4,212.16

2) Properties – Addenda to 2015 Tax Roll

	<u>Account/Addenda Amount</u>	
a)	01-0043-00	\$ 4,364.32
b)	02-0116-75	\$ 3,182.56
c)	06-0302-70	\$20,855.82
d)	12-0835-01	\$ 4,212.16
e)	13-0971-01	\$ 504.22
f)	14-0035-80	\$ 6,970.35
g)	16-0840-90	\$ 2,964.23
h)	16-1342-65	\$ 1,006.89
i)	18-0028-80	\$ 4,956.99
j)	19-0074-05	\$ 1,576.69
k)	19-0074-05	\$ 69.05
l)	20-0100-00	\$ 481.72

3) Motor Vehicles – Abatements to 2013 Tax Roll

Account/Abatement Amount



- a) 06-0497-97M \$ 30.47
- 4) Motor Vehicles – Abatements to 2014 Tax Roll
  - Account/Abatement Amount
  - a) 06-0397-97M \$ 64.89
- 5) Motor Vehicles – Abatements to 2015 Tax Roll
  - Account/Abatement Amount
  - a) 04-0990-85M \$ 5.00
  - b) 06-0397-97M \$ 53.35
  - c) 23-0892-90M \$ 15.86
- E) Finance Director’s Report
- F) One Day Event/Entertainment License Applications
  - 1) Applicant: Conanicut Island Art Association
  - Event: CIAA Art Shows for 2016
  - Dates: 2/4, 3/17, 5/12, 6/16 & 10/6
  - Location: Town Hall

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

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

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

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

The Conservation Commission letters to CRMC and the letter of Chris Powell to CRMC regarding aquaculture off Hodgkiss Farm were noted. The Conservation Commission letter regarding rights-of-way was noted.

Ann Kuhn Hines of Narragansett Avenue, Conservation Commission member, referenced the three letters to CRMC regarding aquaculture operations off Hodgkiss Farm, the letter of Chris Powell to CRMC regarding the existing Pinheiro operation, and introduced Mr. and Mrs. Chase of Hodgkiss Farm. There are four aquaculture activities off Hodgkiss Farm, and the Conservation Commission supports aquaculture. When the Pinheiro's came before Conservation last year they were unaware of the view shed, and Conservation is trying to make CRMC more aware of the competition for aquaculture in the conservation zone. They propose that the existing Pinheiro operation move further off shore, more north and west of the conservation zone. This will become more of an issue as more entities apply for aquaculture projects in the area off Hodgkiss Farm.

President Trocki requested the Conservation Commission keep the Council apprised of the issues. Ms. Kuhn Hines stated the Town may need to hold a public forum of all stakeholders to discuss this issue. Ms. Kuhn Hines noted Dave Beutel, Aquaculture Coordinator for CRMC, would be agreeable to assist with such a forum. The Pinheiro's did come to the Conservation Commission, but the other applicants did not. Discussion continued.

Town Administrator Nota stated Dave Beutel manages a new program for CRMC for preliminary review of such applications, and he will be at Town Hall on Friday at 3:00 p.m. for a public discussion on the Pinheiro's expansion proposal. Ms. Kuhn Hines noted the Conservation Commission should work more closely with the Harbor Commission on such issues. President Trocki commented on the need for a town-wide policy discussion. Citizens were urged to go to CRMC with their concerns. Ms. Kuhn Hines and Mr. and Mrs. Chase were thanked for coming this evening.

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

None.

## **XIII. EXECUTIVE SESSION**

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

**A motion was made by Vice President Meagher with second by Councilor White to enter into Executive Session at 9:06 p.m. pursuant to RIGL §42-46-5(a) Subsection (2) Collective Bargaining and Subsection (5) Real Estate.**

**Pursuant to RIGL §42-46-5(a) Subsection (2) Collective Bargaining and Subsection (5) Real Estate the following vote was taken: President Trocki, Aye; Vice President Meagher, Aye; Councilor Dickinson, Aye; Councilor White, Aye; Councilor Tighe, Aye.**

The Jamestown Town Council reconvened the regular meeting at 9:36 p.m. President Trocki announced that no votes were taken in the Executive Session.

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

#### **XIV. ADJOURNMENT**

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

The regular meeting was adjourned at 9:37 p.m.

Attest:

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Cheryl A. Fernstrom, CMC, Town Clerk

Copies to:     Town Council  
                  Town Administrator  
                  Finance Director  
                  Solicitor

Approved: 11/18/2015

Charter Review Committee  
Town of Jamestown, Rhode Island  
Minutes of the November 4, 2015 Meeting

The meeting of the Jamestown Charter Review Committee was held at the Jamestown Town Hall, in the Rosamond A. Tefft Council Chambers, 93 Narragansett Avenue, Jamestown, RI. The Committee Chairman, Arlene Petit, called the meeting to order at 4:30 PM.

**I. ROLL CALL**

The Chairman called the roll and noted the following members were present (4:31 PM):

Arlene D. Petit, Chairman  
James Rugh, Co-Chairman  
Anthony Antine  
Blake A. Dickinson  
John Pagano  
Mary Lou Sanborn  
Edward Gromada, Secretary

Mary E. Meagher was absent.

