



**TOWN COUNCIL MEETING**  
**Jamestown Town Hall**  
**Rosamond A. Tefft Council Chambers**  
**93 Narragansett Avenue**  
**Monday, July 17, 2017**  
**6:30 PM**

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

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

*Attachments for items on this meeting agenda are available to the public on the Town website at: <http://www.jamestownri.gov/town-government/town-council/town-council-meetings-minutes/2017-meetings-minutes/2017-meetings>*

**I. ROLL CALL**

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

**III. TOWN COUNCIL SITTING AS THE BOARD OF WATER AND SEWER COMMISSIONERS**

- A) Approval of Minutes; review, discussion and/or potential action and/or vote
  - 1) June 19, 2017 (regular meeting)
- B) Open Forum
  - 1) Scheduled request to address
  - 2) Non-scheduled request to address
- C) Report of Town Officials - Status Reports; review, discussion and/or potential action and/or vote
  - 1) Pumping Report
  - 2) Town Projects Reports
    - a) Town Wells
    - b) Water Treatment Plant
    - c) Transfer Pumping/Reservoir
    - d) Distribution System
    - e) Wastewater Treatment Facility
- D) New Business
  - 1) Finance Director's Report; review, discussion and/or potential action and/or vote

Town Council Adjourns from sitting as the Board of Water and Sewer Commissioners

**IV. ACKNOWLEDGEMENTS, ANNOUNCEMENTS, PRESENTATIONS, RESOLUTIONS AND PROCLAMATIONS**

**V. 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.*

- A) Public Hearing:
  - 1) 2017 Annual State Transportation Improvement Plan Update and Public Hearing; review, discussion and/or potential action and/or vote
    - a) Approval for Submission of TIP Application to RI Office of Statewide Planning

**VI. 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 request to address
  - 1) Alan Katz – Dutch Harbor Aquaculture Concerns
- B) Non-scheduled request to address

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

- A) Town Administrator's Report: Andrew E. Nota
  - 1) Park Dock ROW – Management Challenges
  - 2) (Per Diem) Police Department Patrol Officer(s)
  - 3) State Budget
- B) Board of Canvassers Report: Carol Nelson-Lee, Chair
- C) Building/Zoning Department Report: Christopher Costa

**VIII. UNFINISHED BUSINESS**

*For past discussion documentation, please visit <http://www.jamestownri.gov/town-government/town-council/town-council-meetings-minutes/2017-meetings-minutes/2017-meetings>*

- A) East Ferry Renovation Project: Design choice for Scheme 3 as recommended by the Jamestown Planning Commission; review, discussion and/or potential action and/or vote
- B) Plastic Bag Ban Presentation: Susan Maffei Plowden and Kate Petrie
- C) Upcoming Meetings and Sessions – dates and times

**IX. NEW BUSINESS**

- A) Beavertail Lighthouse Museum Association re: Capital Campaign for a perpetual endowment fund; review, discussion and/or potential action and/or vote
- B) Affirmation of Town Administrator's recommendation for Tax Assessor; review, discussion and/or potential action and/or vote



- C) Award of Bid: Annual Financial Audit for FY 2017 - FY 2019 to Baxter Dansereau & Associates for an amount not to exceed \$120,080.00 as bid as follows:

<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>	<u>Total</u>
\$37,630.00	\$41,225.00	\$41,225.00	\$120,080.00

as recommended by Finance Director Christina D. Collins; review, discussion and/or potential action and/or vote

## **X. ORDINANCES AND APPOINTMENTS, VACANCIES AND EXPIRING TERMS**

- A) Appointments, Vacancies and Expiring Terms; review, discussion and/or potential action and/or vote
- 1) Jamestown Affordable Housing Committee (Three vacancies with three-year term ending dates of May 31, 2020 and One vacancy with an unexpired three-year term ending date of May 31, 2018); duly advertised; interviews conducted
    - a) Letter of interest for reappointment
      - i) Jerome Scott
    - b) Letters of interest for appointment
      - i) Job Toll
      - ii) Valerie Malloy
      - iii) Donna Andreozzi
      - iv) William Piva
  - 2) Jamestown Conservation Commission (One vacancy with a three-year unexpired term ending date of December 31, 2017); interview conducted
    - a) Letter of interest for appointment
      - i) Kenneth Schadegg
  - 3) Jamestown Tree Preservation and Protection Committee (One vacancy with a three-year term ending date of December 31, 2019); duly advertised; no applicants

## **XI. 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) June 19, 2017 (regular session)
  - 2) June 19, 2017 (executive meeting)
- B) Minutes of Boards/Commissions/Committees
- 1) Jamestown Zoning Board of Review (06/13/2017)
- C) CRMC Notices
- 1) July 2017 Calendar
- D) One Day Event/Entertainment License

- 1) Applicant: Saint Matthew's Church  
Event: Saint Matthew's Church Annual Summer Fair  
Date: July 22, 2017  
Location: 87 Narragansett Avenue
  - 2) Applicant: Jacob Peterson  
Event: Peterson Wedding  
Date: July 22, 2017  
Location: Fort Getty Pavilion
  - 3) Applicant: Constance P. Rainone  
Event: 80<sup>th</sup> Birthday Party  
Date: July 26, 2017  
Location: Fort Getty Pavilion
  - 4) Applicant: Amanda Barone/International Dioxide, Inc.  
Event: Company Summer Party/Retirement Party  
Date: July 27, 2017  
Location: Fort Getty Pavilion
  - 5) Applicant: Jamestown Yacht Club  
Event: Fools' Rules Regatta  
Date: August 12, 2017  
Location: East Ferry Beach
  - 6) Applicant: Robin and Joe Yoffa  
Event: Wedding  
Date: August 12, 2017  
Location: Fort Getty Pavilion
  - 7) Applicant: Jamestown Striper Club  
Event: Jamestown Striper Club Kid's Fishing Derby  
Date: August 19, 2017  
Location: North Reservoir
  - 8) Applicant: Bonnie Hogan  
Event: Wedding  
Date: September 9, 2017  
Location: Fort Getty Pavilion
  - 9) Applicant: Jon Mistowski  
Event: 16<sup>th</sup> Annual Golf Tournament  
Date: September 10, 2017  
Location: Jamestown Golf Course
- E) Finance Director's Report

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

- A) Communications; review and discussion and/or potential action and/or vote
  - 1) Letter of Ryan Miller of Latitude Yacht Brokerage re: concerns for East Ferry Proposed Scheme 2

- B) Petitions
  - 1) Pole Petition: National Grid to locate proposed (new) Pole No. 3-1 and anchor guy at Prospect Avenue; review, discussion and/or potential action and/or vote
    - a) Recommendation for approval of Pole Petition by Public Works Director Michael C. Gray
- C) Resolutions and Proclamations from other Rhode Island Cities and Towns; review, discussion and/or potential action and/or vote
  - 1) Resolution of the Middletown Town Council Opposing Bills H 5475 and S 0481 “Acts Relating to Cities and Towns – Subdivision of Land”
  - 2) Resolution of the Cranston City Council in Support of Bill H 6204 “An Act Relating to Maintenance of Town Roads” and Urging Passage by the General Assembly

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

- A) Fort Wetherill Boat Owners Association Lease extension and possible negotiation (August)
- B) Financial Town Meeting Rules and Procedures (September)
- C) Review of Town, School and Combined Budgets and Warrant items exceeding \$50,000 through paper ballot, electronic ballot, FTM or Referendum (September)

**XIV. EXECUTIVE SESSION**

- A) Pursuant to RIGL §42-46-5(a) Subsection (1) Personnel (Town Administration/Library Board of Trustees and Proposed Memorandum of Understanding, pursuant to Rhode Island General Laws, Chapter 29-4, and Section 422 of the Jamestown Code of Ordinances); review, discussion and/or potential action and/or vote in executive session and/or open session

**XV. 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, notice also may be posted at the 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.

*Posted on the RI Secretary of State website July 13, 2017*

**TOWN OF JAMESTOWN  
TOWN COUNCIL MEETING  
for  
TOWN, WATER AND SEWER MATTERS**

Monday, June 19, 2017

A regular meeting of the Jamestown Town Council sitting as the Board of Water and Sewer Commissioners was called to order at the Jamestown Town Hall, Council Chambers, 93 Narragansett Avenue at 6:38 PM by Commission President Kristine S. Trocki.

The following members were present:

Mary E. Meagher, Vice-President  
Blake A. Dickinson  
Eugene B. Mihaly  
Michael G. White

Also present were:

Andrew Nota, Town Administrator  
Peter D. Ruggiero, Esq., Town Solicitor  
Michael Gray PE, Public Works Director  
Christina D. Collins, Finance Director  
Cheryl Fernstrom, Town Clerk  
Denise Jennings, Water and Sewer Clerk

**AWARDS, PRESENTATIONS AND ACKNOWLEDGMENTS**

(None)

**READING AND APPROVAL OF MINUTES**

1) 05/15/17 (regular meeting)

Motion was made by Commissioner Meagher, seconded by Commissioner White to accept the 05/15/17 regular meeting minutes. So unanimously voted.

**OPEN FORUM**

1) Scheduled requests to address:

(None scheduled)

2) Non-scheduled request to address

Katherine Maxwell of 170 Narragansett Avenue briefly explained her knowledge on what an enterprise fund was, such as the water and sewer funds and how they operate and also how their budgets are prepared. Ms. Maxwell recommended that a working group be put together to discuss the financing options for the South Pond Dam repair project and suggested that someone from the Town Council take on this matter. Commission President Trocki thanked Ms. Maxwell for her comments.

## REPORT OF TOWN OFFICIALS

### 1) **Pumping Report:**

The Public Works Director reported the following:

- Pumping was down for the month of May. May have been due to the bad/wet weather.
- JR-1 has been placed into service for the season.
- Rainfall was up for the month of May. Had 6 inches of rain; usually 2.25-2.75 inches in May.
- North Reservoir is @ capacity- 60MG, usable storage-60MG.
- South Pond is @ capacity- 6MG, usable storage-6MG

### 2) **Town project reports: (See attached Project Update Report dated June 2017)**

## LETTERS AND COMMUNICATIONS

(None)

## UNFINISHED BUSINESS

### 1) **Proposed FY 2018 Water and Sewer Commission Budgets** (July 1, 2017 to June 30, 2018) and South Pond Dam Repair Project; review, discussion and/or potential action and/or vote (continued from 5/15/2017)

The Public Works Director briefly outlined his Asset Management Plan. The Public Works Director then reported that there are no changes in the proposed Water and Sewer Budgets for FY2017/2017 and are as originally presented to the Commission at the last Water and Sewer meeting on 05/15/17. The Public Works Director reported the following:

- There is no increase in rates recommended for the proposed Water Budget for FY2017/2018. There is an increase in the budget due to additional expenses in the amount of \$25,072.73, which includes personnel, operating expenses and equipment maintenance. This increase is offset by additional revenue due to renegotiation of lease contacts from some of the cellular carriers on the water tower.
- There is a 5.5 % increase recommended for the proposed Sewer Budget for FY2017/2018. There is an increase in expenses in the amount of \$46,066, which includes personnel, an increase in capital cost and debt service for the Jet-Vac Truck lease and the Sewer Slip-Lining project.

Following clarification on a few water and sewer items, motion was made by Commissioner Meagher, seconded by Commissioner Mihaly to approve the proposed **FY 2018 Water Budget** in the amount of \$1,231,107, which reflects a zero increase on all water rates. So unanimously voted.

Motion was made by Commissioner Mihaly, seconded by Commission Meagher to approve the proposed **FY 2018 Sewer Budget** in the amount of \$723,817, which reflect an increase of 5.5% on the Sewer usage rate from \$12.50 to \$13.19 per thousand gallons. So unanimously voted.

2) Application of **Davitt Design and Scott and Pam Mosenthal** (Plat 11 Lot 6, Beavertail Road) for **utility service connection (water only)** (tabled from 3/20/2017)

Commission President Trocki stated that the applicant has made an attempt to drill a well, as requested by the Commission on 03/20/17.

The Public Works Director confirmed that the applicant drilled a well, although it did not yield any water and the applicant is now requesting approval for a municipal water connection and he stated that he supports the application.

Following clarification of a few items, motion was made by Commissioner Mihaly, seconded by Commissioner Meagher to approve the application of Davitt Design and Scott and Pam Mosenthal (Plat 11 Lot 6, Beavertail Road) for utility service connection (water only), as recommended by the Public Works Director. So unanimously voted.

### NEW BUSINESS

1) Application of **Dan and Elaine Ciampa** (Plat 11 Lot 38, Battery Lane) for **utility service connection (water only)**

6:58 PM-Commission Meagher stated that she needed to recuse herself as she has a conflict of interest. Commissioner Meagher stepped away from the Commission table.

Attorney Christian Infantolino, Esq. stated that he was present to represent the applicants Dan and Elaine Ciampa and that his client's property is located on Battery Lane, which is down the road from the previous applicant. Attorney Infantolino further stated that his client has already drilled a well and that the report was submitted with the application.

The Public Works Director confirmed that the applicant drilled a well and the well report was supplied with the application. The well did not yield any water. The Public Works Director stated that he supports the application of Dan and Elaine Ciampa.

Commission President Trocki stated that she has concerns, because it was her understanding that there are restrictions and easements in this area near the Conanicut Battery. Commission President Trocki asked Attorney Infantolino, if there were agreements in place regarding this matter. Attorney Infantolino stated that he and his clients are aware of these restrictions and easements and an agreement is in place.

Motion was made by Commissioner White, seconded by Commissioner Mihaly to approve the application of Dan and Elaine Ciampa (Plat 11 Lot 38, Battery Lane) for utility service connection (water only), as recommended by the Public Works Director. So unanimously voted.

7:03 PM-Commissioner Meagher returned to the Commission table.

2) Finance Director's Report

No action taken.

**TOWN BUSINESS**

(None)

**ADJOURNMENT**

There being no further business before the Commission, motion was made by Commissioner Meagher seconded by Commissioner White to adjourn the Water and Sewer meeting at 7:03 PM. So unanimously voted.

Attest:



Denise Jennings  
Water and Sewer Clerk

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



## Project Update May 2017

### WELLS

JR-1, JR-3

- JR-1 has been placed into service for the season. The well pumps at a rate of 50 gallons per minute directly into the transmission main that flows to the water plant.

### TREATMENT PLANT

- Staff has completed valve maintenance on the treatment system to prepare for the peak pumping season.

### TRANSFER PUMPING/RESERVOIR

- Transfer pumping from South Pond has been suspended. The North Reservoir has been spilling over as of April 1<sup>st</sup>.

#### Dam Improvements

The CRMC permit has been submitted and comments were received. Pare has addressed all of the comments and we are anticipating that an approval for a Maintenance Assent will be received this month. We have received the Army Corps permit for the proposed work within the wetland adjacent to the South Pond Dam.

### DISTRIBUTION SYSTEM

South Pond @ 6 MG  
Usable Storage, 6 Million Gallons

North Pond @ 60 MG  
Usable Storage 60 Million Gallons

- There were no leaks in the distribution system in May.
- Water department staff have been working with the highway department to make improvements to the distribution system at the northern terminus of Ocean Avenue. The watermain extension is complete and new services have been installed.

### WASTEWATER TREATMENT PLANT

- The monthly average daily flow at the treatment plant for May was 0.65 million gallons per day. The peak daily flow was 1.05 million gallons. The permitted flow for the monthly average is 0.73 million gallons per day.
- There were no SSO's for the month of May.

## **Project Update June 2017**

### **WELLS**

JR-1, JR-3

- JR-1 has been placed into service for the season. The well pumps at a rate of 50 gallons per minute directly into the transmission main that flows to the water plant.

### **TREATMENT PLANT**

- The installation of the new motor starters and controls for the high lift pumps are complete. The pumps deliver the treated water from the plant to the distribution system. The pumps now operate out of the new treatment plant and the old obsolete equipment can now be removed from the old building. The original motor starters were installed in 1990 with the construction of the old treatment plant.

### **TRANSFER PUMPING/RESERVOIR**

- Transfer pumping from South Pond has been off since April and will only be used as needed.

#### **Dam Improvements**

The CRMC has granted an Assent for the proposed Dam Improvement project at South Pond. We are now in the process of receiving a water quality certificate and an approval from the RIDEM Dam Safety Program. Once we have received all of our approvals we can schedule the start of the project. Work must be completed through the dry season.

### **DISTRIBUTION SYSTEM**

South Pond @ 6 MG  
Usable Storage, 6 Million Gallons

North Pond @ 60 MG  
Usable Storage 54 Million Gallons

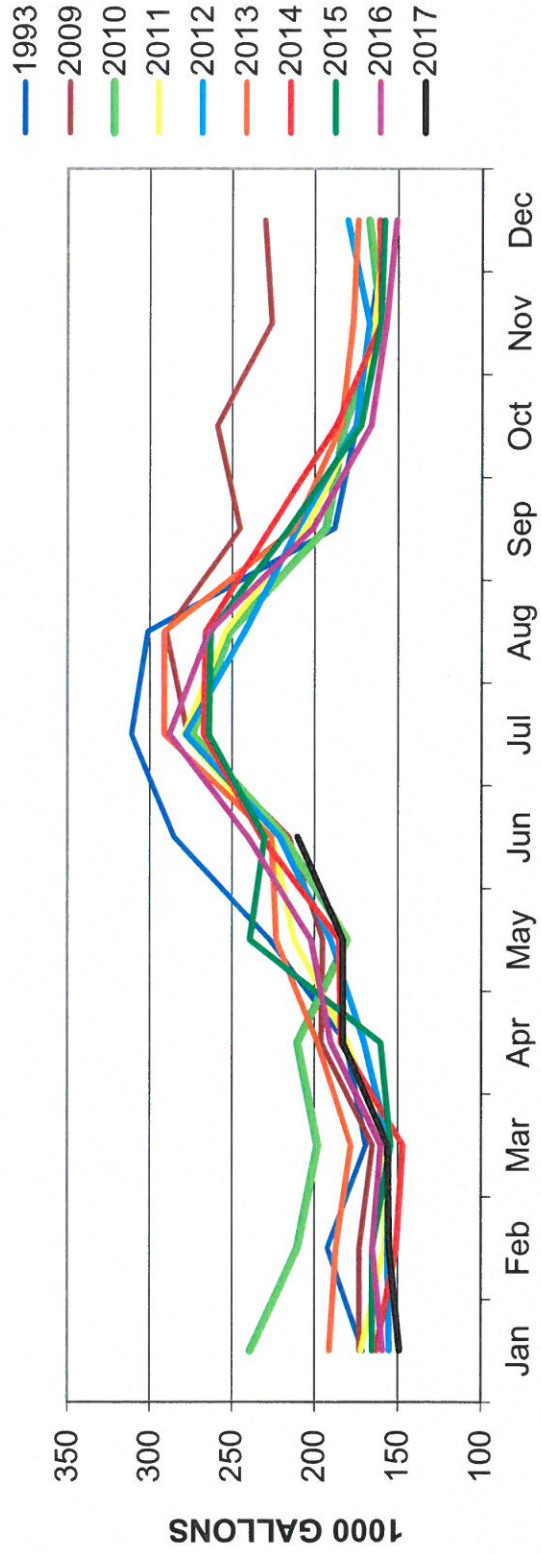
- There were no leaks in the distribution system in June.

### **WASTEWATER TREATMENT PLANT**

- The monthly average daily flow at the treatment plant for June was 0.32 million gallons per day. The peak daily flow was 0.77 million gallons. The permitted flow for the monthly average is 0.73 million gallons per day.
- There were no SSO's for the month of June.
- I am working on bid drawings for a project to replace segments of sewer piping that could not be slip lined due to size or condition of the existing piping. One of the segments is located on Grinnell Street where the residents are waiting for the road to be improved. Once the pipe is replaced we can schedule the road for our annual road paving program.

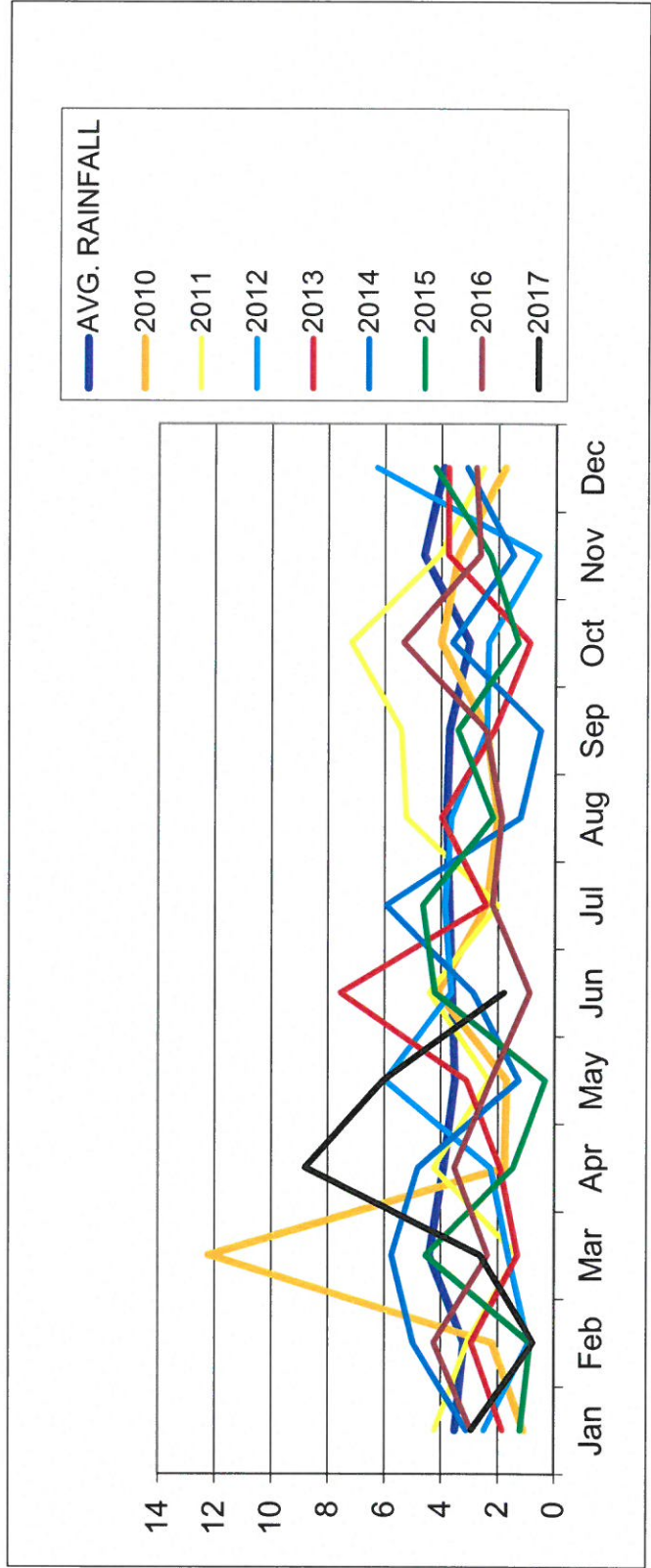
	1993	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017
Jan	171	172	173	239	172	155	191	163	165	159	149
Feb	192	154	173	210	158	156	187	151	165	165	155
Mar	169	155	165	198	157	155	178	147	154	160	156
Apr	181	174	196	210	180	170	198	184	160	190	183
May	227	202	195	180	212	190	223	185	239	202	183
Jun	285	246	215	218	226	221	226	232	230	240	210
Jul	311	296	277	274	279	278	291	267	264	288	
Aug	301	256	290	251	254	242	291	266	263	264	
Sep	188	210	245	193	205	210	212	227	215	201	
Oct	175	187	259	182	175	175	184	187	172	166	
Nov	166	175	226	160	164	167	177	160	160	157	
Dec	158	192	230	167	158	180	174	161	158	151	

### PUMPING REPORT



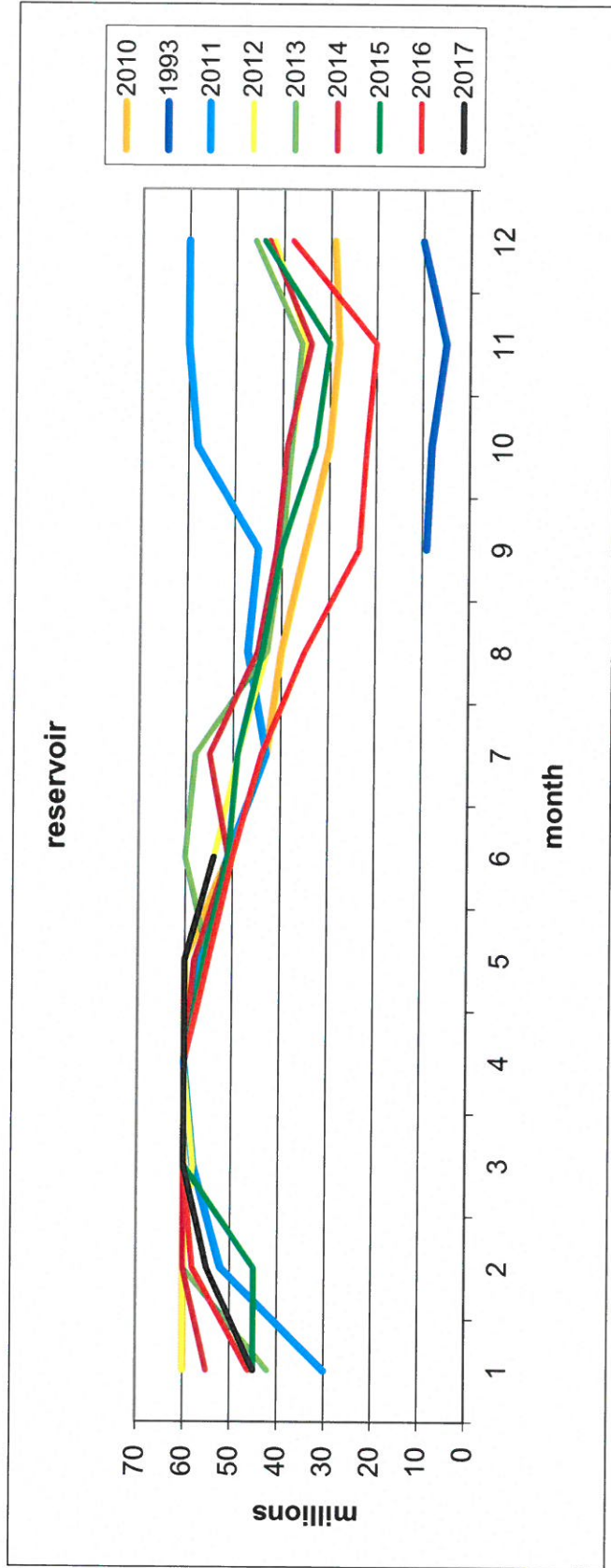
	2010	2011	2012	2013	2014	2015	2016	2017
Jan	3.5	1.1	4.22	1.85	3.1	1.22	2.94	2.94
Feb	3.2	2.2	3.09	2.94	4.98	0.86	4.25	0.76
Mar	4.4	12.2	1.32	1.32	5.74	4.53	2.36	2.62
Apr	3.9	1.77	4.25	1.92	4.8	1.47	3.53	8.8
May	3.5	1.69	2.32	3.11	1.27	0.32	2.24	6.03
Jun	3.6	4.11	4.4	7.55	2.86	4.2	0.89	1.79
Jul	3.7	2.4	2.01	2.42	5.93	4.63	2.19	
Aug	3.8	2	5.23	3.98	1.23	2.17	1.88	
Sep	3.7	2.4	5.41	2.13	0.5	3.41	2.42	
Oct	3	4	7.18	0.9	3.61	1.31	5.33	
Nov	4.6	3.4	4.05	3.76	1.47	2.27	2.63	
Dec	3.9	1.76	2.51	3.76	3.1	4.2	2.79	
Total	44.8							

## RAINFALL



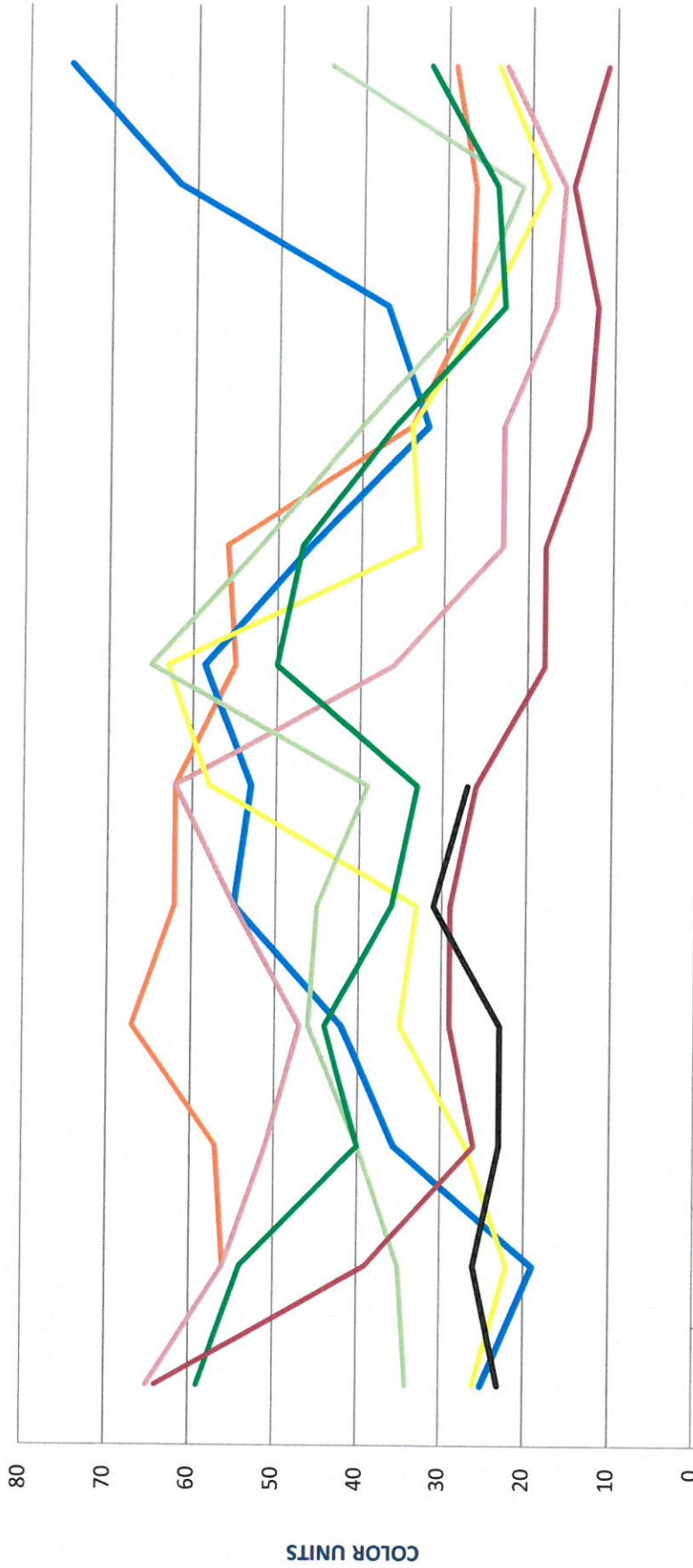
# RESERVOIR LEVEL

	1993	2010	2011	2012	2013	2014	2015	2016	2017
Jan		60	30	60	42	55	45	46	45
Feb		60	52	60	60	60	45	58	55
Mar		60	58	58	60	60	60	60	60
Apr		60	60	60	60	60	60	60	60
May		60	57	60	55	58	56	55	60
Jun		51	51	54	60	51	51	50	60
Jul		43	43	49	58	55	49	44	54
Aug	9	40	47	43	43	45	44	35	
Sep	8	35	45	40	40	41	40	23.5	
Oct	5	30	58	38	38	39	33	22	
Nov	10	28	60	35	36	34	30	20	
Dec		29	60	42	46	43	44	38	






# Transfer Pumping NORTH POND WATER QUALITY



	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
2010	65	56	57	67	62	62	55	56	34	27	26.6	29.07
2011	25	18.97	35.62	42	55	53	58.6	46	32	37	62	75
2012	65	56	51	47	55	62	36	23	23	17	16	23
2013	26	22	27	35	33	58	63	33	34	25	18	24
2014	34	35	40	46	45	39	65	52	40	27	21	44
2015	59	54	40	44	36	33	50	47	36	23	24	32
2016	64	39	26	29	29	26	18	18	13	12	15	11
2017	23	26	23	23	31	27						



**TOWN OF JAMESTOWN**  
93 NARRAGANSETT AVENUE  
P.O. Box 377  
JAMESTOWN, RHODE ISLAND 02835

**TO:** HONORABLE TOWN COUNCIL  
**FROM:** ANDREW E. NOTA, TOWN ADMINISTRATOR   
**SUBJECT:** STATE TRANSPORTATION AND TRAFFIC IMPROVEMENT PROGRAM (TIP)  
**DATE:** July 13, 2017

In the attached memorandum, provided by the Town Planner, Lisa Bryer and Public Works Director, Mike Gray, is a summary of FY2017-2025 TIP submitted projects with priority listing, and the specific projects that were considered for funding as well as those listed for funding in future years of the TIP program. On the second page of the memorandum is a listing of six existing projects in recommended priority order along with two additional projects that we are presenting for your consideration. There are a few clarifying points that should be highlighted regarding this proposed list and several individual projects.

The proposed projects for the FY2018-2025 Program include:

1. Narragansett Avenue (West): This state road project is scheduled for funding in FY2021-22 and includes a full reconstruction of the roadway with some sidewalk improvements. Prior to this project occurring, the water division must complete a necessary water main replacement in a portion of the Avenue. Understanding that there has been some interest expressed in trying to accelerate this work, the Town staff will require the time as proposed by the State for this project, in order to complete the additional utility work that is scheduled.
2. Round Swamp Bridge at the Creek on North Rd.: This state road/bridge project is requested for study beginning in FY2021. It should be anticipated that this project will include a prolonged study period and significant investment in whatever engineered solution is determined to maintain access and address this known threat. The State is aware of the Towns concerned in this area, although a continual dialogue and prioritization of this work is strongly recommended.
3. Ice Road Bike Path form North Road to East Shore Road: This program in the last round of TIP projects was not prioritized for funding in the FY2017-2025 program. Following a discussion with RIDOT officials, we were made aware of the possibility of a reallocation of resources in certain categories of funding. In this recommendation we are proposing a redistribution of planning funds of \$300,000 from the Jamestown Bridge/Pedestrian Access project TIP-ID 5060 total project estimate of \$800,000, to cost share the development of the shared path project at the North Reservoir that the Town has been working on for several years. This funding is included in the TIP program to be available in FY2021-2022. If this reallocation is supported, the Town



would have to wait until FY2021-22 to fully engage the Shared Path project, although it would provide the town with an alternate funding source and limit the Towns use of any additional local capital funds.

4. Sidewalk and Curbing replacement on Walcott Avenue form Hamilton to Fort Wetherill State Park: This project was not prioritized for funding by the Advisory Committee in the last round. In speaking with RIDOT officials, it would appear that to improve the likelihood of a project of this type being considered at some future point in this program, would require a change in the balance of funding. The possibility of altering this proposal to include a cost-sharing approach, that could include the State's installation of curbing and the Towns installation of the finished sidewalk, would be an example of a necessary collaboration to rebuild the sidewalk in question. This approach should be discussed and considered by the Council, should this project remain a priority for the community. The State is customarily responsible for the capital cost of reconstructing sidewalks, while individual towns are responsible for maintenance and routine upkeep of this infrastructure. In its present condition, the Town is liable for any and all injuries incurred, although with the curb line having completely deteriorated, it is beyond the point of repair and routine maintenance for the Town to address. The eventual full or partial reconstruction or elimination of this sidewalk is recommended.
5. Conanicut Bridge and East Shore Road: Funded in bridge repairs in FY2021.
6. Jamestown Bridge Bike/Pedestrian Access on and off Bridge: This project was prioritized by the Advisory Committee for funding in FY2022.
7. Beavertail Road at Mackerel Cove: Recommended as a new project for study.
8. Conanicut Avenue at East Ferry: Enhanced seawall project to increase height and protection of Conanicut Avenue and utility infrastructure. Recommended as a new project for future study.

The Cities and Towns choosing to participate in this program are required to conduct a public hearing and submit a formal application on or before August 11, 2017.



## Office of the Town Planner

### MEMORANDUM

**TO:** Andrew E. Nota, Town Administrator  
**FROM:** Lisa Bryer, AICP, Town Planner  
Michael Gray, PE, Director of Public Works  
**RE:** Transportation Improvement Program FFY 2018-2027  
**DATE:** July 12, 2017

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As you know, the State Planning Council for Rhode Island is soliciting projects from municipalities for the update of the State's Transportation Improvement Program (TIP) for federal fiscal years 2018-2027. The TIP is a list of transportation projects the State of Rhode Island intends to implement using US DOT funds. For a transportation project to utilize federal funds it must be included in the State TIP. I have included the Guide to Rhode Island's Transportation Improvement Program (TIP) that provides an overview of the program. Applications are due on August 11, 2017.

A project's inclusion in the TIP is a critical step, but it does not represent an allocation of funds, obligation to fund, or grant of funds. Projects supported with federal dollars are only guaranteed funding after the Rhode Island Department of Transportation (RIDOT) or the Rhode Island Public Transit Authority (RIPTA) or the U.S. Department of Transportation (USDOT) reviews the design, financing, and environmental impacts of a project. This is a long, but necessary process for inclusion of improvement projects on our State Roads in Jamestown.

In January 2016, the Town of Jamestown submitted 6 projects for consideration in the 2017-2025 TIP that included the following in order of priority. The highlighted projects were selected by the State Planning Council for inclusion into the FY 2017-2025 TIP:

- 1. The Round Swamp Bridge at the creek on North (Main) Road.**
- 2. Safe Routes to School –Lawn and Melrose Schools (required to be listed and prioritized during this cycle)**
- 3. Jamestown Bridge Bike/Pedestrian Access on and off Bridge**
4. the Road Widening for Bicycle Lane, North (Main) Road, Arnold Avenue to Rt. 138
5. Ice Road Bicycle Path from North Road to East Shore Road
- 6. Pavement Resurfacing of Narragansett Avenue between Southwest Avenue and terminus of West Ferry**
7. Sidewalk and Curbing Replacement on Walcott Avenue from Hamilton Avenue to Fort Wetherill State Park
8. West Ferry – Ft. Getty/Dutch Island Ferry Landing to support future ferry service to Dutch Island State Park, part of the RI Bay Island Park System.
- 9. (Listed by the State under the Capital Bridge Program). Conanicut Bridge, East Shore Road at Brook.**

For this year's TIP update the project prioritization application for the Town of Jamestown must again identify all existing projects listed on the TIP that are to be reconsidered and list any new projects. Based on our meeting and review of the existing list above including potential new projects we are recommending the following projects to be presented to the Town Council for consideration in the 2018-2027 TIP. We have prioritized them as follows (projects in the current TIP are highlighted):

**Existing Projects**

- 1. Pavement Resurfacing of Narragansett Avenue between Southwest Avenue and terminus of West Ferry**
- 2. The Round Swamp Bridge at the creek on North (Main) Road.**
3. Ice Road Bicycle Path from North Road to East Shore Road
4. Sidewalk and Curbing Replacement on Walcott Avenue from Hamilton Avenue to Fort Wetherill State Park
- 5. Conanicut Bridge, East Shore Road at Brook.**
- 6. Jamestown Bridge Bike/Pedestrian Access on and off Bridge**

**New Projects**

7. Beavertail Road at Mackerel Cove – consideration of impacts from sea level rise
8. Conanicut Avenue – raising remaining sea wall due to existing and potential impacts from sea level rise

Both new projects have been listed due to a recent study by the Statewide Planning Program "Vulnerability of Municipal Transportation Assets to Sea Level Rise and Storm Surge" where those roads in Jamestown are listed as number 4 and 6 of the Top 10 Roads Vulnerable to Sea Level Rise in Rhode Island.

## JAMESTOWN PROJECT STATUS REPORT

### NON-BRIDGE PROJECTS

TIPID	PROJECT NAME	LOCATION	PROJECT STATUS	TIP PROGRAM	TOTAL FUNDING
5062	Ice Road Bike Path		This project was not prioritized for funding by the Transportation Advisory Committee.		
5060	Jamestown Bridge Bike/Pedestrian Access		This project was prioritized for funding by the Transportation Advisory Committee and has been included in the TIP 17-25 for funding in FY 2022.	Transportation Alternatives Program	\$0.80
1336	Narragansett Ave (End to Southwest Ave)	End to Southwest Ave	This project has been included in the TIP 17-25 for funding in FY 2022.	Pavement Capital Program	\$1.40
5061	Road Widening for North Rd Bicycle Lane	Arnold Avenue to Rt 138	This project was not prioritized for funding by the Transportation Advisory Committee.		
5059	Safe Routes to School Phase 1-2 (Combined per RIDOT)		Funding in the amount of \$451,750 has already been authorized for this project.		
5063	Sidewalk and Curbing Replacement on Walcott Ave	Hamilton to Fort Wetherill State Park	This project was not prioritized for funding by the Transportation Advisory Committee.		
5064	West Ferry-Ft Getty/Dutch Island Ferry Landing		This project was not prioritized for funding by the Transportation Advisory Committee.		

### BRIDGE CAPITAL PROJECTS

TIPID	PROJECT NAME	PROJECT STATUS
6215	Conanicut Bridge, East Shore Rd at Brook	This bridge has been included in the TIP 17-25 within Bridge Group 44, funded in FY 2021.
6216	Round Swamp Bridge, North Main Rd at Tidal Inlet	This bridge included in TIP 17-25 within Bridge Group 44, funded in FY 2021. Requested scope changes (sea level rise, North Rd for alternative transportation, accommodation of the adjacent property) will be evaluated when undertaking Bridge Group 44





**TOWN OF JAMESTOWN**  
93 NARRAGANSETT AVENUE  
P.O. Box 377  
JAMESTOWN, RHODE ISLAND 02835

June 23, 2016

Mr. Jared L. Rhodes, Secretary (Acting)  
Rhode Island State Planning Council  
One Capitol Hill, Providence, RI 02908

Re: TIP 2017-2025 Recommended Projects

Dear Mr. Rhodes:

The Town of Jamestown is appreciative of the projects proposed to be listed in the TIP. These projects represent maintenance and replacement of critical linkage bridges, sidewalks to get children off the busy roads and safely to school, and paving of the other half of our downtown main street; all vital to Jamestown's quality of life.