**II. MINUTES**

Mary Lou Sanborn suggested changes to the Minutes especially in Section 418. She indicated adding the words "emergency medical services" to the first paragraph. In sub –para 2, she indicated the elimination of the word "fire" next to the word "apparatus." She also mentioned that Section 423 had no revisions necessary. All these changes were incorporated into the minutes.

A motion was made by Jim Rugh and seconded by John Pagano to accept the minutes from the meeting of October 28, 2015. Tony Antine, Blake Dickinson, Ed Gromada, John Pagano, Jim Rugh and Mary Lou Sanborn voted in favor of the motion. Time of motion 4:35 PM.

**III. OLD BUSINESS**

- A) The following Sections were reviewed by the Committee:
- a. Section 401: sent to the solicitor for review
  - b. Section 405: was changed by a vote on October 28, 2015
  - c. Section 406: was changed by a vote on October 14, 2015, however a second change was proposed on November 4, 2015
  - d. Section 422: will be reviewed at the November 18, 2015 meeting

Section III, Old Business concluded at 4:39 PM.

#### **IV. NEW BUSINESS**

- A) The following Sections were reviewed by the Committee:
- a. Section 502. Had no revisions necessary
  - b. Section 503. Jim Rugh proposed a wording change as follows: "Any vacancy in the membership of the school committee shall be filled by the town council by the next highest vote getter from the most recent election and so on until someone fills the vacancy until the next regular town election, when the office shall be filled for the unexpired term thereof. Should there be no next higher vote getter or if none of the vote getters be willing to serve then the council shall appoint a member, pursuant to the laws of the State of Rhode Island." Jim made a motion to accept the changes and Mary Lou Sanborn seconded the motion. Antony Antine, Blake Dickinson, Ed Gromada, John Pagano, Jim Rugh, Arlene Petit and Mary Lou Sanborn voted in favor of the motion. Time of the moron was 4:45 PM.
  - c. Section 505. Had no revisions necessary

Ed Gromada left the meeting at 4:50 PM.

- d. Section 506. The wording of this section as regards to the "recommendation of the superintendent" is in disagreement/conflict with Section 507 – Appointments and Removals. Mary Lou Sanborn will review the Jamestown School Committee policies for wording. This section will be included as part of the November 18<sup>th</sup> agenda.
- e. Section 507. The wording of this section as regards to the "recommendation of the superintendent" is in disagreement with Section 506 – Powers and Duties. Mary Lou Sanborn will review the Jamestown School Committee policies for wording. This section will be included as part of the November 18<sup>th</sup> agenda.
- f. Section 508. Discussion took place regarding the reserve funds the school committee retain at the end of the fiscal year. The school committee has been retaining end of year funds in an undesignated fund balance that has grown significantly over the years. Can this amount be capped? Blake Dickinson will speak with the Town Solicitor regarding this issue. This section will be included as part of the November 18<sup>th</sup> agenda.
- g. Section 509. Discussion took place regarding the proper wording of this section because the school committee is first responsible for the care and maintenance of

the school buildings but can solicit help from the Department of Public Works. Jim Rugh will speak with Andy Nota regarding the correct wording for this section.

- h. Section 601. This section is governed by the Rhode Island General Laws. The current Jamestown charter indicates this section was written in 1956. Mary Lou Sanborn will review the Rhode Island General Law to determine if the wording is still current.
- i. Sections 602. This section is governed by the Rhode Island General Laws. The current Jamestown charter indicates this section was written in 1956. Mary Lou Sanborn will review the Rhode Island General Law to determine if the wording is still current.

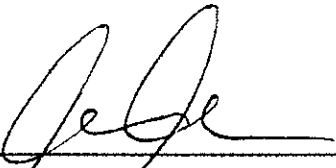
B) For the next meeting, the Committee will consider:

- a. Reviewing Article VII, VIII and X.

Section IV, New Business concluded at 5:32PM.

## V. ADJOURNMENT

A motion was made by Jim Rugh, and seconded by Blake Dickinson to adjourn the meeting. Anthony Antine, Blake Dickinson, John Pagano, Jim Rugh, Arlene Petit and Mary Lou Sanborn voted in favor of the motion. The meeting adjourned at 5:38 PM.



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Secretary

Approved: 12/2/2015

Charter Review Committee  
Town of Jamestown, Rhode Island

Minutes of the November 18, 2015 Meeting

The meeting of the Jamestown Charter Review Committee was held at the Jamestown Town Hall, in the Rosamond A. Tefft Council Chambers, 93 Narragansett Avenue, Jamestown, RI. The Committee Chairman, Arlene Petit, called the meeting to order at 4:34 PM.

**I. ROLL CALL**

The Chairman called the roll and noted the following members were present (4:35 PM):

Arlene D. Petit, Chairman  
James Rugh, Co-Chairman  
Blake A. Dickinson  
John Pagano  
Mary Lou Sanborn  
Edward Gromada, Secretary

Mary E. Meagher and Anthony Antine were absent.

**II. MINUTES**

A motion was made by Jim Rugh and seconded by John Pagano to accept the minutes from the meeting of November 4, 2015. Blake Dickinson, Ed Gromada, John Pagano, Arlene Petit, Jim Rugh and Mary Lou Sanborn voted in favor of the motion. Time of motion 4:38 PM.

**III. OLD BUSINESS**

A) The following Sections were reviewed by the Committee:

- a. Section 406. The committee reviewed a change to this Section on October 14, 2015 and determined that a further revision was necessary. A motion was made by Ed Gromada and seconded by Jim Rugh the change the last sentence of October 14, 2015 which stated "Should there be no next higher vote getter or if none of the vote getters be willing to serve then the council shall appoint a member, pursuant to the laws of the State of Rhode Island" to a revised Section that now reads ""There shall be a town moderator, who shall be elected at the regular town election and shall have those powers and perform those duties prescribed now or in the future by the constitution and laws of the state not inconsistent with this Charter. ~~In the event~~

~~that the office of the town moderator becomes vacant during the term of office, the next highest vote getter from the most recent election shall be elevated to serve until a replacement is found.~~ In the event the office of the town moderator becomes vacant during the term of office, the Town Council will appoint a replacement until the next regularly scheduled election.” Blake Dickinson, Ed Gromada, John Pagano, Arlene Petit, Jim Rugh and Mary Lou Sanborn voted in favor of the motion. Time of motion 4:48 PM.

- b. Section 422. This Section will be reviewed at the December 2, 2015 meeting. Mary Meagher will research this section.
- c. Section 501. This Section will be reviewed at the December 2, 2015 meeting. Mary Lou Snaborn will research this section.
- d. Section 506. A motion was made by Jim Rugh and seconded by Blake Dickinson to reference State Law in this section. That motion was then rescinded, first by Jim Rugh and then by Blake Dickinson.

The Committee decided to refer the matter to the Town Solicitor to determine whether the Committee can editorially include a State Law reference to this Section. And if so, can this be done on a consistent basis in other Sections, as necessary.

- e. Section 507. Had no revisions necessary
- f. Section 508. Had no revisions necessary
- g. Section 509. Had no revisions necessary
- h. Section 601. Had no revisions necessary
- i. Section 602. Had no revisions necessary
- j. A point of order was made by Blake Dickinson, as stated in the Minutes of August 26, 2015, Section III (New Business), para A: “The Committee also agreed to defer voting for two weeks on specific Sections of the Charter. The two week hiatus would allow members to better understand the impact of specific Sections.”

As a result of a procedural error on October 28, 2015, votes taken on Sections 417 to 423 did not receive the two week time allotment. Therefore, the Committee will revisit all motions to Sections 417 to 423 at its December 2, 2015 meeting.

Section III, Old Business concluded at 5:10PM.

#### **IV. NEW BUSINESS**

- A) The following Sections were reviewed by the Committee:
  - a. Section 701. Had no revisions necessary
  - b. Section 702. Had no revisions necessary
  - c. Section 703. Had no revisions necessary
  - d. Section 704. This Section is carried over to December 2, 2015. Jim Rugh will review RI General Law for this section.

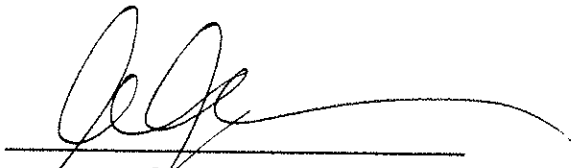


- e. Section 705. This Section is carried over to December 2, 2015. Jim Rugh will review RI General Law for this section.
  - f. Section 706. This Section is carried over to December 2, 2015. Jim Rugh will review RI General Law for this section.
  - g. Section 707. This Section is carried over to December 2, 2015. Jim Rugh will review RI General Law for this section.
  - h. Section 708. This Section is carried over to December 2, 2015. Jim Rugh will review RI General Law for this section.
  - i. Section 709. This Section is carried over to December 2, 2015. Jim Rugh will review RI General Law for this section.
  - j. Section 710. This Section is carried over to December 2, 2015. Jim Rugh will review RI General Law for this section.
  - k. Section 711. Had no revisions necessary
  - l. Section 801. Had no revisions necessary
  - m. Section 802. Had no revisions necessary
  - n. Section 805. This Section is carried over to December 2, 2015.
  - o. Section 806. Had no revisions necessary
  - p. Section 1001. This Section is carried over to December 2, 2015.
  - q. Section 1002. This Section is carried over to December 2, 2015.
  - r. Section 1003. Had no revisions necessary
- B) For the next meeting, the Committee will consider:
- a. Reviewing Article XI, XII and XIII
  - b. The next meeting will be held on December 2, 2015

Section IV, New Business concluded at 5:58PM.

## V. ADJOURNMENT

A motion was made by Jim Rugh, and seconded by Blake Dickinson to adjourn the meeting. , Blake Dickinson, Edward Gromada, John Pagano, Jim Rugh, Arlene Petit and Mary Lou Sanborn voted in favor of the motion. The meeting adjourned at 6:00 PM.