There are two projects that were listed in the 2013-2016 that were not recommended to carry through to the 17-25 TIP. The Town of Jamestown wishes at this time to formally advocate for the following projects reentry into the 17-25 TIP:

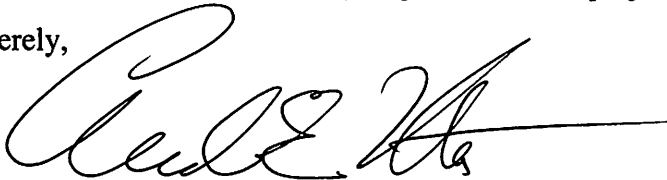
- Ice Road Bike Path – TIPID 5062
- Sidewalk and Curbing Replacement on Walcott Avenue from Hamilton Avenue to Fort Wetherill State Park

The *Ice Road Bike Path* was borne out of the Jamestown Bike Path Design Committee Final Report in April 2010. The committee, led by Robert Sutton involved seven residents including the Town Planner Lisa Bryer as well as the Town Administrator and Lambri Zerva, PE, from RIDOT. The Town has committed \$120,000 towards this project, over the last five years, and has completed the project design, including the Reservoir spillway bridge and has also permitted the only wetland crossing for the path through RIDEM. The Town is fully committed to completion of this project as evidenced by the most recent allocation of \$40,000 in the FY16-17 capital budget for the construction phase which has an total estimated cost of \$225,000.

In October 2011, a meeting was held with then RIDOT Director Lewis regarding the critically important bike path linkage in Jamestown and Director Lewis noted in his letter (attached) that “RIDOT supports the funding of this projects in the Transportation Improvement Program at the appropriate time, subject to successful project development and permitting by the Town...” The Ice Road Bike Path was first listed in the 13-16 TIP. The Town has successfully developed and permitted this project and would respectfully request that this project remain in the 17-25 TIP as it is ready for construction.

The *Sidewalk and Curbing Replacement on Walcott Avenue from Hamilton Avenue to Fort Wetherill State Park* was initially listed on the 13-16 TIP for construction in 2016 at a total cost of \$500,000. This project will make the main walking route from Jamestown’s Village to Fort Wetherill State Park. Much of the sidewalk and curbing is in “failing” condition and would not support handicap usage. The need for this project is even more relevant 3 years later and the Town of Jamestown respectfully requests that this project remain in the 17-25 TIP.

Sincerely,

A handwritten signature in black ink, appearing to read "Andrew E. Nota", with a long horizontal line extending to the right.

Andrew E. Nota, Town Administrator  
Town of Jamestown

C: Jamestown Town Council  
Robert Sutton, Chair, Jamestown Bike Path Design Committee  
Lisa Bryer, Town Planner  
Michael Gray, Public Works Director

Attachment: October 24, 2011 letter from RIDOT Director Lewis supporting the Ice Road Bike Path

**From:** alan [<mailto:alkajuka@aol.com>]

**Sent:** Friday, June 16, 2017 3:34 PM

**To:** Andrew Nota <[anota@jamestownri.net](mailto:anota@jamestownri.net)>; [spurdie@wesleyan.edu](mailto:spurdie@wesleyan.edu); [jim@caisoft.com](mailto:jim@caisoft.com); [reneemc111@gmail.com](mailto:reneemc111@gmail.com)

**Subject:** aquaculture in Dutch Harbor

Hi Andy. As predicted, things here in Dutch Harbor have progressed from bad to worse. The boats are out here every day, adding more and more floats, cages and buoy's in the water. It looks absolutely terrible. There is less and less safe room for boating, kayaking, and swimming. And also for the 1st time since we owned our property, there is algae and seaweed all over the beach, and it is growing everyday. In doing some research(see attached) there is a good chance that it is being caused by all of this aquaculture in the water.

I would welcome you and the entire city council to come over my house to see what it looks like. It is no wonder why these operations were turned down by many other city's and towns. I really don't think that this is what you and the city council would want Jamestown to be about, a commercial shell fishing area. We all love this island for it's quiet, serenity, and beauty. That has drastically changed here in Dutch Harbor.

Alan Katz  
52 Westwind Drive  
Jamestown, R.I. 02835



## Negative effects of aquaculture

- exerting control over the amount of available mineral nitrogen and phosphorus to<sup>1</sup> phytoplankton by sequestering them as protein in their meat and shell tissues
- oysters deposit organic nitrogen-rich bio-deposits to the bottom sediments that bacteria decompose, thus forming ammonium; ammonium is converted by nitrifying bacteria in oxygen-rich sediments to nitrate, which denitrifying bacteria in deeper sediment layers then convert to nitrogen gas
- bio deposits of oysters change the underlying sediments<sup>2</sup>
- oysters consume detritus and can thus have an impact on their abundance and composition in the water. Competition for phytoplankton and detritus can affect wild species as the cultured species, being the most predominant, manage to filter out the most of the phytoplankton and so the wild species which also depend on the same resources may suffer
- Accumulation of Shell litter, Debris and associated organisms and Physical disturbance
- Introduction of Invasive species, Pests and Diseases
- Depletes oxygen in water
- **production directly or indirectly for food (Reitan et al. 1999 ; Paterson et al. 2003 ; Zeldis et al. 2008 ; Burkholder and Glibert 2011). But when added in excess, nutrient pollution can cause algal overgrowth<sup>3</sup> (this acritical talks about how oyster farms can cause algal growth)**
- As more chronic, long - term effects, nutrient overenrichment promotes major shifts in the structure of plant and animal communities, often resulting in high biomass of a few tolerant species and loss of overall biodiversity

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<sup>1</sup> <http://www.sciencedirect.com/science/article/pii/S0964569106000755>

<sup>2</sup> <http://www.fisheriesjournal.com/archives/2016/vol4issue3/PartA/4-2-105.pdf>

<sup>3</sup>

[https://www.researchgate.net/profile/Sandra\\_Shumway/publication/255171799\\_Bivalve\\_Shellfish\\_Aquaculture\\_and\\_Eutrophication/links/00463531ed1ffb447000000.pdf](https://www.researchgate.net/profile/Sandra_Shumway/publication/255171799_Bivalve_Shellfish_Aquaculture_and_Eutrophication/links/00463531ed1ffb447000000.pdf)

**From:** Dave Beutel [<mailto:dbeutel@crmc.ri.gov>]

**Sent:** Thursday, June 22, 2017 3:04 PM

**To:** 'alan' <[alkajuka@aol.com](mailto:alkajuka@aol.com)>; [spurdie@wesleyan.edu](mailto:spurdie@wesleyan.edu); [jim@caisoft.com](mailto:jim@caisoft.com); [reneemc111@gmail.com](mailto:reneemc111@gmail.com);

Andrew Nota <[anota@jamestownri.net](mailto:anota@jamestownri.net)>

**Cc:** Jeff Willis <[jwillis@crmc.ri.gov](mailto:jwillis@crmc.ri.gov)>; Leavitt, Dale <[dleavitt@rwu.edu](mailto:dleavitt@rwu.edu)>

**Subject:** RE: aquaculture in Dutch Harbor

Alan,

Thank you for sending the document. I will review the references from the document. Please review the references attached relating to shellfish aquaculture and ecosystem services. I agree that the leases are near the beach. I do not agree that they are close to any homes; the nearest home on Westwind Drive is over 1,000 ft. away. The leases are very clearly in the area demarcated as approved for the harvest of shellfish:

<http://www.dem.ri.gov/maps/mapfile/shellfish.pdf> pages 20 and 21. It is also clear that the beach in front of Westwind Drive is in the seasonal closure area. The homes and the boats do contribute to water quality degradation, hence the seasonal closure line.

Dave

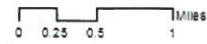
David Beutel  
Coastal Resources Management Council  
Aquaculture Coordinator  
Oliver Stedman Government Center  
4808 Tower Hill Road  
Wakefield, RI 02879  
401-783-3370



Shellfish Growing Area Classification Codes

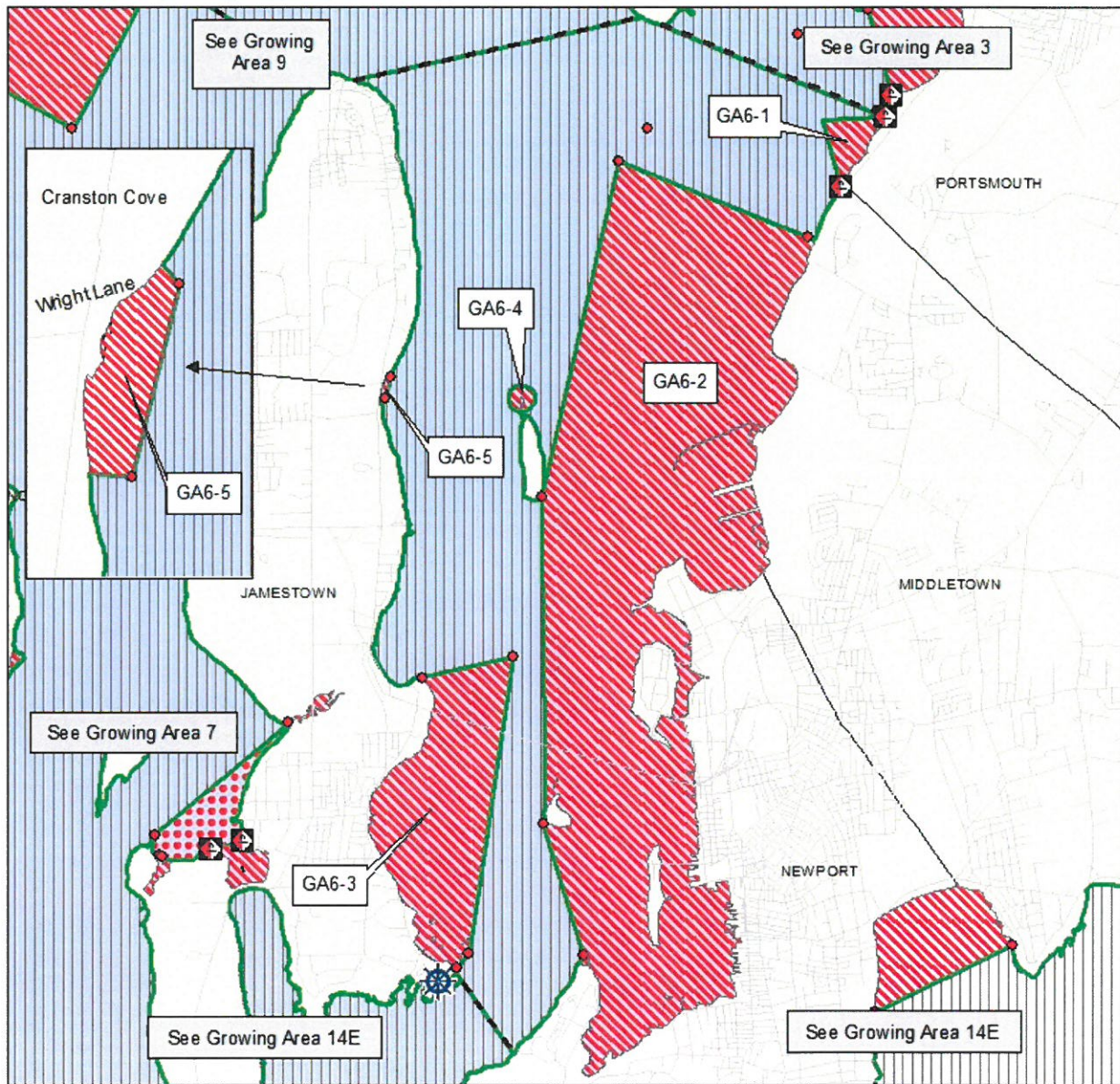
-  Approved
-  Seasonal Closure
-  Shellfishing Prohibited
-  Marina Facility Seasonal Closure
-  Growing Area Boundary
-  Upper Narragansett Bay Conditional Area - A
-  Block Island Seasonal Closure A,C
-  Block Island Seasonal Closure B

Rhode Island Department  
of  
Environmental Management  
Office of Water Resources  
Shellfish Program



This map is provided only as a general reference for the areas listed as prohibited, seasonal closure or conditional closure in the publication entitled "Notice of Polluted Shellfishing Grounds May 2017". Please refer to that document for the complete legal description of the numbered shellfish closure areas shown here. This map also serves as the legal description for the areas open to shellfishing. Taking of shellfish is prohibited from any waters located on the landward side of the boundary line of waters listed as approved (high tide mark) and the landward side of the boundary line of waters listed as prohibited, conditional closure or seasonal closure, regardless of whether the specific waters are shown or noted as prohibited on the attached maps. At locations where the boundary line crosses water, the boundary shall be a straight line connecting the high tide mark on either side of the water along the main shoreline.

**East Passage  
Growing Area 6  
May 2017 - May 2018**






- Shellfish Growing Area Classification Codes
- Approved
  - Seasonal Closure
  - Shellfishing Prohibited
  - Growing Area Boundary
  - Upper Narragansett Bay Conditional Area - A
  - Block Island Seasonal Closure A, C
  - Block Island Seasonal Closure B

Rhode Island Department  
of  
Environmental Management  
Office of Water Resources  
Shellfish Program



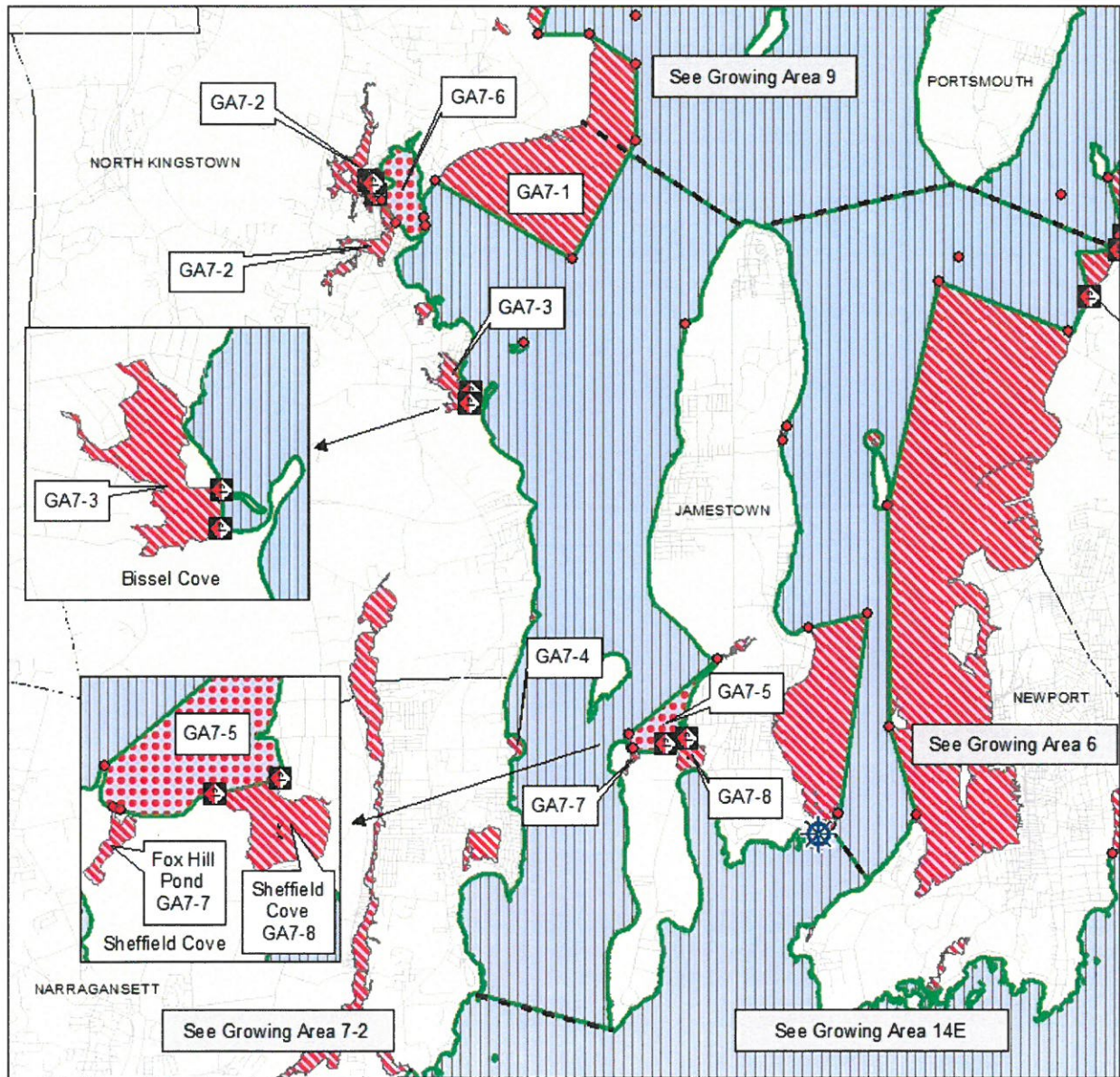
0 0.425 0.85 1.7 Miles



 **Marina Facility Seasonal Closure**

This map is provided only as a general reference for the areas listed as prohibited, seasonal closure or conditional closure in the publication entitled "Notice of Polluted Shellfishing Grounds May 2017". Please refer to that document for the complete legal description of the numbered shellfish closure areas shown here. This map also serves as the legal description for the areas open to shellfishing. Taking of shellfish is prohibited from any waters located on the landward side of the boundary line of waters listed as approved (high tide mark) and the landward side of the boundary line of waters listed as prohibited, conditional closure or seasonal closure, regardless of whether the specific waters are shown or noted as prohibited on the attached maps. At locations where the boundary line crosses water, the boundary shall be a straight line connecting the high tide mark on either side of the water along the main shoreline.

**West Passage  
Growing Area 7  
May 2017 - May 2018**



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**From:** alan [<mailto:alkajuka@aol.com>]

**Sent:** Thursday, June 22, 2017 10:34 AM

**To:** [dbeutel@crmc.ri.gov](mailto:dbeutel@crmc.ri.gov); [spurdie@wesleyan.edu](mailto:spurdie@wesleyan.edu); [jim@caisoft.com](mailto:jim@caisoft.com); [reneemc111@gmail.com](mailto:reneemc111@gmail.com); [anota@jamestownri.net](mailto:anota@jamestownri.net)

**Subject:** aquaculture in Dutch Harbor

Here is the linc to the articles on the algae. You are more than welcome to inspect the beach area in front of our house to see what I'm talking about.

I don't understand how these leases can be approved so close to houses and the shore. There is so much open water out there where it would not effect anyone. I also don't quite understand your explanation about this:

" Please note that the area around every marina and large mooring field is part of the seasonal closure system. The harvesting of shellfish in prohibited waters applies to everyone."

The leased areas are right next to our mooring field. Why doesn't it apply to these aquaculture sites?

Alan Katz

## Negative effects of aquaculture

- exerting control over the amount of available mineral nitrogen and phosphorus to <sup>1</sup>phytoplankton by sequestering them as protein in their meat and shell tissues
- oysters deposit organic nitrogen-rich bio-deposits to the bottom sediments that bacteria decompose, thus forming ammonium; ammonium is converted by nitrifying bacteria in oxygen-rich sediments to nitrate, which denitrifying bacteria in deeper sediment layers then convert to nitrogen gas
- bio deposits of oysters change the underlying sediments <sup>2</sup>
- oysters consume detritus and can thus have an impact on their abundance and composition in the water. Competition for phytoplankton and detritus can affect wild species as the cultured species, being the most predominant, manage to filter out the most of the phytoplankton and so the wild species which also depend on the same resources may suffer
- Accumulation of Shell litter, Debris and associated organisms and Physical disturbance
- Introduction of Invasive species, Pests and Diseases
- Depletes oxygen in water
- **production directly or indirectly for food (Reitan et al. 1999 ; Paterson et al. 2003 ; Zeldis et al. 2008 ; Burkholder and Glibert 2011). But when added in excess, nutrient pollution can cause algal overgrowth<sup>3</sup> (this acritical talks about how oyster farms can cause algal growth)**
- As more chronic, long - term effects, nutrient overenrichment promotes major shifts in the structure of plant and animal communities, often resulting in high biomass of a few tolerant species and loss of overall biodiversity

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<sup>1</sup> <http://www.sciencedirect.com/science/article/pii/S0964569106000755>

<sup>2</sup> <http://www.fisheriesjournal.com/archives/2016/vol4issue3/PartA/4-2-105.pdf>

<sup>3</sup>

[https://www.researchgate.net/profile/Sandra\\_Shumway/publication/255171799\\_Bivalve\\_Shellfish\\_Aquaculture\\_and\\_Eutrophication/links/00463531ed1ffbb447000000.pdf](https://www.researchgate.net/profile/Sandra_Shumway/publication/255171799_Bivalve_Shellfish_Aquaculture_and_Eutrophication/links/00463531ed1ffbb447000000.pdf)



**From:** Dave Beutel [mailto:dbeutel@crmc.ri.gov]

**Sent:** Thursday, June 22, 2017 8:02 AM

**To:** 'alan' <alkajuka@aol.com>; spurdie@wesleyan.edu; jim@caisoft.com; reneemc111@gmail.com; Andrew Nota <anota@jamestownri.net>

**Cc:** Jeff Willis <jwillis@crmc.ri.gov>; Leavitt, Dale <dleavitt@rwu.edu>

**Subject:** RE: aquaculture

Hello Alan,

The answers to your questions will follow each question.

Have all the applicants started to put in their equipment? I believe you had told me that they had 1 year from approval to put in their sites in the water. Did anyone lose theirs because they did not start on time?

The applicants all have at least some gear on their sites. No one has lost their site because of being timed out.

How often does CRMC inspect the different sites to make sure that the lessors are 100% adhering to what they were approved for (including location, size and number of cages)?

I am going to three of the sites today. Today will be my fourth review of these sites in 2017. New sites receive more frequent visits than older more established sites. Every site in RI will receive at least one visit annually.

In the last 6 months, we have had a tremendous amount of seaweed wash up on our beach. We have never seen that before in the 15 years we have lived here. Also, there is a large amount of green slimy algae on the beach. Also something we have never seen here before. In doing some research, I have found articles that talk about algae being caused by this type of aquaculture. Is this something CRMC can look into?

Please provide links to the articles you reference and we will review and respond. I have worked on Narragansett Bay since I moved here in 1977. Algae comes and goes and is randomly more prolific. Climate change has caused many changes in micro and macro algae. Shoreside development has also contributed to changes in the algae regime and decreased water quality. Sheffield Cove is a good example. I am also familiar with residents complaining about algal blooms without the presence of shellfish aquaculture, then have the same residents blaming aquaculture development for any subsequent algal bloom. We would particularly be interested in any peer reviewed scientific articles that support your impression.

David Beutel  
Coastal Resources Management Council  
Aquaculture Coordinator  
Oliver Stedman Government Center  
4808 Tower Hill Road  
Wakefield, RI 02879  
401-783-3370

**From:** alan [<mailto:alkajuka@aol.com>]

**Sent:** Wednesday, June 21, 2017 4:39 PM

**To:** [dbeutel@crmc.ri.gov](mailto:dbeutel@crmc.ri.gov); [spurdie@wesleyan.edu](mailto:spurdie@wesleyan.edu); [jim@caisoft.com](mailto:jim@caisoft.com); [reneemc111@gmail.com](mailto:reneemc111@gmail.com); [anota@jamestownri.net](mailto:anota@jamestownri.net)

**Subject:** aquaculture

Hello Dave. The amount of cages and floats and the daily activity here in Dutch Harbor is even more than we possibly could have imagined. I have a few questions for you:

Have all the applicants started to put in their equipment? I believe you had told me that they had 1 year from approval to put in their sites in the water. Did anyone lose theirs because they did not start on time?

How often does CRMC inspect the different sites to make sure that the lessors are 100% adhering to what they were approved for (including location, size and number of cages)?

In the last 6 months, we have had a tremendous amount of seaweed wash up on our beach. We have never seen that before in the 15 years we have lived here. Also, there is a large amount of green slimy algae on the beach. Also something we have never seen here before. In doing some research, I have found articles that talk about algae being caused by this type of aquaculture. Is this something CRMC can look into?

Please let me know. Thank you.

Alan Katz  
52 Westwind Drive  
Jamestown, R.I. 02835

**From:** Andrew Nota  
**Sent:** Thursday, June 29, 2017 8:55 AM  
**To:** 'alan' <[alkajuka@aol.com](mailto:alkajuka@aol.com)>  
**Subject:** RE: aquaculture in Dutch Harbor

Alan,

The information represents only a preliminary application of an operator, although it was discussed at a meeting where the public could attend. No final review or approval has occurred by CRMC. In my experience not everyone will treat the material in this same fashion, based on their knowledge and familiarity with the process. I'll leave it up to you, although action based on this material should be limited to specific questions to Dave Beutel as to the content of the hearing and next steps in the process for the applicant. This application may/may not fully materialize so until it does, it might be preferable to hold off on any organized effort until there is a concrete plan to react to.

Andy

**From:** alan [<mailto:alkajuka@aol.com>]  
**Sent:** Thursday, June 29, 2017 8:39 AM  
**To:** Andrew Nota <[anota@jamestownri.net](mailto:anota@jamestownri.net)>  
**Subject:** Re: aquaculture in Dutch Harbor

Thank you for the information. Is it o.k. if I share this preliminary determination application with some of my neighbors for discussion?

Alan

-----Original Message-----

**From:** Andrew Nota <[anota@jamestownri.net](mailto:anota@jamestownri.net)>  
**To:** alan <[alkajuka@aol.com](mailto:alkajuka@aol.com)>  
**Cc:** Lisa Bryer <[lbryer@jamestownri.net](mailto:lbryer@jamestownri.net)>; Chief Edward Mello <[emello@jamestownri.net](mailto:emello@jamestownri.net)>  
**Sent:** Wed, Jun 28, 2017 10:30 am  
**Subject:** RE: aquaculture in Dutch Harbor

Alan,

I just learned why you have not yet seen an official application for the East Shore Rd. proposal on the CRMC site. Apparently, the preliminary determination application is not considered a full application for public distribution until the CRMC staff assess the application, present questions, receive answers, etc. from the applicant to see if the proposed application is viable. Once that determination is made, a formal public notice will be provided and the official application process will commence.

I've attached for your review the materials provided for the preliminary (non-public review) determination hearing, although any final application will most likely change in some fashion if it is eventually approved to be heard before the full coastal council. I've also attached the 2016 final report of aquaculture activities in Rhode Island.



Also, I did learn that the neighbors of the applicant were aware of this application because the applicant had reached out to them to alert them to his proposal.

Andy

**From:** alan [<mailto:alkajuka@aol.com>]  
**Sent:** Tuesday, June 27, 2017 4:08 PM  
**To:** Andrew Nota <[anota@jamestownri.net](mailto:anota@jamestownri.net)>  
**Subject:** Re: aquaculture in Dutch Harbor

I'll call you tomorrow at around 9am

Alan

-----Original Message-----  
From: Andrew Nota <[anota@jamestownri.net](mailto:anota@jamestownri.net)>  
To: alan <[alkajuka@aol.com](mailto:alkajuka@aol.com)>  
Sent: Tue, Jun 27, 2017 3:43 pm  
Subject: RE: aquaculture in Dutch Harbor  
Alan,

I'm available either tomorrow morning (Wednesday) before 10am or late in the afternoon after 4:00pm.

Andy

**From:** alan [<mailto:alkajuka@aol.com>]  
**Sent:** Tuesday, June 27, 2017 1:06 PM  
**To:** Andrew Nota <[anota@jamestownri.net](mailto:anota@jamestownri.net)>  
**Subject:** Re: aquaculture in Dutch Harbor

Thank you for responding. Do you have a few minutes to talk either this afternoon or tomorrow? Please advise what would be a good time for you. Thank you.

Alan

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From: Andrew Nota <[anota@jamestownri.net](mailto:anota@jamestownri.net)>  
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Cc: Cheryl Fernstrom <[cfernstrom@jamestownri.net](mailto:cfernstrom@jamestownri.net)>; Lisa Bryer <[lbryer@jamestownri.net](mailto:lbryer@jamestownri.net)>; Chief Edward Mello <[emello@jamestownri.net](mailto:emello@jamestownri.net)>  
Sent: Tue, Jun 27, 2017 12:41 pm  
Subject: RE: aquaculture in Dutch Harbor  
Alan,

Based on the recent series of communications, I've requested that the Town Clerk compile all recent emails and supporting information as background for the Town Council to keep them versed of this

ongoing dialogue. As you are aware, there has technically been no expansion of the existing aquaculture fields as originally permitted and no new applications have been approved for the area in question. In your recent conversation with CRMC officials, they explained the process and the ability of an operator to phase-in their full complement of equipment in farming the permitted areas as well as addressed other concerns relating to seaweed and algae. At this stage of the conversation, I am unsure what step(s) the community can take beyond continuing the dialogue with CRMC officials around this issue, such as a recent hearing regarding an application request on the eastern side of the island in front of the applicants property on East Shore Road. The Town as well as several objecting neighbors were present at a preliminary hearing on this application.

I do believe a significant impression was made with CRMC staff and the CRMC Council at the full CRMC hearing that everyone attended last year. It was made clear at that time that any future applications would be met with some level of objection and that an underlying concern existed regarding any further proliferation of this activity in the area. At the same time, the Town has always and continues to support commercial fishing and agricultural pursuits in general, and has found a balance in preserving those longstanding practices and way of life as part of this community as outlined in the Towns Comprehensive Plan. As you are aware, the management and permitting of such activity falls under the jurisdiction of CRMC and not the Town, thus the Towns ability to make substantive change to already permitted fields, is very limited. In my experience, I do believe it is important to continue to work closely with the Town and CRMC officials on this matter as trying to initiate change on this topic alone will be difficult. All efforts should be made to build these relationships versus creating any form of adverse dialogue. The concerns as expressed thus far are not shared by everyone in the community thus this matter will need to be managed or divergent opinions may stifle and limit future progress.

The Council may/may not seek a dialogue on this matter at the July meeting, although they have a choice to engage in such a discussion and could choose to remove the item from the communication section of the agenda. Should you or other residents wish to formally engage the council at their meeting on July 17<sup>th</sup>, please let me know and I'll make the necessary change to the agenda format to provide that opportunity. I do not feel it is necessary to do so at this time, although it is your right to do so, and I will assist in whatever way I can.

Andy

Andrew E. Nota, Town Administrator  
Town of Jamestown  
93 Narragansett Avenue  
Jamestown, RI 02835  
401-423 – 7201  
[anota@jamestownri.net](mailto:anota@jamestownri.net)

**From:** alan [<mailto:alkajuka@aol.com>]  
**Sent:** Friday, June 16, 2017 3:34 PM  
**To:** Andrew Nota <[anota@jamestownri.net](mailto:anota@jamestownri.net)>; [spurdie@wesleyan.edu](mailto:spurdie@wesleyan.edu); [jim@caisoft.com](mailto:jim@caisoft.com); [reneemc111@gmail.com](mailto:reneemc111@gmail.com)  
**Subject:** aquaculture in Dutch Harbor

Hi Andy. As predicted, things here in Dutch Harbor have progressed from bad to worse. The boats are out here every day, adding more and more floats, cages and buoy's in the water. It looks absolutely terrible. There is less and less safe room for boating, kayaking, and swimming. And also for the 1st time since we owned our property, there is algae and seaweed all over the beach, and it is growing everyday. In doing some research(see attached) there is a good chance that it is being caused by all of this aquaculture in the water.

I would welcome you and the entire city council to come over my house to see what it looks like. It is no wonder why these operations were turned down by many other city's and towns. I really don't think that this is what you and the city council would want Jamestown to be about, a commercial shell fishing area. We all love this island for it's quiet, serenity, and beauty. That has drastically changed here in Dutch Harbor.

Alan Katz  
52 Westwind Drive  
Jamestown, R.I. 02835

**From:** Andrew Nota  
**Sent:** Thursday, June 29, 2017 8:55 AM  
**To:** 'alan' <[alkajuka@aol.com](mailto:alkajuka@aol.com)>  
**Subject:** RE: aquaculture in Dutch Harbor

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Cc: Cheryl Fernstrom <[cfernstrom@jamestownri.net](mailto:cfernstrom@jamestownri.net)>; Lisa Bryer <[lbryer@jamestownri.net](mailto:lbryer@jamestownri.net)>; Chief Edward Mello <[emello@jamestownri.net](mailto:emello@jamestownri.net)>  
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Based on the recent series of communications, I've requested that the Town Clerk compile all recent emails and supporting information as background for the Town Council to keep them versed of this



ongoing dialogue. As you are aware, there has technically been no expansion of the existing aquaculture fields as originally permitted and no new applications have been approved for the area in question. In your recent conversation with CRMC officials, they explained the process and the ability of an operator to phase-in their full complement of equipment in farming the permitted areas as well as addressed other concerns relating to seaweed and algae. At this stage of the conversation, I am unsure what step(s) the community can take beyond continuing the dialogue with CRMC officials around this issue, such as a recent hearing regarding an application request on the eastern side of the island in front of the applicants property on East Shore Road. The Town as well as several objecting neighbors were present at a preliminary hearing on this application.

I do believe a significant impression was made with CRMC staff and the CRMC Council at the full CRMC hearing that everyone attended last year. It was made clear at that time that any future applications would be met with some level of objection and that an underlying concern existed regarding any further proliferation of this activity in the area. At the same time, the Town has always and continues to support commercial fishing and agricultural pursuits in general, and has found a balance in preserving those longstanding practices and way of life as part of this community as outlined in the Towns Comprehensive Plan. As you are aware, the management and permitting of such activity falls under the jurisdiction of CRMC and not the Town, thus the Towns ability to make substantive change to already permitted fields, is very limited. In my experience, I do believe it is important to continue to work closely with the Town and CRMC officials on this matter as trying to initiate change on this topic alone will be difficult. All efforts should be made to build these relationships versus creating any form of adverse dialogue. The concerns as expressed thus far are not shared by everyone in the community thus this matter will need to be managed or divergent opinions may stifle and limit future progress.

The Council may/may not seek a dialogue on this matter at the July meeting, although they have a choice to engage in such a discussion and could choose to remove the item from the communication section of the agenda. Should you or other residents wish to formally engage the council at their meeting on July 17<sup>th</sup>, please let me know and I'll make the necessary change to the agenda format to provide that opportunity. I do not feel it is necessary to do so at this time, although it is your right to do so, and I will assist in whatever way I can.

Andy

Andrew E. Nota, Town Administrator  
Town of Jamestown  
93 Narragansett Avenue  
Jamestown, RI 02835  
401-423 – 7201  
[anota@jamestownri.net](mailto:anota@jamestownri.net)

**From:** alan [<mailto:alkajuka@aol.com>]  
**Sent:** Friday, June 16, 2017 3:34 PM  
**To:** Andrew Nota <[anota@jamestownri.net](mailto:anota@jamestownri.net)>; [spurdie@wesleyan.edu](mailto:spurdie@wesleyan.edu); [jim@caisoft.com](mailto:jim@caisoft.com); [reneemc111@gmail.com](mailto:reneemc111@gmail.com)  
**Subject:** aquaculture in Dutch Harbor

Hi Andy. As predicted, things here in Dutch Harbor have progressed from bad to worse. The boats are out here every day, adding more and more floats,cages and buoy's in the water. It looks absolutely terrible. There is less and less safe room for boating, kayaking, and swimming. And also for the 1st time since we owned our property, there is algae and seaweed all over the beach, and it is growing everyday. In doing some research(see attached) there is a good chance that it is being caused by all of this aquaculture in the water.

I would welcome you and the entire city council to come over my house to see what it looks like. It is no wonder why these operations were turned down by many other city's and towns. I really don't think that this is what you and the city council would want Jamestown to be about, a commercial shell fishing area. We all love this island for it's quiet, serenity, and beauty. That has drastically changed here in Dutch Harbor.

Alan Katz  
52 Westwind Drive  
Jamestown, R.I. 02835



State of Rhode Island and Providence Plantations  
**Coastal Resources Management Council**  
Oliver H. Stedman Government Center  
4808 Tower Hill Road, Suite 3  
Wakefield, RI 02879-1900

(401) 783-3370  
Fax (401) 783-3767

March 22, 2017

Dear Stakeholder:

On behalf of the R.I. Coastal Resources Management Council, I am pleased to present the 2016 Annual Status Report for Aquaculture in Rhode Island.

Aquaculture in Rhode Island is a steadily growing industry making a real contribution to the economic health of the state. The companies, farmers and universities involved are showing their confidence in the industry's future by investing time and capital to increase their competitiveness now and into the future. Aquaculture in Rhode Island is an industry that benefits from the state's pristine waters, its universities and a well-trained populace.

The aquaculture industry reported a number of gains in 2016, despite shellfish closures impacting the amount of product sold. The total number of farms increased from 61 to 70. Total acreage under cultivation grew 33.15 acres, to a total of 274.53 acres farmed. Oysters remained the number one aquaculture product, with 7.8 million sold for consumption.

These are just some of the examples of the progress the industry made in 2016. We hope you find this report informative and useful, and we welcome any feedback you might have.

Sincerely,

Grover Fugate, Executive Director  
Coastal Resources Management Council

/lmd

Cc: CRMC Council Members  
Grover J. Fugate, CRMC  
David Beutel, CRMC

# C R M C

COASTAL RESOURCES MANAGEMENT COUNCIL

## Aquaculture in Rhode Island

2016 Annual Status Report



*Photograph: Jeff Gardner*

**Prepared by:  
David Beutel  
Aquaculture Coordinator  
Coastal Resources Management Council  
4808 Tower Hill Rd.  
Wakefield, RI 02879-1900**

# CRMC

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COASTAL **RESOURCES** MANAGEMENT COUNCIL

2016 CRMC Council Members:  
Anne Maxwell Livingston, Chair  
Tony Affigne  
Paul Beaudette  
Raymond C. Coia  
Janet Coit, DEM Director  
Donald Gomez  
Michael Hudner  
Joy Montanaro  
Patricia Reynolds  
Jerry Sahagian



**Figure 1.** Kelp research site

*Photograph: Matt Griffin*



## **Rhode Island Aquaculture Industry - 2016**

*At a Glance*

- The number of farms in Rhode Island increased from 61 to 70
- The total area now under cultivation increased 33.15 acres to total 274.53
- Oysters remained the number one aquaculture product with 7,818,194 sold for consumption, a decrease of 453,978 oysters from last year
- The farm gate value of aquaculture products for consumption was \$5,325,703
- Oyster seed sales from RI aquaculturists was valued at \$183,000
- Combined value of aquaculture products for consumption and seed sales was \$5.51 million
- The number of aquaculture farm workers increased modestly from 171 to 177
- Nine farms started growing kelp

## Introduction

The year 2016 saw a decrease in oysters landed and a slight decrease in value. The decreased volume of oysters available resulted in an increase in average wholesale price. The growth in total acreage was 33.15 acres; a 13.7 percent increase for the year. Nine new farms were permitted and their first harvests should be noted in 2017 and 2018. A number of farms have added kelp to their list of crops. The results will be reflected in the 2017 annual report. RI aquaculturists are inventive, efficient, and working to diversify their crops.

## How the figures were derived

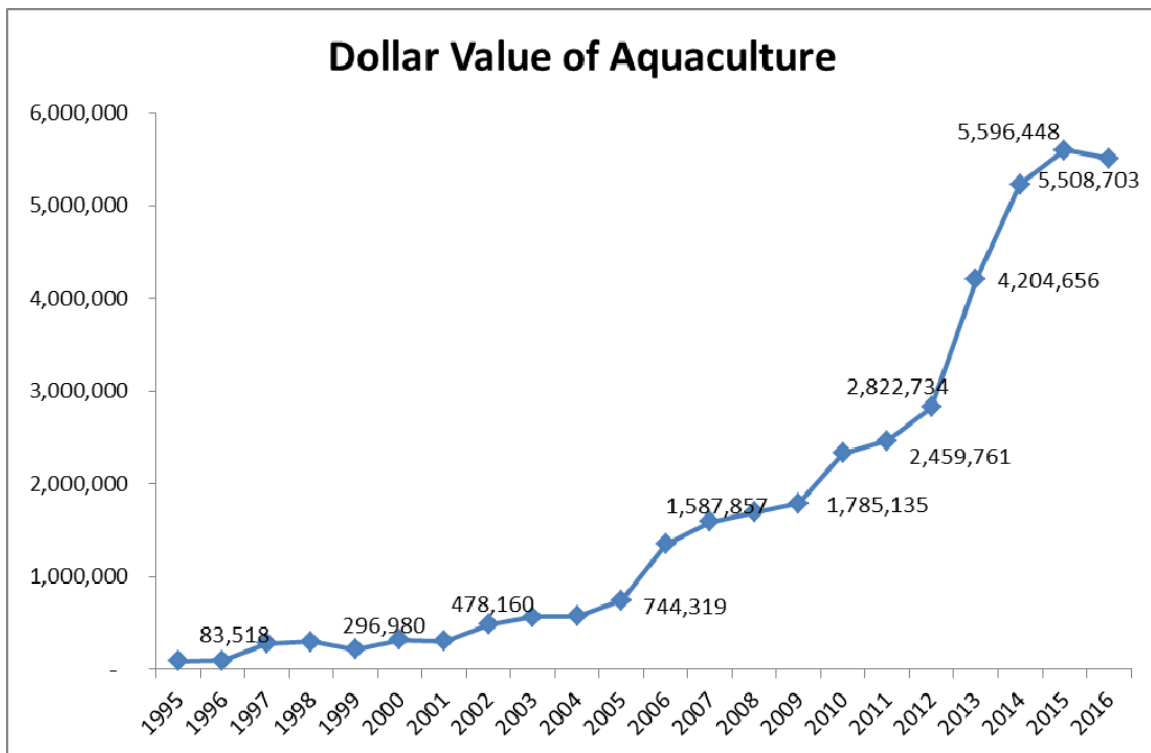
Harvest figures came from the yearly CRMC aquaculture questionnaire distributed to all leaseholders. All reports are taken as an accurate value. Monetary figures for this report were calculated by averaging an estimated yearly average wholesale price from multiple sources. This figure was then multiplied by the numbers reported by growers in the yearly CRMC report to arrive at the figures used in this report. Figures from the aquaculture-associated industries came from the principals involved in these privately held companies. Six operations sold oyster seed in 2016 including the newest shellfish hatchery first permitted this year. The figures cited are for gross sales of aquaculture-related products including seed sales. A number of shellfish growers are also shellfish dealers. The sales that are direct to end users are at a higher value than wholesale price used in the averaging. Using a wholesale price results in a lower value determined for the aquaculture products but also results in a consistency of format over the years of reporting.