  
\_\_\_\_\_  
Secretary

Approved: 12/16/2015

Charter Review Committee  
Town of Jamestown, Rhode Island

Minutes of the December 2, 2015 Meeting

The meeting of the Jamestown Charter Review Committee was held at the Jamestown Town Hall, in the Rosamond A. Tefft Council Chambers, 93 Narragansett Avenue, Jamestown, RI. The Committee Chairman, Arlene Petit, called the meeting to order at 4:31 PM.

**I. ROLL CALL**

The Chairman called the roll and noted the following members were present (4:32 PM):

Arlene D. Petit, Chairman  
James Rugh, Co-Chairman  
Anthony Antine  
Blake A. Dickinson  
John Pagano  
Mary Lou Sanborn  
Edward Gromada, Secretary

Mary E. Meagher (Ex Officio Member)

**II. MINUTES**

A motion was made by Jim Rugh and seconded by Mary Lou Sanborn to accept the minutes *AS AMENDED* from the meeting of November 18, 2015. Tony Antine, Blake Dickinson, Ed Gromada, John Pagano, Arlene Petit, Jim Rugh and Mary Lou Sanborn voted in favor of the motion. Time of motion 4:46 PM

**III. OLD BUSINESS**

- A) The following Sections were reviewed by the Committee:
- a. Section 417. The original changes made to this Section of October 28, 2015 were rescinded. A discussion on the Section ensued and the Committee decided that the Section had no revisions necessary.
  - b. Section 418. The original changes made to this Section of October 28, 2015 were rescinded. A discussion ensued regarding the wording of this Section as it relates to the Fire and Emergency Management Services Department. Blake Dickinson will rewrite the entire Section for the December 16, 2015 meeting based on the suggestions from various Charter Review members.
  - c. Section 419. The original changes made to this Section of October 28, 2015 were rescinded. A motion was made by Mary Lou Sanborn and seconded by John Pagano

to change the wording in the second sentence of this Section to read "The finance director shall be nominated by the town administrator and appointed with the approval of the town council." Mary Lou Sanborn and John Pagano voted in favor of the motion. Tony Antine, Blake Dickinson, Ed Gromada, Arlene Petit and Jim Rugh voted against the motion. The motion did not carry (5:15 PM).

With no wording changes, this Section had no revisions necessary.

- d. Section 421. The original changes made to this Section of October 28, 2015 were rescinded. A motion was made by Jim Rugh and seconded by Ed Gromada to change the wording in the first sentence of this Section to read "There may be a town planner with qualifications and broad experience in town planning nominated by the town administrator with the approval of the town council." Ed Gromada, John Pagano, Arlene Petit, Jim Rugh and Mary Lou Sanborn voted in favor of the motion. Tony Antine and Blake Dickinson voted against of the motion. The motion carried (5:35 PM).
- e. Section 422. This Section will be reviewed at the December 16, 2015 meeting. Mary Meagher will research this section.
- f. Section 501. Mary Lou Sanborn reported back to the Committee and the Committee discussed the matter and had no revisions necessary to this Section.
- g. Section 506. Had no revisions necessary.
- h. Section 704. Had no revisions necessary.
- i. Section 805. A motion was made by Blake Dickinson and seconded by Jim Rugh to change the wording of this Section to read "For the purposes of this charter, volunteer firefighters, volunteer emergency medical services members ~~ambulance members~~, town constables, and members of the special police shall not be considered elected or appointed officials of town government nor as town employees." Tony Antine, Blake Dickinson, Ed Gromada, John Pagano, Arlene Petit, Jim Rugh and Mary Lou Sanborn voted in favor of the motion (5:53 PM).

#### IV. NEW BUSINESS

The New Business items appearing on the Agenda have been carried over to the December 16, 2015 meeting (5:54 PM).

#### V. ADJOURNMENT

A motion was made by Jim Rugh, and seconded by Mary Lou Sanborn to adjourn the meeting. Anthony Antine, Blake Dickinson, Edward Gromada, John Pagano, Jim Rugh, Arlene Petit and Mary Lou Sanborn voted in favor of the motion. The meeting adjourned at 5:55 PM.



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Secretary

Approved: 1/13/2016

Charter Review Committee  
Town of Jamestown, Rhode Island  
Minutes of the December 16, 2015 Meeting

The meeting of the Jamestown Charter Review Committee was held at the Jamestown Town Hall, in the Rosamond A. Tefft Council Chambers, 93 Narragansett Avenue, Jamestown, RI. The Committee Chairman, Arlene Petit, called the meeting to order at 4:34 PM.

**I. ROLL CALL**

The Chairman called the roll and noted the following members were present:

Arlene D. Petit, Chairman  
James Rugh, Co-Chairman  
Anthony Antine  
Blake A. Dickinson  
John Pagano  
Mary Lou Sanborn  
Edward Gromada, Secretary

Mary E. Meagher (Ex Officio Member)

**II. MINUTES**

A motion was made by Jim Rugh and seconded by Blake Dickinson to accept the amended minutes from the meeting of December 2, 2015. Tony Antine, Blake Dickinson, Ed Gromada, John Pagano, Arlene Petit, Jim Rugh and Mary Lou Sanborn voted in favor of the motion. Time of motion 4:41 PM.

**III. OLD BUSINESS**

- A) The following Sections were reviewed by the Committee:
- a. Section 422. Mary Meagher reported on her review of the wording of this Section. There is confusion between the wording of "a free and public library" and the "Jamestown Philomenian Library." Philomenian is a made up word and it isn't referenced in State Law. Adding further confusion is the "Editor's note" to this Section. The note is not actually part of the charter so the Committee doesn't have the authority to remove it. The Editor's Note matter will be sent to the Town Solicitor for advisement.

Additionally, Mary Lou Sanborn will investigate the wording in State Law, Title 29-4 and report back to the Committee on January 13, 2015.

- b. Section 418. Blake Dickinson provided an additional paragraph to this Section to include an audited financial statement requirement from the Fire Department's 501(c)3 charitable organization. The Town does not receive an annual financial report from the charity. The Committee felt the Town should receive such a report, but saw no reason to require the Fire Department to invest in an audited report. The Committee, further, felt an IRS submitted tax return would suffice for this requirement. Ed Gromada will rewrite this sub-section for the next meeting.

#### **IV. NEW BUSINESS**

A) The following Sections were reviewed by the Committee:

- a. Section 1086. This is a new Section. It does not exist in the Charter and it is being introduced by Blake Dickinson as a process to change the Financial Town Meeting such that the Jamestown's electors become a more integral part of the annual budget acceptance process. The Committee thought the proposal, as brought forward, was too involved and too cumbersome, however, they thought the idea of enhancing the current The Financial Town Meeting process deserved further investigation. The Committee will review additional proposals on this matter from its members at its next meeting.
- b. Section 1105. Had no revisions necessary.
- c. Section 1201. Had no revisions necessary.
- d. Section 1202. Had no revisions necessary.
- e. Section 1203. Had no revisions necessary.
- f. Section 1301. Had no revisions necessary.
- g. Section 1302. Had no revisions necessary.
- h. Section 1303. Had no revisions necessary.
- i. Section 1304. Had no revisions necessary.
- j. Section 1305. Had no revisions necessary.

B) The next meeting is scheduled for January 13, 2014 at 4:30 PM.

#### **V. ADJOURNMENT**

A motion was made by Jim Rugh, and seconded by Mary Lou Sanborn to adjourn the meeting. Anthony Antine, Blake Dickinson, Edward Gromada, John Pagano, Jim Rugh, Arlene Petit and Mary Lou Sanborn voted in favor of the motion. The meeting adjourned at 5:58 PM.



Secretary



**JAMESTOWN HARBOR OFFICE**  
TOWN HALL  
93 NARRAGANSETT AVENUE  
JAMESTOWN, RHODE ISLAND 02835

Phone 401.423.7262  
Fax 401.423.7229

**TOWN OF JAMESTOWN  
HARBOR COMMISSION**

Minutes of the December 7, 2015 Special Meeting of the Jamestown Harbor Commission  
*Amended: 1/13/2016 Approved: 1/13/2016*

A special meeting of the Jamestown Harbor Commission (JHC) was held Wednesday, December 7, 2015 at the Jamestown Town Hall, 93 Narragansett Avenue, Jamestown, Rhode Island.

**I. CALL TO ORDER AND ROLL CALL**

Chairman Cain called the meeting to order at 4:00 PM with roll call:

Present:

David Cain, Chairman  
Bruce Dickinson, Commissioner  
William Harsch, Commissioner  
Clifford Kurz, Commissioner

Absent:

Ed McGuirl, Vice-Chairman  
Joseph McGrady, Commissioner  
George Souza, Conservation Commission Liaison

Also in attendance:

Chief Edward Mello, Executive Director  
Kim Devlin, Harbor Clerk & Recording Secretary

**II. NEW BUSINESS**

**A. New Harbormaster vessel**

Executive Director Chief Mello summarized the events up to and through the bid process in the search for a new Harbormaster vessel.

Executive Director Chief Mello stated that fifteen potential bidders picked up the bid specs from the procurement website the town uses for all bids. Of the fifteen potential bidders, three vendors submitted bids:

Willard Marine of California with a bid of \$144,222  
Safe Boats of Washington with a bid of \$175,186  
Silver Ships of Alabama with a bid of \$98,475

The Silver Ships Freedom 21 is a 2013 model with 55 hours on the motor. It is a purpose-built vessel with a 5 year warranty on the hull, including the trailer. They will deliver the vessel and perform a sea trial and we can accept or decline the vessel at that time. There is \$90,000 in the boat capitalization fund and we can cover the rest of the cost with the balance of the operating budget for the year.

Chairman Cain asked if it would be possible to have a marine surveyor present to make a cursory survey.