**Figure 1.** Oysters ready to ship. *Photograph: Ocean State Shellfish Cooperative*

## Farm Production

The 2016 farm gate value of Rhode Island grown shellfish was \$5,508,703 which is a decrease of 1.6% from the 2015 farm gate value of \$5,596,448. Oyster seed sales for 2016 increased to \$183,000. A new oyster seed hatchery began business this year on Ninigret Pond. Farmed hard clam and blue mussels were both harvested with modest increases this year. This year Narragansett Bay and the coastal ponds experienced a prolonged bloom of rust tide *Cochlodinium polykrikoides*, which is not toxic to humans but is harmful to shellfish, resulting in less harvest and increased shellfish mortality. October 2016 had two shellfish harvest closures because of *Pseudo nitzschia* which is not harmful to shellfish but is harmful to people. These closures did not affect the aquaculture crop but did limit ability to harvest.



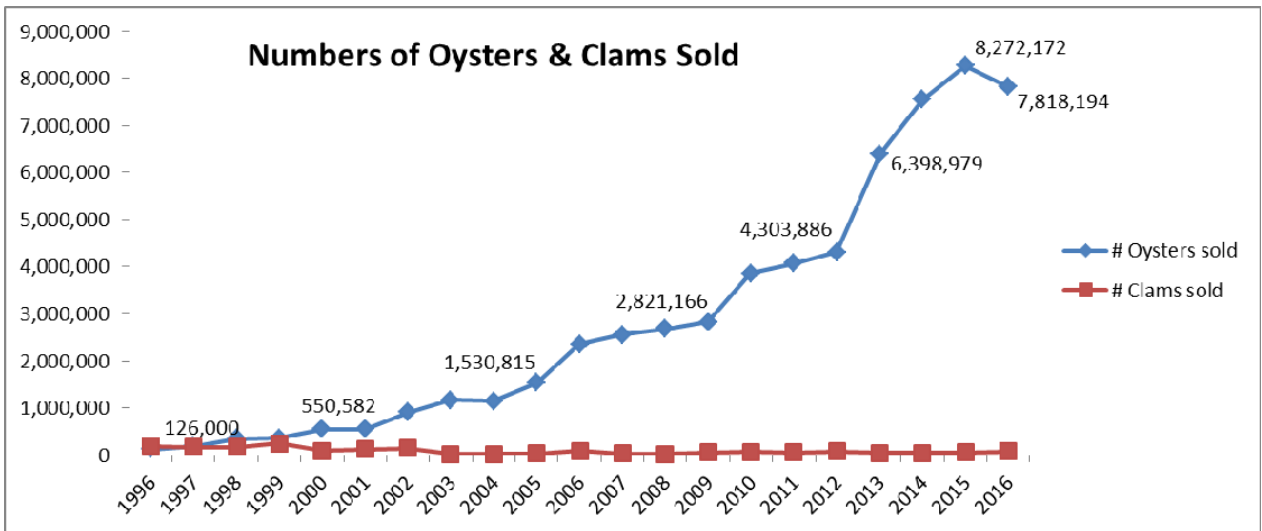
**Figure 2.** Total dollar value of aquaculture

The shellfish figures presented in this report are comprehensive representations. The dominant species in the RI aquaculture industry continues to be the Eastern oyster, with 7,818,914 pieces sold this year which is a 5.5% decrease from 2015. Hard clam production increased to 70,500 pieces sold. Blue mussel production increased to a harvest of 27,000 pounds. The number of farms active in Rhode Island aquaculture at the end of 2016 was 70, with cultivation of 274.53 acres.

### Aquaculture Employment

Year	Full time Year	Full time Seasonal	Part time Year	Part time Seasonal	Total
2006	17	8	17	15	57
2007	14	2	28	17	61
2008	12	1	25	24	62
2009	14	3	25	20	62
2010	17	4	30	28	79
2011	23	3	26	32	84
2012	32	9	32	32	105
2013	35	13	37	42	127
2014	47	17	35	43	142
2015	47	26	39	59	171
2016	49	30	49	49	177

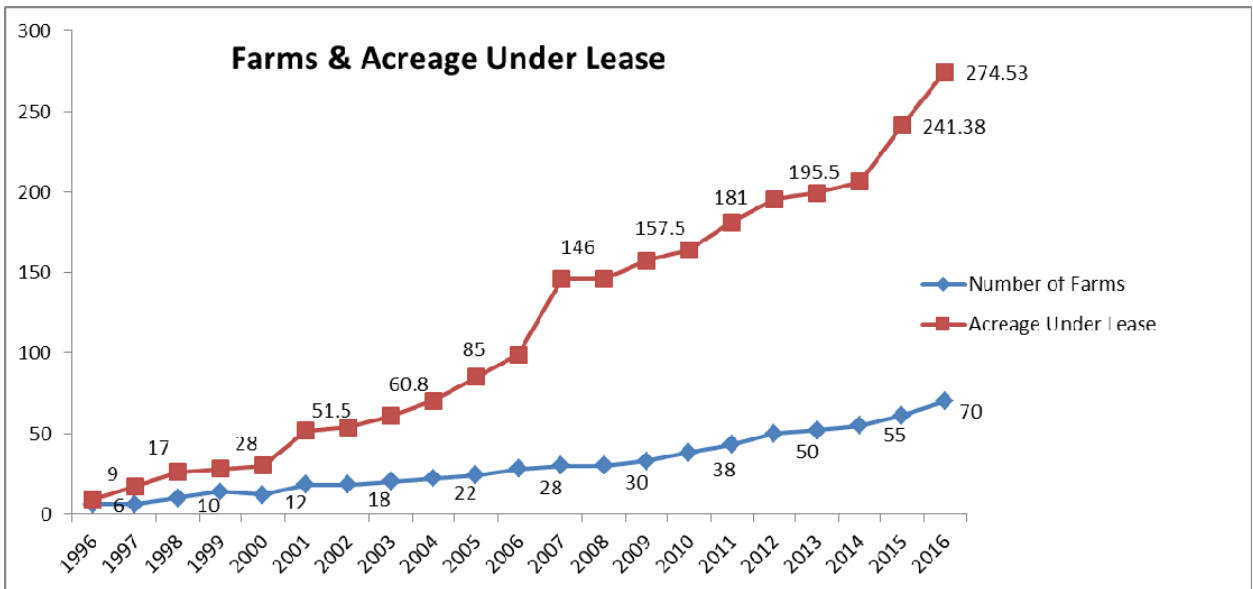
**Figure 3.** Aquaculture farm related employment numbers show a 3.5 percent increase for 2016.



**Figure 4.** The Eastern oyster remains Rhode Island’s dominant aquaculture product.



## How much aquaculture was there in RI through 2016?



**Figure 5.** Acreage for the 70 farms is 274.53



**Figure 6.** Educational tour of Matunuck Oyster Farm

*Photograph: RI Sea Grant*

## Universities, Environmental Organizations, and State Agencies

Two educational institutions conduct aquaculture research activities, extension programs, and academic programs in Rhode Island. Both Roger Williams University (RWU) and the University of Rhode Island (URI) are centers of excellence in the field of aquaculture. Both universities have pathology testing capabilities and are assets to the shellfish aquaculture and wild harvest industries. They each have projects concerning the nascent kelp industry in RI. Extension projects at RWU include oyster restoration, the practical shellfish farming course, and a public enhancement project for quahogs and oysters partnering with the RI Shellfishermen's Association. Rhode Island Sea Grant conducted three well attended aquaculture education workshops and two successful walking tours of aquaculture sites. CRMC conducted six on-the-water tours of aquaculture in Ninigret Pond. The RI Department of Environmental Management (DEM) partners with The Nature Conservancy, the USDA Natural Resources Conservation Service, and the aquaculture industry on oyster reefs restoration projects. The RIDEM and the RI Department of Health managed two harmful algal bloom shellfish closings in October smoothly and without incident. The monitoring program in place worked as planned and protected human health.



**Figure 8.** Point Judith Pond floating oyster bags

*Photograph: Ayla Fox*

## Outlook for 2017

Aquaculture will continue as a growth opportunity for providing jobs and seafood for Rhode Island.

Seafood is an important component of the economy and the foundation for many communities in Rhode Island. According to recent a United Nations Food and Agriculture Report, aquaculture will fill the increasing world demand for seafood. The Rhode Island Seafood Marketing Collaborative has developed and implemented a plan that facilitates the marketing of local seafood products and has increased the demand for local seafood. RI aquaculture is a major part of the local seafood movement and is fulfilling the increasing demand for all seafood. The steady growth of aquaculture and the diversification of species and methods illustrate the industry's response to consumer demands. Aquaculture in RI uses public trust submerged lands to supply seafood to the consumer and businesses to the state. Please enjoy all fresh Rhode Island seafood.



**Figure 7.** Working on Ninigret Pond

*Photograph: Ayla Fox*





**TOWN OF JAMESTOWN**  
93 NARRAGANSETT AVENUE  
P.O. Box 377  
JAMESTOWN, RHODE ISLAND 02835

**TO:** HONORABLE TOWN COUNCIL  
**FROM:** ANDREW E. NOTA, TOWN ADMINISTRATOR  
**SUBJECT:** JULY 2017 REPORT  
**DATE:** July 13, 2017

1) **Park Dock:**

As the Town population has increased for the summer season, so has the use of our many public spaces and shoreline access areas. This increased use has in certain locations presented an increased presence of trash and unauthorized conduct that is becoming an increasing concern and problematic for residents in the impacted area(s). In recent weeks, although on and off for several years, concerns have been raised regarding trash at the Park Dock site on Broad Street. In the summer of 2015, there were trash barrels at this location, and concerns were brought forward by residents on this specific issue. The barrels were routinely filled with trash and additional debris along the beach and at times in and around the barrels. The town staff discovered that much of the trash in the barrels was from those emptying their vehicles and some home trash items were also discovered. Since that time, the Parks Department has been experimenting with the impact of removing the barrels from this location. From our experience thus far, we have realized a significant reduction in the amount of trash we are handling to remove from the property, as the barrels are no longer present, although the impact of loose trash on the property and beach area has not lessened. Parks Department personnel, the Litter Corps. and residents have been continuing to remove this loose trash from the site on a daily basis.

For those not familiar with this general issue, it exists at all public sites to varying degrees based on the type and extent of use, whether seasonal or year-round. This issue began when barrels were present on the site and persists to a lesser degree today with less trash volume, with the barrels removed. The department is comfortable in replacing the barrels which we did test at the end of the 2016 season, although no positive impact was realized. Based on our experience, barrels, will add trash, increase cost and not change behavior, although they may provide some relief in concert with other actions implemented to address this issue. In looking to other options to mitigate this ongoing situation, the town staff have begun to evaluate the following possible actions:

- 1) Institute an Administrative Fee procedure as an option, with considerably higher fines for violators of specific actions( littering, camping, open fires, use of gas grills, noise violators, parking violations, etc.) prior to triggering District Court process.
- 2) Time limitations on parking at this site – Dawn to dusk or similar type restriction.



Existing Parking Limitations in the immediate area:

Broad Street, no parking either side, with the exception of the seven designated parking spaces of which four shall be restricted and designated as resident recreation sticker required pursuant to section 70-90.

North Road, no parking on either side from its intersection with East Shore Road westerly for a distance of 200 feet.

There is no parking on East Shore Road.

- 3) Improved park regulatory signage in multiple-languages
- 4) Highway personnel began access improvements on the property, permitted by CRMC in recent months in an authorized Maintenance Assent. This assent allowed for the trimming of shrubs to improve site lines, address shoreline erosion, stemming from storm-water runoff and to provide for improved, safe access to the shoreline. This work will provide for improved site lines, to monitor activity, and for access to remove any debris left on the property. In addition, we've been able to relocate the seasonally used porta-jon, behind the brick structure on the property to improve sightlines for surrounding home owners.
- 5) Continue with an increased staff presence with the Litter Corps. and Parks staff in monitoring and cleaning the property on a daily basis.
- 6) Coordinate with the Police Department to improve a routine presence and enforcement during high use periods.

2) **Jamestown Police (Per Diem) Patrolman Program:**

In working directly with Chief Mello in evaluating potential options to fill vacant patrol shifts, stemming from short or long-term position vacancies, the Chief researched and proposed a Per Diem program involving certified retired officers. The use of these officer(s) is designed to address the short-term staffing shortage prior to the new class of three officers having successfully completed the next Police Training Academy. The Chief researched the merits of establishing a per diem program to provide temporary support during this period and potentially longer. Any eligible retired officers would need to have maintained their police officer certification thereby granting them full authority to assume a full patrol officer position. In the search for such officers, the Town was fortunate to secure the services of officer Phillip Williams, previously having served the Town of Westerly, from 1990 – 2015. Officer Williams comes to Jamestown having served 25 years in the profession in the ranks of Corporal, Sergeant and Lieutenant. The Department will continue to reach out to the Law Enforcement community to see if potentially others may also be interested in serving in this capacity. In the interim, the Departments next class of Officers will begin their work in the Academy and with successful completion of this program, begin their work in town during 2018.

3) **State Budget:**

As of today, the Town has not received any new updates from the Legislature or Governor's office regarding a proposed timeline, as to when the House, Senate or Governor will take up any specific action dealing with the FY2018 state budget program or a pending or approved Bill. As noted in the attached memorandum from Jonathan Womer, Director of the Office of Management and Budget for the Department of Administration, he states that at State will continue to operate in FY2018 under the original enacted appropriations for FY2017.

As commented in prior communications on this matter, the Town will not make any adjustment to the Motor Vehicle Excise Tax Bills that are scheduled to be released by the end of July. Should the legislation as proposed and approved by the House, ultimately be approved, the additional changes will warrant an elimination of any car tax for vehicles in excess of 15 years old and a lowering of the vehicle assessment from 100% to 95%, that would impact all vehicles that area presently eligible to be taxed under this program. Such action by the Legislature in FY2018 would warrant a reimbursement or credit to tax payers in a subsequent billing cycle. The impact to Jamestown in terms of tax relief should the legislation be approved and implemented in FY2018, would amount of approximately \$50,000.

The potential other impacts as noted in the accompanying memorandum, includes a potential reduction in state aid to the Town and School Department. With the State offering additional updates to the anticipated revenue for FY 18 in the areas of Library Aid, Motor Vehicle Excise Tax, Pubic Service Corp. Tax, Hotel Tax, and the Meals and Beverage Tax, minor adjustments may also be incurred once a final State budget is approved.

I have joined in a letter (attached) with many other Mayors, Managers and Administrators from around the State coordinated by the Rhode Island League of Cities and Towns in raising concerns about the impact that not having an approved FY 18 State budget will have on all Cities and Towns. In addition, as an organization we have also raised concern regarding various Bills that have thus far been approved by the House and Senate or that remain in consideration before the House and/or Senate.

Should you require any additional information on these matters, please advise.



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
**DEPARTMENT OF ADMINISTRATION**

**OFFICE of MANAGEMENT & BUDGET**

One Capitol Hill  
Providence, RI 02908-5890

Office: (401) 222-2280  
Fax: (401) 222-6436

MEMORANDUM

TO: Directors and Agency Heads  
Chief Financial Officers

FROM: Jonathan Womer  
Director, Office of Management and Budget

Thomas A. Mullaney *Thomas A. Mullaney*  
Executive Director/State Budget Officer

DATE: July 7, 2017

SUBJECT: FY 2018 Enacted Budget Delay

The General Assembly has not enacted the FY 2018 budget, nor has the Assembly acted on the supplemental budget for FY 2017. Under RIGL § 35-3-19, the State will operate in FY 2018 on the original enacted appropriations for FY 2017. At the same time, we need to address the structural challenges of the delay in enactment of the pending FY 2018 budget. This will result in many programs having less funding available than had been expected in the new fiscal year, and consequently require agencies to curtail spending to stay within authorized appropriations.

The pending FY 2018 budget includes several revenue initiatives that are delayed because the Appropriations Act has not been enacted. Extended delays in the implementation of these revenue initiatives could result in the need for further reductions in spending in a final FY 2018 Appropriations Act once enacted. In anticipation of such a contingency, monthly budget allotments for FY 2018 will be made based on the lower of the FY 2017 budget or Article 1 of the pending FY 2018 budget, as approved by the House of Representatives on June 21 and by the Senate on June 30. RIFANS will be updated to reflect these new allotments during the week of July 10. RICAP appropriations will also be updated based on the FY 2017 appropriations.

If the final supplemental budget for FY 2017 – contained in Article 10 of the Appropriations Act – is not enacted prior to August 31, 2017, the State Controller will be required to issue the preliminary closing report by September 1, 2017 based on the original enacted FY 2017 budget. Although the overall supplemental budget proposal adds only \$2.8 million in net spending as compared to the enacted budget, there are

significant adjustments across several agencies that could result in these agencies ending the fiscal year in a deficit. Budget Office analysts will be monitoring each agency's status on an ongoing basis to identify problem areas. Agency CFOs should be working to end the fiscal year in balance, using the legislatively proposed adjustments to the FY 17 budget as their guide. Appropriate adjustments to non-general revenue sources should be processed to bring general revenue line items into balance, wherever possible.

The Office of Management and Budget has scheduled meetings with each cabinet agency to discuss options for addressing the \$25-million undistributed savings target anticipated to be included in a final FY 2018 budget. As part of these meetings, we will also discuss any issues facing the agency as a result of the delayed implementation of the FY 2018 budget.

Although we are not implementing a hiring freeze at this time, agency directors and CFOs should review requests to fill positions with an extra level of scrutiny and assume funding will be at the FY 2017 levels for some time. Budget analysts will be seeking a higher level of justification on all personnel requests and other non-mandatory requests to spend funds.

#### **State Aid/Education Aid Programs**

The Departments of Revenue and Elementary and Secondary Education should immediately notify municipalities, school districts and charter schools that disbursements under the Payment in Lieu of Taxes (PILOT) program and the education funding formula will be calculated assuming no additional appropriation will be made in FY 2018. Payments to individual entities shall be made based on updated data calculations, and the total across all entities shall be capped at the total FY 2017 appropriated funding level.

Legislation changing the Motor Vehicle Excise Tax Phase-out program has not been enacted, although the longstanding version of the program and its \$10 million appropriated in FY 2017 is still available. Municipalities should be notified that disbursements will be made based on updated values and under the same timetable (quarterly) as in prior years.

#### **Items Under Caseload**

Entitlements will still be paid based on actual caseloads, but non-entitlement programs, such as the Upper Payment Limit, should be calculated under current law with pro-rated payments tied to the FY 2017 funding levels.

#### **Designated Grants**

Most grants legislatively designated in Article 1 of the pending FY 2018 Appropriations Act are the same amounts as in the FY 2017 budget, with a few receiving additional or new funding and one receiving no funding. Agencies are authorized to proceed with agreements with the grant recipients for the amounts appropriated in FY 2017, if those

amounts are equal to the amounts included in the pending FY 2018 Appropriations Act. Where there are differences in the grant amounts between fiscal years, please contact your assigned budget analyst.

The Administration recognizes this could be a difficult process if the FY 2018 budget is not enacted before the end of this month, and we ask for your patience as we navigate potential challenges. If you have agency-specific questions about how to handle a particular funding situation, please reach out to your assigned budget analyst and we will do our best to respond promptly to your inquiry. The Office of Management and Budget, as well as your agency CFOs, are available to serve as your primary resource for any questions or concerns.

Thank you in advance for your cooperation.



## Fiscal Year 2018 State Aid to Cities and Towns as of July 10, 2017

City or Town	Public Service Corporation Tax (1)	Hotel Tax (2) (3)	Meals and Beverage Tax (3)	FY 2018 Total Shared Taxes State Aid	FY 2018 Total Shared & Appropriated Aid
		<i>Estimate</i>	<i>Estimate</i>		
Barrington	203,389	765	186,024	390,178	1,006,832
Bristol	279,397	46,213	480,521	806,131	2,064,709
Burrillville	202,015	-	204,830	406,845	874,403
Central Falls	242,093	85	131,426	373,603	751,750
Charlestown	97,097	46,368	170,347	313,812	409,442
Coventry	437,024	107,191	420,200	964,414	1,453,799
Cranston	1,008,961	17,788	1,932,554	2,959,302	10,836,020
Cumberland	426,317	-	510,534	936,850	1,475,989
East Greenwich	163,835	1,078	730,407	895,321	1,538,799
East Providence	590,502	54,040	1,034,918	1,679,460	2,837,694
Exeter	83,592	26	108,150	191,767	338,118
Foster	58,356	168	19,334	77,858	186,403
Glocester	123,645	2,506	81,249	207,400	390,049
Hopkinton	101,482	919	56,273	158,675	266,382
Jamestown	68,263	19,384	99,638	187,284	336,446
Johnston	363,489	9,453	630,337	1,003,279	2,166,132
Lincoln	267,304	115,514	845,596	1,228,414	1,638,025
Little Compton	43,776	5,482	61,731	110,989	159,521
Middletown	200,603	905,917	782,146	1,888,665	2,110,405
Narragansett	196,380	173,267	716,758	1,086,405	1,339,778
Newport	305,570	2,616,418	2,442,741	5,364,729	7,161,723
New Shoreham	11,319	578,505	389,336	979,160	1,060,373
North Kingstown	328,695	89,829	599,476	1,018,000	1,494,263
North Providence	403,417	12	375,514	778,942	2,404,973
North Smithfield	151,904	3,618	338,843	494,365	755,934
Pawtucket	891,950	45,731	875,574	1,813,254	5,098,945
Portsmouth	216,894	21,083	247,745	485,722	694,221
Providence	2,232,279	2,123,196	5,670,924	10,026,399	49,636,157
Richmond	95,248	4,427	152,619	252,293	345,004
Scituate	130,554	7,255	69,078	206,887	382,970
Smithfield	268,766	186,411	848,218	1,303,394	2,533,100
South Kingstown	382,004	192,619	899,015	1,473,637	2,024,365
Tiverton	197,617	872	243,570	442,059	627,700
Warren	131,578	880	384,168	516,626	667,572
Warwick	1,022,628	1,277,973	2,923,980	5,224,582	8,548,154
Westerly	283,383	658,943	941,508	1,883,833	2,572,326
West Greenwich	76,421	114,501	148,152	339,074	428,369
West Warwick	360,940	144,365	375,037	880,342	2,205,647
Woonsocket	514,881	64,158	556,946	1,135,984	2,625,411
<b>Subtotal</b>	<b>\$13,163,564</b>	<b>\$9,636,955</b>	<b>\$27,685,416</b>	<b>\$50,485,935</b>	<b>\$123,447,906</b>
Statewide Reference Library Resource Grant (Providence)					701,052
Grant-In-Aid to Institutional Libraries					62,609
Library Construction Reimbursement					2,161,627
<b>Total</b>	<b>\$13,163,564</b>	<b>\$9,636,955</b>	<b>\$27,685,416</b>	<b>\$50,485,935</b>	<b>\$126,373,194</b>

(1) Based on actual declarations received in the spring of 2017.

(2) Amount includes 1.0% local tax and 25.0% local share of state 5.0% tax on traditional lodging rentals and the lodging tax initiatives enacted by the 2016 General Assembly.

(3) Hotel Tax and Meals & Beverage Tax are estimated and subject to change.



## Fiscal Year 2018 State Aid to Cities and Towns as of July 10, 2017

City or Town	Payment In Lieu of Tax Exempt Property (1)	Distressed Community Relief Fund (2)	State Library Aid (3)	Motor Vehicle Excise Tax Reimbursement Value of Exemption (4)	FY 2018 Total Appropriated State Aid
				<i>Estimate</i>	
Barrington	15,004		380,070	221,581	616,654.84
Bristol	962,039		187,103	109,436	1,258,578
Burrillville	90,376		170,118	207,065	467,559
Central Falls	23,489	225,398	27,075	102,184	378,147
Charlestown			50,815	44,815	95,630
Coventry			238,140	251,244	489,384
Cranston	4,910,530	1,341,001	582,746	1,042,441	7,876,718
Cumberland	125		285,364	253,650	539,139
East Greenwich	427,046		132,321	84,112	643,479
East Providence	225,706		415,613	516,914	1,158,233
Exeter			52,931	93,419	146,350
Foster			34,371	74,174	108,545
Glocester			77,938	104,711	182,649
Hopkinton			35,323	72,384	107,707
Jamestown			126,828	22,334	149,162
Johnston		601,333	124,168	437,352	1,162,853
Lincoln			203,414	206,198	409,612
Little Compton			35,067	13,465	48,532
Middletown			145,593	76,147	221,740
Narragansett			191,652	61,720	253,372
Newport	1,304,949		411,403	80,642	1,796,994
New Shoreham			74,303	6,910	81,213
North Kingstown	1,590		282,085	192,589	476,264
North Providence		1,030,137	202,114	393,779	1,626,030
North Smithfield			78,305	183,264	261,569
Pawtucket	515,348	1,539,903	409,155	821,285	3,285,691
Portsmouth			113,853	94,646	208,499
Providence	30,926,460	5,797,634	1,265,199	1,620,464	39,609,757
Richmond			26,001	66,710	92,711
Scituate			104,815	71,269	176,084
Smithfield	667,375		294,639	267,692	1,229,706
South Kingstown	189,473		218,810	142,445	550,728
Tiverton			123,043	62,598	185,641
Warren			56,598	94,349	150,947
Warwick	1,569,899		739,962	1,013,712	3,323,573
Westerly	149,693		318,791	220,009	688,493
West Greenwich			33,299	55,996	89,295
West Warwick		924,370	162,506	238,429	1,325,306
Woonsocket		924,681	186,880	377,867	1,489,427
<b>Subtotal</b>	<b>\$41,979,103</b>	<b>\$12,384,458</b>	<b>\$8,598,411</b>	<b>\$10,000,000</b>	<b>\$72,961,971</b>
Statewide Reference Library Resource Grant			701,052		701,052
Grant-In-Aid to Institutional Libraries			62,609		62,609
Library Construction Reimbursement			2,161,627		2,161,627
<b>Total</b>	<b>\$41,979,103</b>	<b>\$12,384,458</b>	<b>\$11,523,699</b>	<b>\$10,000,000</b>	<b>\$75,887,259</b>

(1) FY 2018 PILOT distribution is based on the FY 2018 assessment date data and the final FY 2017 statewide PILOT appropriation of \$41,979,103.

(2) FY 2018 Distressed Community Relief Fund distribution is calculated using the most recent data available and is funded at the FY 2017 appropriation level.

(3) Library aid has been calculated in accordance with governing laws; as the total amount of aid remains unchanged from 2017 to 2018, local aid will be distributed as proposed. Public library construction reimbursement will be distributed in accordance with existing agreements for reimbursement and as proposed.

(4) Estimate as of 7/10/17. Based on FY 2017 data. Individual distributions may change once FY 2018 data becomes available.

**FY 2018 BUDGET  
ANTICIPATED STATE REVENUES**

<b>ANTICIPATED STATE REVENUES TO TOWN</b>	<b>Adopted FY2018</b>	<b>State Aid as of 7/10/2017</b>	<b>Difference</b>
State Aid to Education and Special Education- Aid to Town is based on percent of school operations budget. Aid is credited directly to the School budget.	\$478,188.00	\$450,378.00	\$27,810.00
State Aid to Education - Aid to Town for new School Building. Aid is credited directly to the School budget.	\$62,458.00	\$62,458.00	\$0.00
State Aid- School Capital Fund Reimb.	\$0.00		\$0.00
State Aid to Libraries - Aid to the Town is based on population of of Town. Aid is credited directly to the Library budget.	\$126,828.00	\$126,828.00	\$0.00
Telephone Tax - Property tax on telephone equipment collected by the State and distributed to the communities.	\$70,086.00	\$68,263.00	\$1,823.00
Motor Vehicle Excise Tax reimb. from State	\$22,042.00	\$22,334.00	-\$292.00
Reimbursement for Library Bond Issue	\$0.00		\$0.00
Meal and Beverage Tax	\$103,996.00	\$99,638.00	\$4,358.00
Hotel Tax	\$24,426.00	\$19,384.00	\$5,042.00
Municipal Incentive	\$0.00		\$0.00
<b>TOTAL STATE REVENUE</b>	<b>\$888,024.00</b>	<b>\$849,283.00</b>	<b>\$38,741.00</b>

**FY 2018 Education Aid (prorated to FY 2017 allocation)**

7/10/2017

LEA	FY 2018 (original request)	FY 2018 (pro rated to 17 alloc)	Reduction	July Reduction	** Other Months Reduction
BARRINGTON	\$5,248,519	\$4,983,478	(\$265,041)	(\$6,732)	(\$23,482)
BRISTOL-WARREN	\$15,470,890	\$14,606,887	(\$864,003)	(\$21,946)	(\$76,551)
BURRILLVILLE	\$13,154,673	\$12,484,568	(\$670,105)	(\$17,021)	(\$59,371)
CHARIHO	\$1,704,407	\$1,512,903	(\$191,504)	(\$4,864)	(\$16,968)
CHARLESTOWN	\$1,667,742	\$1,582,407	(\$85,335)	(\$2,167)	(\$7,561)
COVENTRY	\$23,189,487	\$22,004,462	(\$1,185,025)	(\$30,100)	(\$104,993)
CRANSTON	\$58,171,589	\$55,226,925	(\$2,944,664)	(\$74,795)	(\$260,898)
CUMBERLAND	\$19,064,566	\$18,089,888	(\$974,678)	(\$24,756)	(\$86,356)
EAST GREENWICH	\$2,667,381	\$2,537,097	(\$130,284)	(\$3,309)	(\$11,543)
EAST PROVIDENCE	\$35,482,777	\$33,691,696	(\$1,791,081)	\$0	(\$895,541)*
EXETER-W. GREEN	\$6,074,069	\$5,714,042	(\$360,027)	(\$9,145)	(\$31,898)
FOSTER	\$1,190,246	\$1,131,517	(\$58,729)	(\$1,491)	(\$5,203)
FOSTER-GLOC	\$5,030,616	\$4,758,926	(\$271,690)	(\$6,900)	(\$24,072)
GLOCESTER	\$2,407,384	\$2,284,591	(\$122,793)	(\$3,119)	(\$10,880)
HOPKINTON	\$5,273,139	\$5,002,170	(\$270,969)	(\$6,883)	(\$24,008)
JAMESTOWN	\$473,627	\$450,378	(\$23,249)	(\$591)	(\$2,059)
JOHNSTON	\$18,317,504	\$17,380,931	(\$936,573)	(\$23,789)	(\$82,981)
LINCOLN	\$12,507,789	\$11,874,087	(\$633,702)	(\$16,096)	(\$56,146)
LITTLE COMPTON	\$397,073	\$376,669	(\$20,404)	(\$519)	(\$1,808)
MIDDLETOWN	\$8,254,384	\$7,850,375	(\$404,009)	(\$10,262)	(\$35,795)
NARRAGANSETT	\$2,139,340	\$2,031,319	(\$108,021)	(\$2,744)	(\$9,570)
NEW SHOREHAM	\$141,806	\$135,532	(\$6,274)	(\$159)	(\$556)
NEWPORT	\$11,567,435	\$10,982,748	(\$584,687)	(\$14,851)	(\$51,804)
NORTH KINGSTOWN	\$10,746,704	\$10,196,604	(\$550,100)	(\$13,973)	(\$48,739)
NORTH PROVIDENCE	\$21,840,170	\$20,734,723	(\$1,105,447)	(\$28,079)	(\$97,942)
NORTH SMITHFIELD	\$6,003,497	\$5,703,269	(\$300,228)	(\$7,626)	(\$26,600)
PAWTUCKET	\$88,823,380	\$84,291,654	(\$4,531,726)	(\$115,105)	(\$401,511)
PORTSMOUTH	\$4,475,695	\$4,279,301	(\$196,394)	(\$4,989)	(\$17,400)
PROVIDENCE	\$246,969,871	\$234,374,253	(\$12,595,618)	(\$319,929)	(\$1,115,971)
RICHMOND	\$4,676,150	\$4,435,858	(\$240,292)	(\$6,103)	(\$21,290)
SCITUATE	\$3,575,680	\$3,393,350	(\$182,330)	(\$4,631)	(\$16,155)
SMITHFIELD	\$6,259,967	\$5,951,175	(\$308,792)	(\$7,843)	(\$27,359)
SOUTH KINGSTOWN	\$6,833,446	\$6,500,522	(\$332,924)	(\$8,456)	(\$29,497)
TIVERTON	\$6,530,304	\$6,198,539	(\$331,765)	(\$8,427)	(\$29,394)
WARWICK	\$39,129,617	\$37,165,783	(\$1,963,834)	(\$49,881)	(\$173,996)
WEST WARWICK	\$24,313,144	\$23,064,697	(\$1,248,447)	(\$31,711)	(\$110,612)
WESTERLY	\$8,850,061	\$8,403,508	(\$446,553)	(\$11,343)	(\$39,564)
WOONSOCKET	\$59,502,258	\$56,451,556	(\$3,050,702)	(\$77,488)	(\$270,293)

\* East Providence is paid in two installments in October and April

\*\* Rounding differences will be applied to the June payment





# Rhode Island League of Cities and Towns

July 12, 2017

The Honorable Nicholas A. Mattiello  
Speaker  
Rhode Island House of Representatives  
State House, Room 323  
Providence, RI 02903

The Honorable Dominick J. Ruggerio  
President  
Rhode Island Senate  
State House, Room 318  
Providence, RI 02903

Dear Speaker Mattiello and President Ruggerio:

As municipal officials, we thank you and the General Assembly for supporting the school funding formula and educational investments, enhanced municipal aid and substantial car tax relief for Rhode Islanders in the FY 2018 budget. Unfortunately, with the budget not yet signed into law, our students, residents and taxpayers cannot benefit from these important initiatives. We are hopeful that the FY 2018 budget can be enacted soon to avoid harmful impacts on municipal and school operations and to begin the process of car tax repeal.

Until the new budget is passed, cities and towns are receiving municipal and education aid at the FY 2017 levels. According to the July 10 guidance issued by the Rhode Island Department of Education, state aid payments to school districts and charter schools are substantially less than budgeted in FY 2018. In the month of July 2017, school districts will receive nearly \$1.0 million less than anticipated; in August and later months, the monthly losses will increase to \$4.3 million. Schools and municipalities will not be able to absorb these losses with such short notice. Administrators will be forced to consider layoffs and reductions in student services prior to classes resuming in September.

The budget uncertainty is also delaying implementation of car tax reform. Municipal leaders have been largely supportive of the General Assembly's efforts to reform the state's complicated and unpopular motor vehicle excise tax. The proposal included in the FY 2018 budget will provide \$26 million in tax relief in its first year and make the system more equitable until the car tax is ultimately repealed. Unfortunately, until the statutory changes included in the budget are enacted, many cities and towns plan to issue car tax bills under the previous valuation and rate structure – depriving many Rhode Islanders of tax reform they were expecting.

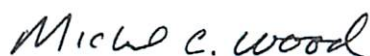


Finally, we understand from communications with state agencies that cities and towns are not guaranteed retroactive payments at FY 2018 levels for the months when the budget is not enacted. If so, nearly all cities and towns would face budget deficits because of the shortfall in state aid. The longer it takes to complete action on FY 2018 budget, the greater the impact will be on our schools, municipal services and our residents. We ask your support in enacting the FY 2018 budget as quickly as possible, and we stand ready to assist you in any way we can. Thank you for your consideration.

Sincerely,



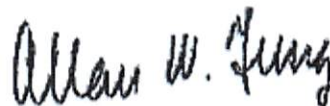
James J. Cunha  
Town Manager, Barrington



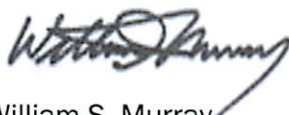
Michael C. Wood  
Town Manager, Burrillville



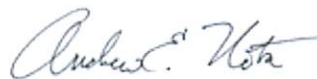
James A. Diossa  
Mayor, Central Falls



Allan W. Fung  
Mayor, Cranston



William S. Murray  
Mayor, Cumberland



Andrew E. Nota  
Town Administrator, Jamestown



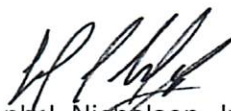
Joseph M. Polisena  
Mayor, Johnston



T. Joseph Almond  
Town Administrator, Lincoln



Shawn J. Brown  
Town Administrator, Middletown



Joseph J. Nicholson, Jr.  
City Manager, Newport



A. Ralph Mollis  
Town Manager, North Kingstown




Charles A. Lombardi  
Mayor, North Providence



Gary S. Ezovski.  
Town Administrator, North Smithfield



Donald R. Grehier  
Mayor, Pawtucket



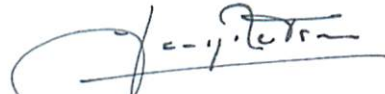
Richard A. Rainer Jr.  
Town Administrator, Portsmouth



Jorge U. Elorza  
Mayor, Providence



Stephen A. Alfred  
Town Manager, South Kingstown



Jan Reitsma  
Town Manager, Warren



Scott Avedisian  
Mayor, Warwick



Derrik M. Kennedy  
Town Manager, Westerly

# State of Rhode Island and Providence Plantations



SENATOR  
DOMINICK J. RUGGERIO  
*President of the Senate*

Room 318, State House  
Providence, Rhode Island 02903

Res.: 401-353-1311  
Office: 401-222-8855  
Fax: 401-222-2967

E-mail: [sen-ruggerio@rilegislature.gov](mailto:sen-ruggerio@rilegislature.gov)

## Senate Chamber

July 13, 2017

Brian Daniels, Executive Director  
RI League of Cities and Towns  
One State Street, Ste 502  
Providence, RI 02908

Dear Mr. Daniels:

Thank you for your letter regarding the impact of the delayed budget on cities and towns. The Senate shares the League's concerns. Unfortunately, the House of Representatives chose to recess before passage of the budget. The Senate passed a responsible budget that includes increased aid to municipalities and school districts, as well as funding for the first year of the car tax phase-out. It was incredibly irresponsible for the House to recess before seeing the budget through to fruition, and we join you in encouraging Speaker Mattiello to reconvene the House as soon as possible to pass the budget.

As you will remember, the car tax phase-out has been tried before. In 2010, as the nation was undergoing a serious downturn in the economy, the General Assembly was put in the terrible position of reneging on its promise to cities and towns and the people of Rhode Island. The sudden and unanticipated cost to municipalities was more than \$125 million when the Assembly reversed course on the car tax phase-out in Fiscal Year 2016. Municipalities were forced to make very difficult decisions, including whether to raise taxes on the local level at a time when their constituents were struggling due to the economic downturn.

In fact, the League wrote in December, "As always, there is great risk to cities and towns even though they generally support the equity of eliminating or reducing the tax. The pull back on reimbursements at the beginning of this decade, while probably necessary from the state's financial perspective, had disastrous consequences for some of our cities. There is risk of a repeat in the future. The new proposal in Rhode Island seeks to eliminate rather than permanently reduce the tax, as in Connecticut or Massachusetts. This increases the risks to our cities and towns if there is a reversal of state fortunes. The league urges caution."

Brian Daniels, Executive Director  
July 13, 2017  
Page 2

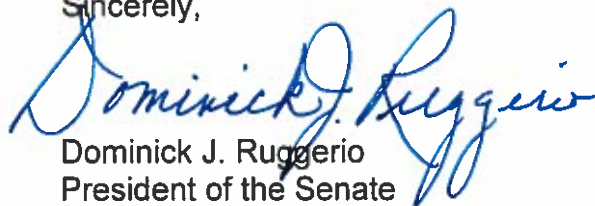
We must not repeat the mistakes of the past. That is why the Senate inserted taxpayer protection language into the state budget. The amendment protects the car tax phase-out against a complete reversal, temporarily freezing funding wherever it stands until revenues improve. Presently, changes are being considered on the federal level that could have a dramatic impact upon state revenues. The Senate amendment ensures that the car tax promise we make to Rhode Islanders is sustainable.

This amendment should not be a surprise to the Speaker. The members of the Senate raised these concerns often and publicly, and I raised them directly with the Speaker repeatedly. He refused to make any concession. Instead, he ignored the Governor's car tax reform proposal and a lack of agreement with the Senate and passed a budget that contained the car tax phase-out as he devised it. When he recessed the House instead of meeting as scheduled on June 30, he left the Senate with no other option than a budget amendment.

The Speaker's contention that the Senate should reconsider the budget ignores the fact that the amendment to protect taxpayers, cities and towns passed unanimously and addressed our serious policy concerns. If the Senate were to reconsider the budget, the result would not be different.

I believe that this serious situation can be resolved, but it will require cooperation from the Speaker. I proposed one path forward: separate legislation that addresses the Senate's concerns. The Speaker immediately rejected this idea. I am open to working together to find another path forward. I invite you to stand with the Senate as we encourage the Speaker to bring the House back into session to consider the responsible budget that the Senate passed so we can move beyond this turmoil with minimal impact upon the people of Rhode Island.