Executive Director Chief Mello stated yes.

Commissioner Harsch moved to recommend to the Town Council the acquisition of the 21' Silver Ships Freedom 21 for \$98,475. Commissioner Dickinson seconded. So voted; (4 ayes, 0 nays).

### III. OPEN FORUM – CONTINUED

No Continued Open Forum.

### IV. ADJOURNMENT

Commissioner Kurz moved to adjourn at 4:20 PM, Chairman Cain seconded. So voted; (4 ayes, 0 nays).

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'K. Devlin', written in a cursive style.

Kim Devlin  
Jamestown Harbor Clerk



**JAMESTOWN HARBOR OFFICE**  
TOWN HALL  
93 NARRAGANSETT AVENUE  
JAMESTOWN, RHODE ISLAND 02835

Phone 401.423.7262  
Fax 401.423.7229

**TOWN OF JAMESTOWN  
HARBOR COMMISSION**

Minutes of the December 9, 2015 Meeting of the Jamestown Harbor Commission  
*Approved: 1/13/2016*

A meeting of the Jamestown Harbor Commission (JHC) was held Wednesday, December 9, 2015 at the Jamestown Town Hall, 93 Narragansett Avenue, Jamestown, Rhode Island.

**I. CALL TO ORDER AND ROLL CALL**

Chairman Cain called the meeting to order at 7:00 PM with roll call:

Present:

David Cain, Chairman  
Bruce Dickinson, Commissioner  
William Harsch, Commissioner  
Clifford Kurz, Commissioner

Absent:

Ed McGuirl, Vice-Chairman  
Joseph McGrady, Commissioner  
Chief Edward Mello, Executive Director

Also in attendance:

George Souza, Conservation Commission Liaison  
Kim Devlin, Harbor Clerk & Recording Secretary

**II. APPROVAL OF MEETING MINUTES**

**A. November 12, 2015**

Commissioner Harsch moved to approve the minutes of the November 9, 2015 Jamestown Harbor Commission meeting. Commissioner Kurz seconded. So voted (4 ayes, 0 nays, 1 abstention (Harsch)).

**III. OPEN FORUM**

**A. Scheduled Requests to Address**

No Scheduled requests to address.

**B. Non-scheduled Requests to Address**

No Non-Scheduled requests to address.

**IV. EXECUTIVE DIRECTOR MELLO'S REPORT**

Executive Director Mello was not in attendance.

Chairman Cain reported that at the last meeting we (the JHC) had directed Executive Director Chief Mello to solicit bids for a replacement for the harbormaster vessel. Three bids were submitted. The bids were reviewed at a special meeting on Monday (December 7) and the JHC voted to purchase a 21' Freedom vessel from Silver Ships. We are working on arrangements to transport the vessel here for a sea trial. A marine surveyor will be present. The cost of the vessel is \$98,475. \$90,000 will come from the reserve account and \$8475 will come out of the current budget.

Chairman Cain also reported that Kim (Devlin) has expanded from part-time to full-time and her job is now a combination of harbor and police work. Her office will be relocated to the Police Station.

**V. MARINE DEVELOPMENT FUND BUDGET**

**A. 2015/2016 MDF YTD Budget**



The Marine Development Fund budget was presented to the Jamestown Harbor Commission.

#### **VI. HARBOR CLERK REPORT**

Harbor Clerk Devlin had nothing to report.

#### **VII. SUB-COMMITTEE REPORTS**

##### **A. Budget**

Commissioner Kurz had nothing to report.

##### **B. Facilities**

Vice-Chairman McGuirl was absent.

##### **C. Mooring Implementation**

Chairman Cain had nothing to report.

##### **D. Traffic Committee**

Chairman Cain reported the Traffic Committee is discussing parking at Head's Beach.

#### **VIII. LIAISON REPORTS**

##### **A. Conservation Commission Liaison**

Conservation Commission Liaison Souza stated he is glad to hear about Jamestown Boat Yard's helix moorings being approved, but questioned the involvement of the JHC going forward.

Chairman Cain stated that the JHC approved the moorings with the condition that they submit a location map of the mooring field.

#### **IX. OLD BUSINESS**

There was no Old Business to discuss.

#### **X. CORRESPONDENCE**

##### **A. Dutch Island – Fort Greble DERP-FUDS remedial work summary; undated**

Chairman Cain reported that Executive Director Chief Mello obtained a report regarding Dutch Island. The work being done is precautionary; filling in cisterns, putting up fences, etc. The work is to make the island safer.

##### **B. Dutch Harbor Boat Yard – Request for additional moorings; 11-17-2015**

Dutch Harbor Boat Yard has requested ten additional helix moorings. Executive Director Chief Mello will follow up with the appropriate agencies regarding this request.

##### **C. CRMC – December 2015 Calendar; 12-3-2015**

##### **D. CRMC – Semi-Monthly meeting agenda; 12-3-2015**

#### **XI. NEW BUSINESS**

##### **A. Dutch Island – Fort Greble DERP-FUDS remedial work summary**

This item was addressed under Correspondence.