Sincerely,



Dominick J. Ruggiero  
President of the Senate

# State of Rhode Island and Providence Plantations

REPRESENTATIVE  
NICHOLAS A. MATTIELLO  
*Speaker of the House*

Room 323 State House  
Providence, Rhode Island, 02903

401-222-2466



## House of Representatives

July 13, 2017

Brian Daniels, Executive Director  
RI League of Cities and Towns  
One State Street Suite 502  
Providence RI 02908

Dear Mr. Daniels:

Thank you for your letter in which you express grave concern from the cities and towns. Since becoming Speaker in 2014, I have advocated for tens of millions of dollars in increases to local aid and education funding. And, this year, I advocated for the elimination of the car tax: a top priority for cities and towns. As I share many of your concerns, I wish to address them directly.

A budget bill that was highly negotiated between the House, the Senate and the Governor passed the House after hundreds of hours of public hearings by the House Finance Committee throughout the entire session. Thereafter the Senate Finance Committee approved the budget on a 9-1 vote, with no amendments and not even a suggestion of amending the provision in the budget regarding the car tax. The full Senate ignored the approval of the budget by the Senate Finance Committee, and in an unannounced, last-minute move, attempted to amend the budget with no forewarning to the House.

We suspect the Senate dragged out the entire last month of the session to get the House to stay until late into the evening of June 30, only for the Senate to send the budget back to the House without warning. At that time the Senate would have disappeared, and left the House with a budget amendment that our citizens did not want. The Senate knew that the new fiscal year would have started just hours later on July 1, leaving the House no opportunity to fulfill the will of the people of the state and give them much needed car tax relief. Should this last-minute maneuver be allowed to prevail, the budget process for all future years would be in jeopardy.

The Senate has attempted to divert your attention from their real goal. They claim their amendment is a necessary "trigger" or trip wire to protect the state's finances. However, this is a diversion from the real issue. Each and every year the General Assembly makes appropriation decisions as part of the budget process.



A responsible, sustainable, and predictable car tax relief program was developed with the full cooperation of the House, Senate and the Executive Branch. I am confident the General Assembly will have the resources necessary to complete the phase-out and ultimate elimination of the car tax which the people of Rhode Island have been demanding for many years. Thus, there is no need for a baseless amendment.

The real issue at stake is an attempt by the Senate to seize power in the budget process. This is not truly about the Senate's amendment to the car tax. It is the Senate's attempt to undermine the constitutional balance of power between the chambers and exert control over the budget process. It is nothing more than a red herring, and it's the vehicle by which the Senate is attempting to divert attention away from its power grab. As the Providence Journal Editorial Board states, "it is impossible to make a budget agreement - with its complicated horse-trading - if one side refuses to stick to the deal and play a game of chicken with the budget on the last day to extract more of what it wants. Such an approach creates end-of-the session chaos that is not in the public interest." The House will not allow this to happen with this budget or any future budgets.

The constitution of the State of Rhode Island requires the budget to originate in the House of Representatives. The sheer numbers of Representatives in the House makes House members closest to the citizens of Rhode Island. The House has listened to the demand of our citizens in this budget.

The budget which passed the House and the Senate Finance Committee contained significant municipal aid and education aid that the cities and towns rely upon to administer vital programs. The House stands ready to work with the League of Cities and Towns to ensure the necessary resources are provided to every community as contained in the budget which unfortunately was used as a political pawn by the Senate.

The same Providence Journal editorial urged the Senate to reconvene and pass the un-amended budget: please see attached. Similarly, I urge the League of Cities and Towns to call upon each and every Senator to follow the direction of its Senate Finance Committee and pass an un-amended budget for the benefit of all Rhode Islanders.

Once the un-amended budget is sent from the Senate to the Governor for her signature, we can all move forward to finish unresolved state business. Lastly, I am willing to have legislation introduced, heard and vetted regarding the car tax "trigger" in January.

Sincerely,



Nicholas A. Mattiello  
S P E A K E R

# Senate should pass the budget

**I**t is becoming clearer that the state Senate should rise above ill will and end the current budget impasse afflicting Rhode Island. The Senate should and pass the 2017-18 budget that all sides — the House leadership, the Senate leadership and the governor — had negotiated and agreed to support.

The only difference between the House and Senate versions of the budget is not worth leaving the state in the lurch. At the eleventh hour, the Senate added new language that would trigger a freezing of car-tax relief if Rhode Island needed additional tax dollars.

This seems to be a meaningless exercise, since in a financial crisis, legislators would have little choice but to re-evaluate everything, including the car tax. Indeed, it is hard not to read the sudden addition as a political shot at House Speaker Nicholas Mattiello, the champion of the car-tax phaseout, perhaps in retaliation for his failure to pass something else that members of the Senate wanted. (A prime suspect is a paid-sick-leave bill that would have rewarded union interests.)

In any event, the trigger is not worth a budget standoff. Perhaps, as a gesture of good faith to Senate leaders, Mr. Mattiello could pledge to take up the idea as a separate bill next year, so that it could be fully debated and vetted, rather than inserted into the budget at the last minute.

We have had strong differences with Speaker Mattiello — last year he denounced us on the House floor for sharply criticizing his foul system of legislative grants — but it is hard to see how he behaved improperly here.

For example, for years we have pleaded with Assembly leaders to end the all-night

sessions that foster corruption and make it all but impossible for average citizens to follow what is going on. Mr. Mattiello pledged to end that system, and this year faithfully kept his promise.

He ended House floor sessions by 10. He warned leaders for months that the budget and the legislature's other business would have to be completed by 10 p.m. on June 30, the last day of the session. One reason he sent House members home when the Senate tampered with the budget at the last minute was that he was determined not to break that pledge.

But he had a bigger reason to act as he did. It is impossible to make a budget agreement — with its complicated horse-trading — if one side refuses to stick to the deal and plays a game of chicken with the budget on the last day to extract more of what it wants. Such an approach creates end-of-the-session chaos that is not in the public interest.

The evidence that Senate leaders had reached agreement is clear: the version of the budget passed by the House was approved overwhelmingly by the Senate Finance Committee. That signals leadership's support.

We suspect this breakdown may have something to do with the fact that Senate President Dominick Ruggiero and his leadership team are new to their positions. They may have miscalculated how much they could manipulate the budget process to achieve their goals.

But at this point, it makes little sense to hold the state budget hostage to a largely symbolic gesture. We hope Mr. Ruggiero brings the Senate back and passes the budget that was agreed to earlier, letting Rhode Island move on.

Jamestown Board of Canvassers

Report to the Jamestown Town Council

As you know, the Jamestown Board of Canvassers is mandated by the Federal and State governments to register voters, maintain an accurate voter list, and organize and run elections in Jamestown. The elections can cover Federal, State or local issues and candidates for public office. On the local level, this can be a town financial meeting or an all-day referendum.

We follow Federal and State election laws and implement decisions made on the state level by the Secretary of State and the Board of Elections. We value clear election laws and clear mandates from the Secretary of State and the Board of Elections as they make the election process transparent to voters.

The Board of Canvassers knows it is vital for Jamestown voters to trust our election process and outcomes to be fair and accurate. Our credibility is essential. We also work to protect voters' privacy. We support the Secretary of State's refusal to provide the Federal government with the database of registered voters in Rhode Island.

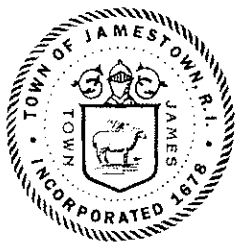
We work, whenever possible, to streamline the voting process. For example, we have employed greeters at our polling places to welcome voters and to ensure they are in the right polling place. We have shortened the time at town financial meetings for voter check-in by using electronic poll books and shortened the time for paper ballots to be cast and counted by using paper bracelets to identify eligible voters and by using two sections for distributing ballots and two electronic ballot boxes.

We plan to continue to put our collective heads together to review the Jamestown voters experience and use that information to generate new ways to accommodate voters during elections. And then of course, implement them.

Respectfully submitted,

Carol Nelson-Lee  
Chairwoman,  
Jamestown Board of Canvassers

July 13, 2017



# Town of Jamestown

93 Narragansett Avenue  
401-423-7200

Jamestown, Rhode Island  
02835-1199

1. Building Permit Fee Structure:

The State of RI has designed a fee structure with a multiplier per cost for each municipality as it related to individual Department overhead cost. This is expected to be enacted in 2018 with Jamestown's multiplier being 12.00 per thousand. The State Law governing this process is designed to limit a community's ability to generate excess funds through the use of building fees. The multiplier can be adjusted over time although will parallel the recovery of department costs only.

2. E- Permitting:

The new trend in permitting is On-line permitting. There are fifteen (15) Towns actively On-Line today and another twelve (12) scheduled for implementation in phase 2 of this statewide program. On-Line permitting system may be worth investing into in the near future. It's a complete system that manages permits, inspections, electronic plan reviews and is designed to streamline the process to improve customer service and system responsiveness.

3. ISO (Insurance Services Office, Inc.) Evaluation:

Every 4 years ISO performs an evaluation on country-wide Building Departments and Code Enforcement. The Towns recent 2017 evaluation was improved by 1 point. With items 1 and 2 this can be improved dramatically. RI loses points this cycle Nationwide due to the 2013 Codes being enforced. The state is revising the 2015 Code books and it has not yet been adopted. Codes books are developed on a three (3) year cycle.

4. Building permits:

The Towns permitting system show a total of 24 new single family dwellings issued between July 14, 2016 and July 14, 2017. I would say most of these are demo and replacement projects. Also, it would appear that the size and value of these dwellings seem to be increasing.

5. Building permit finical report:

Permit revenue from last year has increased.

6. Zoning:

No reports on changing trends or types of relief are being sought. Most cases filed are from Jamestown High Ground Water District, Non-conforming structure setbacks, and small addition/garages resulting in setback or lot coverage relief.

Preparations are being made between the Planning and Building Offices for the complete revamping and update of the Towns Zoning Ordinance in FY2018. An RFP is being developed to bid out this professional service in the coming months.



# 3



1000 Bishops Gate Blvd., Suite 300  
Mt. Laurel, NJ 08054

tel. 1 800 444-4554

May 10, 2017

Mr. Christopher Costa, Building Official  
Jamestown  
93 Narragansett Ave.  
Jamestown, RI 02835

RE: Building Code Effectiveness Grading Schedule Results  
Jamestown, Newport County, RI

Dear Mr. Costa:

We wish to thank you for the cooperation given to our representative, Cy Butts, during our recent survey. We have completed our analysis of the building codes adopted by your community and the efforts put forth to properly enforce those codes. The resulting Building Code Effectiveness Grading Classification is 7 for 1 and 2 family residential property and 7 for commercial and industrial property.

The Insurance Services Office, Inc. (ISO) is an insurer-supported organization with the primary mission of providing advisory insurance underwriting and rating information to insurers. There is no requirement that insurers use our advisory material. Insurers may have adopted, or may be in the process of adopting, an ISO insurance rating program that will provide rating credits to individual property insurance policies in recognition of community efforts to mitigate property damage due to natural disasters. These insurers may use the Building Code Effectiveness Grading Classification we have recently developed for your community as a basis for the credits used. While individual insurers may use different credits or different effective dates, the ISO program will apply credits to new construction within Jamestown that has been issued a Certificate of Occupancy in the year 2017 and forward.

We will email our report which provides additional information about our classification process and how we have graded various aspects of your community's building codes and their enforcement.

We want to highlight the fact that the Building Code Effectiveness Grading Schedule is an insurance underwriting and information tool; it is not intended to analyze all aspects of a comprehensive building code enforcement program nor is it for purposes of determining compliance with any state or local law or for making property/casualty loss prevention and life safety recommendations.

#3

If you have any questions about the Classification that was developed, please let us know. Additionally, if you are planning on any future changes in your building codes or their enforcement, please advise us as these changes may affect our analysis and your community's grading classification.

Sincerely,  
***Esther Sola'***  
Building Code Technical Analyst  
(312) 241-7297  
Esola@verisk.com

Enclosure

cc: Mr. Andrew E. Nota, Town Administrator  
93 Narragansett Ave.  
Jamestown, RI 02835

# 5

# Fee Report JAMESTOWN

From July 1, 2015 To July 1, 2016

Report Printed on 02-14-2017

Page 1 of 1

#	Fee Name	Payments
338	BUILDING PERMIT	\$115,120.05
7	DEMOLITION PERMIT	\$350.00
248	ELECTRICAL PERMIT	\$20,503.00
238	MECHANICAL PERMIT	\$25,413.00
91	PLUMBING PERMIT	\$5,530.00
0	MOVING PERMIT	\$0.00
0	LATE FEE	\$0.00
915	CEADA	\$10,156.00
14	RADON	\$791.30
0	CREDIT	\$0.00
0	REINSPECTION	\$0.00
28	C/O FEE	\$700.00
0	TRASFER FEE	\$0.00
26	PLAN REVIEW	\$2,600.00
1,905	Items	Total
		\$181,163.35

1000 1117

# 5

# Fee Report JAMESTOWN

From July 1, 2016 To July 1, 2017

Report Period: July 01, 2017

Page 1 of 1

#	Fee Name	Payments
333	BUILDING PERMIT	\$143,177.00
9	DEMOLITION PERMIT	\$450.00
234	ELECTRICAL PERMIT	\$22,910.00
277	MECHANICAL PERMIT	\$27,725.00
110	PLUMBING PERMIT	\$7,774.00
0	MOVING PERMIT	\$0.00
0	LATE FEE	\$0.00
961	CEADA	\$14,214.00
25	RADON	\$2,052.00
0	CREDIT	\$0.00
0	REINSPECTION	\$0.00
28	C/O FEE	\$1,050.00
0	TRASFER FEE	\$0.00
32	PLAN REVIEW	\$3,200.00
2,009	Items	Total
		\$222,552.00



**TOWN OF JAMESTOWN**  
P.O. Box 377  
93 Narragansett Ave.  
JAMESTOWN, RHODE ISLAND 02835

July 11, 2017

Planning Office - 423-7210  
Fax - 423-7226

The Honorable Jamestown Town Council  
Kristine Trocki, President  
93 Narragansett Avenue  
Jamestown, RI

Re: East Ferry Improvement Project Development Plan Approval

Dear Councilors:

At a meeting of the Jamestown Planning Commission on July 5, 2017, the Commission voted to approve the proposed improvements to East Ferry, as shown on the attached plan, Scheme 3 as presented by the Town of Jamestown staff. Also attached are the minutes from the four Planning Commission meetings where this project was discussed in addition to the Technical Review Committee meeting. The preferred scheme includes a wider sidewalk and pedestrian area along the waterfront, more organized drop-off area and overall improvement and beautification. The approval is based on the following findings of fact and recommendations:

**Findings of Fact:**

1. The Planning Commission reviewed the various plan schemes at their April 19, May 17 June 21 and July 5 meetings (minutes attached). The East Ferry Improvements were reviewed under Zoning Ordinance Article 11. Jamestown Village Special Development District – Section 82-1101B Applicability – Development Plan Review; and the consistency with the Jamestown 2014 Comprehensive Community Plan;
2. A Technical Review Committee meeting was held on June 16 at 10am (minutes attached);
3. The Planning Commission reviewed several different schemes before selecting preferred Scheme 3; which provides the best opportunity to balance the interests of various user groups; i.e. boaters, retail, office, restaurant, tourists etc;
4. Scheme 3 is considered the best functional compromise in view of circulation, available parking, and the configuration which best meets peak demand;
5. In addition to opening the public view towards the wood pile pier and to the south, Scheme 3 also fulfills the following project goals:



- a. Preserves the existing 46 parking spaces (increased to 47) and at least 3 loading/unloading/turn-around spaces;
- b. Provides for an improved pedestrian space along the public waterfront;
- c. Protects water and bridge views;
- d. Provides for seasonal and holiday uses;
- e. Provides for additional site furniture and amenities; and,
- f. Considers paving and other site surfaces.

In addition, Scheme 3 includes the relocation of the pump out building, which will add additional area for user and pedestrian flow;

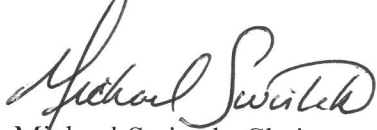
6. Several business owners (Spinnakers, Conanicut Marine Services, Grapes and Gourmet) provided valuable input into this project at the Planning Commission and TRC meetings. Staff also had several meetings with those business owners as well as Island Realty;
7. The number of parking spaces has increased from 46 to 47 plus 3 loading/unloading/turn-around spaces;
8. The Town has committed to utilizing native and/or drought/seaside tolerant plantings at East Ferry as well as continued maintenance to insure success of the landscaping;
9. The Town has committed to coordinating, consolidating and/or replacing traffic signs to make the area more visually appealing with special emphasis on traffic and pedestrian safety;

**Recommendations** (please note language in (parenthesis) indicates how the recommendation has been addressed since the Planning Commission meeting on July 5):

1. Provide some benches along Conanicus Avenue that face towards the water. (two backless benches have been added along Conanicus Avenue that are set back two feet from the stone walls so they can face either way);
2. Make every attempt to retain the current 64 feet, curb to curb distance in the northern parking area. (The plan is shown as 60 feet curb to curb. This allows for 90-degree parking spaces that are regulation size of 9' x 18' and an isle width of 24', where there is currently 28'. Jamestown's regulations require 23' isle width for two-way traffic in parking lots where this is one way. Widening the isle to 28 feet requires moving the parking lot towards Conanicus Avenue which brings the northernmost space into the sidewalk and requires the southernmost space in that isle to touch the new electric charging space, cutting off the planted island from the green. Every attempt will be made to widen that isle during construction while maintaining safety for pedestrians and vehicles);
3. Continue to work with East Ferry business owners during the construction process;
4. Remove vegetation and allow the sidewalk to continue to the parking lot at the "fly by" drop off area near the emergency space. (done);

5. Work with the Historical Society to develop historical and educational signage related to the use of historic use of Ferry Wharf;
6. Maintain a minimum of 30 feet for the holiday tree (done);
7. Any significant change in the proposed plan (parking and landscaping) such as a decrease in parking, shall be reviewed and approved by the Technical Review Committee.

Sincerely,

A handwritten signature in cursive script that reads "Michael Swistak".

Michael Swistak, Chair  
Jamestown Planning Commission

Attachments as noted above

C: Jamestown Planning Commission  
Andy Nota, Town Administrator  
Cheryl Fernstrom, Town Clerk



## Office of the Town Planner

### MEMORANDUM

**TO:** Technical Review Committee  
**FROM:** Lisa Bryer, AICP, Town Planner  
On behalf of the Technical Review Committee  
**RE:** Proceedings of June 16, 2017 TRC Meeting  
East Ferry Improvement Project – Development Plan Review  
and Approval within the Jamestown Village Special  
Development District  
**DATE:** June 16, 2017

---

The TRC met on June 16, 2017 at 10:03 a.m. with the following members present:  
Chris Costa, Building Inspector/Zoning Enforcement Officer  
Michael Swistak – Planning Commissioner  
Duncan Pendlebury – Planning Commissioner  
Lisa Bryer, AICP, Town Planner  
Michael Gray  
Christopher Costa  
Jean Lambert – GIS/Environmental Scientist Town of Jamestown

Also present:

Andy Nota – Town Administrator  
Cynthia Reppe – Planning Assistant  
Bill Munger – Conanicut Marine  
Mike Ridge – Spinnakers  
Bill Wilson – Grapes and Gourmet

The meeting was called to order at 10:03a.m. Lisa Bryer put the new plan on the table. This is the plan that was preferred by the Town Council and the Planning Commission. This project has been reviewed by the Planning Commission twice and Wednesday will be the third meeting where it is discussed. Council preferred the green on the waterfront. The PC preferred the same plan so we took the comments that have been made by business owners and a few public members and have had Hali make some design changes based on those comments. The most recent changes based on comments included narrowing the parking lot islands which increased 1 parking space, so some of the green area was eliminated to generate this space.

We have increase the open space for unloading and loading in this plan and there is a dedicated turn around space which will be marked “no parking”. Bryer explained the turnaround area. They met with the fire department again this week and they support the project and will provide a letter of support saying they are able to navigate the new space with their SOP of assisted back-ups. The emergency vehicle area is the same.

Jean Lambert described the different spaces at the end of the pier and how they are hatched on the plan. She said we are not married to this exact pattern but it makes sense. The drop off might have

a separate paver or be visually marked different for unloading, and turn around. The goal is to organize the pedestrians and vehicles for safety.

Swistak asked about the delivery trucks. It may be a culture change for the businesses and delivery trucks noted Bryer. They come here in Jamestown in off times such as the afternoon because other towns have ordinances that require them to arrive before 7. It was suggested that they could do like the Hardware Store does when they know they are receiving deliveries, they put up cones to save the spot till after the delivery. It works for them. Bryer said there is a solution to any problem, whether existing or future, if we work together.

Bill Wilson showed his model and noted that the new plan is worse for him. Summer parking is a problem for him, he depends on the 15 minute spots. Andy Nota asked how is this worse for you? He asked him to articulate what are the real impediments? He clarified that it may not be a real detriment to his business but he sees how it operates and it is busy and every year it gets busier.

The businesses discussed some difficult delivery situations that happen today. Andy Nota said it is tough now and in certain situations, there is no way to reconcile an already rough problem that is happening today. If there was a plan that we can do to alleviate the whole problem we would do it Bryer noted. But there simply is not with the configuration of the parking area. So we are balancing all the competing interests Nota noted.

Jean said these are real worst-case scenarios we are talking about. Nota noted that the Fire Department indicated during our meeting that most of the calls for fire dept are rescues and they do not need the full fire trucks. They could use the Rescue and the medical SUV which carries the drugs.

Bryer noted that when we did the parking study in 2004 one of the conclusions was that we have more of a walking problem than a parking problem. New signage was put up explaining that non-time restricted spots are available up near the town hall and people began to use them. This process will be partly educational and a culture change. Will is not super convinced that this will work. He feels it works now.

Mike Ridge said the fire lane becomes an auxiliary loading zone now which complicates the issue today. This may still happen. We cannot design out people who do not follow the law now.

Duncan said It would be helpful if the turn around space was wider. Bryer noted that could happen. Mike Gray noted that we have looked into moving the pump out to open up the waterfront area even more.

Bill Munger handed out a packet of pictures. He explained the photos he brought to show to the TRC. He is a supporter of the original footprint. He feels it functions well right now the way it is. Mike Gray asked Bill when is the most conflict? Summer it is Friday through Sunday. They discussed deliveries. He asked Will Wilson who said he gets a delivery every day of the week except Sat and Sunday. Most of congestion is the people on the weekends not the deliveries. Bill Wilson feels the deliveries will find a spot and adapt and agrees that it may be a culture change. Andy Nota said we are mostly talking about parking and cars today and not people, which is a user

group we want to also serve. Bump outs, necking down intersections, these are all elements to get people to slow down. We are trying to improve pedestrian flow and safety.

Swistak asked the small trucks and UPS. Is it possible to say loading and unloading at certain times? Can we make the green in between narrower to allow for a drop off spot.

Duncan said this is a pedestrian area too and we are “place making” and creating a node that will serve pedestrians. He does not like the back up situation either but he feels the turn around will make this work. Its like when Eldred Ave was taken away it was a big change.

They discussed the location of the handicap spots.

Swistak said next Wednesday this will be discussed at the Planning Commission. This is a recommendation from planning commission, the town council makes the ultimate decision. Pendlebury does not disagree with the concerns. He said in 10 years we will look at this and be glad we did this. It takes time to accept and get used to the change. The objective is trying to improve the streetscapes along Narragansett and improve the commercial district for all, businesses and residents and visitors.

Munger said in his perfect world he would look at existing plan and make it nicer.

Ridge asked about the budget for this project and asked whether the largest % of this is paving? What is the exact percentage. Gray noted that the two different plans are no different as far as cost for pavement curbing and sidewalks. They are ripping everything out anyway. There is very little cost difference. We have been working on this project and engaging the public for quite some time now. The majority who are silent just want it improved. You guys are the ones that it is impacting directly. Mike Ridge said we need to explain to the public that the budget is the same. The cost for the options was presented to town council originally. Main purpose of moving the green is to make it a better pedestrian place. Pendlebury noted Wickford where they took a parking lot and made it more green and it is used tremendously. It is putting the pedestrian in a space that has a water edge to it and not just cars. Much more palatable. This makes it much more of a public space along the water edge.

The meeting ended at 11:30 am.

Attest:



Cinthia Reppe





**TOWN OF JAMESTOWN**  
P.O. Box 377  
93 Narragansett Ave.  
JAMESTOWN, RHODE ISLAND 02835

**DRAFT**

Planning Office - 423-7210  
Fax - 423-7226

## **PLANNING COMMISSION MINUTES**

**July 5, 2017**

**7:30 PM**

**Jamestown Town Hall  
93 Narragansett Ave.**

### **I. Call to Order and Roll Call**

The meeting was called to order at 7:31 p.m. and the following members were present:

Michael Swistak – Chair	Duncan Pendlebury – Vice Chair
Rosemary Enright – Secretary	Mick Cochran
Bernie Pfeiffer	Dana Prestigiacomo
Michael Smith	

Also present:

Lisa Bryer, AICP – Town Planner  
Wyatt Brochu – Town Solicitor  
Andy Nota – Town Administrator  
Hali Beckman – Landscape Architect  
Bill Munger – Conanicut Marine Services  
Marilyn Munger – Conanicut Marine Services  
Donna Wood – Conanicut Marine  
Donald Richardson  
Peter Gadoury  
Peter Gadoury  
Gary Girard  
Anita Girard  
Chris Powell  
Blake Dickinson  
Nancy Semco

### **II. Approval of Minutes June 21, 2017**

A motion was made by Commissioner Enright and seconded by Commissioner Cochran to accept the minutes as written. So unanimously voted.

### **III. Correspondence – nothing at this time**

### **IV. Citizen's Non-Agenda Item – nothing at this time**

### **V. Reports**

1. Town Planner's Report
2. Chairpersons report
3. Town Committees
4. Sub Committees

## VI. Old Business

### **1. East Ferry Improvement project – Development Plan Review and Approval within the Jamestown Village Special Development District – Recommendation to the Town Council**

Lisa Bryer Town Planner told the audience this is the 4<sup>th</sup> Planning Commission meeting discussing East Ferry. She discussed the three schemes that we have reviewed over that time and we are now back to scheme 3, the hybrid scheme that the planning commission asked for at the last meeting but was never really reviewed because you favored the green on the water at the time. She will go over the general changes to that plan based on comments from that meeting.

The green has been moved back to Conanicus Avenue side, the sidewalk is 8 feet with a 4-foot green area including benches with a wooden guardrail at the edge of the parking area and they have added tire stops. The guardrail and tire stops will be for safety of those in benches and on sidewalk. There will be stone walls and the crosswalks. The “fly-by drop off” is still there and the crosswalks will also serve that purpose. They talked about moving the pumphouse at a later time and that will provide another loading/unloading space and a permanent turn around was added. Another space was gained by taking away a bit of the green area on the left when you enter the parking area. Two bike racks were added in the veterans square area. The plan shows a 22 foot isle width and it should be 24 feet so this will be changed. It was never intended to be 22 feet.

Commissioner Cochran asked about the handicap access. Lisa responded that it is at grade towards the end of the pier and handicap accessible. Today and with the proposed plans there are 30-minute drop offs and there will be a permanent space for a turnaround also.

Commissioner Pendlebury asked about the benches facing the street; can we reverse those? Hali Beckmann our consultant on this project said the wall is a high wall for people to sit. Additional benches can be put there.

Commissioner Smith said the existing distance from curb to curb is 64 feet and the reduction is 4 feet to 60 feet. He would like to see it the same. Bryer noted that the proposed 24 foot isle width meets code for a two way parking isle and this will only be one way. She pointed out where if the isle was expanded that we would possibly lose a space or there would be no buffer between the parking spaces and the sidewalk along Conanicus Avenue. This will not meet code. They will look at the possibility of widening the isle width again.

We looked at two scenarios of angled parking since it was discussed at the last meeting; 60% and 45% angled parking. In both scenarios spaces would be lost, 4 and 6 respectively.

Bill Munger – Conanicut Marine Services – he is thrilled at what he is seeing in terms of the new plan and said we are headed in right direction. Going back to scheme 2 there was a petition to the town council that he gathered signatures on. They respectfully request that we go back to the original which is the way it is now and avoid scheme 2. He gathered 128 signature's and that will be forwarded to the town council. Mr. Munger presented additional pictures of the parking area. He can support this plan and would like to refine it at the seaward end. Commissioner Swistak thanked him for the photos. Also he created a petition on the Conanicut Marina website and he read the petition. 167 people online responded to petition from CMS.

Chris Powell – started town Christmas tree 20 years ago and he reviewed scheme 2. He handed out a letter addressing the scheme 2 plan. Moving trees and green things to the saltwater is not a good idea.

Donald Richardson – 12 Davis St. - it looks to him like the planning board is re-inventing the wheel. The plan before you today is the same as it currently exists. Sidewalk is wider now on the waterfront. Will Andy and staff will take care of this? How much is it going to cost the taxpayers to do this?

Andy Nota – Town Administrator - we are looking at natural native species that require little effort and making it maintenance friendly without out much watering over time. We feel comfortable in making minimal changes and at the same time make it more attractive and pedestrian friendly. Hali Beckman has picked out plantings that will need minimal care.

Andy Nota asked Mr. Richardson if he waters the grass on Bayview Dr. and Andy noted that it still remains green most of the summer even though it is cut very short?

Bruce Dickinson – 18 Mount Hope Ave. – He drives around the square everyday. As a consumer in the town you usually drop off people if you cannot find a space. People are cutting through. Narragansett Ave. seems much more narrow since it was redone, it could be a perception but he thinks the town should not be proud of that project. He thinks this is typical form over function. Is this a real goal? If this is parking lot is shrunk we will be pushing people into the neighborhoods to park. He is asking as a Jamestowner please do not, from a traffic perspective, not to make it more narrow.

Commissioner Swistak said we are gaining 1 parking space not reducing it. If you look at this plan there are 47 spaces and if we do not need the turnaround we can gain another.

Marilyn Munger – 20 Knowles Court. – currently right now what is the width of the parking lot? 64' currently and 60' proposed. She objected to that. She wants to maintain the ability of trucks to park in the fire lane and at the corner of that space (the “fly by parking space”). She wanted to know what would happen if people parked there. Bryer noted that if they were parked illegally, they may be ticketed now and after this is reconstructed. She noted that people's bumpers hang over the sidewalk now and she feels that is necessary in order to accommodate the isle space. Bryer referred to the photographs that were handed out by Munger, showing that there is ample isle width and people do not have to pull over the sidewalk. Commissioner Pendlebury said we

should not be designing parking lots for the worst case scenario; the extended cab and extended bed pick up truck or the service vehicle. They may have to find a more accommodating spot since all spaces are designed with the same dimension all over the world. They should not be parking illegally this way and they are doing it because there are no tire stops and it is unsafe and does not provide the type of walking environment that we want to be presenting.

Peter Gadoury – Weeden Lane - parking spaces on Conanicus Ave. they are not marked can we mark them.

Bill Munger – He said we are losing spaces, today's count he said there are 50 today Andy Nota showed him that there are still the same amount of spaces and we are saying the same thing. Andy stated again that we are not losing spaces.

Tom Gadoury – 1 Sail St. – if you have the tire stop and wooden guard rail on either side you lose more than what the proposed plan is showing.

Commissioner Pendlebury said he noted in the last meeting that if this space is to be successful for everybody there needs to be compromise which means you cannot have it exactly the way you want it. We all have to compromise. We do not want to encourage people to go at a fast pace through there. Everybody has a right to use the water front, not just cars, and we need to make some changes, minor changes. It is a compromise. Everyone sitting up here would like more green on the water but he is willing to compromise for everyone's use. 24 feet is substantial for 1 way traffic. People will adapt and use it. Let's make some improvements and broaden the user group. Subdivision regs require 23 feet for 2 way traffic, we have more than that. He apologized for being tense.

Commissioner Enright said the curbstop is not going to change it by that much.

Commissioner Cochran asked about the east to west part of the parking lot, it is 60 feet across. The one way issue is important to make. He asked Mr. Munger, is there a reason why those service vehicles cannot park on the concrete pier? Mr. Munger said it is quite a hike for a service person with tools.

Gary Girard – Seaside Dr. – eliminate the benches and you will have more parking.

Commissioner Enright said we would like the benches and some green space on the waterside. She watches from the Deli how the people circulate at the waterfront from Memorial Square and we are hoping to connect those 2 spaces. Currently people feel they are walking through a parking lot because of the way the cars park over the sidewalk. People do not walk that piece of property (the green). The idea was to bring the waterfront into a single green unit, not just cars and not just people. We have taken what we can from the square. The whole point was to increase the pedestrian friendliness of the area.

Anita Girard - Seaside Dr.- she wants feedback she obtained 64 of the signatures, leave it alone and repair what needs to be repaired she said that is what the 64 people told her.

Nancy Semco – Gondola – Can I make that turn when I come into the parking lot still? Yes  
Commissioner Swistak said it has not changed in fact it is the turning radius for a city bus.

Donna Wood – 51 Southwest Ave – reiterate what Anita Girard said and many of the people  
have said leave it the way it is, if it's not broke don't fix it. Make it more handicap accessible.

Blake Dickinson- length of the parking lot and width this Bay View Dr. is easily 2 lanes when  
people access the Bay Voyage. I implore you to not change the functional aspects of this parking  
lot.

Donald Richardson – there is an electric car space. Why do we need that space for just electric  
cars? There is one at the Bridge and Turnpike Authority, they can use that. Swistak said it is a  
smaller space so it would be compact anyway and we have to plan for the future. We will be  
looking for a grant to make it an electric car only space.

Tom Gadoury – he sees Caito park to get his lunch or coffee and he will not be able to with big  
vehicles.

Commissioner Pendlebury said it seems to him that if we compromise can we slide the west curb  
4 feet to the west. Bumpers will stay within the curbline. Compromise on the plan from the  
vegetation.

Donna Wood – curb stops has anyone talked about how they would navigate snow removal  
during the winter months?

Lisa Bryer said there are some devices now that are roll out that could be used but you do not  
need to plow behind the wheel stops.

Nancy Semco asked about moving it west.

Commissioner Enright – is interested in the historic signage down there. She would like a sign  
that talks about the original east ferry boats.

Commissioner Swistak made a motion that was seconded by Commissioner Cochran to  
recommend to the Town Council to approve the proposed improvements to East Ferry, as shown  
on the attached plan, Scheme 3 as presented by the Town of Jamestown staff. Also attached are  
the minutes from the four Planning Commission meetings where this project was discussed in  
addition to the Technical Review Committee meeting. The preferred scheme includes a wider  
sidewalk and pedestrian area along the waterfront, more organized drop-off area and overall  
improvement and beautification. The approval is based on the following findings of fact and  
recommendations:

**Findings of Fact:**



1. The Planning Commission reviewed the various plan schemes at their April 19, May 17 June 21 and July 5 meetings (minutes attached). The East Ferry Improvements were reviewed under Zoning Ordinance Article 11. Jamestown Village Special Development District – Section 82-1101B Applicability – Development Plan Review; and the consistency with the Jamestown 2014 Comprehensive Community Plan;
2. A Technical Review Committee meeting was held on June 16 at 10am (minutes attached);
3. The Planning Commission reviewed several different schemes before selecting preferred Scheme 3; which provides the best opportunity to balance the interests of various user groups; i.e. boaters, retail, office, restaurant, tourists etc;
4. Scheme 3 is considered the best functional compromise in view of circulation, available parking, and the configuration which best meets peak demand;
5. In addition to opening the public view towards the wood pile pier and to the south, Scheme 3 also fulfills the following project goals:
  - a. Preserves the existing 46 parking spaces (increased to 47) and at least 3 loading/unloading/turn-around spaces;
  - b. Provides for an improved pedestrian space along the public waterfront;
  - c. Protects water and bridge views;
  - d. Provides for seasonal and holiday uses;
  - e. Provides for additional site furniture and amenities; and,
  - f. Considers paving and other site surfaces.

In addition, Scheme 3 includes the relocation of the pump out building, which will additional area for user and pedestrian flow;

6. Several business owners (Spinnakers, Conanicut Marine Services, Grapes and Gourmet) provided valuable input into this project at the Planning Commission and TRC meetings. Staff also had several meetings with those business owners as well as Island Realty;
7. The number of parking spaces has increased from 46 to 47 plus 3 loading/unloading/turn-around spaces;
8. The Town has committed to utilizing native and/or drought/seaside tolerant plantings at East Ferry as well as continued maintenance to insure success of the landscaping;
9. The Town has committed to coordinating, consolidating and/or replacing traffic signs to make the area more visually appealing with special emphasis on traffic and pedestrian safety;

**Recommendations** (please note language in (parenthesis) indicates how the recommendation has been addressed since the Planning Commission meeting on July 5):

1. Provide some benches along Conanicus Avenue that face towards the water. (two backless benches have been added along Conanicus Avenue that are set back two feet from the stone walls so they can face either way);

2. Make every attempt to retain the current 64 feet, curb to curb distance in the northern parking area. (The plan is shown as 60 feet curb to curb. This allows for 90-degree parking spaces that are regulation size of 9' x 18' and an isle width of 24', where there is currently 28'. Jamestown's regulations require 23' isle width for two-way traffic in parking lots where this is one way. Widening the isle to 28 feet requires moving the parking lot towards Conanicut Avenue which brings the northernmost space into the sidewalk and requires the southernmost space in that isle to touch the new electric charging space, cutting off the planted island from the green. Every attempt will be made to widen that isle during construction while maintaining safety for pedestrians and vehicles);
3. Continue to work with East Ferry business owners during the construction process;
4. Remove vegetation and allow the sidewalk to continue to the parking lot at the "fly by" drop off area near the emergency space. (done);
5. Work with the Historical Society to develop historical and educational signage related to the use of historic use of Ferry Wharf;
6. Maintain a minimum of 30 feet for the holiday tree (done);
7. Any significant change in the proposed plan (parking and landscaping) such as a decrease in parking, shall be reviewed and approved by the Technical Review Committee.

Mary Lou Sanborn – 32 Dumpling Dr. - asked about the cost.

Andy Nota said It is in the range of 250K-300K won't know until it is bid out. We can take out some of the landscaping if the cost is too high once we receive the bids.

## **II. New Business.**

1. Election of Planning Commission Officers

Commissioner Swistak said at the last meeting we discussed the election of officers. The current officers when asked if they would like to stay in their current positions said they would.

Commissioner Enright nominated Commissioner Swistak for Chair, Commissioner Smith seconded the nomination. So unanimously voted.

Commissioner Smith nominated Commissioner Pendlebury for Vice Chair, Commissioner Enright seconded the nomination. So unanimously voted.

Commissioner Smith nominated Commissioner Enright for Secretary, Commissioner Cochran seconded the nomination. So unanimously voted.

## **VII. Adjournment**

Planning Commission Minutes

July 5, 2017

Page 8

A motion was made by Commissioner Enright and seconded by Commissioner Cochran to adjourn the meeting at 10:08 p.m. So unanimously voted.

Attest:

  
Cynthia L. Reppe



**TOWN OF JAMESTOWN**  
P.O. Box 377  
93 Narragansett Ave.  
JAMESTOWN, RHODE ISLAND 02835

Planning Office - 423-7210  
Fax - 423-7226

Approved As Written  
**PLANNING COMMISSION MINUTES**

June 21, 2017

7:30 PM

**Jamestown Town Hall**  
93 Narragansett Ave.

**I. Call to Order and Roll Call**

The meeting was called to order at 7:32 p.m. and the following members were present:

Michael Swistak – Chair	Duncan Pendlebury – Vice Chair
Rosemary Enright – Secretary	Mick Cochran – arrived at 8:00 p.m.
Bernie Pfeiffer	Dana Prestigiacomio
Michael Smith	

Also present:

Lisa Bryer – AICP – Town Planner  
Andy Nota – Town Administrator  
Michael Gray – Public Works Director  
Hali Beckman – Landscape Architect  
Marilyn Munger – Conanicut Marine  
Ron Ratcliff  
Rob Packer – Conanicut Marine  
Bill Munger – Conanicut Marine  
Mike Ridge – Spinnakers  
Bill Wilson – Grapes & Gourmet  
Jack Brittain  
Mary Brittain  
Charlie Petit  
Arlene Petit  
Bruce Dickenson

**II. Approval of Minutes June 7<sup>th</sup>, 2017**

A motion was made by Commissioner Enright and seconded by Commissioner Smith to accept the minutes as written. So unanimously voted.

**III. Correspondence**

1. FYI – Administrative Subdivision – Mecca/Cameron – Plat 9 Lots 249 & 570. Received
2. FYI – Memo to Zoning Board – Recommendation HGWTO Scully 113 Frigate. Received

**IV. Citizen's Non-Agenda Item – nothing at this time**

**Approved As Written**  
**PLANNING COMMISSION MINUTES**  
**June 21, 2017**  
**7:30 PM**  
**Jamestown Town Hall**  
**93 Narragansett Ave.**

**I. Call to Order and Roll Call**

The meeting was called to order at 7:32 p.m. and the following members were present:

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Also present:

Lisa Bryer – AICP – Town Planner  
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Rob Packer – Conanicut Marine  
Bill Munger – Conanicut Marine  
Mike Ridge – Spinnakers  
Bill Wilson – Grapes & Gourmet  
Jack Brittain  
Mary Brittain  
Charlie Petit  
Arlene Petit  
Bruce Dickenson

**II. Approval of Minutes June 7<sup>th</sup>, 2017**

A motion was made by Commissioner Enright and seconded by Commissioner Smith to accept the minutes as written. So unanimously voted.

**III. Correspondence**

1. FYI – Administrative Subdivision – Mecca/Cameron – Plat 9 Lots 249 & 570. Received
2. FYI – Memo to Zoning Board – Recommendation HGWTO Scully 113 Frigate. Received

**IV. Citizen’s Non-Agenda Item – nothing at this time**



## V. Reports

1. Town Planner's Report
2. Chairpersons report
3. Town Committees
4. Sub Committees

## VI. Old Business

1. East Ferry Improvement project – Development Plan Review and Approval within the Jamestown Village Special Development District

Commissioner Swistak brought the audience up to date on this project. DPR is the Planning Commissions purview, parking and landscaping are under the planning commission purview. This did not have to come before planning but Town Administrator Andy Nota and the town council decided it could go to planning. There will be a recommendation to the town council after this meeting whether it be positive or negative. We do not make a decision, this is up to the town council. This has been before the planning commission for the 3<sup>rd</sup> time. The goal of the staff making East Ferry better. Public discussion is important and he appreciates all the effort that staff has put in for this. Let's remember we are all on the same team here.