#### **XII. OPEN FORUM – CONTINUED**

Commissioner Harsch commented that in the Harbor Management Ordinance it is the responsibility of the Jamestown Harbor Commission to make sure there is a balance between commercial and recreational use of the water around the island. Commissioner Harsch is concerned that the increase in commercial moorings, with the use of the helix systems, will place moorings so close together there will be little room for recreational use of the water. Going forward, that is something the Jamestown Harbor Commission will have to consider, that there is sufficient room for the recreational activities.

#### **XIII. ADJOURNMENT**

Commissioner Kurz moved to adjourn at 7:40 PM, Chairman Cain seconded. So voted; (4 ayes, 0 nays).

Respectfully submitted,



Kim Devlin  
Jamestown Harbor Clerk

## **JAMESTOWN TRAFFIC COMMITTEE**

Tuesday December 15, 2015

A regular meeting of the Jamestown Traffic Committee was called to order at the Jamestown Town Hall, Council Chambers, 93 Narragansett Avenue at 6:00 PM by Chairman Thomas P. Tighe.

The following members were present:

William Munger, Member  
Vincent Moretti, Member  
Timothy Yentsch, Member  
David Cain, Member  
Melissa Mastrostefano, Member (Arriving Late)  
Mary E. Meagher, Vice-Chair (Arriving Late)

Also present were:

Police Chief Edward Mello  
Denise Gamon, Clerk

### **READING AND APPROVAL OF MINUTES**

**A) 11/17/15 minutes (regular meeting)**

Motion was made by Committee Member Munger, seconded by Committee Member Moretti to accept the 11/17/15 regular meeting minutes. So unanimously voted.

### **OPEN FORUM**

Committee Chairman Tighe asked anyone here to address the Commission to please come forward. No one from the audience came forward.

**A) Scheduled requests to address:**

(None scheduled)

**A) Non-scheduled request to address:**

(None)

### **UNFINISHED BUSINESS**

**A) Parking Restrictions for Jamestown Shores**

As discussed at the 11/17/15 meeting, the original recommendation was no parking either side of Spirketing Street. Fire Chief Bryer was consulted regarding what was best for the Fire Trucks. He stated no parking on the North side of Spirketing Street would be better for the Fire Department.

Motion was made by Committee Member Munger, seconded by Committee Member Yentsch to restrict no parking to the even numbered side of Spirketing Street. So unanimously voted.

Motion was made by Chairman Tighe and seconded by Committee Member Munger, no overnight parking on Spirketing Street with an exception of residents' with an overnight parking permit limited to the odd numbered side. So unanimously voted.

Chief Mello stated no parking either side on Capstan Street and Frigate Street, and the balance of roads in between would be no parking on the even numbered side and no overnight parking on the odd numbered side without a residents' overnight parking permit.

Motion was made by Chairman Tighe to continue Proposed Parking Restrictions for the Jamestown Shores area from Garboard Street north to Capstan Street until the January 19, 2015 Traffic Committee Meeting, seconded by Committee Member Cain. So unanimously voted.

### **NEW BUSINESS**

- A) **Commercial Vehicle Parking** in Residential Zones; additional review of regulations for parking in residential areas brought up by Committee Member Meagher at previous meetings is now being handled by means of enforcement of current regulations.
- B) **Parking at West Ferry**, parking is restricted to the southern side of Narragansett Avenue. Committee Member Meagher said 2 concerns have arisen from this, the first being the increased speed heading west and the other concern is that there is no sidewalk on the southern side of Narragansett Avenue.

Discussion ensued between Committee Members Meagher and Munger, regarding the options for parking at West Ferry. Chief Mello suggested adding this to the January Agenda if the Committee would like to see some changes before the 2016 summer season.

Committee Member Munger suggested taking a census of the parking beginning on 4<sup>th</sup> of July week with help of the Jamestown Police Department.

Committee Member Mastrostefano asked if there was a designated area for public overnight parking on the Island. Chief Mello and Committee Member Meagher responded no, there is not a designated public overnight parking area.

Chairman Tighe suggested continuing the discussion of parking at West Ferry and Narragansett Avenue after Fire Chief Bryer has evaluated the area.

- C) Committee Chair Tighe and Council Member Munger agreed to put the Conanicus Avenue Cross Walk on the January Agenda.
- D) Committee Member Yentsch inquired about the status of parking on the east side of Bay View Drive. Chief Mello stated he spoke with the management of the Conanicut Yacht Club and they were willing to make some adjustments regarding their parking. They have plans to expand their off street parking, and they have temporary No Parking signs to use in areas of concern during events. There will be a Traffic Study in July of 2016. There is no need for action from the Traffic Committee at this point.
- E) A request for small street maps of the Jamestown Shores area was made by Committee Member Munger. Acknowledged by Chief Mello.

**ADJOURNMENT**

There being no further business before the Committee, motion was made by Committee Member Moretti, seconded by Committee Member Cain to adjourn the meeting at 6:39 PM. So unanimously voted.