Town Planner Lisa Bryer said it is very important to have everyone's input. We had a meeting April 19, May 7 and a TRC meeting on Friday June 19<sup>th</sup>. The Planning Commission was concerned about circulation in the plan that the town council chose. At the next meeting they decided to look at the plan the town council originally wanted and the staff and consultant Hali Beckman sat down to address the issues that came up at the April 19<sup>th</sup> meeting.

Lisa Bryer invited the public up to look at the full size plans. She explained the latest plan and the turn arounds, these changes were made based on comments from the last meeting. We were able to narrow some of the green to get more spaces. Today there are 46 spaces with the new plan there are 47 spaces. There is a loading space and also a turn around space. Staff met with the fire department to make sure that they have adequate safety in place. The fire department may re-evaluate their practices by bringing in just the rescue truck. We have 2 handicap spaces we joined together next to the walkway so there is more room. We added bike racks and landscaping has been added. This hybrid plan is an alternative favored by the town council and planning commission.

We received correspondence from the condo association and there were 2 items we made changes to that she just mentioned regarding the parking and turn arounds. She pointed out the difference in the configurations. Ms. Bryer went over the points on Bill Mungers letter. Parking space wise they are exactly the same.

Andy Nota said the turn on the left there are basic parking lot standards applied to this plan. 24 ft. on the entrance all the way through 24 feet wide more then 12 feet for the other car to come through. Andy said they would like to relocate the pump building, they will be looking to relocate this in the future. This will be an added benefit in the future and create more space.

Can we connect the 2 pedestrian ways to show that it is a pedestrian zone? Yes we can. What is the dimension for the parking lot today? 60 feet? Currently it is 62 feet curb to curb.

Marilyn Munger 10 Knowles ct. – loading and unloading why do we want to move it further away then where it is now. Minor concession. It will still function the same way. Make downtown better. We are creating space for the public currently it does not serve as a public space this will create more public use. Currently it is not user friendly for the public. It benefits the residents, those eating ice cream and just walking through town.

Rob Packer Pennsylvania Ave. – how long does it take to unload a car he says it is 30 minutes to unload. There will be a problem he said because they are all blocking each other in. He says How can you account for cars and loading in this small area? He mentioned he spoke to people that sit in their cars and look at the water.

Andy Nota said the problems we have today are the same as the new plan. He sat at TRC and was listening to that same statement. He sees the same thing happening now. What are the real issues? He is having trouble reconciling. Based on Planning Commission request.

Ron Ratcliff – 23 Ship St. - asked where is the traffic study? The traffic committee looked at this, this is not a plan that was formulated in the office. He said Bill Mungers letter is from his years of experience. This is not just a commercial property it is used by many interest groups, we are trying to find the sweet spot. Trying to get through the peak weekends, this design is based on engineering standards for width and parking spaces for depth. Can we get used to the change? Yes we can eventually.

Ron Ratcliff said businesses don't like it, residents downtown don't like it. Public access is more important?

Andy Nota said, So far this is the biggest group of people to show up. Usually it is a half dozen at most that have been here on this issue. The small group does all the work there is a much broader commitment to the people in this community. Most people will not come to a meeting and that is why staff needs to do their due diligence.

This is a tough discussion. Local Jamestown press he said the letters to the editor are against. Looking at it cost wise everyone down there are against it. 9 months out of the year it will not be. Andy Nota, This is not using tax dollars it is funds available to the town. Town was just awarded 65K in a grant 20% of project was funded by the state. Some people would rather see it as a tax credit. Andy personally is embarrassed by the way in which it looks currently. We have staff efficient in doing a lot of the work ourselves.

Commissioner Swistak said the town came to the planning commission and showed us 3 options, 4 out of 7 said they liked the green on the water. That night based on traffic commission review we had to go with original, they asked town to go back and make everyone happy looking for compromise from all the people that don't like it.

Jack Brittain – 14 Clinton Ave. – He does a lot of service work down on the docks now it is congested if there is a delivery truck or a van parked down there you can't see.

Leave it the way it is.

Charlie Petit – 28 Bryer – For all the handicap people when they go to the ferry Arlene can drop him off currently, the new plan is more difficult. Where is the tree going to go for Christmas. He is against the plan for handicap reasons.

Arlene Petit – echoing Charlies concern there are a lot of people that are handicap and it is going to be more difficult. Who is giving us money? She was answered Department of Commerce.

Bill Munger – Conanicut Marina – Carol Hopkins was going to come tonight. Used a lot by racers too. Racers have a lot of gear to load and unload.

Founder and president of Conanicut Marine. Been at the site for 40 years. He has witnessed this area function for a long time and he is very familiar with this. Currently there is a mix of 15 min, 30 min and no more than 2 hours. Boaters can touch and go but they cannot hang around. Most of his customers go to the boatyard, they are careful about that because they want their customers to spend money downtown. Bill went through all the pictures he handed out tonight. He went through picture by picture to explain the different deliveries. He then read his letter and thinks that scheme 2 would be a foolish choice and he thinks a traffic study should be done before a decision is made. He said if I was sitting in your chair I would want to know how we can accommodate those people that want to use it. He went through his letter step by step.

40 years ago 10 moorings and 30 now we are up to 500 moorings probably not more moorings added. People are still going to want to get to the bay, we need to accommodate that growth going forward. He suggests that the planning commission reject scheme 2, it is pretty but we need something that works. He would like a traffic study and thinks it is foolish to do this without. We do not want to be stuck with it.

Bruce Dickenson – 41 Arnold Ave. – he uses the touch and go a lot, he gets making it more beautiful and the embarrassment. Look at Fort Getty we didn't change it much but made it better he thinks the flow line will be bad.

Bill Wilson – Grapes and Gourmet he signed petition against the new plan, his concerns are safety issues in the parking lot.

Bill Munger – if someone has a vehicle longer than 18 feet it slows it down. There is always service work that needs to be done on the vessels. He does not see this as a touch and go operation.

Jack Brittain – the area needs a manicure he thinks it will create unimaginable problems he thinks we can achieve both. He hopes the Planning Commission takes into account the consideration for all handicap people. Any storm you will be replacing the bushes. He is down there 3-4 times a week doing work he thinks this will be impossible.

Andy Nota – appreciates all the comments and the acknowledgement that went into this plan, when we are done someday with this whatever is finished it will be nice. Leadership

is tough because you have to make hard decisions. Handful of users that have been represented here tonight, there are more users there that is why it was brought to the Planning Commission. The town is not engaged so whatever improvement is made they see as better. He disagrees with some of the comments made, the parking spaces have not been reduced. Before we leave tonight lets agree to how many spaces there are. There are 46 today and what you have before you tonight is 47 spaces. He does not understand how they can say it is a reduction. Beyond this we have come with existing plans both this plan and the existing. This is not trying to make it harder for the businesses. He disagrees with the comment the it is taking away handicap accessibility we are improving and enhancing it. We have had to make some modifications in the last few years regarding handicap spaces. One bone of contention is the long fairway. He doesn't know what is going to happen. Is there going to be congestion on the weekends? It is now. Bill Munger and this room is saying this plan is not functional it is beautiful but not functional.

Andy Nota said there are lots of deliveries and customers and residents. We are vetting this to look at traffic. What doesn't come to us is businesses that modify things without coming to us and those things will also effect and influence flow here to the apex of what we are talking about, for instance increased ferry service. Which Andy hopes they get. We want our businesses to be successful.

Arlene Petit said you are getting a view of what happens everyday there. The big trucks that go in there will hinder the parking and flow this is what the business owners are talking about. She says it affects the flow of the businesses. Lisa said it cannot be handled now and it wont be then either. Service people like a furnace guy it is a bigger truck. Today it accommodates.

Ron Ratcliff - you guys have a very difficult decision to make beautify or make it more functional? Comes down to why should we do this? To beautify it or make it more functional what criteria did you use?

Rob Packer said if you do change the existing layout please put enough money aside to put it back.

Mary Brittain – have you gotten any letters from people in support of this?

Commissioner Smith said things have changed we used to have a reporter here at every meeting and they don't anymore. He is impressed with this turn out.

Mike Ridge – Spinnakers – he has the most to gain from this new plan he is scared of this new plan, guessing on the traffic part a traffic study would be beneficial here. He thinks the general public cares but most of which is negative is what he has heard. Going forward with additional information. He thinks a traffic study would be a way for concrete information. One of the plans had a reduction in parking spaces that he is against. Commissioner Swistak asked are you ready Andy and Lisa for a vote? Andy said we have presented a number of plans 1,2,3 a bit of a hybrid. There is nothing else we can offer you. Whatever decision you make you send to the town council and they make. Findings of fact need to be done.

The town council has chosen to have a meeting July 17 or Aug 21. If we wrap it up Wednesday July 5<sup>th</sup> we can get it to the council for their July 17 meeting.

We are hoping to get some asphalt curbing work done this fall. Andy how anxious are you that if this does not work and it would cause a big problem, option would be to staff it and make it work on the key short term time periods to provide a control mechanism if it does not work. It is getting so busy down there now, we are a victim of our own success Dutch Harbor decided they need a parking attendant and even if we do not do anything we may need that anyway. Munger says no matter how busy it gets this is not something staff can fix. Half of the parking spaces are on a dead end street. This does not need to be so complicated because it already works.

We will not be able to come up with it tonight. We will give a commitment as it stands today.

Commissioner Swistak wants a quick vote tonight.

Cochran – parking and traffic flow down there is not perfect it is terrible, he goes down for many reasons there is lots of illegal parking down there now, the drop off is illegal. There is a parking and a traffic flow issue there. He is confident that Ms. Beckman can make either plan more beautiful. Traffic and illegal parking is an issue that the town needs to take care of. The parking situation downtown can be a problem. Most of the boat yards in town provide parking for their customers. Service vehicles he does not know what they are taking off their trucks to fix something on a boat. Fire lane is plenty big for safety. He is good with either plan. He likes the beautification. Scheme 3(reduction of parking spaces not actually reduction)

Pfeiffer – seriously consider the safety aspects, creates safety issues. He has concerns with the plan on the left. He would like to see the existing configuration.

Prestigiacomio – firm believer in data, is the traffic study doable in the time frame she can see either plan she says the one on the right can be prettier but wants the traffic study. He would only recommend the traffic study only be done if you are leaning towards scheme 1, based on that Dana leans towards existing configuration.

Smith – involved in this property since 1953, he likes the existing configuration but would like to see existing plan with plantings.

Enright– came tonight thinking about the problems of the parking. Green space is green space she has a problem with plan 3 will it be that much more attractive. She would like to see more benches. One of the things she hears at the deli is the money aspect and the town need to let the population know that the money is the same. She likes the current configuration.

Pendlebury – He thinks that if you polled everyone in town you would have everyone say it is a problem now so we have to look at it as a resource, it is access to the bay is also getting close to the water too, it is pedestrian space in addition to car space. Safe areas and graciousness, what we have right now is. He thinks there needs to be a green connection Jack Brittain said 5 feet he says 10-12 feet. He likes to have the green on the water but if he put a dead end street in a parking lot it is too much pressure on the driver, he thinks dead



end street has become too long. If we lose a parking space but we can make it more beautiful we have to live with it. He is not in favor of keeping the existing scheme the way it is but not in favor of Scheme 3. We may have to lose a space to have the green on the waterfront.

Swistak – He is completely frustrated that we cannot have the green on the left. Can we go back and look at widening the green space on the water side by a little scheme 3A  
Lisa said 3 A you cannot be sitting at a bench and have a car right behind you. The green space you are trying to create has another barrier. Low barrier Duncan said we are trying to come up with a compromise through out Scheme 3 and end up with nothing. There is not pedestrian connection. We presented that to you prior. The green space you are trying to create is going to be narrow and a barrier.

Smith likes existing if we can make the sidewalk more user friendly he would rather enhance it.

Kathy Brown 72 North Rd. – she does not walk on the grass anyplace on the lawn. People don't pay any attention to it.

A motion was made by Commissioner Swistak to ask Andy Nota and staff to come back to our meeting on July 5<sup>th</sup> or July 12<sup>th</sup> with the last iteration of the existing configuration Scheme 3 creating a more pedestrian friendly space on the waterfront and seasonal plantings. Commissioner Pfeiffer seconded the motion.

Hali said one of the things brought up, we are taking this whole area and making this accessible for the whole town. One of the considerations talking about handicap accessible, it is more handicap accessible and also more pedestrian friendly.

So unanimously voted.

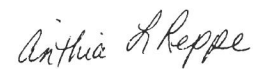
Commissioner Swistak asked if we should have a meeting on July 5<sup>th</sup> or find an alternate location for July 12<sup>th</sup>. Planning Commission said July 5<sup>th</sup> is fine.

## VII. New Business – nothing at this time

## VIII. Adjournment

A motion was made by Commissioner Enright and seconded by Commissioner Cochran to adjourn at 10:30 p.m. So unanimously voted.

Attest:

  
Cynthia L. Reppe



**TOWN OF JAMESTOWN**  
P.O. Box 377  
93 Narragansett Ave.  
JAMESTOWN, RHODE ISLAND 02835

Planning Office - 423-7210  
Fax - 423-7226

**Approved As Amended**  
**PLANNING COMMISSION MINUTES**

**May 17, 2017**

**7:30 PM**

**Jamestown Town Hall**  
**93 Narragansett Ave.**

**I. Call to Order and Roll Call**

The meeting was called to order at 7:32 p.m. and the following members were present:

Michael Swistak – Chair	Duncan Pendlebury – Vice Chair
Rosemary Enright – Secretary	Mick Cochran
Bernie Pfeiffer	Dana Prestigiacomio
Michael Smith	

Also present:

Lisa Bryer, AICP – Town Planner  
Andy Nota – Town Administrator  
Wyatt Brochu – Town Solicitor  
Cinthia Reppe – Planning Assistant  
Hali Beckman – Landscape Architect  
Bill Munger – Conanicut Marina  
Mike Ridge – Spinnakers  
Mark Liberati - Attorney  
Dan Cotta – PE - American Engineering  
Edward Avizinis – Wetland Biologist/Soil Scientist  
Joseph Pereira Jr.

**II. Approval of Minutes April 19<sup>th</sup>, 2017**

A motion was made by Commissioner Enright seconded by Commissioner Cochran to accept the minutes as written. So unanimously voted.

**III. Correspondence**

1. FYI – Memo to ZB – Earley – HGWTO Recommendation. Received
2. FYI – Memo to ZB – Flanagan – HGWTO Recommendation. Received
3. Letter – Final Approval Dutton. Received

**IV. Citizen's Non-Agenda Item – nothing at this time**

**V. Reports**

1. Town Planner's Report – Lisa Bryer said we have \$75,000 for the zoning ordinance update, we will contract with a consultant. **We will be** reorganizing the zoning ordinance starting with the village district in June.
2. Chairpersons report
3. Town Committees
4. Sub Committees

## VI. Old Business

### 1. East Ferry Improvement project – Development Plan Review and Approval within the Jamestown Village Special Development District

Town Administrator Andy Nota made a presentation to the Planning Commission. This has become a project when public works wanted to repair the sidewalks, repaving etc. The town council wanted to look at the design options since this is the center of town. They noted that if we are going to make changes, let's do it now before we pave and put in new curbing. We are still at the design stage and we would like to move this project to the next step.

At the last meeting, the Planning Commission was tasked with looking at 3 options. The town council preferred option 2 which moved the green to the waterfront. The process started without full review from the Planning Commission since they needed to get the support of the Town Council first.

When you look broadly at public use of the space they all felt the green space is very important even if it meant eliminating some parking. Improving the experience for other users besides the businesses there was deemed important. Can we make the parking experience better? We engaged the public at the last meeting and got some initial perspective. One of the towns challenges is to maintain the property. This also went to the traffic committee initially. The money for this project comes from the town waterfront leases. This is a long term commitment that will last a lifetime and beyond. We asked for the public perspective on those that use the lot daily.

As a town center, ours is embarrassing. The goal is to come together and create a town center to be proud of. The town consultant Hali Beckman came back with this hybrid plan based on comments from the last meeting. This will include seasonal greenspace. The challenge was to combine the optimal plan and the hybrid together.

Commissioner Swistak said Lisa noted at the last meeting and it is in the minutes that this is a 30 year plus decision they are making and staff and the Town Council like the green being moved to the water. Abutters said you cannot have cars stuck in the gauntlet waiting to turn around. There could be a turn-around so can we do that even at the expense of losing a parking space or two Commissioner Swistak asked? Andy Nota said he thinks we have ample room for a turn around. We have back-ups today and we will probably have them in the future too but if we provide a turn around, that will be greatly reduced once the culture changes based on design changes. Swistak keeps going back to this original plan the council recommended and it is 1000 times better. Bryer said if you provide a space to turn around they will use it and she does not think we will even lose a space.

Commissioner Prestigiaco asked if we could reverse the circulation through the lot. We did talk about it, many times, and because the other exit would not be pedestrian friendly and had site distance issues to the south, they felt it was not as desirable. The goal is to make the primary concern for the pedestrian while still accommodating the cars. Commissioner Cochran said there is a parking problem down there now and with scheme 2 it's a dead end and he is still concerned.

Andy Nota said we as residents will get more out of this area in the off season. Do we clean it up or can we make a modification for the better and add value to it? Commissioner Swistak said let's say that after 3 weeks after its done we find that it is a nightmare will the town step up and hire a parking attendant? We could do that. It is a conversation that has not happened yet. Andy noted that the West Ferry marina owners felt that a parking attendant is worth their money to keep parking and circulation organized. They have had a parking attendant for several years. It may be something that the business owners may want to discuss.

Commissioner Pendlebury said the he would give up some of the green in the small island areas for more parking spaces if that works.

Commissioner Smith wants to hear from the public. Swistak said we are going back to the greenspace on the water with the caveat that the town can fix the turn around. Bill Munger said he does not see how it is possible and confirmed that we are talking about a dedicated 3 point turn. Mike Ridge likes the eliminating the extra green so we can get a few extra spaces. It could potentially work, he likes the plan with green down close to the water. Everybody benefits from East Ferry parking. Remember that Fed Ex Truck, UPS truck for drop offs will be pulling in the parking lot too. Can the consultant take another look at scheme 2. Commissioner Smith says he sees green on the plan but he sees brown there right now, will it be green or brown? You will see some elements of 3A on this plan. Hali Beckman said she knows there are plantings that will be survive; it will be native plantings and ornamental to tolerate the conditions.

Commissioner Cochran suggests charging stations for electric vehicles. Come back for the next meeting.

## VII. New Business

### **1. Robert Johnson – Plat 5, Lot 94 – Pole #7, Steamboat Street High Ground Water Table Impervious Layer Overlay District –Zoning Ordinance Section 82-314 Sub District A Review and Section 82-308 Setback Freshwater Wetlands – Variance Requested for 95.1” where 150” is required – Recommendation to Zoning Board**

Attorney Mark Liberati representing Robert Johnson will present this application. Dan Cotta is the engineer and Land Surveyor for the project. A motion was made to recognize Dan Cotta as an expert witness by Commissioner Pfeiffer and seconded by Commissioner Smith. So unanimously voted.

Edward Avizinis, certified professional wetland biologist and soil scientist working for Natural Resource Services is part of the team. A motion was made by Commissioner Pfeiffer and seconded by Commissioner Smith to accept him as an expert witness.

Mr. Liberati said the lot does not have the 150-ft. setback but they are in compliance with DEM rules and regulations.

They are proposing an Adventex Septic system that provides the highest level of treatment. Chair Swistak asked the applicants biologist what he thinks about our ordinance. Mr. Avizini's said he appreciates our ordinance and in other towns they do not have the restrictions that we have. He has been to the site. It is a saturated hydrology. Conservation Commission has a copy of this and has had it for a month. We have not had any correspondence from them.

Did you apply for an updated permit from DEM? He responded that he had but they do not have it back yet. Swistak asked Wyatt Brochu if we can require it as a condition of approval. We can and it is the applicants risk to proceed without it. We can mention it in our motion. The zoning board will look at our transmittal.

A motion was made by Commission Swistak and seconded by Commissioner Cochran to At the May 17, 2017 Planning Commission meeting, the Planning Commission voted unanimously to recommend to the Jamestown Zoning Board, approval of the application Robert Johnson – Assessor's Plat 5 Lot 94; being reviewed under Zoning Ordinance Section 308 - Setback to Freshwater Wetlands and Section 314 - High Groundwater Table and Impervious Overlay District Sub-district A in accordance with the plan entitled **Town Submission for Robert Johnson, located at Pole #7 – Steamboat Street, Jamestown, RI Sheet 1 of 1. Dated, 03/17/2017, by American Engineering, Inc., Daniel R. Cotta, Professional Engineer/Professional Land Surveyor, 400 South County Trail – Suite A 201, Exeter, Rhode Island 02822.** The recommendation for approval is based on the following findings of facts as amended:

Findings of Fact Section 314

The applicant is proposing a new 24' x 30' two-bedroom dwelling on a 7,200 square-foot lot. There is an off-site freshwater wetland located 95.1 feet from the proposed OWTS that has been permitted by RIDEM permit #0215-1512.

1. Based on soil evaluation reports, the subject lot is in sub-district A of the High Groundwater Table and Impervious Overlay District.
2. Plat 5 Lot 94 has an approved Advantex AX 20 to BSF OWTS which meets the advanced treatment requirements of Zoning Ordinance Section 314. This approved OWTS has been approved at 95.1 feet from the delineated forested freshwater wetland. This does not meet the 150-foot setback required in Zoning Ordinance Section 308 and will require a Variance.
3. The applicant's representative Attorney Mark Liberati presented the project and and Edward J. Avizinis, M.Sc., CPPS, PWS, Natural Resources Services, Inc. provided testimony before the Planning Commission on 5/17/17 with regards to the proximity of wetland and the absence of impact.
4. The site has a finding from RIDEM in 2005 that "there are no freshwater wetland regulated by the DEM on or immediately adjacent to the subject property that would be altered by this project". They have applied for a new determination from RIDEM that it remain under the existing regulations jurisdiction. This approval is forthcoming.



5. Jamestown Engineer Jean Lambert provided correspondence to Lisa Bryer, Town Planner dated April 27, 2017 regarding the Johnson application with respect to Zoning Section 308 and 314 (attached) which notes that, the proposal, in her professional judgement, meets the requirements of Zoning Ordinance Section 314 as follows:
  - a. The proposed impervious cover is 10 percent. The applicant meets the maximum allowable impervious coverage limit of 10% as required.
  - b. The proposed 590 square foot, 339 cubic foot of storage rain garden provides treatment for the 1” water quality volume and provides storage for runoff for a 10-year frequency storm event as required.
  - c. The proposed Septi-Tech/BSF OWTS meets the advanced treatment requirements and a two-bedroom deed restriction has been recorded in the Jamestown Land Evidence Records (RIDEM permit #0215-1512).

### **Conditions of Approval**

1. The Operation and Maintenance (O & M) Plan (reproduced in 8.5” x 11” for the stormwater mitigation (rain garden) shall be recorded in the Office of the Town Clerk with the Zoning Approval and evidence of such shall be provided to the Zoning Enforcement Officer. Erosion and sediment controls must be installed at the downgradient limits of the site disturbance as shown on the plan.
2. An erosion and sediment control permit will be required from the building official prior to commencement of construction
3. An as-built plan should be provided depicting the house size, location, site grading and location of the rain garden and OWTS offset from the wetlands and verifying the elevations and grading shown on the proposed site plan.
4. The applicant must receive an updated finding from the RIDEM Wetland Division prior to issuance of a building permit.

So unanimously voted:

Michael Swistak – Aye  
Rosemary Enright – Aye  
Bernie Pfeiffer - Aye  
Michael Smith - Aye

Duncan Pendlebury – Aye  
Mick Cochran - Aye  
Dana Prestigiacomo - Aye

### **2. Joseph Pereira Jr. – Plat 3 Lot 142 – 58 Dory Street. High Ground Water Table Impervious Layer Overlay District –Zoning Ordinance Section 82-314 Sub District A Review – Recommendation to Zoning Board**

This is an existing house and they are reducing the amount of pervious coverage from 24% to 15% they are allowed 13%. The applicant is gaining more usable space and also reducing the pervious coverage. Commissioner Pfeiffer asked about the 2 car garage addition if it was a 1 car garage would it fit the 13%? They are planning to put a master bedroom above the garage. The existing garage is being moved over.

A discussion ensued regarding how much impervious area they will have. It will be reduced by 1200 sq. ft. Commissioner Swistak asked “is it appropriate to say no additional additions or improvements if approved and you cannot come back unless you get to 13%.” The commission agreed that seems unachievable but a condition stating that they cannot increase impervious cover unless approved by the Zoning Board is appropriate as part of the approval.

A motion was made by Commissioner Swistak and seconded by Commissioner Pendlebury to At the May 17, 2017 Planning Commission meeting, the Planning Commission voted unanimously to recommend to the Jamestown Zoning Board, approval of the application Joseph Pereira – Assessor’s Plat 3 Lot 142; being reviewed under Zoning Ordinance Section Section 314 - High Groundwater Table and Impervious Overlay District Sub-district A review in accordance with the plan entitled **Town Submission for Joseph Pereira, located at 58 Dory Street, Jamestown, RI Sheet 1 of 1. Dated, 04/24/2017, by American Engineering, Inc., Daniel R. Cotta, Professional Engineer/Professional Land Surveyor, 400 South County Trail – Suite A 201, Exeter, Rhode Island 02822.** The recommendation for approval is based on the following findings of facts as amended:

Findings of Fact Section 314

The applicant owns a 14,400-square foot lot with an existing dwelling, paved driveway, shed, walkways, well and three bedroom OWTS. The applicant is proposing to construct an addition to the existing dwelling including a 168-square foot covered porch and a 576 square foot (744 s.f. total). The existing paved walkway and driveway, concrete pads and a shed will be removed. A pervious gravel driveway is proposed in its place. The new walkway will use pervious pavers.

6. Based on soil evaluation reports, the subject lot is in sub-district A of the High Groundwater Table and Impervious Overlay District.
7. Plat 3 Lot 142 has an existing, AdvanTex AX-20 to Bottomless Sand Filter OWTS (RIDEM permit number #1015-0056). This system is now in compliance with the Town of Jamestown inspection and maintenance regulations.
8. The existing impervious lot coverage for the subject lot is 24%. This will be reduced to 15.5% with the proposed plan. The maximum allowable impervious lot coverage for this lot under Zoning Ordinance Section 314 is 13%. This proposal will require a variance proposed for exceeding the maximum of 13%. This application requires a variance for impervious coverage being over the allowed 13% as well as a special use permit under Section 314.
9. The applicant’s representative Dan Cotta, PE, PLS, represented the applicant before the Planning Commission on 4/3/17 with regards to proposed site changes, reduction in impervious site cover and the proposed rain garden.
10. The impervious cover on site is being reduced from 3461 s.f. to 2233 s.f. The applicants engineer has submitted a Water Volume Calculations Report dated April 25, 2017 which addresses stormwater treatment by a 350-square foot, 188 cubic foot of storage rain garden which provides water quality treatment and mitigation for the runoff associated with the new impervious surfaces on the site. The proposed BMP’s provides treatment for the 1” water quality volume and provides storage for the runoff from a 10-year frequency storm.
11. Jamestown Engineer Jean Lambert provided correspondence to Chris Costa, Building Official and Lisa Bryer, Town Planner dated April 27, 2017 regarding the Pereira

application with respect to Zoning Section 314 (attached) which notes that, the proposal, in her professional judgement, except as noted above meets the requirements of the Ordinance

**Recommended Conditions of Approval**

5. A Special Use Permit for Section 314 and Variance for impervious coverage and exceeding the maximum allowable impervious coverage of 2000 square feet are required from the Zoning Board of Review. No future increase in total impervious cover is permitted on site without further Zoning Board review and approval.
6. The Operation and Maintenance (O & M) Plan (reproduced in 8.5” x 11” for the stormwater mitigation (rain garden) shall be recorded in the Office of the Town Clerk with the Zoning Approval and evidence of such shall be provided to the Zoning Enforcement Officer.
7. The OWTS must be inspected and maintained as required by the Town Onsite Wastewater Management Ordinance and Program.
8. An As-built plan should be provided to the Building Official at the completion of construction depicting the size and location of the garage addition, size and location of the rain garden, and verifying the elevations and grading shown on the proposed site plan.

So unanimously voted:

Michael Swistak – Aye

Rosemary Enright – Aye

Bernie Pfeiffer - Aye

Michael Smith - Aye

Duncan Pendlebury – Aye

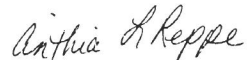
Mick Cochran - Aye

Dana Prestigiacommo - Aye

**VIII. Adjournment**

A motion to adjourn at 9:20 p.m. was made by Commissioner Enright and seconded by Commissioner Cochran. So unanimously voted.

Attest:



Cynthia L. Reppe

Planning Assistant



**TOWN OF JAMESTOWN**  
P.O. Box 377  
93 Narragansett Ave.  
JAMESTOWN, RHODE ISLAND 02835

Planning Office - 423-7210  
Fax - 423-7226

Approved As written  
**PLANNING COMMISSION MINUTES**  
April 19, 2017  
7:00 PM  
**Jamestown Town Hall**  
93 Narragansett Ave.

**I. Call to Order and Roll Call**

The meeting was called to order at 7:00 p.m. and the following members were present:

Michael Swistak – Chair	Duncan Pendlebury - Vice Chair
Rosemary Enright – Secretary	Mick Cochran
Bernie Pfeiffer	Dana Prestigiacomo
Michael Smith	

Also present:

Lisa Bryer, AICP – Town Planner  
Andy Nota – Town Administrator  
Michael Gray – Public Works Director  
Wyatt Brochu – Town Solicitor  
Cinthia Reppe – Planning Assistant  
Hali Beckman – Landscape Architect  
Nate Kelly – Horsley Witten Group – Sustainability Plan Consultant  
Bill Munger – Conanicut Marina  
Don Richardson  
Mike Ridge - Spinnakers

**II. Approval of Minutes April 5<sup>th</sup>, 2017**

A motion was made by Commissioner Enright and seconded by Commissioner Cochran to accept the minutes as written. So unanimously voted.

**III. Correspondence**

1. Administrative Subdivision – Approval letter Burns and Snoeren Plat 15 Lots 290&293, addresses 134&142 Beacon Ave. Jamestown RI. Received
2. Final Approval letter – Burns and Snoeren – Plat 15 Lots 290&293. Received
3. Memo to ZB Re: Hemphill recommendation HGWTO. Received

**IV. Citizen's Non-Agenda Item – nothing at this time**

**V. Reports**

1. Town Planner's Report
2. Chairpersons report
3. Town Committees
4. Sub Committees

## VI. Old Business

### 1. Sustainable Jamestown Plan – Phase 2 Discussion

Nate Kelly consultant from Horsley Witten updated the Planning Commission on the plan for Phase 2.

They presented the outline for the first time at the last meeting. They would like to work interactively with the Planning Commission and have set up stations with the different themes that came out of the workshop and they want the planning commission to vote on ideas for the plan. Green they like, yellow is a maybe and red is a no I don't think it should be here.

The last dot is blue for elements we should track in the years to come.

Commissioner Swistak asked if the audience is going to participate, Nate said Planning Commission input first.

Nate Kelly went through the boards and addressed the Planning Commission on why the yellow dots and red dots were put on certain subjects. The Planning Commissioners that placed the dots explained in a bit more detail why they placed them where they did. Most yellow dots were placed because the commissioners need more explanation or a narrowing of the topic.

Some comments from Commissioner included:

- Drought should relate to water supply
- Renewable energy production should be just for Town use and the town should not be a power generator
- Do we want to encourage tourism?
- It is not as important to maintain historic and architectural character outside of the village area
- "green" (building practices) term is too overarching
- Housing affordability is market driven unless we are talking about state required affordable housing
- Housing diversity should include senior housing and aging in place
- Residential household/commercial waste should be handled by State/Fed
- Trash on beaches and other public spaces is outside of our sustainability box of planning
- Landscaping programs and standards – what does that mean?

Nate Kelly said they wanted to use this exercise to take it to the next level and the blue dots are potential indicators to track over time. This will help gather thoughts for the next public meeting.

Next steps, research and data and they will set next public meeting. Format an open house and organizing it for the next step and exercise to drill down strategies, priorities and cost.

Commissioner Swistak said we should do the next public participation before July or wait until after August.



## VII. New Business

### 1. East Ferry Improvement project – Development Plan Review and Approval within the Jamestown Village Special Development District

Mike Gray, Public Works director is presenting the 3 schemes for the East Ferry parking area. Mike Gray wanted to address the letters in the paper and discussion as to why are we spending this money. After the Narragansett Ave streetscape improvements and pier repairs were done the last element for improvement in the village is East Ferry including the parking lot, sidewalks and curbing reconstruction. He was with Archie Clark today and parts of the parking lot were done in 1960 and some patching was done in 1977. The drainage needs fixing, curbs and sidewalks are in bad shape.

The Town Council wanted to take a step back and provided a little bit of funding to look at the design elements of the east ferry square area. This is the gateway to the community. The restaurants, ferry, boats and stores many are located at East Ferry. They wanted to make sure before we do this work that it is the best design it can be.

Hali Beckman a landscape architect and resident of Jamestown was hired to work on this project. They are presenting some plans tonight with a few different options. The council wanted some changes.

Town Planner Lisa Bryer explained the Planning Commission purview according to the Zoning Ordinance. The 3 parcels are zoned Commercial Downtown. The criteria that brings this issue to the Planning Commission is the proposed change in the parking layout. There are a few different schemes. Scheme 1 stays the same. She would like the commission to thoughtfully consider the options. This is not the first time the community has looked at this piece of property. They looked at it in detail in 1994 with Tom Todd, a world-renowned architect. And they looked at it again in 2007 during the Village Charrette.

The Town Council thinks scheme 2 is this the best alternative; moving the greenspace towards the waterfront. Jean Lambert and Hali Beckman came up with a plan that the council and staff supports.

The town is going to invest the same amount of money whatever the choice is.

Mike Gray gave a power point presentation to the Planning Commission similar to the one given to the Town Council. They are trying to carry the Narragansett Ave. theme to East Ferry. The top 3 priorities are asphalt, curbing and sidewalk. Drainage is an issue in a few places too and part of the paving.

Mr. Gray explained the reason why the lawns are so bad in the East Ferry area is because people walk across them, the dirt gets compacted and there is no way for grass to grow in those conditions, no matter what maintenance is provided. Mike included a page out of the vision document and he showed it to the planning commission. Hali can explain the existing scheme design in more detail. This will reduce some of the concrete downtown by softening the edges with green. It maintains 46 spaces. Stamped and colored crosswalks that match the Narragansett Ave. theme. This is scheme 1.

Commissioner Smith asked about the crosswalk on Conanicus Ave. in front of the Recreation Center. The state moved it, not the town, it is a state road. Mike Gray explained the engineering behind siting crosswalks.

Andy Nota Town Administrator said it did come before the traffic committee and they asked the state to relocate it, the state denied the request. The council is aware, we can continue to ask for it and it will be the same outcome. There would have to be some other change and something else would have to change like no parking on Conanicus or reduced speed limit. Mr. Nota thinks we have exhausted all possibilities. Commissioner Pendlebury asked if the state controls all the signs on Conanicus, Mike responded yes on the state roads.

Commissioner Swistak asked is the goal to maintain 46 spaces? Is there a tradeoff if we were to lose 5 spaces? Lisa Bryer said it was the goal to not lose any spaces. So we looked at whether we could we make it better and not lose any spaces? We wanted to compare apples to apples. Once you remove spaces then the discussion becomes about lack of parking. Commissioner Pendlebury does not like the decrease in the sidewalk and also the plantings. Mr. Gray agrees with Pendlebury as far as the sidewalk and narrowness.

Hali Beckman, when she was asked to look at the area and she was surprised at what she saw. One of the elements that she looked at was Veterans Square and beyond that all you see is concrete and now we have an opportunity to change it and create a green space to view instead. It should be a better pedestrian experience. It is more appealing to sit and relax at East Ferry and enjoy the waterfront instead of looking at parked cars. They have not picked out plantings yet at this point.

Commissioner Cochran asked about the entrance regarding the fire trucks and Mr. Gray said they did address this issue with the Fire Department and they always have assisted backups for safety reasons.

Commissioner Smith thinks the aisle width is less than what is there now. What we have in existence now is what Smith wants to remain. Mike Gray noted that the parking spaces and isle width meets all standards.

Commissioner Swistak said our purview and review process for Development Plan Review is parking and landscaping. Whether or not it triggers DPR he thinks it is good that we are talking about it and where they are grounded is in the standards and if we could make it bigger we would.

We all have to endure the decision for the next 30+ years. If the plan is changed then they have jurisdiction if it's not then it's just being replaced. Lisa Bryer asked the Commissioners to look at it conceptually first in terms of schemes and then we start talking about the details. Look at it holistically. Who is going to use it more, don't let one detail sway you at this point such as a few feet here or there. If it takes more than one night to get into the details then so be it.

Commissioner Swistak asked Hali Beckman about which design she likes better. Scheme 2 with the green space on water side. She likes that you see the waterfront. It is prime real estate that now has parking.

The traffic committee spoke to the business owners and employees at their meeting. They made a negative recommendation regarding scheme (2) because of the longer isle length and cars not being able to turn around so staff went back and looked at it.

Scheme 3 has narrower green space on each side. The Town Council has not seen yet. When they go back they will present it to the council. Mike Gray presented different renderings that they have in their packets. They need more consistency on signage and to coordinate furniture Hali said.

Mr. Nota said in terms of funding the schemes are about the same. There is always sticker shock with the numbers on any town project, since we have to publicly bid and pay prevailing wage, it will always be more. The bare minimum is probably about 250K. It is coming from the waterfront reserve fund, not taxpayer money and these funds are restricted to water front projects. Plans would be to break ground late fall and finish in the spring and we will have 270-300K by spring. The Funds are from the leases too. We just applied for a grant from Commerce RI, we asked for 50% match. We should know in the next several months if we get any funding from the grant.

Donald Richardson 12 Davis St. – Close to 300K who will maintain the shrubs and grass? The town of Jamestown, Parks and Public Works dept. They do not have a good track record maintaining anything. He spoke about the hurricane in 1938; boats were up to the USO. And in 44 and 54. He cannot see putting any greens at the seawall. Is the space between the cars big enough to back up in? Yes he was answered, it is to the standards.

Bill Munger – Ferry Wharf – Conanicut Marina - Thanked the team for putting the effort into this project. As far as the outdoor space and green space the season is pretty short about 12 weeks and in his world it has to be functional. Veterans square is a marvelous green space. The triangle doesn't get the attention. He likes this current footprint. He agrees with Don we do not need too much shrubbery. He supports the handicap curb cut. UPS, Boat trailers RIPTA buses all come through there and today's footprint it all works. Long term parking, short term parking, it all works. If the planners were going to bless a plan I would expect it to be built exactly as you bless it since you hold me to that same standard.

Mike Ridge – 3 Ferry Wharf - Spinnakers – Scheme 3 how many lost spaces? 1 space. He is opposed to losing any parking spaces. His first reaction would be the original plans. The bollards in plan 3 he thinks are troublesome. He asked about why the crosswalk on Conanicus Ave. There is a very poor site line to the south. There is something to be said for Jamestown having a waterfront parking lot. It's a burden to the tourist trade if they do not have parking. Plan # 2 becomes problematic because of traffic flow. He supports Scheme 1.

The Planters on the edge of the private sidewalk is up to the ferry wharf shops property owners. Mr. Gray said there was an ADA complaint on the shops and they will have to consider that soon.

Commissioner Pendlebury said he finds the waterfront sidewalk hard to navigate with little ones. He also asked why does the building inspector make him put railings on balconies and it is not that way downtown. There should be a standard. Pendlebury prefers scheme 2. But he can see the backing up is going to be an issue.

Ms. Bryer acknowledged that during the summer for 12 weeks there might be a problem backing out and suggested a turnaround space by the wharf even in the present scheme. The Town has heard the complaints and should respond. Bryer said it is a quirky parking lot that is always going to be quirky. Minimizing risk the best we can is the goal.

Commissioner Swistak said he is thrilled that the Planning Commission is looking at this. He questioned whether they have jurisdiction on Scheme 1. He believes they do since the handicap space will be larger and that is a change in parking "layout". Lisa Bryer suggested a recommendation on preferred scheme and then it may come back for formal DPR approval?

They will take a poll on 1,2 or 3. He said when the plan is almost final then they will come in with a proposed plan.

Commissioner Swistak polled the Commissioners on which scheme they liked:

Commissioner Pfeiffer said his choice is between 3 or 1, 2 is nicer but the parking issue is a major problem. The backing up issue is a safety issue.

Commissioner Pendlebury said he cannot support 2 - the backing up bothers him now and it would be worse. He would support a relook at scheme 3 and would like to see more green and make sure we do not lose any spaces. He wants more green in scheme 3. We need a buffer between cars and benches on the water and we could squeeze the triangle to get it.

Commissioner Cochran 1 & 3.

Commissioner Prestigiacomo agrees scheme 2 has more character but prefers scheme 3, but it needs tweeking.

Commissioner Smith likes 3 as long as the east west dimension is maintained.

Commissioner Enright 1 & 3 hybrid with more green on water.

Commissioner Swistak 1 & 3 hybrid with more green on water.

## VIII. Adjournment

A motion to adjourn was made by Commissioner Enright and seconded by Commissioner Cochran at 10:01 pm. So unanimously voted.

Attest:



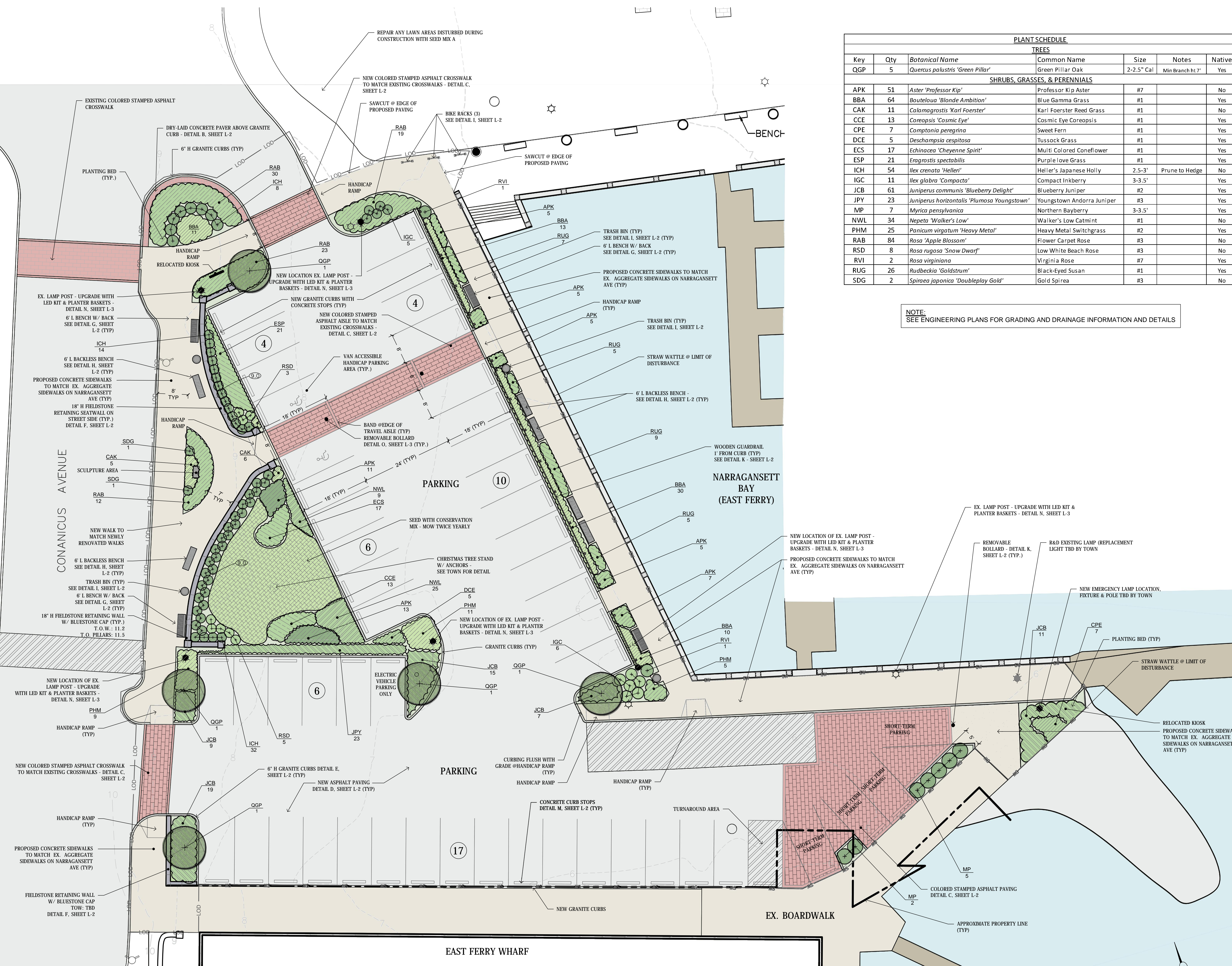
Cynthia L. Reppe  
Planning Assistant



NARRAGANSETT AVENUE

EAST FERRY DELI

COMMUNITY RECREATION CENTER

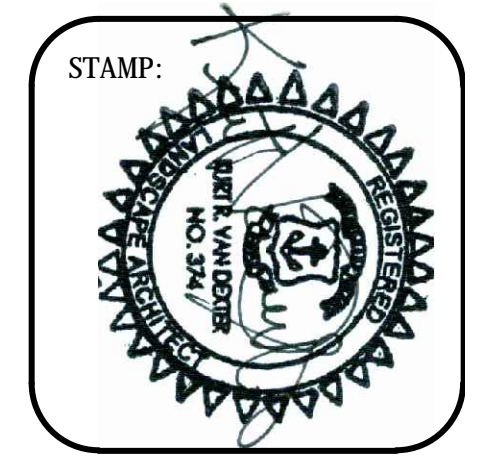
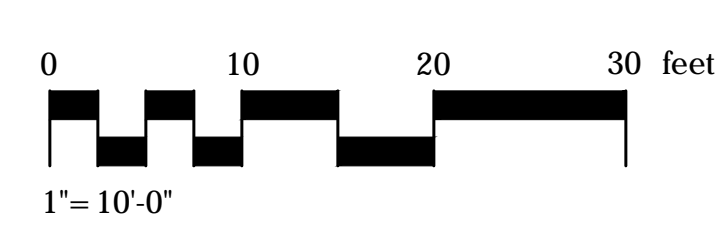


PLANT SCHEDULE						
TREES						
Key	Qty	Botanical Name	Common Name	Size	Notes	Native
QGP	5	<i>Quercus palustris</i> 'Green Pillar'	Green Pillar Oak	2-2.5' Cal	Min Branch ht 7'	Yes
SHRUBS, GRASSES, & PERENNIALS						
APK	51	<i>Aster</i> 'Professor Kip'	Professor Kip Aster	#7		No
BBA	64	<i>Bouteloua</i> 'Blonde Ambition'	Blue Gamma Grass	#1		Yes
CAK	11	<i>Calamagrostis</i> 'Karl Foerster'	Karl Foerster Reed Grass	#1		No
CCE	13	<i>Careopsis</i> 'Cosmic Eye'	Cosmic Eye Coreopsis	#1		Yes
CPE	7	<i>Comptonia peregrina</i>	Sweet Fern	#1		Yes
DCE	5	<i>Deschampsia cespitosa</i>	Tussock Grass	#1		Yes
ECS	17	<i>Echinacea</i> 'Cheyenne Spirit'	Multi Colored Coneflower	#1		Yes
ESP	21	<i>Eragrostis spectabilis</i>	Purple Love Grass	#1		Yes
ICH	54	<i>Ilex crenata</i> 'Helleri'	Heller's Japanese Holly	2.5-3'	Prune to Hedge	No
IGC	11	<i>Ilex glabra</i> 'Compacta'	Compact Inkberry	3-3.5'		Yes
JCB	61	<i>Juniperus communis</i> 'Blueberry Delight'	Blueberry Juniper	#2		Yes
JPY	23	<i>Juniperus horizontalis</i> 'Plumosa Youngstown'	Youngstown Andorra Juniper	#3		Yes
MP	7	<i>Myrica pensylvanica</i>	Northern Bayberry	3-3.5'		Yes
NWL	34	<i>Nepeta</i> 'Walker's Low'	Walker's Low Catmint	#1		No
PHM	25	<i>Panicum virgatum</i> 'Heavy Metal'	Heavy Metal Switchgrass	#2		Yes
RAB	84	<i>Rosa</i> 'Apple Blossom'	Flower Carpet Rose	#3		No
RSD	8	<i>Rosa rugosa</i> 'Snow Dwarf'	Low White Beach Rose	#3		No
RVI	2	<i>Rosa virginiana</i>	Virginia Rose	#7		Yes
RUG	26	<i>Rudbeckia</i> 'Goldstrum'	Black-Eyed Susan	#1		Yes
SDG	2	<i>Spiraea japonica</i> 'Doubleplay Gold'	Gold Spirea	#3		No

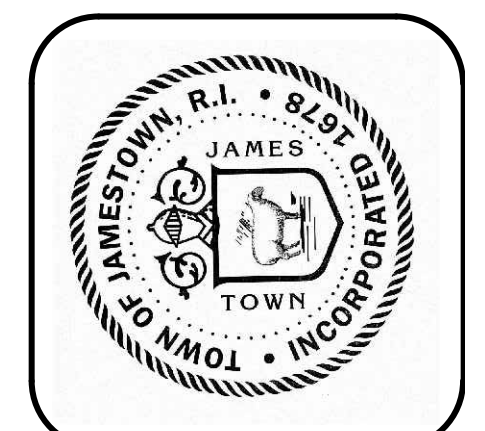
NOTE:  
SEE ENGINEERING PLANS FOR GRADING AND DRAINAGE INFORMATION AND DETAILS

PARKING:	
EXISTING SPACES:	46
PROPOSED SPACES:	47
SHORT TERM SPACES:	4
TURN-AROUND SPACES:	1

GENERAL NOTES:  
1. THE INFORMATION ON THIS PLAN WAS COMPILED FROM DRAWINGS BY DARVEAU LAND SURVEYING, INC. AND FIELD OBSERVATION. THIS IS NOT A REGISTERED SURVEY. TO THE BEST OF OUR KNOWLEDGE, THIS DRAWING IS A TRUE REPRESENTATION OF THE ACTUAL FIELD CONDITIONS.  
2. CALL 1-800-DIGSAFE & LOCATE ANY AND ALL UTILITIES, BEFORE CONSTRUCTION.  
3. LOAM AND SEED ALL DISTURBED AREAS WITH SEED MIX A UNLESS OTHERWISE SPECIFIED.



**HALI BECKMAN, LTD.**  
23 Brown Street, Suite 206, Wickford, RI 02892  
Tel. 401.294.1684 - www.halbeckman.com  
Estate Planning - Landscape Architecture



**FINAL PLAN SUBMISSION**

**FINAL LANDSCAPE PLAN**  
EAST FERRY LANDING  
AP 8, LOT 171, 355, 356, & 595  
CONANICUS RD  
JAMESTOWN, RI

REVISION: JUNE 27, 2017  
JULY 7, 2017  
JULY 12, 2017  
DATE: MARCH 24, 2017  
DRAWN BY: SGG  
SCALE: 1" = 10'  
SHEET  
**L-1**  
SHEET NO. 1 OF 1  
JOB NO.





**TOWN OF JAMESTOWN**  
93 NARRAGANSETT AVENUE  
P.O. Box 377  
JAMESTOWN, RHODE ISLAND 02835

**TO:** HONORABLE TOWN COUNCIL  
**FROM:** ANDREW E. NOTA, TOWN ADMINISTRATOR  
**SUBJECT:** SINGLE –USE PLASTIC BAG ORDINANCE  
**DATE:** July 13, 2017

In recent months, a renewed interest has surfaced in considering a proposed ban on single-use commercial plastic bag use within the community. Interested residents, including Susan Maffei Plowden and Kate Petrie along with support from Dave McLaughlin from Clean Ocean Access, presented their support on this topic to you at the May 1<sup>st</sup> Town Council meeting under the time period allotted for Public Comment – under scheduled to address. At the conclusion of this discussion, the Council recommended that those interested meet with the Administration and Town staff in order to further discuss this matter.

In recent weeks Lisa Bryer, the Town Planner and I joined Ms. Petrie, Ms. Plowden and Mr. McLaughlin in a meeting to further discuss this proposal. At this meeting, we briefly addressed the work of the Towns of Middletown and Barrington and the City of Newport all of which have banned the use of single-use plastic bags. In addition we discussed broader efforts that are underway to implement a similar plan on statewide basis that has been proposed previously before the Legislature, although has yet to be approved.

The group recently held its first public meeting on Wednesday, July 12<sup>th</sup>, where more than 25 people in attendance to learn more about the effort and to engage in the discussion. In speaking with several people that were able to attend the discussion, they felt significant momentum was building to support expanded environmental stewardship in the community, and to energize the conversation specifically about eliminating single-use plastic bags. The group plans to continue this public dialogue and engage the local business community and those businesses that would be directly impacted by this proposal. Similar businesses to those located here in Jamestown that were impacted in Middletown, Newport and Barrington have successfully transitioned with the new ordinance limitations on plastic bag use. The group feels that with additional business engagement and discussion in the areas of greatest concern, that our community businesses can successfully adapt and be leaders in this area, as an island community that has a direct and important influence of the water quality and sea life in Narragansett Bay.

At this stage in the ongoing discussion. I am seeking direction from the Council on this policy matter as to whether you like this matter to be directed to the Ordinance Committee or stay with the Administration and staff for additional committee and public vetting, prior to bringing this matter back before the Council in the coming months?

**AN ORDINANCE AMENDING THE TOWN CODE**

**OF**

**THE TOWN OF JAMESTOWN**

AN ORDINANCE IN AMENDMENT TO TITLE IX GENERAL REGULATIONS, CHAPTER 92B OF THE TOWN CODE OF THE TOWN OF JAMESTOWN ENTITLED "PLASTIC BAG REGULATIONS"

NOW THEREFORE BE IT ORDAINED AS FOLLOWS:

FIRST: Title IX is hereby amended by adding the following new chapter:

**Section 928 Plastic Bag Regulations Section**

- 928 (1) Legislative Findings and Intent**
- 928 (2) Purpose**
- 928 (3) Definitions**
- 928 (4) Prohibited Acts**
- 928 (5) Exemptions**
- 928 (6) Enforcement; Violations and Penalties**
- 928 (7) Hardship Variance**
- 928 (8) Effective Date**

**1. LEGISLATIVE FINDINGS AND INTENT:**

(a) The Town Council has the authority under Article 13 of the Rhode Island Constitution and the JAMESTOWN Town Charter to regulate issues of solid waste, litter and pollution as a local concern.

(b) The production, use and disposal of plastic checkout bags, which are commonly not recycled, has been shown to have significant detrimental impacts on the environment, including but not limited to contributing to pollution of the terrestrial and coastal environment, clogging storm water drainage systems, and contributing to the injury and death of terrestrial and marine life through ingestion and entanglement.

(c) The manufacture, transport and recycling of plastic checkout bags requires substantial energy consumption and contributes to greenhouse gases.

(d) Plastic checkout bags create a burden to solid waste collection and recycling facilities.

(e) Prohibiting the use of Plastic checkout bags is necessary to protect the environment and the public health, safety, and welfare of all residents and visitors.

## 2. PURPOSE:

The purpose of the article is to improve the environment in and around Town of JAMESTOWN Rhode Island and the health, safety, and welfare of its residents by reducing the number of plastic and paper bags being used, encouraging the use and sale of reusable checkout bags and banning the use of plastic bags for retail checkout of goods.

## 3. DEFINITIONS:

As used in the article, the following terms shall have the meanings indicated:

**CARRYOUT BAG** means a bag provided by a business establishment to a customer, typically at the point of sale, for the purpose of transporting purchases.

**PLASTIC CARRYOUT BAG** means any plastic carry-out bag that is provided by a business establishment to a customer, typically at the point of sale, for the purpose of transporting purchases. "Plastic Carryout Bag" does not include plastic barrier bags or double-opening plastic bags, as defined herein, or plastic bags measuring larger than 28 inches by 36 inches, or plastic bags four (4) mils or more in thickness.

**DOUBLE-OPENING PLASTIC BAGS** means any thin plastic bag with a double opening (top and bottom) to protect clothing or other items for transport.

**PLASTIC BARRIER BAG** means any thin plastic bag with a single opening used to:

- (a) Transport fruit, vegetables, nuts, grains, small hardware items, or other items selected by customers to the point of sale;
- (b) Contain or wrap fresh or frozen foods, meat, or fish, whether prepackaged or not;
- (c) Contain or wrap flowers, potted plants, or other items where damage to a good or contamination of other goods placed together in the same bag may be a problem; or
- (d) Contain unwrapped prepared foods or bakery goods.

**RECYCLABLE PAPER BAG** means a paper bag that is fully recyclable overall and contains a minimum of 40% post-consumer recycled content and contains no old growth fiber. The bag should display the words "Reusable " and "Recyclable " or the universal recycling logo on the outside of the bag in green lettering at least one inch in size.

**BUSINESS ESTABLISHMENT** means any commercial enterprise that provides carryout bags to its customers, including sole proprietorships, joint ventures, partnerships, corporations, or any other legal entity, and includes all employees of the business and any independent contractors associated with the business. "Business Establishment" does not include sales of goods at yard sales, tag sales, other sales by residents at their homes, and sales by nonprofit organizations.

**REUSABLE BAG** means a bag with handles that is specifically designed and manufactured for multiple reuse and is made primarily of cloth or other nonwoven textile or is constructed of multiple layers for insulation.

#### **4. PROHIBITED ACTS:**

(a) No business establishment shall provide or make available any plastic carryout bag at the point of sale.

(b) All business establishments that provide plastic barrier bags or double opening bags shall offer a recycling opportunity onsite for the recycling of any plastic bags or clean plastic bag film as defined by the Rhode Island Resource Recovery Corporation RESTORE program.

(c) Nothing in this section shall preclude business establishments from making reusable bags or recyclable paper bags available for sale to customers, by sale or otherwise.

#### **5. EXEMPTIONS:**

This ordinance does not apply to:

(a) Laundry dry cleaning bags, door-hanger bags, newspaper bags, or packages of multiple bags intended for use as garbage, pet waste, or yard waste;

(b) Bags provided by pharmacists or veterinarians to contain prescription drugs or other medical necessities, provided that the bags are recyclable within the State's recycling program; and

(c) Plastic barrier bags, double opening plastic bags and bags used by a consumer inside a business establishment to: (1) Contain bulk items, such as produce, nuts, grains, candy, or small hardware items; (2) Contain or wrap frozen foods, meat, or fish, whether or not prepackaged; (3) Contain or wrap flowers, potted plants or other items to prevent moisture damage to other purchases; (4) Contain unwrapped prepared foods or bakery goods; or (5) bags used by a non-profit corporation or other hunger relief charity to distribute food, grocery products, clothing, or other household items.

#### **6. ENFORCEMENT; VIOLATIONS AND PENALTIES:**

This ordinance shall be enforced by the Police Department, or any other Town Department designated by the Town Administrator. Any person who violates any of the provisions of this ordinance shall be subject to the following penalties:

(a) For a first offense, the person charged with a violation of this ordinance shall be served with a warning letter by the local official, delivering it to him or her personally, or by posting a copy upon a conspicuous portion of the retail sales establishment and sending a copy of the same by certified mail to the person to whom the notice is directed. The warning letter shall inform the person charged of the nature of the violation and that it must be corrected within fourteen (14) \*days of the date of the letter, and shall include a copy of this ordinance.

(b) For a second offense more than fourteen (14) days after service of a warning letter, a fine of \$150. The local official shall serve notice upon the business owner by certified letter that the business is in violation and must cease within 14 days after the service of said notice. Each day following shall constitute a separate offense and a fine of \$150 per day shall be imposed.

(c) For a third or subsequent offense, a fine of \$300.00.



(d) Each occurrence of a violation more than fourteen (14) days after service of a warning letter, and each day that such violation continues, shall constitute a separate violation and may be cited as such. Should a business owner not comply at any step in the offense process as outlined, the matter will be transferred before the RI District Court.

**7. HARDSHIP VARIANCE:**

The Town Administrator may grant a variance from the requirements of this article only after determining that:

(a) Application of this article would cause undue hardship based upon unique circumstances; or,

(b) Application of this article would deprive a person or business of a legally protected right.

(c) The requested variance shall be submitted on the towns prescribed forms.

(d) Any variance granted under this section must be the minimum variance necessary to address the hardship.

(e) The Administrator shall prepare a written report of findings to support the grant or denial of the Variance.

**8. EFFECTIVE DATE:**

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2017

A N A C T

RELATING TO HEALTH AND SAFETY - PLASTIC WASTE REDUCTION

Introduced By: Representatives Winfield, and Carson

Date Introduced: February 16, 2017

Referred To: House Environment and Natural Resources

It is enacted by the General Assembly as follows:

1 SECTION 1. Title 23 of the General Laws entitled "HEALTH AND SAFETY" is hereby  
2 amended by adding thereto the following chapter:

3 CHAPTER 19.17

4 PLASTIC WASTE REDUCTION ACT

5 **23-19.17-1. Short title.**

6 This chapter shall be known and may be cited as the "Plastic Waste Reduction Act".

7 **23-19.17-2. Legislative findings.**

8 It is hereby found and declared as follows:

9 With Narragansett Bay, hundreds of miles of coastline, dozens of islands, and hundreds  
10 of bodies of water including rivers, ponds, and lakes, Rhode Island faces a real threat from plastic  
11 pollution. Single-use plastic checkout bags are a primary source of this pollution, littering Rhode  
12 Island's neighborhoods, parks, and roadsides, as well as aquatic and coastal environments, posing  
13 a direct threat to wildlife and accumulating in waterways. A ban on these plastic bags is the most  
14 effective way to eliminate this source of pollution.

15 **23-19.17-3. Definitions.**

16 When used in this chapter:

17 (1) "Checkout bag" means any carry-out bag that is provided to the customer at the point  
18 of sale. "Checkout bag" does not include plastic barrier bags, double-opening plastic bags, or  
19 plastic bags measuring larger than twenty-eight inches (28") by thirty-six inches (36").

1           (2) "Department" means the department of environmental management as established in  
2 chapter 17.1 of title 42.

3           (3) "Double-Opening Plastic Bags" means any thin plastic bag with a double-opening  
4 (top and bottom) to protect clothing or other items for transport.

5           (4) "Pass-through charge" means a charge to be collected by retailers from their  
6 customers when providing recyclable paper bags, and retained by retailers to offset the cost of  
7 bags and other costs related to the pass-through charge.

8           (5) "Large retail sales establishment" means a retail sales establishment with five million  
9 dollars (\$5,000,000) or more in annual gross retail sales volume, as reported to the department of  
10 revenue.

11           (6) "Plastic barrier bag" means any thin plastic bag with a single opening used to:

12           (i) Transport fruit, vegetables, nuts, grains, small hardware items, or other items selected  
13 by customers to the point of sale;

14           (ii) Contain or wrap fresh or frozen foods, meat, or fish, whether prepackaged or not;

15           (iii) Contain or wrap flowers, potted plants, or other items where damage to a good or  
16 contamination of other goods placed together in the same bag may occur;

17           (iv) Contain unwrapped prepared foods or bakery goods; or

18           (v) Newspaper sleeves.

19           (7) "Recyclable paper bag" means a paper bag that is fully recyclable overall and contains  
20 a minimum of forty percent (40%) post-consumer recycled content and contains no old growth  
21 fiber. The bag should display the words "Reusable" and "Recyclable" or the universal recycling  
22 logo on the outside of the bag in green lettering at least one inch (1") in size.

23           (8) "Retail sales establishment" means any enterprise whereby the sale or transfer to a  
24 customer of goods in exchange for payment occurring in retail stores, farmers' markets, flea  
25 markets, and restaurants. This does not include sales of goods at yard sales, tag sales, other sales  
26 by residents at their homes, and sales by nonprofit organizations.

27           (9) "Reusable bag" means a bag with handles that is specifically designed and  
28 manufactured for multiple reuse and is made of cloth or other fabric or is made of durable plastic  
29 that is at least two and a quarter (2.25) mils thick.

30           (10) "Small retail sales establishment" means a retail sales establishment with less than  
31 five million dollars (\$5,000,000) in annual gross retail sales volume, as reported to the  
32 department of revenue.

33           **23-19.17-4. Plastic waste reduction.**

34           (a) Effective January 1, 2018, large retail sales establishments are prohibited from

1 making available any plastic checkout bag, not including plastic barrier bags or double-opening  
2 plastic bags.

3 (b) Effective January 1, 2018, no retail sales establishment, including large retail sales  
4 establishments and small retail sales establishments, shall make available any plastic checkout  
5 bags at the point of sale, not including plastic barrier bags or double-opening plastic bags.

6 (c) Nothing in this section shall preclude a retail sales establishment from making  
7 reusable bags or recyclable paper bags available for sale to customers.

8 **23-19.17-5. Enforcement-penalty.**

9 (a) This chapter shall be implemented, administered and enforced by the city or town  
10 police department or department or division designated by its chief executive officer.

11 (b) Upon being made aware of a potential violation of this chapter, the city or town  
12 designee shall investigate and determine whether a violation has occurred.

13 (c) If the investigation confirms that a violation has occurred, the city or town designee  
14 shall give written notice to the owner of the property, the owner's agent, or the person performing  
15 such violation that the violation is occurring and must stop.

16 (d) Such notice shall be in writing and may be served upon a person to whom it is  
17 directed either by delivering it personally to them or by posting same upon a conspicuous portion  
18 of the property and sending a copy of same certified mail to the person to whom the notice is  
19 directed.

20 (e) The owner, the owner's agent, or the person performing the violation is responsible  
21 for confirming, in writing, that the violation has ceased to the city or town designee within  
22 fourteen (14) days of receipt of the notice.

23 (f) A second violation after the fourteen (14) day response period of the first violation  
24 and within one year of the receipt of the confirmation that the violation had ceased shall incur a  
25 penalty of one hundred fifty dollars (\$150).

26 (g) A third violation within one year of the second and any subsequent violations shall  
27 incur a penalty of three hundred dollars (\$300).

28 (h) Each occurrence of a violation after the first, and each day that such violation  
29 continues, shall constitute a separate violation and may be cited as such.

30 (i) Every city or town shall promulgate rules and regulations necessary to implement this  
31 chapter within one hundred eighty (180) days of passage of this act.

32 **23-19.17-6. Severability.**

33 If any part or provision of this chapter, or the application of any part or provision to any  
34 person, entity, or circumstances is adjudged invalid by any court of competent jurisdiction, the



1 judgment shall be confined in its operation to the part, provision or application directly involved  
2 in the controversy in which the judgment shall have been rendered, and shall not affect or impair  
3 the validity of the remainder of this law or the application to other persons, entities, or  
4 circumstances.

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

=====  
LC000717  
=====

EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF  
A N A C T  
RELATING TO HEALTH AND SAFETY - PLASTIC WASTE REDUCTION

\*\*\*

- 1           This act would establish a plan for a ban on the use of disposable plastic checkout bags
- 2           by retail establishments.
- 3           This act would take effect upon passage.

=====  
LC000717  
=====

Condition: {Session Year: 2017} {Bills: 109}

Senate Bill No. [109](#)

**BY** Miller, Archambault, Goldin, Ruggerio

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY (Prohibits retail sales establishments from making available to their customers, plastic checkout bags, or plastic water bottles or expanded polystyrene disposable food containers at the point of sale.)

{LC476/1}

02/01/2017 Introduced, referred to Senate Environment and Agriculture

03/31/2017 [Scheduled for hearing and/or consideration](#) (04/05/2017)

04/05/2017 Committee recommended measure be held for further study

Condition: {Session Year: 2017} {Bills: 5538}

House Bill No. [5538](#)

**BY** Winfield, Carson

**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY - PLASTIC WASTE. REDUCTION (Establishes a plan for a ban on the use of disposable plastic checkout bags by retail establishments.)

{LC717/1}

02/16/2017 Introduced, referred to House Environment and Natural Resources

02/24/2017 [Scheduled for hearing and/or consideration](#) (03/02/2017)

03/02/2017 Committee recommended measure be held for further study

Legislative Data Systems Room 1 7/14/2017

State House, Providence, Rhode Island 10:36 AM

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2017

A N A C T

RELATING TO HEALTH AND SAFETY

Introduced By: Senators Miller, Archambault, Goldin, and Ruggerio

Date Introduced: February 01, 2017

Referred To: Senate Environment & Agriculture

It is enacted by the General Assembly as follows:

1 SECTION 1. Title 23 of the General Laws entitled "HEALTH AND SAFETY" is hereby  
2 amended by adding thereto the following chapter:

3 CHAPTER 19.17

4 PLASTIC WASTE REDUCTION ACT

5 23-19.17-1. Definitions.

6 As used in this chapter, the following terms shall have the following meanings:

7 (1) "Department" means the department of environmental management.

8 (2) "Expanded polystyrene" means polystyrene that has been expanded into a solid foam.

9 (3) "Large retail sales establishment" means a retail sales establishment with five million  
10 dollars (\$5,000,000) or more in annual gross retail sales volume, as reported to the department of  
11 revenue.

12 (4) "Pass-through charge" means a charge to be collected by retailers from their  
13 customers when providing plastic water bottles or expanded polystyrene, and retained by retailers  
14 to offset the cost related to the pass-through charge.

15 (5) "Plastic barrier bag" means a thin plastic bag which is typically used to pack  
16 perishable food items such as fruit, vegetables and meat in supermarkets and other food outlets.

17 (6) "Plastic water bottle" means a single-serving polyethylene terephthalate (PET) bottle  
18 of one liter or less used to distribute unflavored water.

19 (7) "Retail sales establishment" means any enterprise whereby the sale or transfer to a



1 customer of goods in exchange for payment occurs in a retail store, farmers' market, flea market,  
2 or restaurant. This meaning does not include sales of goods at yard sales, tag sales, other sales by  
3 residents at their homes, or sales by nonprofit organizations.

4 (8) "Small retail sales establishment" means a retail sales establishment with less than  
5 five million dollars (\$5,000,000) in annual gross retail sales volume, as reported to the  
6 department of revenue.

7 **23-19.17-2. Plastic waste reduction.**

8 (a) Effective January 1, 2018, large retail sales establishments are prohibited from  
9 making available any plastic checkout bag; provided, however, that a plastic checkout bag shall  
10 not include plastic barrier bags or double-opening plastic bags.

11 (b) Effective January 1, 2018, no retail sales establishment, including large retail sales  
12 establishments and small retail sales establishments, shall make available any plastic water bottle  
13 or expanded polystyrene disposable food container at the point of sale; provided, however, that a  
14 plastic water bottle or expanded polystyrene disposable food container shall not be deemed to  
15 include plastic barrier bags or double-opening plastic bags.

16 **23-19.17-3. Enforcement; Penalty.**

17 (a) This chapter shall be implemented, administered and enforced by the municipalities',  
18 police department, or other department or division designated by their mayors or town managers.

19 (b) Upon being made aware of a potential violation of this chapter, the municipality's  
20 designee shall investigate and determine whether a violation has occurred.

21 (c) If the investigation confirms that a violation has occurred, the municipality's designee  
22 shall give written notice to the owner of the property, the owner's agent, and/or the person  
23 performing the violation that the violation is occurring and must immediately cease.

24 (d) The notice shall be in writing and shall be served upon the person to whom it is  
25 directed either by personal delivery or by posting the notice upon a conspicuous portion of the  
26 property and by sending a copy of the notice by certified mail to the person to whom the notice is  
27 directed.

28 **23-19.17-4. Ordinances.**

29 Municipalities are authorized to establish ordinances necessary to implement the  
30 purposes of this chapter.

31 SECTION 2. This act shall take effect on January 1, 2018.

=====  
LC000476  
=====

EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF  
A N A C T  
RELATING TO HEALTH AND SAFETY

\*\*\*

1           This act would prohibit retail sales establishments from making available to their  
2 customers, plastic checkout bags, plastic water bottles or expanded polystyrene disposable food  
3 containers at the point of sale.

4           This act would take effect on January 1, 2018.

LC000476



## **Beavertail Lighthouse Museum Association**

*Dedicated to Preservation and Education*

*P.O. Box 83 Jamestown, RI 02835*

RECEIVED  
TOWN OF JAMESTOWN, RI.  
17 MAY 24, PM 3: 29

May 25, 2017

Jamestown Town Council  
93 Narragansett Ave,  
Jamestown, RI 02835

Dear Council Members,

The Beavertail Lighthouse Museum Association (BLMA) is presently conducting a Capitol Campaign, raising funds for a perpetual endowment fund. Its purpose is to establish an annual source of money dedicated strictly for the preservation of the six historic major structures comprising the Beavertail Light Station. The site represents Jamestown's oldest icon and has become a major visitor destination.

As you know, BLMA, a 100% volunteer organization has operated a free admission museum over the past 24 years. This has been possible by support of its members, private donations coupled with financial and material support from the Town of Jamestown.

The need of an endowment was recognized three years ago as the best solution to guarantee continued periodic funding for maintaining and preserving the buildings for future generations.

A member of our organization has offered to match any donation up to his limit of \$500,000. To date almost \$200,000 has been raised with further benefactor support expected.

Jamestown Town Council in the past has recognized the importance of the Light Station, both historically and as an economic entity benefiting the town in many ways. The town has helped financially in 2010 and has been a partner in the preservation of the site since 1983.

We would appreciate the opportunity to address the Town Council, explain further our goals with this endowment fund and ask for your financial support.

Thank you for your consideration.

Suzi Andrews President

dc: A. E. Nota





**TOWN OF JAMESTOWN**  
93 NARRAGANSETT AVENUE  
P.O. Box 377  
JAMESTOWN, RHODE ISLAND 02835

**TO:** HONORABLE TOWN COUNCIL  
**FROM:** ANDREW E. NOTA, TOWN ADMINISTRATOR  
**SUBJECT:** TAX ASSESSOR RECOMMENDATION  
**DATE:** July 13, 2017

In the effort to locate a replacement for Ken Gray, the Town's long-standing Tax Assessor, the Town received a total of four (4) applications. This was not a complete surprise as there remains a serious lack of qualified Assessors that are presently seeking employment in the field. In a recent conversation with a local consulting firm, they noted that they are providing temporary support in the Tax Assessment area, for six communities that have not been able to secure a replacement for this same position which supports the lack of applications. In review of the four (4) candidates that applied, Tina Collins in her Human Resources role and I conducted an independent review of all four (4) candidate applications. Upon the conclusion of this paper review, it was unanimously felt that only one candidate (Ms. Christine Brochu) met the level of experience and qualifications that the Town was seeking in our next Tax Assessor.

The next step in the review process was to conduct an interview with this candidate. The interview process offered an in-depth look at the applicant's technical proficiency, scope of work, areas of interest, expectations, communication skills, comfort level, sense of professional staff chemistry, and experience working in a small office environment as well as other discussion points. The first interview provided for the opportunity to hear from the candidate and for many of the obvious questions to be asked as well as an opportunity to delve deeper into some areas that may be more unique to this specific position and to Jamestown as a community.

As the process continued, prior to a decision being made, a second interview was held with Ms. Brochu and time was provided to conduct reference checks. At the conclusion of the reference process, a second interview was scheduled to follow up on additional questions for both the candidate and Town. Based on the outcome of that discussion, I expressed confidence that I would recommend to you without reservation Ms. Christine Brochu to fill the Department Head position of Tax Assessor. As a candidate, Christine will bring to Jamestown fourteen (14) years of experience as an appraiser and five (5) years as Tax Assessor having worked successfully in the Town of Hopkinton and City of West Warwick. This combination of experience, including a well-rounded familiarity with the regulatory structure in Rhode Island, Rhode Island Association of Assessors and the local and state agencies that we need to communicate with on an annual basis, strengthened her application in a significant way. The resume submitted is included for your review.

I am seeking affirmation of this recommendation to hire Ms. Christine Brochu into the full-time Department Head role of Tax Assessor for the Town. I will work with Christine to ensure a smooth transition between both municipal offices to allow each community's needs to be met.

# Christine Brochu

9 Wilson Drive, Narragansett, RI 02882  
christinebrochu@aol.com (401) 932-7391

May 30, 2017

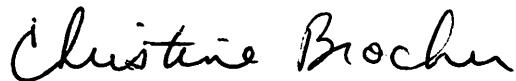
Mr. Andrew Nota, Town Administrator  
Town of Jamestown, Rhode Island  
93 Narragansett Avenue  
Jamestown, RI 02835

Dear Mr. Andrew Nota:

Thank you for the opportunity to present the enclosed resume and employment application for your consideration for the tax assessor position. I am a Rhode Island Certified Assessor and have worked as the Tax Assessor of West Warwick since December 2015 and the Tax Assessor of Hopkinton Rhode Island prior to that. I have worked with valuations and real estate for almost 14 years. I served as President for two terms, Vice President and on the executive board of the Rhode Island Association of Assessing Officers. My greatest strengths are as follows: my ability to work well with employees, tax payers and other departments; I am self motivated; my capability to learn new systems, follow procedures and recognize opportunities with minimal direction.

I hope to have the opportunity to further discuss my background and experience for this position with you.

Thank you in advance for your consideration,



Christine Brochu



# Christine Brochu

9 Wilson Drive, Narragansett, RI 02882  
christinebrochu@aol.com (401) 932-7391

## Work Experience

*Town of West Warwick, Rhode Island, December 2015 to present*

### **Tax Assessor for the Town of West Warwick**

- Oversee the professional assessment of all real and personal property and motor vehicles
- Certify tax roll and assist finance director with calculating tax rate
- Supervise clerk and monitor all revaluation proceedings
- Track property ownership changes, maintain assessor maps and parcel identification
- Field inspections
- Work on tax matters that effect local assessment and tax levy processes
- Identify and value new developments and construction
- Proficient in Vision Tax Administration and CAMA and Patriot CAMA programs
- Manage all annual account files which may include, exemption applications and Farm Forest and Open Space
- Manage tax appeals and provides support to the Board of Assessment and Review and works closely with Town Solicitor on court cases

*Tax Assessor for the Town of Hopkinton, RI June 2013 to November 2015*

*Anchor Appraisals, March 2006 – Septmeber 2013*

*Appraisal Offices, Inc., September 2003 – March 2006*

**Certified Residential Appraiser, Rhode Island, FHA Appraiser (September 2007– Present)**

**Licensed Residential Appraiser, Rhode Island, (December 2005- September 2007)**

**Trainee Appraiser, Rhode Island. (September 2003 – September 2005)**

- Perform all aspects of a full Real Estate Appraisal, in keeping with federal/state guidelines
- Complete full single/multi family appraisals for federal institutions, local mortgage companies and private parties
- Working knowledge of Wintotal Appraisal Softwear, multiple listing service, The Warren Information Group, tax assessors data base, and other means of collecting information on real estate
- Member of the Appraisal Institute since 2008-2013

*Weichert Realtors, Cress & Company, March 2006 -2016*

*East Greenwich, RI*

*Owner Realty, Inc., September 2004 –March 2006*

### **Real Estate Sales Agent, Rhode Island**

- Manage transactions as a buyers and/or sellers agent in the state of RI

*John Bolger Glass Studio, June 2001 – September 2003*

*North Kingstown, RI*

### **Human Resources, Office Manager, Glass Blower**

- Manage staff, hiring, payroll, employee benefits, ordering, receiving and trade shows
- Assist the Gaffer in the production of hand blown glass work

*Grateful Bagel & Bread Co., May 1994 – June 2001*

*South Kingstown, Rhode Island*

### **Owner and Operator**

- Scratch bakery, serving morning baked products and lunch
- Retail Store, Farmers Markets and Wholesale department

**Education and Certifications:**

University of Rhode Island, RI, B.A., Psychology  
RI Certified Assessor 2012 to present  
RI Appraiser Certification September 2007 to present  
RI FHA Appraiser / 2008 -2013  
RI Appraiser License, December 2005 (Apprentice / Trainee 2003-2005)  
RI Sales License, Realtor, September 2004 to present  
Rhode Island Association of Realtors  
Rhode Island Association of Assessing Officers  
Kent Washington Association of Realtors  
Massachusetts Board of Real Estate Appraisers  
Appraisal Institute

**REFERENCES:**

Charlene Randall  
Tax Assessor and Collector  
Town of West Greenwich  
280 Victory Highway  
West Greenwich, RI 02817  
Phone: 401-392-3800 x 104  
[cgrandall@wgtownri.org](mailto:cgrandall@wgtownri.org)

Catalina Martinez  
Regional Program Manager  
NOAA Office of Ocean Exploration and Research  
URI GSO  
215 South Ferry Road  
Narragansett, RI 02882  
Phone: 401-585-7121  
[catalinamartinez@my.uri.edu](mailto:catalinamartinez@my.uri.edu)

Judith Roy  
Retired Senior Clerk, Town of Hopkinton  
33 Settlers Landing  
Westerly, RI 02891  
Phone: 401-315-2081  
[arubagrams@gmail.com](mailto:arubagrams@gmail.com)

**ATTACHMENT "A" (For Christine Brochu)**

Having practiced as a Real Estate Appraiser for 10 years in Rhode Island, the majority of my work was in Washington and Newport Counties. That knowledge has given me the skills to understand the many influencing factors of value in coastal communities.

I was elected by my peers in the Rhode Island Association of Assessing Officers to be on the Executive Board, Vice President and President which was a great honor for me. It has taught me to be a better team player; to make a stronger association through educating ourselves and others of what our responsibilities are as Assessors; to be fair and equitable; listen and help taxpayers and communicate with other municipal and state departments.

## **TOWN OF JAMESTOWN POSITION DESCRIPTION**

**Class Title: Tax Assessor**

### **GENERAL STATEMENT OF DUTIES**

The Tax Assessor performs professional, administrative and technical work involving the planning, organizing, coordinating and administering of an equitable residential, personal and commercial property assessment program throughout the Town. The assessor prepares and certifies the annual Tax Roll, supervises department activities and is responsible for all statutory requirements of the Assessor's Office. The position requires good communication skills.

### **SUPERVISION RECEIVED**

Reports to the Town Administrator

### **REQUIRED KNOWLEDGE, SKILLS AND ABILITIES**

Thorough knowledge of modern principles, methods, practices and procedures of property appraisals including commercial and residential properties, motor vehicles, and tangible personal property; knowledge of Rhode Island statutes governing assessment practices and procedures; knowledge of computer technology related to the assessment process, CAMA systems; a thorough understanding of municipal government and budget management; general knowledge of building construction and materials; ability to read blueprints of building plan renderings and knowledge of local zoning and building codes; skilled in the operation of personal computer, utilizing industry-specific software and Microsoft applications as well as standard office equipment; skilled in verbal and written communication; ability to appraise real and personal property for assessment purposes.

### **ESSENTIAL DUTIES**

Supervises and participates in the annual valuation of all residential, commercial, and personal property, as well as motor vehicles, in order to establish, compile, and certify the tax roll; administers the Assessor's Office regarding the classification of property, the reading of deeds and the recording of property transfers. Processes, reviews, and implements State and local tax exemptions, including properties enrolled in the Farm, Forest, and Open Space Program. Maintains and updates all department reports, records, and lists, prepares requests for proposals for contracted appraisals and for Triennial Revaluations; recommends such services and is responsible for overseeing this contract work; hears and makes decisions on tax appeals; provides support to the Tax Assessment



## **TOWN OF JAMESTOWN POSITION DESCRIPTION**

### **Class Title: Tax Assessor**

#### **ESSENTIAL DUTIES (con't)**

Board of Review during hearings; assists Town attorneys in conjunction with court cases involving assessment appeals; prepares monthly tax abatement reports for Council approval.