Attest:

Denise Gamon  
Clerk

Xc: Commission Members (7)  
Chief of Police  
Town Clerk

JAMESTOWN ZONING BOARD OF REVIEW

Minutes of the December 15, 2015 Meeting

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

Richard Boren  
Joseph Logan  
Richard Cribb  
Judith Bell  
Terence Livingston  
Edward Gromada

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

MINUTES

Minutes of November 17, 2015

A motion was made by Joseph Logan and seconded by Judith Bell to accept the minutes of the November 17, 2015 meeting as presented.

The motion carried by a vote of 5 -0.

Richard Boren, Joseph Logan, Richard Cribb, Judith Bell, Terence Livingston voted in favor of the motion.

Edward Gromada was not seated and Dean Wagner was absent.

CORRESPONDENCE

An e-mail dated Dec. 13, 2015 from Victor Bell re: EPI R.E. Holdings, requesting to postpone the zoning application to the Feb. 23<sup>rd</sup> meeting.

EPI

A motion was made Joseph Logan and seconded by Judith Bell to postpone the application of EPI R.E. Holdings to the February 23, 2015 meeting.

The motion carried by a vote of 5 -0.

Richard Boren, Joseph Logan, Richard Cribb, Judith Bell, Terence Livingston voted in favor of the motion.

Edward Gromada was not seated and Dean Wagner was absent.

NEW BUSINESS

Jamestown Boat Yard

Christian Infantolino, Esq. requested that the application of Jamestown Boat Yard be moved to the January 26, 2015 as changes have been made and new notice needs to be given.

A motion was made Joseph Logan and seconded by Richard Cribb to postpone the application of Jamestown Boat Yard to the January 26, 2015 meeting.

The motion carried by a vote of 5 -0.

Richard Boren, Joseph Logan, Richard Cribb, Judith Bell, Terence Livingston voted in favor of the motion.

Edward Gromada was not seated and Dean Wagner was absent.

Fowler's Rock

A motion was made by Richard Boren and seconded by to continue the application of Fowler's Rock, LLC, to the January 26, 2016 meeting and have the applicant's attorney research the history of the buildings and submit a memorandum.

The motion carried by a vote of 5 -0.

Richard Boren, Joseph Logan, Richard Cribb, Judith Bell, Terence Livingston voted in favor of the motion.

Edward Gromada was not seated and Dean Wagner was absent.

#### Stearns Farms

A motion was made by Richard Boren and seconded by Joseph Logan to continue the application of Stearns Farms to the January 26, 2016 meeting.

Mr. Teitz would have until January 10<sup>th</sup> to file a memo on the issues that were raised and any other issue he would care to address.

Mr. Anthony would have until January 16<sup>th</sup> to respond.

And since Mr. Anthony has already filed a motion to dismiss, Mr. Teitz would have another 5 days to respond.

So, at the end, everybody would have the opportunity to have two memos.

The motion carried by a vote of 5 -0.

Richard Boren, Joseph Logan, Richard Cribb, Judith Bell, Terence Livingston voted in favor of the motion.

Edward Gromada was not seated and Dean Wagner was absent.

#### ADJOURNMENT

A motion was made and seconded to adjourn at 8:35 p.m.

The motion carried unanimously.



# Town of Narragansett

Rhode Island

Resolution No. 2016-03



## **A Resolution in Opposition to Governor Raimondo's Proposed Truck Toll Gantries to be placed throughout the State of Rhode Island.**

**WHEREAS:** The Governor's Proposal will add additional financial burdens to families by increasing the already high cost of goods and services in Rhode Island and

**WHEREAS:** The Governor's Proposal will place additional burdens on all Rhode Island Businesses resulting in more direct/indirect loss of jobs in Rhode Island and

**WHEREAS:** The Governor's Proposal will likely be viewed nationwide as yet another Rhode Island anti-business/anti-consumer tax and

**WHEREAS:** The Governor's Proposal ignores other alternative, and substantially more fiscally sound, pay-as-you-go proposals and

**WHEREAS:** The Governor's Proposal increases our state's already high bonded debt by at least another \$1.3 billion and

**WHEREAS:** The Governor's Proposal is widely regarded as a "gateway" tax that will eventually lead to the tolling of ALL vehicles

**THEREFORE BE IT RESOLVED** that the Narragansett Town Council views the Governor's Proposal as an unwarranted encroachment on intrastate commerce & transportation that places additional, significant and unnecessary burdens on Rhode Island Businesses and Consumers. We strongly encourage all cities and towns of the State of Rhode Island to oppose it and any other similar plans.

**BE IT FURTHER RESOLVED** that a copy of this resolution be forwarded to our State Delegation, the RI League of Cities and Towns and to all Rhode Island municipalities requesting support in OPPOSITION to the Governor's Proposed Truck Toll Gantry Plan.

This Resolution was read and approved by the Narragansett Town Council on Tuesday, January 19, 2016.

**ATTEST:**

*Anne M. Irons*

Anne M. Irons, CMC  
Town Clerk

**TOWN OF NARRAGANSETT**

*Matthew M. Mannix*

Matthew M. Mannix, President