The assessor prepares the annual department budget, controls expenditures of department funds allocated within the constraints of the approved budget; oversees and is responsible for the computerization and maintenance of records in the Assessment Department in order to permit the efficient operation of the office, and to allow the public the ability to access such records; works with Tax Collector and Town Clerk to ensure proper processing of certified records and to maintain the accuracy of the billing and collection process; works with the Finance Department to provide projected growth figures for the establishment of tax rates; works with the RI Vehicle Value Commission in placing values and assigning account numbers to all registered vehicles; attends Town Council meetings as requested.

The assessor also updates the Town website and the Secretary of State website with sales data, meeting notices, and other important department information; submits property sales and required reports to the RI Department of Revenue; collaborates with the GIS coordinator in the production of up-to-date plat maps; acts as the E-911 Coordinator to maintain and update address records. The assessor meets and corresponds with residents to answer assessment and tax related questions; assists customers, when necessary, at the Building/Zoning counter; works in the field and with the Building and Zoning official to inspect and record building permits in order to maintain accurate property records; keeps abreast of developments in the assessment field, adheres to all federal, state, and local statutes and performs related duties as required.

#### **MINIMUM QUALIFICATIONS**

Bachelor's Degree from an accredited college or university is preferred; or the equivalent combination of education, experience, and certification. Successful candidate must obtain the Rhode Island Certified Tax Assessor designation with three (3) years and must possess a valid driver's license.



**TOWN OF JAMESTOWN**  
93 NARRAGANSETT AVENUE  
P.O. Box 377  
JAMESTOWN, RHODE ISLAND 02835

July 10, 2017

To: Andrew E. Nota, Town Administrator  
From: Christina D. Collins, Finance Director

Re: Town Audit

For the Council's consideration the Town of Jamestown would like to award the annual audit to Baxter, Dansereau & Associates. The Town received 3 bids and Baxter, Dansereau & Associates were deemed the most responsive and qualified firm to meet the standards as set forth by the Rhode Island Auditor General's Office. Approval has been received from the Auditor General for this request. The contract is for three years if so desired by the Town and the results are listed below.

**Baxter, Dansereau & Assoc., LLP**

	2017	2018	2019
Jamestown Town	\$20,945.00	\$21,145.00	\$21,145.00
Jamestown School	\$12,835.00	\$12,960.00	\$12,960.00
Agreed-upon procedures School	<u>\$ 3,850.00</u>	<u>\$ 7,120.00</u>	<u>\$ 7,120.00</u>
	\$37,630.00	\$41,225.00	\$41,225.00

Please do not hesitate to contact me if you have any questions or concerns.

**TOWN COUNCIL MEETING**  
**June 19, 2017**

**I. ROLL CALL**

Town Council Members present:

Kristine S. Trocki, President  
Michael G. White, Vice President  
Blake A. Dickinson  
Mary E. Meagher  
Eugene B. Mihaly

Also in attendance:

Andrew E. Nota, Town Administrator  
Christina D. Collins, Finance Director  
Michael C. Gray, Public Works Director  
Lisa W. Bryer, Town Planner  
Andrew J. Wade, Parks and Recreation Director  
Police Chief Edward A. Mello  
Peter D. Ruggiero, Town Solicitor  
Denise Jennings, Water Clerk  
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 6:37 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. TOWN COUNCIL SITTING AS THE BOARD OF  
WATER AND SEWER COMMISSIONERS**

The Board of Water and Sewer Commissioners Meeting convened at 6:38 p.m. and adjourned at 7:02 p.m. See Board of Water and Sewer Commissioners Meeting Minutes.

**IV. ACKNOWLEDGEMENTS, ANNOUNCEMENTS, PRESENTATIONS,  
RESOLUTIONS AND PROCLAMATIONS**

A) Presentation

- 1) Jamestown Police Immersion Program Certificate Presentation:  
Police Chief Edward A. Mello

Chief Mello acknowledged the twelve (12) participants in the Immersion Program – Mike Abbood, Teresa Abbood, Steve Baker, Prim Bullock, Joan Faella, Lynn Paul, Sam Pease, Demetrius Raterron, Jerry Scott, Win Reed, Bill Reppe, and Rod Smith. They all did a remarkable job.

Chief Mello gave an overview of the eight-week program and how it differed from the traditional Citizen Police Academy training programs, focusing on the resources police officers have available and exposing participants to training scenarios involving non-compliant people and how to react. Participants came out of the program with a better appreciation for the work performed by police departments, and everyone had a good time as well. (Sergeant Pinocchi distributed certificates).

Participant Joan Faella of Columbia Lane remarked the Immersion Program provided a new perspective on what our police officers face every day. We learned a great deal about the operation of our Department, including firearms safety using the firearms training simulator and supervised activities at the Tiverton Rod and Gun Club – it was intense. Our police officers walk towards danger while we walk away from it, and they deserve our community’s support and respect. All participants appreciate the professionalism and dedication to duty demonstrated by the members of the Jamestown Police Department, and we thank them for the opportunity to participate in the program. [Applause]

Jerry Scott of Walcott Avenue expressed his respect for the Jamestown Police Department. Most impressions of police officers are negative, as we don’t have interactions with them. We found every officer wonderful and the kind of people we would like to have as friends and neighbors. This is a reason to put more emphasis on affordable housing so these people can be our friends and neighbors. [Applause]

Mike Abbood of Middle Street stated he and wife Teresa took part in the Immersion Program and until now did not have much interaction with the Police Department. We are very fortunate to have the quality leadership of Chief Mello and support of Lieutenant Denault, Sergeant Pinocchi, Sergeant Esposito, Detective Carlino and Sergeant Hopkins. The passion and caring of each officer was incredible. There is a lack of respect for law enforcement in this country, and when you see what they go through in their duties you realize the dangers they face daily. They allow us to live peacefully on our Island. He implores every citizen to experience what they went through. [Applause]

President Trocki thanked the participants for sharing their stories. We can all learn a lesson here to support and respect our officers who work 24/7 to protect us. As a community we need to thank our police officers when we see them for the great job they are doing. President Trocki thanked the police officers who were part of the Immersion Program.

## V. PUBLIC HEARINGS, LICENSES AND PERMITS

**A motion was made by Councilor Meagher with second by Vice President White to convene as the Alcoholic Beverage Licensing Board and open the Public Hearing at 7:17 p.m. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

### B) TOWN COUNCIL SITTING AS THE ALCOHOLIC BEVERAGE LICENSING BOARD

- 1) Pursuant to Title 3 Chapter 7 of the General Laws of Rhode Island 1956 and as amended the following license application has been received under said Act for June 23, 2017:

**CLASS F (NON-PROFIT)**  
Jamestown Historical Society  
92 Narragansett Avenue  
P. O. Box 156  
Jamestown, RI 02835

President Trocki noted the Class F (NON-PROFIT) Liquor License application for the Museum Opening Reception on Friday, June 23<sup>rd</sup>. Discussion ensued of the museum property ownership. Solicitor Ruggiero explained the Code of Ordinances prohibits the consumption of alcohol in Town buildings. The Town owns the building and leases it to the Historical Society, the same as they do with the golf course, which differs from the prohibition outlined in the Code. Pursuant to Sec. 38-91 b) of the Code of Ordinances, the Town Council may waive that prohibition by vote.

- a) Approval of the **CLASS F (NON-PROFIT) LIQUOR LICENSE**; review, discussion and/or potential action and/or vote
- b) Request for waiver of Class F (Non-Profit) Liquor License Fee (\$15.00); review, discussion and/or potential action and/or vote

**A motion was made by Councilor Meagher with second by Vice President White to approve the Class F Liquor License recognizing the exemption from Code of Ordinances Sec. 38-91 b) for consumption of alcohol in a public place and waive the license fee. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

**A motion was made by Councilor Meagher with second by Vice President White to adjourn as the Alcoholic Beverage Licensing Board and close the Public Hearing at 7:21 p.m. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

- C) One Day Event/Entertainment License Application; review, discussion and/or potential action and/or vote
  - 1) Applicant: Jamestown Historical Society
  - Event: Jamestown Historical Society Museum Opening Reception
  - Date: June 23, 2017
  - Location: Jamestown Historical Society Museum



**A motion was made by Councilor Meagher with second by Councilor Mihaly to approve the One Day Event License. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

- D) Victualing License Application (New); review, discussion and/or potential action and/or vote
  - 1) Applicant: Live & Learn LLC dba: Live & Learn LLC
  - Address: 34 Narragansett Avenue

**A motion was made by Councilor Meagher with second by Councilor Mihaly to approve the new Victualing License. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

- E) Holiday License Application (New); review, discussion and/or potential action and/or vote
  - 1) Applicant: Ernie Savastano dba: Vin Oliva
  - Address: 47 Conanicus Avenue

**A motion was made by Councilor Meagher with second by Councilor Mihaly to approve the new Holiday License application. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

## **VI. OPEN FORUM**

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

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

A) Town Administrator's Report: Andrew E. Nota  
Town Administrator Nota reports on the State budget that passed the House and needs Senate approval. Speaker Mattiello proposed a six-year phase-out of the car tax, which has a good chance of passing. Jamestown has an automobile tax rate of \$14.42 per \$1,000 of valuation and will not benefit as much as other communities from this tax relief program, which proposes to reimburse the Town fully for lost funding. Presently vehicles are taxed at 100% of value and this will drop to 95%; vehicles 15 years or older will be exempt from the tax roll, realizing increased revenue of \$35,000 to \$50,000. We are unsure of the future and whether it will continue, as the car tax provides revenue in the amount of \$220,000,000 statewide. Town Administrator Nota directed any further questions to Tax Assessor Ken Gray for more information.

Town Administrator Nota stated RIDEM is keeping the Town informed on the Humpback whale that washed up at Beavertail State Park. Various alternatives are being evaluated and we await further information.

President Trocki acknowledged members of the Beavertail Lighthouse Museum Association in attendance.

**A motion was made by Councilor Meagher with second by Councilor Mihaly to address Communication 2) as the next agenda item. President Trocki, Aye; Vice President white, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

- A) Communications
  - 2) Letter of Beavertail Lighthouse Museum Association requesting to address the Town Council re: Capital Campaign for a perpetual endowment fund

President Trocki noted the Beavertail Lighthouse Museum Association is here to address their communication and make a presentation. As this is under Communications the Council can take it under advisement but cannot act on it at this time.

Nicole Contino of Whittier Road, BLMA Endowment Fundraising Committee Member, addressed the Council and gave an overview of the endowment fund campaign that runs through 2017 for restoration of the six historic buildings that comprise the 268 year old Lighthouse, designated a National Historic Site in 1977. BLMA Member James Butterick has challenged donors by offering to match dollar-for-dollar up to \$500,000 toward the \$1,000,000 endowment fund goal. To date, including Mr. Butterick's matching funds, over \$200,000 has been raised. In 2009 the Town of Jamestown donated \$25,000 to the non-profit organization, and they are requesting a donation of \$25,000 to the 2017 endowment fund campaign.

**A motion was made by Councilor Meagher with second by Vice President White to put this on the next agenda. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

## VIII. UNFINISHED BUSINESS

- A) Voter Initiative, Non-Binding Resolution, Ordinance, or All-day Referendum regarding recreational target shooting and firearms discharge in the Town of Jamestown; review, discussion, and/or potential action and/or vote, continued from 5/22/2017 (Councilor Dickinson)

Councilor Dickinson stated he brought this item forward after the April 10<sup>th</sup> ordinance amendment public hearing for Chapter 38 Sec. 38-111 through Sec. 38-115 as many residents expressed interest in having the Town seek a wider audience on the issue. The original intention was to get the question on the August 22<sup>nd</sup> special election ballot. He would like feedback from the community and hopes Council members reviewed the draft non-binding resolution. Councilor Dickinson read the resolution and asked the Council to consider moving ahead with this at some time.

Councilor Mihaly stated he finds this approach puzzling. Direct democracy is built around decisions made by elected persons, and this was done by a vote of the Town Council. The Charter permits, in the case of strong public opinion, a referendum procedure. Rather than a non-binding poll, he would urge interested parties to organize a petition for a referendum.

Councilor Dickinson stated his intention is to exercise that Charter provision.

Vice President White stated his agreement with Councilor Mihaly. He believes if put to a vote the ban would prevail. The Council made a decision as a representative government, it is not necessary to have the extra step, and it is his advice to proceed with the referendum provision and skip the non-binding resolution.

Councilor Meagher gets the political aspect of this, and politics is the conversation the community has as it tries to make rules on how we live and work together. What is requested is a popularity poll and she believes this is a waste of time, energy and resources. Those of us who voted the way we did know we upset some people, including people we admire, who are the backbone of this Town.

Councilor Dickinson stated he was following through on this process as discussed at the last meeting. When introduced, he was trying to meet a deadline, and he knew if he asked for a referendum it would be denied.

Councilor Meagher stated this went on the May 22<sup>nd</sup> special meeting agenda, there was nothing to vote on, and Councilor Dickinson was trying to make a timeframe. We make difficult decisions and disappoint people. If you care about something you must advocate for it and do the work it takes to get it on an agenda. She suggested rather than asking for a popularity poll, put alternatives before the Council. The only person who presented an alternative to a ban was the Town Administrator.

Councilor Dickinson stated he politely disagrees. There was a sub-committee and lots of community input.

Councilor Meagher asked Councilor Dickinson to come forward with an alternative amendment or ordinance prior to going to a referendum. Her issues were and still are safety and peaceful enjoyment of one's property.

Councilor Dickinson stated the Charter gives citizens the opportunity to initiate an all-day referendum, and he agrees.

President Trocki stated she agrees with statements by Gene, Mary, and Mike. This was a hard decision not taken lightly and an accumulation of many public hearings, agendas, and multiple meetings with many people commenting. The vote was a ban or a status quo, and ultimately a majority vote was 3 to 2 for a ban. All points were taken into consideration, and she hopes people respect the process outlined in the Charter. If you

want to go forward with signatures of 10% of the voters, go ahead. It is time to leave this and move on.

- B) Charter Review Committee suggestion for implementation of a paper ballot or electronic ballot to approve the Town, School, and Combined Budgets and any Warrant item exceeding fifty thousand dollars (\$50,000), whether through a Financial Town Meeting or through an all-day Referendum; review, discussion and/or potential action and/or vote (Councilor Dickinson)

Councilor Dickinson reviews the Charter Review Committee's recommendation. The CRC determined a change was needed, did not specify it, left it up to the Council, but recommended change with either a paper ballot or electronic ballot at an FTM or all-day referendum.

Councilor Meagher stated she was a non-voting Liaison Member of the CRC, Member Pagano pushed for this issue, and the intention was to have a general meeting with discussion when more citizens were available. The FTM itself and conduct of the FTM are the Moderator's. Solicitor Ruggiero stated there could be a Charter provision for a secret ballot or an all-day referendum conducted by the Board of Canvassers. Charter amendments must be approved by the electorate at an FTM or the next primary or general election, which is September and November of 2018, and ratified by the General Assembly.

Councilor Mihaly asked what is the problem related to this solution. The process we have now is the budget is created by the Town Administrator, nine meetings this year, reviewed by the public, published in the *Jamestown Press* weeks in advance, the Town Administrator is available to answer questions, and then we have the FTM which can be done by vote or paper ballot. We have a good system and there is nothing wrong with the process. Where is the problem?

Vice President White noted 34 people voted for the secret ballot, 48 people voted against the budget, and it was successful. Town meetings are the purest form of public meeting there is, and that is what a democracy is. After that comes a representative democracy. He is nervous that 160 people can make that decision. The people who voted at the FTM made the decision on the budget.

Councilor Dickinson noted the Council appointed the CRC and they made a unanimous recommendation to the Council, and he is asking them to act on it or reject it.

CRC member John Pagano of Seaside Drive stated no one wants to get rid of the FTM. The anticipation was the Council would have the FTM as usual and present the budget, and on Tuesday there would be an all-day referendum to allow all citizens to vote on the budget, not just 135.

President Trocki commented up to 700 people have showed up at prior the FTM's. If it is important to people they will come to vote or attend meetings to voice their opinions.

Mr. Pagano stated it is 2017 and it is time for an alternative.

Councilor Meagher noted it was anticipated we would have a larger meeting with CRC members in attendance to voice their opinions.

Councilor Mihaly noted Mr. Pagano's assumption is that everybody votes at a referendum, but that's not what happens.

Rosemary Woodside of Skysail Court agreed with Mr. Pagano. Many people cannot be present for the FTM, and an all-day referendum with electronic voting is more inclusive.

Discussion ensued of the capacity of the School gymnasium and whether it is suitable for the number of voters. Up to 800 voters can be accommodated in the School gymnasium. If more showed up, we can accommodate them in another manner.

Melody Dmarch of Union Street asked if the budget is rejected, what happens? Do we continue with another referendum until a budget is adopted? What is the cost for a referendum and a second one, and even another one?

Vice President White commented we have had some great discussions, and perhaps we can come up with a solution. He likes the idea of having a final budget meeting. Rather than Council voting on it here, have it at the School gym as a wrap-up meeting with a decision in front of the people, and then let the people vote.

Gary Girard of Seaside Drive stated our elections are private. Many are intimidated voting in front of their neighbors and would like the privacy of a referendum vote.

President Trocki stated people were not intimidated at the FTM and had no problem voicing their vote.

Councilor Meagher noted the FTM is not the Council's meeting it is the Moderator's meeting and the members of that meeting. If people choose a secret ballot it will happen.

Councilor Dickinson stated it was his intention to put this on the radar for discussion and to move on it. There is lot of work to be done to move forward on it.

President Trocki stated she feels like we are being pressured to have a vote on this. Councilor Dickinson stated either we move it or remove it from the agenda.

President Trocki stated our system is inclusive and we work hard as elected officials. We have attended numerous meetings since January, we hold all meetings in a public setting for public comment, and then to state we are not inclusive is somewhat offensive. If it is important, you can make arrangements to be there. Some years the public shows up because it is important, sometimes they don't as the budget is not controversial, and we have mechanisms for a paper ballot. It is not broken in her opinion and this is the most democratic form of government. In RI 14 municipalities have FTM's, and in many others



it is just the Council who determines the budget. We prepare the budget then publish it and have it before the public for review and vote, and she is proud of the process where we all come out one evening in June. When we can no longer hold the assembly in the gym, we can rethink it; this is a solution looking for a problem.

Councilor Dickinson stated we need to refocus why it was brought up, as the CRC made a recommendation, and he is asking Council to act on it.

Councilor Meagher read the CRC recommendation, and she is trying to follow that by putting this on an agenda where all can come to weigh in.

Councilor Mihaly would like this on a future agenda for review and discussion.

Gary Girard of Seaside Drive appreciates the work of the Council. His point is there is no privacy and people want privacy.

Bill Munger of Cole Street stated there were three people who asked why he voted for a paper ballot. He urged Council to give consideration and move forward in a democratic manner. He doesn't see the down side of going to a secret ballot. People work a different schedule today and we need to have the conversation to determine what works.

Dennis Webster of Mount Hope Avenue stated the FTM works fine the way it is. Jamestown is not destined to grow too much bigger than it is and we should keep this in place.

Carol Nelson-Lee of Buoy Street, Board of Canvassers Chair, stated the FTM is an election and we take this very seriously. We spend a lot of time examining how to make it work efficiently. We have improved the system for a paper ballot and now have two ballot boxes, used bracelets instead of cards, and continually review our meetings to develop new and more efficient procedures in order to create opportunity for everyone to vote in a timely manner.

President Trocki commented on the Canvassers efforts and that the FTM did run smoothly.

**A motion was made by Councilor Meagher with second by Councilor Mihaly to schedule a special meeting to have this discussion with the Moderator and CRC members in attendance. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

- C) Upcoming Meetings and Sessions – dates and times
  - 1) Town Council Meeting dates for July and August; review, discussion and/or potential action and/or vote

President Trocki stated the Council would like to schedule one meeting in July and one in August. Discussion ensued of meeting dates, and July 17<sup>th</sup> and August 21<sup>st</sup> would be the

meeting dates, and the Charter discussion will be in early September, perhaps prior to the regular meeting. This will be determined at an upcoming meeting.

President Trocki noted the Farmers Market started today, and she encourages citizens to attend.

## IX. NEW BUSINESS

- A) Award of Bid: Design Services for Lawn Avenue Recreation Complex to Weston & Sampson of Worcester, MA for an amount not to exceed \$38,000.00 as bid as recommended by Parks and Recreation Director Andrew J. Wade; review, discussion and/or potential action and/or vote

Parks and Recreation Director Wade reviewed the process that began January 3<sup>rd</sup> with an RFQ, interviews for the top three responders, review of previous experience and knowledge, determination of the best qualified candidate, and recommendation the bid award go to Weston & Samson, the lowest bidder, to perform the design services.

President Trocki thanked the committee of Director Wade, Planner Lisa Bryer, and Public Works Director Michael Gray for their work on the grant, design services project, and bid process.

**A motion was made by Councilor Mihaly with second by Councilor Meagher to award the bid to Weston & Sampson for \$38,000.00. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

- B) Jamestown Traffic Committee: Establish term ending dates and revise Committee Charge; review, discussion and/or potential action and/or vote (Councilor Meagher)

Councilor Meagher stated she is in favor of the amendments as proposed for the Committee Charge and term expiration dates.

**A motion was made by Councilor Meagher with second by Councilor Mihaly to have this page join all the other pages in our book and these dates be adopted. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

- C) Low Speed Vehicles on Town roads, as requested by William Munger and referred to the Council by the Jamestown Traffic Committee; review, discussion and/or potential action and/or vote

Bill Munger of Cole Street, Traffic Committee Member, presented examples of Low Speed Vehicle ordinances. He is here to support the option for Jamestown residents to get around town. It would increase access to the village, ROW's, the Shores and other areas as vehicles take up less space than full size vehicles. Low speed vehicles typically don't exceed 35 mph, are mostly electrically charged, need to be registered and inspected, and have a good safety record. Ten years ago there were 5,000 vehicles in use, and now there

over 60,000. There could be designated parking spaces for low speed vehicles. Enabling legislation would be required, and if passed, the option is there. Estimated cost for the vehicles is approximately \$3,000 to \$5,000.

Police Chief Mello noted enabling legislation would be required and DMV would have to create a registration for this type of vehicle on town roads and state roads, as this class does not currently exist in DMV regulations and State law. He is not aware of any action on the State level. It is not a new concept, but this type of vehicle is usually proposed for planned communities with different road systems. Chief Mello commented on the limitations of travel to immediate neighborhoods and the village and rules, regulations, and designated parking spaces that would have to be developed. Presently they are only allowed on Prudence Island. Discussion ensued.

Town Administrator Nota commented this is an interesting concept for getting around town. Some of the challenges would involve bicycles, increased vehicles and speed during summer months, and narrow roads.

Mr. Munger stated golf carts are not always considered low speed vehicles, as they don't usually exceed 10 mph.

Councilor Mihaly commented on potential safety issues, as pedestrians can't hear them. President Trocki directed Mr. Munger to garner community support and bring it back to Council. It is an interesting concept, but there are serious concerns. Mr. Munger was directed to also contact Representative Deb Ruggiero.

Charlotte Zarlengo of Seaside Drive commented she cannot envision driving up Frigate Street and having a low speed vehicle coming over the hill.

Mr. Munger was thanked for addressing the issue.

D) Jamestown Transfer Station annual sticker price increase from \$125.00 to \$150.00 annually, as recommended by Public Works Director Michael C. Gray; review, discussion and/or potential action and/or vote  
Public Works Director Gray stated the current sticker price does not meet the costs for operation of the Transfer Station, and the price increase would help to offset costs associated with the operation of the Transfer Station.

**A motion was made by Vice President White with second by Councilor Mihaly to increase the Transfer Station sticker fee to \$150.00. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

E) Marijuana Cultivation and Sales: Adoption of a Resolution for a Temporary Moratorium on applications and permitting for marijuana cultivation, processing, distribution and sales, as recommended by the

Jamestown Planning Commission; review, discussion and/or potential action and/or vote

- 1) Resolution No. 2017-13 “Establishing a Temporary Moratorium on Applications and Permitting for Marijuana Cultivation, Processing, Distribution and Sales”

**A motion was made by Councilor Dickinson with second by Councilor Mihaly to waive reading of the Resolution.**

Discussion. Planner Lisa Bryer explained the necessity for the Moratorium as the Town does not have proper wording in our ordinances to regulate this type of operation. The Moratorium would give the Planning Commission time to develop a proper ordinance and protect the Town should the General Assembly pass legislation in the current session. President Trocki noted this covers cultivation and growing of marijuana and would not affect any medical marijuana licenses in Jamestown.

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

**A motion was made by Vice President White with second by Councilor Meagher to approve Resolution No. 2017-13. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

## **X. ORDINANCES AND APPOINTMENTS AND VACANCIES**

- A) Appointments, Vacancies and Expiring Terms; review, discussion and/or potential action and/or vote
  - 1) Jamestown Affordable Housing Committee (Three vacancies with three-year term ending dates of May 31, 2020 and One vacancy with an unexpired three-year term ending date of May 31, 2018); duly advertised
    - a) Letter of interest for reappointment
      - i) Jerome Scott
    - b) Letters of interest for appointment
      - i) Job Toll
      - ii) Valerie Malloy
      - iii) Donna Andreozzi
      - iv) William Piva
    - c) Letters of resignation
      - i) William Dawson
      - ii) William Reardon
  - 2) Jamestown Conservation Commission (One vacancy with a three-year unexpired term ending date of December 31, 2017)
    - a) Letter of resignation
      - i) Maureen Coleman
    - b) Letter of interest for appointment

- ii) Kenneth Schadegg
- 3) Jamestown Fire Department Compensation Committee – Fire Department Representative (One vacancy with a three-year term ending date of May 31, 2020); duly advertised
  - c) Letter of interest for reappointment
    - i) Polly Bullock
- 4) Jamestown Housing Authority (One vacancy with an unexpired five-year term ending date of December 31, 2018)
  - d) Letter of resignation
    - i) Jane Carroll
- 5) Jamestown Police Pension Plan Committee (One vacancy with a three-year term ending date of May 31, 2017)
  - e) Letter of interest for reappointment
    - i) Anthony Antine
- 6) Jamestown Tree Preservation and Protection Committee (One vacancy with a three-year term ending date of December 31, 2019); duly advertised; no applicants

Discussion ensued of conducting interviews for vacancies, as there are more applicants than vacancies. The Clerk will schedule interviews for vacancies as needed.

**A motion was made by Councilor Dickinson to reappoint Jerry Scott to the Affordable Housing Committee and appoint Valerie Molloy and Bill Piva to the Affordable Housing Committee.**

Councilor Dickinson withdrew his motion. Interviews will be scheduled by the Clerk.

**A motion was made by Councilor Mihaly with second by Councilor Meagher to reappoint Polly Bullock to the Fire Department Compensation Committee. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

A letter of thanks will be sent to Jane Carroll for her time and services on the Housing Authority, to Maureen Coleman for her time and services on the Conservation Commission, and to William Dawson and William Reardon for their time and services on the Affordable Housing Committee.

**A motion was made by Councilor Dickinson with second by Councilor Meagher to reappoint Tony Antine to the Police Pension Plan Committee. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

There is still a vacancy on the Tree Committee.

## XI. 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 Dickinson with second by Vice President White to approve and accept the Consent Agenda. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

The Consent Agenda approved consists of the following:

- A) Adoption of Council Minutes
  - 1) May 15, 2017 (work session)
  - 2) May 15, 2017 (regular meeting)
  - 3) May 22, 2017 (special meeting)
  - 4) May 22, 2017 (executive session)
  - 5) June 5, 2017 (Financial Town Meeting)
- B) Minutes of Boards/Commissions/Committees
  - 1) Jamestown Philomenian Library Board of Trustees (04/11/2017)
  - 2) Jamestown Library Renovation Building Committee (02/07/2017)
  - 3) Jamestown Library Renovation Building Committee (02/21/2017)
  - 4) Jamestown Zoning Board of Review (04/25/2017)
  - 5) Jamestown Zoning Board of Review (05/23/2017)
- C) CRMC Notices
  - 1) June 2017 Calendar
- D) Abutter Notifications
  - 1) Town of Jamestown as an abutter - Plat 5 Lot 358: NOTICE IS HEREBY GIVEN THAT THE JAMESTOWN ZONING BOARD OF REVIEW WILL HOLD A PUBLIC HEARING JUNE 27, 2017 AT THE JAMESTOWN TOWN HALL, 93 NARRAGANSETT AVENUE, JAMESTOWN, RHODE ISLAND AT 7:00 P.M. UPON THE FOLLOWING: Application of Richard Ventrone, whose property is located at 12 Nautilus St., and further identified as Assessor's Plat 5, Lot 305 for a variance from Article 3, Section 302 (District Dimensional Regulations) to construct a 20 x 20 one story detached garage with a north & east setback of 5 ft. where 10 ft. is required. Said property is located in a R40 zone and contains 7,666 sq. ft.
  - 2) Town of Jamestown/Friends Burying Ground as an abutter - Plat 5, Lot 424: NOTICE IS HEREBY GIVEN THAT THE JAMESTOWN ZONING BOARD OF REVIEW WILL HOLD A PUBLIC HEARING JUNE 27, 2017 AT THE JAMESTOWN TOWN HALL, 93 NARRAGANSETT AVENUE, JAMESTOWN, RHODE ISLAND AT 7:00 P.M. UPON THE FOLLOWING: Application of Richard Ventrone, whose property is located at 12 Nautilus St., and further identified as Assessor's Plat 5, Lot 305 for a variance from Article 3, Section 302 (District Dimensional

Regulations) to construct a 20 x 20 one story detached garage with a north & east setback of 5 ft. where 10 ft. is required. Said property is located in a R40 zone and contains 7,666 sq. ft.

E) Abatements/Addenda of Taxes

Total Abatements: \$47,461.28; Total Addenda: \$47,279.99

1) Real Property/Motor Vehicle/Tangible Abatements to 2016 Tax Roll

	<u>Account/Abatement Amount</u>	
a)	03-1522-28	\$ 3,138.83
b)	07-0550-30	\$ 2,078.34
c)	13-1395-10	\$ 2,868.56
d)	14-0393-40	\$12,815.37
e)	16-0045-00	\$24,422.38
f)	19-1521-10	\$ 181.29
g)	23-1045-12	\$ 1,956.51

2) Real Property/Motor Vehicle/Tangible Addenda to 2016 Tax Roll

	<u>Account/Addenda Amount</u>	
a)	04-0343-95	\$12,815.37
b)	07-0550-30	\$ 2,868.56
c)	12-0846-74	\$ 2,078.34
d)	16-0755-00	\$24,422.38
e)	19-0158-75	\$ 1,956.51
f)	19-0965-16	\$ 3,138.83

F) One Day Event/Entertainment License

- 1) Applicant: Alexandra Kent  
Event: Jamestown Farmers Market  
Dates: 6/19, 6/26, 7/03, 7/10, 7/17, 7/24, 7/31, 8/7, 8/14, 8/21, 8/28 and 9/4/2017  
Location: Fort Getty Pavilion
- 2) Applicant: Judy K. Beckman  
Event: Beckman-Angelosanto Wedding  
Date: June 24, 2017  
Location: Fort Getty Pavilion
- 3) Applicant: Jamestown Baseball Association  
Event: Cal Ripken 10 Year Old State Tournament  
Date: June 24, 2017 – June 29, 2017  
Location: Lawn Avenue Field
- 4) Applicant: Nathan Seelig  
Event: Seelig Wedding  
Date: July 1, 2017  
Location: Fort Getty Pavilion
- 5) Applicant: Gregg Charest dba: The Rocket Hogs  
Event: Independence Day Fireworks  
Date: July 2, 2017; rain date July 7, 2017  
Location: East Ferry (off barge)
- 6) Applicant: Jessica Roberts  
Event: Roberts-Barin Wedding

- Date: July 9, 2017
- Location: Fort Getty Pavilion
- 7) Applicant: Conanicut Island Art Association
- Event: CIAA Annual Members Show
- Date: July 17, 2017 – July 24, 2017
- Location: Jamestown Recreation Center
- G) One Day Peddler License Application
- 1) Applicant: Chopmist Charlie's
- Event: Colinslaw.org Annual Fundraiser
- Date: June 25, 2017
- Location: Fort Getty Pavilion
- H) Finance Director's Report

Independence Day Fireworks are Sunday, July 2<sup>nd</sup>, with a rain date of July 7<sup>th</sup>.

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

**A motion was made by Councilor Meagher with second by Vice President White to receive the Communications, noting Communication 2) was discussed earlier. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

The Communications, Petitions and Proclamations accepted consists of the following:

- I) Communications
  - 1) Memorandum of Jamestown Conservation Commission re: Advisory review of Section 82-308 variance request for Earley, Plat 1 Lot 324
  - 2) Letter of Beavertail Lighthouse Museum Association requesting to address the Town Council re: Capital Campaign for a perpetual endowment fund
  - 3) Letter of Robert Roach III re: "shooting ban" ordinance (Chapter 38, Article V. Sec. 38-113), its adoption and advertising, and suggestion for a compromise
  - 4) Letter of Burrillville Town Council President John Pacheco requesting support for Bills H 6051 and S 0769 that would change the Energy Facility Siting Act
  - 5) Letter of Alison Bogle and Arthur Milnes requesting a Proclamation declaring July 1, 2017 as "Sir John A. McDonald Day" commemorating Canada's 150<sup>th</sup> Birthday for inclusion in the Canada Day 150 time capsule
  - 6) Memorandum of Attorney General Peter F. Kilmartin announcing annual Open Government Summit on July 28, 2017 at Roger Williams University School of Law
  - 7) Letter of the Exeter Town Council Opposing House Bill 6172 "An Act Relating to Agriculture and Forestry-Right to Farm"

- 8) Letter of Verizon Regional Director for Government Affairs Michele Cinquegrano announcing National Grid and Verizon Agreement updating procedures for performing utility pole work, effective June 1, 2017
- J) Resolutions and Proclamations from other Rhode Island Cities and Towns; review, discussion and/or potential action and/or vote
  - 1) Resolution of the Burrillville Town Council Opposing Bills H 5475 and S 0481 Acts Relating to Cities and Towns – Subdivision of Land

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

- A) Plastic Bag Ban Presentation (July)
- B) Board/Commission/Committee and Department Reports (July)
- C) Library MOU – Council discussion in Executive Session (July)
- D) Financial Town Meeting Rules and Procedures

Councilor Meagher is comfortable with the FTM discussion in September.

### **XIV. EXECUTIVE SESSION**

- A) Pursuant to RIGL §42-46-5(a) Subsection (2) Collective Bargaining (IBPO Union Contract tentative agreement); 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 (RITBA solar array project); review, discussion and/or potential action and/or vote in executive session and/or open session

**A motion was made by Councilor Dickinson with second by Vice President White to enter into Executive Session at 9:19 p.m. pursuant to RIGL §42-46-5(a) Subsection (2) Collective Bargaining and RIGL §42-46-5(a) Subsection (2) Potential Litigation.**

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

The Town Council reconvened the regular meeting at 9:45 p.m. President Trocki announced that Council voted in Executive Session to approve the IBPO Union tentative contract.

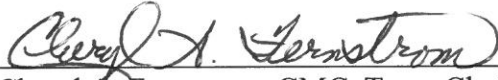
**A motion was made by Vice President White with second by Councilor Meagher to seal the Minutes of the executive session. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

### **XIV. ADJOURNMENT**

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

The Jamestown Town Council adjourned the regular meeting at 9:46 p.m.

Attest:

  
\_\_\_\_\_  
Cheryl A. Fernstrom, CMC, Town Clerk

Copies to:     Town Council  
                  Town Administrator  
                  Finance Director  
                  Town Solicitor



JAMESTOWN ZONING BOARD OF REVIEW

Minutes of the June 13, 2017 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 clerk called the roll and noted the following members present:

Richard Boren, Chair  
Joseph Logan, Vice-Chair  
Dean Wagner, Member  
Richard Cribb, Member  
Edward Gromada, 1<sup>st</sup>. Alt.  
Marcy Coleman, 2<sup>nd</sup> Alt.  
Judith Bell, 3<sup>rd</sup> Alt.

Also present: Brenda Hanna, Stenographer  
Chris Costa, Zoning Officer  
Pat Westall, Zoning Clerk  
David Petrarca, Jr., Counsel

MINUTES

Minutes of May 23, 2017

A motion was made by Joseph Logan and seconded by Edward Gromada to accept the minutes of the May 23, 2017 meeting as presented.

The motion carried by a vote of 5 -0.

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

Marcy Coleman and Judith Bell were not seated and Terence Livingston was absent.

CORRESPONDENCE

An e-main from Terence Livingston informing the Board he could not make the meeting.

I. NEW BUSINESS

CONNOR and EARLEY

The applications of John Connors and Susan Earley will be on the June 27, 2017 agenda for a decision only.

MARSHALL

A motion was made by and seconded by to Dean Wagner and seconded by Joseph Logan to grant the request of Lucia & John Marshall, whose property is located at 32 Dumpling Dr., and further identified as Assessor's Plat 10, Lot 97 for a variance from Article 82, Section 302, (Dimensional Regulations) to (1) construct a main structure with a side yard setback of 22.4 ft. instead of 30 ft.; (2) construct an accessory structure to include a garage, pool & terrace with a side yard setback of 15 ft. instead of 20 ft.

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

This Variance is granted with the following restriction:

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

This motion is based on the following findings of fact:

1. Said property is located in a RR80 zone and contains 44,973 sq. ft.
2. The applicant initially sought to renovate the existing structure, but their builder recommended that they remove the existing foundation and start fresh.
3. The proposed structures are located on an a-typical shaped lot.
4. As a result of the location of wetlands on the lot and to minimize environmental impacts, the applicant requires 2 variances.

5. The applicant met with neighbors and came to an agreement on certain conditions that are set forth in Exhibit 2. Those conditions are incorporated into this approval.
6. The Planning Board unanimously recommends approval of the application.
7. There were no objectors.

The motion carried by a vote of 5 -0.

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

Marcy Coleman and Judith Bell were not seated and Terence Livingston was absent.

#### HEMPHILL

A motion was made by Joseph Logan and seconded by Edward Gromada to grant the request Application of Mark & Donna Hemphill, whose property is located at 120 Garboard St., and further identified as Assessor's Plat 15, Lots 173 & 174 for a special use permit pursuant to Article 3, Section 82-314, High Groundwater Table & Impervious Overlay District, Sub-District A, and granted under Article 6, Section 82-600 & 82-602 to construct a 624 sq. ft. garage, and a variance from Article 3, Section 82-314(C)(4), Percent of Maximum Impervious Cover for Sub-District A, pursuant to Article 6, Sections 82-600 & 82-605, where the existing impervious lot coverage is 20.9% and the proposed impervious lot coverage is 14.8% and the allowable impervious lot coverage is 10%. The applicant is proposing to merge lot 173 & 174 and construct a 624 sq. ft. garage on the lot currently described as lot 174.

Regarding this request, this Board has determined that this application does satisfy the requirements of ARTICLE 6, SECTION 600

Regarding the request for a Variance, this Board has determined that this application does satisfy the requirements of ARTICLE 6, SECTION 606, PARAGRAPHS 1 through 4, and SECTION 607, PARAGRAPH 2.

Regarding the request for a Special Use Permit, this Board has determined that this application does satisfy the requirements of ARTICLE 6, SECTION 602.

This Variance is granted with the following restriction(s):

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

This project shall follow the conditions of approval stated in the Planning Commission memorandum dated March 29, 2017.

This motion is based on the following findings of fact:

1. Said property is located in a R40 zone and each lot contains 7,200 sq. ft. or a total of 14,400 sq. ft.
2. The merging of the two lots decreased the percentage of impervious cover from existing 20.9% to 14.8%.
3. The Planning Commission has recommended approval.
4. No one spoke in opposition.
5. There is no existing garage on the property.

The motion carried by a vote of 5 -0.

Richard Boren, Joseph Logan, Richard Cribb, Edward Gromada, and Marcy Coleman voted in favor of the motion.

Dean Wagner recused himself, Judith Bell was not seated and Terence Livingston was absent.

#### FLANAGAN

A motion was made by Richard Cribb and seconded by Dean Wagner to grant the request Application of Edward P. Flanagan, Jr., whose property is located at 49 Bay View Dr. North., and further identified as Assessor's Plat 1, Lot 217 for a variance/special use permit from Article 82, Section 601 & 314, (High Groundwater Table & Impervious Overlay District) and Section 302 (Dimensional Regulations); a variance from Article 82, Section 314(C)(Percent Maximum Impervious Cover); to remove the existing single family residence & garage structure & construct a single family residence & garage in the same location. The existing & proposed house is 22.6 ft. from the front lot line where 40 ft. is required. The proposed impervious cover is 10.6%, which exceeds the maximum allowable impervious coverage limit of 9%.

Regarding this request, this Board has determined that this application does satisfy the requirements of ARTICLE 6, SECTION 600

Regarding the request for a Variance, this Board has determined that this application does satisfy the requirements of ARTICLE 6, SECTION 606, PARAGRAPHS 1 through 4, and SECTION 607, PARAGRAPH 2.

Regarding the request for a Special Use Permit, this Board has determined that this application does satisfy the requirements of ARTICLE 6, SECTION 602.

In particular reference to ARTICLE 6, SECTION 607, PARAGRAPH 2.

This Variance is granted with the following restriction(s):

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

The recommendations of the Planning Commission dated April 13, 2017 for conditions of approval are hereby incorporated in this approval.

This motion is based on the following findings of fact:

1. Said property is located in a RR80 zone and contains 18,255 sq. ft.
2. Although the proposal exceeds lot coverage requirements, it is less than the current coverage.
3. The Planning Commission unanimously voted to approve the application.
4. There were no objectors to the application.

The motion carried by a vote of 5 -0.

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

Marcy Coleman and Judith Bell were not seated and Terence Livingston was absent.

WEST FERRY, LLC

A motion was made by Edward Gromada and seconded by Richard Cribb to grant request of Application of West Ferry, LLC, whose property is located at 44 Southwest Ave., and further identified as Assessor's Plat 9, Lot 22 for a variance pursuant to Article 6, Sections 82-600 & 82-605, from Article 3, Section 82-302, Table 3-



2 (District Dimensional Regulations) and a variance from Article 7, Section 82-705 (Alteration of a nonconforming structure) in order to construct a second story on an existing garage where the current garage is one & one half (1.5) stories and is located three (3) ft. from the property line where ten (10) ft. is required.

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

This Variance is granted with the following restriction:

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

This motion is based on the following findings of fact:

1. Said property is located in a CL zone and contains 63,162 sq. ft.
2. The addition to the existing garage extends only to the perimeter of the existing fence and paved area.
3. The second story height does not exceed 25' as identified in the plan.
4. The property possesses unique characteristics.
5. The granting of the requested variance will not alter the general characteristic of the surrounding area.
6. The relief is the least relief necessary.
7. No one spoke in opposition of this application.

The motion carried by a vote of 5 -0.

Richard Boren, Joseph Logan, Richard Cribb, Edward Gromada, and Marcy Coleman voted in favor of the motion.

Dean Wagner recused himself, Judith Bell was not seated and Terence Livingston was absent.

#### ADJOURNMENT

A motion was made and seconded to adjourn at 8:15 p.m.

The motion carried unanimously.



State of Rhode Island and Providence Plantations  
**Coastal Resources Management Council**  
Oliver H. Stedman Government Center  
4808 Tower Hill Road, Suite 116  
Wakefield, RI 02879-1900

(401) 783-3370  
Fax (401) 783-3767

## **JULY 2017 CALENDAR**

- Tuesday, July 18**      **Policy and Planning Subcommittee Meeting.** CRMC Conference Room, Oliver Stedman Government Center, 4808 Tower Hill Road, Wakefield, RI.  
**8:30 a.m.**
- Tuesday, July 25**      **ROW Subcommittee Meeting.** Administration Building, Conference Room A, One Capitol Hill, Providence, RI.  
**5:45 p.m.**
- Tuesday, July 25**      **Semimonthly Meeting.** Administration Building, Conference Room A, One Capitol Hill, Providence, RI.  
**6:00 p.m.**
- Friday, July 28**      **Administrative Fine Hearings.** CRMC Conference Room, Oliver Stedman Government Center, 4808 Tower Hill Road, Wakefield, RI.  
**9:30 a.m.**

*Individuals requesting interpreter services for the hearing impaired for any of the above meetings must notify the Council office at (783-3370) 72-hours in advance of the meeting date.*

/lat



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

**Christina D. Collins**  
Finance Director

## MEMORANDUM

**TO:** Andrew E. Nota, Town Administrator  
**FROM:** Christina D. Collins, Finance Director  
**DATE:** 7/12/2017  
**SUBJECT:** Budget to Actual

Attached is the Budget to Actual reports for the Fiscal Year 2016/2017. The report contains the expenses that have been paid through June 30, 2017, to date. There will be additional expenses as we close out FY17.

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

**TOWN OF JAMESTOWN  
BUDGET VS. ACTUAL  
JULY 1, 2016 - JUNE 30, 2017  
YTD Ending June 30, 2017**

<u>Account Number &amp; Description</u>	<u>Annual Budget</u>	<u>PTD Expenses</u>	<u>YTD Expenses</u>	<u>Remaining \$</u>	<u>% of Budget</u>
<b>TOWN COUNCIL</b>					
70001101 Salaries (5)	13,175.00	3,450.00	13,175.00	0.00	100.00%
70001302 Fees & Supplies	1,250.00	170.00	326.04	923.96	26.08%
70001305 Advertising	1,500.00	0.00	405.75	1,094.25	27.05%
<b>70001 Town Council</b>	<b>15,925.00</b>	<b>3,620.00</b>	<b>13,906.79</b>	<b>2,018.21</b>	<b>87.33%</b>
<b>TOWN ADMINISTRATOR</b>					
70002101 Salary, Administrator	108,572.00	8,817.26	114,624.38	-6,052.38	105.57%
70002102 Salary, Clerical w/longevity	63,002.00	4,647.00	64,775.33	-1,773.33	102.81%
70002302 Fees, Supplies & Dues	2,400.00	2.63	4,367.61	-1,967.61	181.98%
70002303 Travel Expenses	12,000.00	750.00	10,781.96	1,218.04	89.85%
<b>70002 Town Administrator</b>	<b>185,974.00</b>	<b>14,216.89</b>	<b>194,549.28</b>	<b>-8,575.28</b>	<b>104.61%</b>
<b>PROBATE COURT</b>					
70003101 Salary, Judge	5,081.00	402.54	5,233.02	-152.02	102.99%
70003302 Fees, Supplies & Dues	1,700.00	108.57	1,412.57	287.43	83.09%
<b>70003 Probate Court</b>	<b>6,781.00</b>	<b>511.11</b>	<b>6,645.59</b>	<b>135.41</b>	<b>98.00%</b>
<b>ELECTION &amp; TOWN MEETINGS</b>					
70004101 Salaries, Canvassers (3 & 2alt.)	5,234.00	1,309.00	5,236.00	-2.00	100.04%
70004102 Salary, Clerical	1,600.00	0.00	1,011.18	588.82	63.20%
70004103 Salaries, Moderator & Sergeant	1,450.00	448.68	1,419.72	30.28	97.91%
70004104 Election Supervisors	5,000.00	0.00	4,225.00	775.00	84.50%
70004302 Fees, Supplies & Dues	2,800.00	303.02	2,025.56	774.44	72.34%
70004305 Advertising & Printing	1,000.00	207.49	1,309.33	-309.33	130.93%
<b>70004 Election &amp; Town Meetings</b>	<b>17,084.00</b>	<b>2,268.19</b>	<b>15,226.79</b>	<b>1,857.21</b>	<b>89.13%</b>
<b>LEGAL</b>					
70050201 Professional Services	95,000.00	6,702.50	78,753.59	16,246.41	82.90%
<b>70005 Legal</b>	<b>95,000.00</b>	<b>6,702.50</b>	<b>78,753.59</b>	<b>16,246.41</b>	<b>82.90%</b>
<b>CLERK &amp; RECORDS</b>					
70060101 Salary, Town Clerk w/longevity	67,550.00	5,224.66	70,297.80	-2,747.80	104.07%
70060102 Salary, Clerical (2) w/longevity	87,680.00	7,290.68	93,593.29	-5,913.29	106.74%
70060302 Fees, Supplies & Dues	33,000.00	1,426.03	25,081.03	7,918.97	76.00%
70060305 Advertising & Printing	2,800.00	97.50	1,024.42	1,775.58	36.59%
<b>70060 Clerk &amp; Records</b>	<b>191,030.00</b>	<b>14,038.87</b>	<b>189,996.54</b>	<b>1,033.46</b>	<b>99.46%</b>
<b>PLANNING</b>					
70070101 Salary, Town Planner w/longevity	77,545.00	5,673.46	80,761.71	-3,216.71	104.15%
70070102 Salary, Clerical (.8) w/longevity	36,444.00	2,690.56	37,915.08	-1,471.08	104.04%
70070201 Planning Commission	7,150.00	7,000.00	7,000.00	150.00	97.90%
70070302 Fees, Supplies & Dues	5,500.00	6.74	5,269.39	230.61	95.81%
70070305 Advertising	350.00	0.00	0.00	350.00	0.00%
<b>70070 Planning</b>	<b>126,989.00</b>	<b>15,370.76</b>	<b>130,946.18</b>	<b>-3,957.18</b>	<b>103.12%</b>
<b>ZONING</b>					
70080101 Salaries, Zoning Board (10)	8,000.00	5,465.26	7,740.26	259.74	96.75%
70080302 Supplies	700.00	2,570.45	-2,519.19	3,219.19	-359.88%
<b>70080 Zoning</b>	<b>8,700.00</b>	<b>8,035.71</b>	<b>5,221.07</b>	<b>3,478.93</b>	<b>60.01%</b>
<b>PERSONNEL</b>					
70090900 Social Security Tax	291,485.00	25,306.57	253,959.24	37,525.76	87.13%
70090901 Blue Cross/Delta Dental	651,617.00	42,161.73	533,253.16	118,363.84	81.84%
70090902 Worker's Compensation	70,000.00	0.00	75,605.00	-5,605.00	108.01%
70090903 Retirement System	296,425.00	28,868.50	260,441.62	35,983.38	87.86%
70090906 Life Insurance	10,000.00	959.13	11,412.87	-1,412.87	114.13%
70090907 General Liability Insurance	110,000.00	63.50	101,949.65	8,050.35	92.68%
70090910 Salary Study Adjustment	65,000.00	0.00	-2.38	65,002.38	0.00%
70090920 Blue Cross - Police Retirees	134,024.00	10,241.99	120,021.73	14,002.27	89.55%
<b>70090 Personnel</b>	<b>1,628,551.00</b>	<b>107,601.42</b>	<b>1,356,640.89</b>	<b>271,910.11</b>	<b>83.30%</b>

**TOWN OF JAMESTOWN  
BUDGET VS. ACTUAL  
JULY 1, 2016 - JUNE 30, 2017  
YTD Ending June 30, 2017**

<u>Account Number &amp; Description</u>	<u>Annual Budget</u>	<u>PTD Expenses</u>	<u>YTD Expenses</u>	<u>Remaining \$</u>	<u>% of Budget</u>
<b>FINANCE OFFICE</b>					
70100100 Salary, Finance Director w/longevity	89,597.00	6,667.68	94,047.64	-4,450.64	104.97%
70100101 Salary, Deputy Tax Collector w/longevity	64,989.00	9,229.47	67,570.26	-2,581.26	103.97%
70100102 Consultant, Computer Technican	44,000.00	8,642.94	46,580.18	-2,580.18	105.86%
70100201 Professional Services	19,000.00	2,329.16	24,500.49	-5,500.49	128.95%
70100302 Fees, Supplies & Dues	21,500.00	3,057.72	19,347.48	2,152.52	89.99%
70100305 Advertising & Printing	0.00	105.93	105.93	-105.93	#DIV/0!
<b>70100 Finance</b>	<b>239,086.00</b>	<b>30,032.90</b>	<b>252,151.98</b>	<b>-13,065.98</b>	<b>105.46%</b>
<b>TAX ASSESSOR</b>					
70110101 Salary, Assessor (.8) w/longevity	53,508.00	7,246.46	55,139.46	-1,631.46	103.05%
70110102 Clerical (as needed)	2,500.00	0.00	2,499.00	1.00	99.96%
70110302 Fees, Supplies & Dues	12,750.00	155.10	12,403.21	346.79	97.28%
70110305 Advertising & Printing	1,122.00	117.68	849.22	272.78	75.69%
70110308 Field Inspections	2,500.00	0.00	2,500.00	0.00	100.00%
<b>70110 Tax Assessor</b>	<b>72,380.00</b>	<b>7,519.24</b>	<b>73,390.89</b>	<b>-1,010.89</b>	<b>101.40%</b>
<b>AUDIT OF ACCOUNTS</b>					
70120201 Professional Services	22,000.00	0.00	22,200.00	-200.00	100.91%
<b>70120 Audit of Accounts</b>	<b>22,000.00</b>	<b>0.00</b>	<b>22,200.00</b>	<b>(200.00)</b>	<b>100.91%</b>
<b>POLICE PROTECTION</b>					
70310100 Salary, Police Chief	88,521.00	7,081.64	92,061.32	-3,540.32	104.00%
70310101 Salaries, Police(13)/ Dispatch(4.5) /Support (.8 & 1 seasonal)	966,058.00	66,803.82	902,403.52	63,654.48	93.41%
70310102 Longevity, Officers/Dispatch	50,513.00	13,458.66	55,826.50	-5,313.50	110.52%
70310103 Police Benefits	57,465.00	3,949.25	51,557.46	5,907.54	89.72%
70310104 Overtime & Sick Leave	165,000.00	28,469.76	253,216.07	-88,216.07	153.46%
70310105 Police Retirement	175,000.00	87,500.00	175,000.00	0.00	100.00%
70310302 Fees, Supplies & Dues	21,000.00	958.69	20,472.68	527.32	97.49%
70310303 Computer Maintenance	18,500.00	936.98	24,735.90	-6,235.90	133.71%
70310305 Advertising	0.00	0.00	0.00	0.00	#DIV/0!
70310307 Building Maintenance	5,000.00	149.85	6,463.77	-1,463.77	129.28%
70310308 Vehicle Insurance	8,197.00	0.00	8,197.00	0.00	100.00%
70310309 Telephone	14,500.00	1,312.16	12,657.45	1,842.55	87.29%
70310310 Personal Equipment, Uniforms	8,000.00	743.85	6,991.50	1,008.50	87.39%
70310311 Maintenance Of Uniforms	32,150.00	0.00	24,050.00	8,100.00	74.81%
70310312 Ammunition & Supplies	4,000.00	507.72	2,096.41	1,903.59	52.41%
70310313 Maintenance, Police Cars	14,000.00	1,333.28	13,127.65	872.35	93.77%
70310314 Gas & Tires	35,000.00	2,733.96	19,690.32	15,309.68	56.26%
70310315 Training	20,000.00	2,022.44	9,910.44	10,089.56	49.55%
70310316 Police Incentive	0.00	0.00	1,975.00	-1,975.00	#DIV/0!
70310317 Maintenance of Radio System	10,000.00	240.00	7,197.16	2,802.84	71.97%
70310318 Equipment	5,000.00	2,847.24	3,137.24	1,862.76	62.74%
<b>70310 Police Protection</b>	<b>1,697,904.00</b>	<b>221,049.30</b>	<b>1,690,767.39</b>	<b>7,136.61</b>	<b>99.58%</b>
<b>EMERGENCY MANAGEMENT AGENCY</b>					
70311302 Emergency Management Agency	5,000.00	752.54	5,000.00	0.00	100.00%
<b>70311 Emergency Management Agency</b>	<b>5,000.00</b>	<b>752.54</b>	<b>5,000.00</b>	<b>0.00</b>	<b>100.00%</b>



**TOWN OF JAMESTOWN  
BUDGET VS. ACTUAL  
JULY 1, 2016 - JUNE 30, 2017  
YTD Ending June 30, 2017**

<u>Account Number &amp; Description</u>	<u>Annual Budget</u>	<u>PTD Expenses</u>	<u>YTD Expenses</u>	<u>Remaining \$</u>	<u>% of Budget</u>
<b>FIRE PROTECTION</b>					
70320100 Salary, Fire Chief	43,325.00	4,383.44	57,315.86	-13,990.86	132.29%
70320101 Salary, Dispatch/Maintenance w/longevity OT & Fill-in for Dispatch	0.00	0.00	288.34	-288.34	#DIV/0!
70320102 Deputy Fire Chief Stipend (2)	2,000.00	0.00	0.00	2,000.00	0.00%
70320103 Salary, Fire Inspector	29,980.00	1,364.30	17,195.07	12,784.93	57.36%
70090900 FICA Fire Department	0.00	613.66	8,177.78	-8,177.78	#DIV/0!
70320104 Fire Incentive Program	70,000.00	0.00	0.00	70,000.00	0.00%
70320105 Maintenance Equipment Per Diem	20,000.00	2,180.00	8,860.00	11,140.00	44.30%
70320302 Fees, Supplies & Dues	5,000.00	920.56	7,597.62	-2,597.62	151.95%
70320308 Insurance	55,000.00	781.25	39,032.50	15,967.50	70.97%
70320309 Telephone	8,800.00	1,232.36	9,290.10	-490.10	105.57%
70320313 Apparatus & Truck Repair	30,000.00	9,191.74	29,002.89	997.11	96.68%
70320314 Gas, Tires & Oil	14,000.00	1,491.74	8,365.01	5,634.99	59.75%
70320315 Training	10,000.00	0.00	0.00	10,000.00	0.00%
70320319 Fuel Oil	13,000.00	31.66	5,454.05	7,545.95	41.95%
70320320 Maintenance	12,500.00	2,352.41	19,813.36	-7,313.36	158.51%
70320321 Electricity	12,000.00	1,017.32	16,468.66	-4,468.66	137.24%
70320322 Alarm & Radio	6,000.00	6,161.58	8,369.58	-2,369.58	139.49%
70320323 Oxygen & Air Pack	4,500.00	0.00	5,438.32	-938.32	120.85%
70320324 Water	1,500.00	0.00	723.98	776.02	48.27%
70320325 Fire Equipment	14,500.00	6,202.21	18,793.99	-4,293.99	129.61%
70320326 Fire Extinguisher Agents	2,400.00	1,512.00	2,169.00	231.00	90.38%
70320399 Subscriptions & Journal	500.00	0.00	435.05	64.95	87.01%
<b>70320 Fire Protection</b>	<b>355,005.00</b>	<b>39,436.23</b>	<b>262,791.16</b>	<b>92,213.84</b>	<b>74.02%</b>
<b>EMERGENCY MEDICAL SERVICES</b>					
70600101 Ambulance Incentive Program	80,000.00	0.00	0.00	80,000.00	0.00%
70600102 EMS Director	27,930.00	2,273.88	30,930.51	-3,000.51	110.74%
70600103 JFD EMS Captain	0.00	0.00	0.00	0.00	#DIV/0!
70600xxx Medical Director Stipend	3,000.00	0.00	0.00	3,000.00	0.00%
70600104 ALS Per Diem (12 months)	175,200.00	20,160.00	174,540.00	660.00	99.62%
70600330 Ambulance Building	16,000.00	4,973.15	15,440.34	559.66	96.50%
70600332 Ambulance Personal Equipment/Uniforms	9,000.00	6,093.00	6,677.63	2,322.37	74.20%
70600333 Ambulance Medical	20,000.00	732.28	17,482.13	2,517.87	87.41%
70600334 Ambulance Office	5,000.00	455.81	4,416.59	583.41	88.33%
70600336 Ambulance Vehicles	11,000.00	1,894.49	8,142.39	2,857.61	74.02%
70600337 Ambulance Training	23,000.00	1,334.25	6,065.36	16,934.64	26.37%
70600455 Insurance on Ambulance	28,000.00	0.00	24,814.50	3,185.50	88.62%
<b>70600 EMS</b>	<b>398,130.00</b>	<b>37,916.86</b>	<b>288,509.45</b>	<b>109,620.55</b>	<b>72.47%</b>
<b>PROTECTIVE SERVICE</b>					
70330101 Salary, Building Inspector PT for New Position	64,564.00	5,115.44	66,500.72	-1,936.72	103.00%
70330102 Salary, Clerical (.5) w/longevity	25,014.00	1,979.22	27,268.43	-2,254.43	109.01%
70330117 Salary, Electrical Inspector	10,000.00	833.33	9,999.96	0.04	100.00%
70330118 Salary, Plumbing Inspector	5,000.00	416.67	2,916.69	2,083.31	58.33%
70330119 Salary, Mechanical Inspector	5,000.00	416.67	2,916.69	2,083.31	58.33%
70330302 Fees, Supplies & Dues	4,500.00	852.11	4,622.56	-122.56	102.72%
70330328 Hydrant Rental	165,000.00	0.00	0.00	165,000.00	0.00%
<b>70330 Protective Service</b>	<b>279,078.00</b>	<b>9,613.44</b>	<b>114,225.05</b>	<b>164,852.95</b>	<b>40.93%</b>
<b>ADMINISTRATION</b>					
70410101 Salary, Public Works Director (.5) w/longevity	50,357.00	9,786.70	53,444.88	-3,087.88	106.13%
70410302 Fees, Supplies & Dues	1,200.00	0.00	137.30	1,062.70	11.44%
<b>70410 Administration</b>	<b>51,557.00</b>	<b>9,786.70</b>	<b>53,582.18</b>	<b>-2,025.18</b>	<b>103.93%</b>
<b>ENGINEERING</b>					
70420101 Salary/Environ Services (.6)	36,273.00	3,090.00	40,129.51	-3,856.51	110.63%
70420103 Intern	10,000.00	1,972.50	2,460.00	7,540.00	24.60%
70420302 Fees, Supplies & Dues	1,200.00	0.00	313.59	886.41	26.13%
<b>70420 Engineering</b>	<b>47,473.00</b>	<b>5,062.50</b>	<b>42,903.10</b>	<b>4,569.90</b>	<b>90.37%</b>

**TOWN OF JAMESTOWN  
BUDGET VS. ACTUAL  
JULY 1, 2016 - JUNE 30, 2017  
YTD Ending June 30, 2017**

<u>Account Number &amp; Description</u>	<u>Annual Budget</u>	<u>PTD Expenses</u>	<u>YTD Expenses</u>	<u>Remaining \$</u>	<u>% of Budget</u>
<b>HIGHWAY</b>					
70430100 Salary, Supervisor w/longevity	67,047.00	8,588.85	69,653.21	-2,606.21	103.89%
70430101 Salaries (11) w/longevity	624,776.00	45,623.66	652,489.96	-27,713.96	104.44%
70430308 Vehicle Insurance	14,520.00	0.00	14,520.00	0.00	100.00%
70430313 Upkeep of Equipment	80,000.00	9,979.40	86,959.03	-6,959.03	108.70%
70430314 Engine Oil & Fuel	65,000.00	5,313.18	50,495.75	14,504.25	77.69%
70430330 Sand & Gravel	15,000.00	4,075.94	20,394.50	-5,394.50	135.96%
70430331 Cold Patch	17,500.00	1,215.90	5,493.99	12,006.01	31.39%
70430333 Road Supplies/Street Signs	15,000.00	1,507.70	14,896.59	103.41	99.31%
70430334 Equipment Rental	3,000.00	0.00	0.00	3,000.00	0.00%
70430336 Clothing (contractual)	5,500.00	0.00	175.00	5,325.00	3.18%
70430399 Safety & Licensing	6,500.00	1,044.49	6,530.76	-30.76	100.47%
<b>70430 Highway</b>	<b>913,843.00</b>	<b>77,349.12</b>	<b>921,608.79</b>	<b>-7,765.79</b>	<b>100.85%</b>
<b>SNOW REMOVAL</b>					
70440336 Snow Removal (overtime)	28,000.00	0.00	15,891.77	12,108.23	56.76%
70440337 Equipment & Supplies	49,000.00	1,656.37	44,242.48	4,757.52	90.29%
<b>70440 Snow Removal</b>	<b>77,000.00</b>	<b>1,656.37</b>	<b>60,134.25</b>	<b>16,865.75</b>	<b>78.10%</b>
<b>WASTE REMOVAL</b>					
70450101 Salary, Operator w/longevity	55,607.00	4,585.77	48,781.36	6,825.64	87.73%
Sunday OT hours	6,335.00	0.00	0.00	6,335.00	0.00%
70450309 Telephone	600.00	103.89	436.10	163.90	72.68%
70450321 Electricity	1,300.00	47.02	912.34	387.66	70.18%
70450340 Maintenance & Testing	42,000.00	194.45	40,822.34	1,177.66	97.20%
70450341 Transfer Trucking & Recycling	310,000.00	25,035.99	272,567.98	37,432.02	87.93%
70450350 Hazardous Waste Recycling	500.00	0.00	0.00	500.00	0.00%
<b>70450 Waste Removal</b>	<b>416,342.00</b>	<b>29,967.12</b>	<b>363,520.12</b>	<b>52,821.88</b>	<b>87.31%</b>
<b>STREET LIGHTING</b>					
70460321 Electricity	81,000.00	8,295.73	64,855.26	16,144.74	80.07%
<b>70460 Street Lighting</b>	<b>81,000.00</b>	<b>8,295.73</b>	<b>64,855.26</b>	<b>16,144.74</b>	<b>80.07%</b>
<b>OTHER PUBLIC WORKS</b>					
70480342 Town Cemetery & Parade	2,100.00	709.99	1,063.43	1,036.57	50.64%
<b>70480 Other Public Works</b>	<b>2,100.00</b>	<b>709.99</b>	<b>1,063.43</b>	<b>1,036.57</b>	<b>50.64%</b>
<b>PUBLIC BUILDINGS</b>					
70490101 Service Contract Custodial	80,000.00	4,760.57	51,491.84	28,508.16	64.36%
70490302 Building/Cleaning Supplies	5,500.00	388.01	3,804.48	1,695.52	69.17%
70490309 Telephone & Alarms	15,000.00	1,873.47	16,974.66	-1,974.66	113.16%
70490321 Electricity	58,000.00	4,099.76	41,940.08	16,059.92	72.31%
70490324 Water	10,000.00	62.75	5,883.86	4,116.14	58.84%
70490343 Heat	44,000.00	1,672.57	25,508.76	18,491.24	57.97%
70490344 Repairs & Maintenance	45,000.00	16,446.11	57,239.19	-12,239.19	127.20%
70490375 Landscape	8,000.00	2,860.00	8,115.00	-115.00	101.44%
<b>70490 Public Buildings</b>	<b>265,500.00</b>	<b>32,163.24</b>	<b>210,957.87</b>	<b>54,542.13</b>	<b>79.46%</b>
<b>TREE MANAGEMENT PROGRAM</b>					
70495101 Consultant	10,500.00	1,025.00	9,700.00	800.00	92.38%
70495302 Materials & Supplies	1,800.00	0.00	1,001.53	798.47	55.64%
70495360 Tree Pruning	15,000.00	1,530.00	15,360.59	-360.59	102.40%
70495370 Purchase Of Trees	4,100.00	0.00	3,363.22	736.78	82.03%
<b>70495 Tree Management Program</b>	<b>31,400.00</b>	<b>2,555.00</b>	<b>29,425.34</b>	<b>1,974.66</b>	<b>93.71%</b>
<b>PUBLIC WELFARE</b>					
70500101 Salary, Welfare Director	0.00	0.00	0.00	0.00	#DIV/0!
<b>70500 Public Welfare</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>#DIV/0!</b>
<b>PUBLIC HEALTH</b>					
70600456 Visiting Nurse/Mental Health/ SC Hospice/ Substance Abuse	16,500.00	0.00	11,500.00	5,000.00	69.70%
<b>70600 Public Health</b>	<b>16,500.00</b>	<b>0.00</b>	<b>11,500.00</b>	<b>5,000.00</b>	<b>69.70%</b>
<b>ANIMAL CONTROL</b>					
70610xxx Animal Control Services/Shelter	5,000.00	0.00	0.00	5,000.00	0.00%
70610302 Fees, Supplies & Dues	0.00	28.83	743.91	-743.91	#DIV/0!
70610306 Tick Task Force	15,000.00	12,211.71	12,211.71	2,788.29	81.41%
<b>70610 Animal Control</b>	<b>20,000.00</b>	<b>12,240.54</b>	<b>12,955.62</b>	<b>7,044.38</b>	<b>64.78%</b>

**TOWN OF JAMESTOWN**  
**BUDGET VS. ACTUAL**  
**JULY 1, 2016 - JUNE 30, 2017**  
**YTD Ending June 30, 2017**

<u>Account Number</u> <u>&amp; Description</u>	<u>Annual</u> <u>Budget</u>	<u>PTD</u> <u>Expenses</u>	<u>YTD</u> <u>Expenses</u>	<u>Remaining</u> <u>\$</u>	<u>% of</u> <u>Budget</u>
<b>70650101</b> Salaries (3 PT)	46,540.00	2,753.44	42,956.11	3,583.89	92.30%
<b>70650302</b> Fees, Supplies & Dues	2,500.00	865.34	5,519.96	-3,019.96	220.80%
<b>70650309</b> Telephone & Alarms	1,850.00	0.00	2,397.31	-547.31	129.58%
<b>70650321</b> Electricity	5,500.00	0.00	4,018.01	1,481.99	73.05%
<b>70650324</b> Water	1,000.00	0.00	652.87	347.13	65.29%
<b>70650341</b> Trash Removal	325.00	28.00	335.00	-10.00	103.08%
<b>70650343</b> Heat	5,400.00	127.38	3,414.78	1,985.22	63.24%
<b>70650344</b> Repairs & Maintenance	5,885.00	970.23	7,969.76	-2,084.76	135.42%
<b>70650380</b> Programs	3,000.00	2,529.90	5,499.27	-2,499.27	183.31%
<b>70650 Senior Center Operations</b>	<b>72,000.00</b>	<b>7,274.29</b>	<b>72,763.07</b>	<b>-763.07</b>	<b>101.06%</b>
<b>LIBRARY</b>					
<b>70700100</b> Salary, Librarian w/longevity	69,921.00	5,404.80	71,967.80	-2,046.80	102.93%
<b>70700101</b> Salaries (2FT & 2@.875)w/longevity	152,803.00	12,250.89	160,907.10	-8,104.10	105.30%
<b>70700102</b> Custodian	0.00	0.00	0.00	0.00	#DIV/0!
<b>70700302</b> Fees, Supplies & Dues	8,500.00	976.32	8,191.56	308.44	96.37%
<b>70700308</b> Insurance	12,850.00	0.00	12,850.00	0.00	100.00%
<b>70700309</b> Telephone	1,200.00	85.43	844.32	355.68	70.36%
<b>70700310</b> Equipment	500.00	0.00	745.21	-245.21	149.04%
<b>70700321</b> Electricity	23,000.00	751.85	17,193.97	5,806.03	74.76%
<b>70700343</b> Heat	18,500.00	105.89	8,455.20	10,044.80	45.70%
<b>70700344</b> Repairs & Maintenance	19,000.00	955.55	19,835.80	-835.80	104.40%
<b>70700345</b> Information Technology	6,000.00	289.98	5,328.99	671.01	88.82%
<b>70700351</b> Books & Periodicals	30,000.00	2,190.04	25,924.47	4,075.53	86.41%
<b>70700352</b> Books - State Aid	87,375.00	3,198.96	100,759.48	-13,384.48	115.32%
<b>70700 Library</b>	<b>429,649.00</b>	<b>26,209.71</b>	<b>433,003.90</b>	<b>-3,354.90</b>	<b>100.78%</b>
<b>PARKS, BEACHES &amp; RECREATION</b>					
<b>70800101</b> Salary, Director	64,564.00	5,115.42	66,500.46	-1,936.46	103.00%
<b>70800102</b> Salaries, Rec, Parks (3) w/longevity	124,564.00	10,275.18	133,178.02	-8,614.02	106.92%
<b>70800103</b> Salary, Teen Center Coordinator	35,653.00	2,824.82	36,685.61	-1,032.61	102.90%
<b>70800104</b> Salaries, Teen Center Support Staff	15,750.00	2,073.00	18,967.59	-3,217.59	120.43%
<b>70800105</b> Salaries, Rec Seasonal Staff	132,221.00	13,913.49	142,277.85	-10,056.85	107.61%
<b>70800302</b> Fees, Supplies & Dues	5,965.00	133.48	6,868.93	-903.93	115.15%
<b>70800305</b> Advertising & Printing	3,750.00	0.00	4,205.90	-455.90	112.16%
<b>70800308</b> Insurance	7,117.00	0.00	7,117.00	0.00	100.00%
<b>70800309</b> Telephone	2,750.00	459.57	3,699.49	-949.49	134.53%
<b>70800310</b> Equipment	4,500.00	1,424.80	4,390.44	109.56	97.57%
<b>70800314</b> Gas & Oil	14,000.00	1,321.25	7,845.03	6,154.97	56.04%
<b>70800321</b> Electricity & Field Lighting	29,000.00	1,480.60	17,591.38	11,408.62	60.66%
<b>70800322</b> Ft Getty Waste Water Removal	13,000.00	195.00	8,143.00	4,857.00	62.64%
<b>70800323</b> Shores Beach/Sanitary Facility	3,000.00	0.00	2,565.00	435.00	85.50%
<b>70800324</b> Water	14,000.00	0.00	15,504.59	-1,504.59	110.75%
<b>70800341</b> Trash Removal	10,000.00	2,493.00	8,979.96	1,020.04	89.80%
<b>70800344</b> Repairs, Maintenance & Improvements	26,000.00	2,346.63	26,941.20	-941.20	103.62%
<b>70800382</b> Summer Programs	3,825.00	0.00	5,180.00	-1,355.00	135.42%
<b>70800383</b> Winter Programs	1,200.00	0.00	945.18	254.82	78.77%
<b>70800 Parks, Beaches &amp; Recreation</b>	<b>510,859.00</b>	<b>44,056.24</b>	<b>517,586.63</b>	<b>-6,727.63</b>	<b>101.32%</b>
<b>70801381</b> Special Activities	0.00	4,599.97	7,639.57	7,639.57	
<b>70801384</b> Exercise	0.00	190.00	-8,639.00	-8,639.00	
<b>70801386</b> Flag Football S/F	0.00	0.00	139.77	139.77	
<b>70801388</b> Basketball S/F	0.00	0.00	177.78	177.78	
<b>70801391</b> Sports Camp S/F	0.00	-1,315.00	-4,815.91	-4,815.91	
<b>70801392</b> Tennis S/F	0.00	0.00	-1,470.00	-1,470.00	
<b>70801393</b> Soccer S/F	0.00	0.00	2,025.00	2,025.00	
<b>70801395</b> Girl's Softball S/F	0.00	73.75	24.95	24.95	
<b>70801396</b> Restoration Rec Ctr S/F	0.00	0.00	0.00	0.00	
<b>70801398</b> Pavilion	0.00	-9,421.97	-30,949.73	-30,949.73	
<b>70801399</b> Miscellaneous	0.00	0.00	0.00	0.00	
<b>70801400</b> Volleyball S/F	0.00	-75.00	-75.00	-75.00	
<b>70801401</b> Summer Playground S/F	0.00	1,284.73	-8,723.06	-8,723.06	
<b>70801402</b> J.Y.O. S/F	0.00	0.00	0.00	0.00	
<b>70801 Recreation Programs</b>	<b>0.00</b>	<b>-4,663.52</b>	<b>-44,665.63</b>	<b>-44,665.63</b>	

**TOWN OF JAMESTOWN  
BUDGET VS. ACTUAL  
JULY 1, 2016 - JUNE 30, 2017  
YTD Ending June 30, 2017**

<b>Account Number &amp; Description</b>	<b>Annual Budget</b>	<b>PTD Expenses</b>	<b>YTD Expenses</b>	<b>Remaining \$</b>	<b>% of Budget</b>
<b>DEBIT SERVICE</b>					
<b>70900504</b> Payment Of Principal	455,299.00	0.00	580,768.09	-125,469.09	127.56%
<b>70900505</b> Payment Of Interest	252,160.00	0.00	212,859.78	39,300.22	84.41%
xxxxxxx Lease DPW Equipment Resolution	69,286.00	0.00	0.00	69,286.00	0.00%
xxxxxxx Lease JetVac *included in above	0.00	0.00	0.00	0.00	#DIV/0!
<b>1403-70000001</b> Fire Station Improvements (2.2M@20yrs)	38,500.00	0.00	0.00	38,500.00	0.00%
Fire Truck (300K@10yrs)	3,750.00	0.00	0.00	3,750.00	0.00%
<b>70900 Debit Service</b>	<b>818,995.00</b>	<b>0.00</b>	<b>793,627.87</b>	<b>25,367.13</b>	<b>96.90%</b>
<b>MISCELLANEOUS</b>					
<b>70920527</b> Incidentals & Emergencies	50,000.00	1,200.00	2,341.80	47,658.20	4.68%
<b>70920530</b> Conservation Commission	2,200.00	624.17	1,124.17	1,075.83	51.10%
<b>70920550</b> Chamber of Commerce Development	4,000.00	2,040.00	4,000.00	0.00	100.00%
<b>70920570</b> Economic Development	5,000.00	0.00	0.00	5,000.00	0.00%
<b>70920 Miscellaneous</b>	<b>61,200.00</b>	<b>3,864.17</b>	<b>7,465.97</b>	<b>53,734.03</b>	<b>12.20%</b>
<b>Total</b>	<b>9,160,035.00</b>	<b>779,876.68</b>	<b>8,297,876.04</b>	<b>862,158.96</b>	<b>90.59%</b>

Jamestown Town Hall  
93 Narragansett Avenue  
Jamestown, RI 02835

February 22, 2017

Dear Town of Jamestown Town Council and Traffic Committee,

I received notice of the plans to modify the East Ferry parking lot and as a business owner on East Ferry Wharf I wanted to share my concerns regarding Scheme 2 and suggestions for the overall plan:

Concerns regarding Scheme 2:

- Heavy summertime traffic with vehicles coming and going from the eastern end of the lot by the ferry landing would be negatively impacted by this proposed layout. Bottlenecking and backup on Conanicut Ave would be inevitable due to the vehicles reversing all the way across the lot. Harbor master, fire/rescue, deliveries, commercial fisherman, trash removal, marina loading/unloading zone and the local businesses short term parking area all access this congested end of the lot and with the turning point being moved towards Conanicut Ave it would make it near impossible to back out during the busy season.
- The parking lot as configured is also the only easy location in the village for large commercial vehicles to turn around. Moving the turning point towards Conanicut Ave would make the radius too tight and would send more commercial traffic up Narragansett Ave.
- All year long and on a daily basis I notice locals and tourists enjoying time in their cars, taking in the view while having a coffee or reading their favorite book in the spaces along the water's edge. I think moving the park area towards the waterfront could obstruct the view. I also have concerns regarding splash over of salt-water killing the vegetation.

Overall Suggestions for the renovation project:

- Leave the layout generally as is and focus on beautification.
- In Scheme 1, expand the sidewalk along the water; add brick detail, park benches and potted plants along the immediate waterfront for beautification. Similar to what is bordering Veteran's Park.
- Move the southern Conanicut Ave crosswalk to the south so that it is on the south side of East Ferry Wharf.
- Leave the East Ferry trash/recycling area where it is. If moved as shown in Scheme 2 it will block the important loading/unloading zone for the marina and also block the entrance to the ferry landing. I also don't think the visitors to Jamestown would enjoy standing next to a dumpster as they wait to board the ferry.
- Like shown, install a fence or landscaping to hide trash area.

Thank you for your continued efforts to improve the waterfront. For many it is the first impression of the island and I agree it should showcase how beautiful Jamestown is. Please call 401-835-0069 if you have any questions.

Respectfully Submitted,  
- Ryan Miller

Latitude Yacht Brokerage  
1B East Ferry Wharf  
Jamestown, RI 02835



**Resolution of the Middletown Town Council**

**Opposition to H5475 & S0481, An Act Relating to Cities and Town – Subdivision of Land**

WHEREAS, House Bill 5475, an Act Relating to Towns and Cities – Subdivision of Land, and companion Senate Bill 0481 have been introduced in the Rhode Island General Assembly; and

WHEREAS, this Act proposes to reduce the state mandated time period for review of major land development and subdivision applications, to reduce the time period for recording land use decisions, and to impose a penalty on municipalities equivalent to 50% of the application fee if the time period is not met; and

WHEREAS, the practical effects of this legislation for our town and others will be to put unreasonable time pressures on the Town Planner and Planning Board as applied to the largest and most complex types of developments and subdivisions; and

WHEREAS, these major applications represent projects with the greatest potential to adversely impact the community, including infrastructure impacts and other technical concerns requiring sufficient time for staff and board review, and testimony of technical experts; and

WHEREAS, such review often results in the need for the applicant to revise and resubmit plans and other documents, which require additional review; and

WHEREAS, shortened time frames could force the Board to act on applications before all technical issues are resolved, resulting in a greater likelihood of applications being denied, or approved with restrictive conditions, which would not serve the best interests of the applicant; and

WHEREAS, the proposed changes are significant and were proposed without input from the municipalities; now, therefore, be it

RESOLVED, that the Middletown Town Council respectfully requests that all State Senators, Representatives, and the Governor oppose House Bill 5475 and companion Senate Bill 0481; and be it

FURTHER RESOLVED, that the Town Clerk shall submit a copy of this resolution to the Town of Middletown's State Senator and Representatives, the Senate President, the Speaker of the House, the Executive Director of the Rhode Island League of Cities and Towns, all cities and towns in the State of Rhode Island, and the Governor in consideration of their support to defeat this amendment to the General Laws.

JUN 05 2017

READ AND PASSED IN COUNCIL

*Wendy J.W. Marshall*  
WENDY J.W. MARSHALL, CMC  
TOWN CLERK

THE CITY OF CRANSTON

**RESOLUTION OF THE CITY COUNCIL**  
**IN SUPPORT OF H6204 AN ACT RELATING TO MAINTENANCE OF TOWN ROADS**  
**AND URGING PASSAGE BY THE GENERAL ASSEMBLY**  
**(Restoration of Roadways Utility Fines)**

No. 2017-28

**Passed:**  
June 26, 2017

  
**Michael J Farina, Council President**

**Resolved that**

**WHEREAS**, due to the work performed by the utilities companies and Providence Water, our local roadway are continuously being dug up and left in either a state of disrepair for significant periods of time, or repaired in a substandard, unworkmanship like manner leaving the City to contend with damaged roadways; and

**WHEREAS**, the poor road conditions left behind adversely impacts the public and residents, creating hazardous driving conditions, increasing the risks of accidents and damage to personal property; and

**WHEREAS**, the situation has generated numerous of concerns and complaints from local residents who turn to the City to repair the situation left by the utilities on the roadways imposing an unnecessary and unplanned economic burden on local municipalities; and

**WHEREAS**, utilities should be required to perform permanent pavement restoration in accordance with city Specifications for Utility Company Repairs to City Streets; and

**WHEREAS**, any altered roadway must be restored to the same or better condition that existed prior to the alteration, immediately after the completion of the alteration, including interim measures as needed on an ongoing basis

**NOW THEREFORE BE IT RESOLVED**, that the Cranston City Council urges the Rhode Island General Assembly to support H6204 and urges passage.

**BE IT FURTHER RESOLVED**, that the City Clerk forward a certified copy of this Resolution to all Cities and Towns in Rhode Island seeking their consideration and support and to the Cranston State Senators and Representatives and the Speakers of the House and Senate in the Rhode Island General Assembly.

Sponsored by Council President Farina, Council Vice President Favicchio, Councilmen Hopkins, Colford, Papluskas, McAuley and Archetto and Lanni

Referred to Public Works June 15, 2017