



Jamestown Harbor Office
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**TOWN OF JAMESTOWN
HARBOR COMMISSION**

Minutes of the March 13, 2019 Meeting of the Jamestown Harbor Commission
Approved: 5/8/2019

A meeting of the Jamestown Harbor Commission (JHC) was held Wednesday, March 13, 2019 at the Jamestown Town Hall, 93 Narragansett Avenue, Jamestown, Rhode Island.

I. CALL TO ORDER AND ROLL CALL

Vice-Chairman Harsch called the meeting to order at 6:00 PM with roll call:

Present:

William Harsch, Vice-Chairman
James Heagney, Commissioner
Wayne Banks, Commissioner
Eric Lexow, Commissioner
Steven Bois, Commissioner

Absent:

David Cain, Chairman
Dan Wurzbacher, Commissioner
George Souza, Conservation Commission Liaison

Also in attendance:

Chief Mello, Executive Director
Kim Devlin, Harbor Clerk

**II. APPROVAL OF MEETING MINUTES - Review, discussion and/or potential action and/or vote
A. Wednesday, February 13, 2019**

Commissioner Banks moved to approve the minutes; Commissioner Heagney seconded. So voted; 5 ayes, 0 nays.

Commissioner Lexow moved to move up New Business item A; Commissioner Heagney seconded. So voted; 5 ayes, 0 nays.

XI. NEW BUSINESS

A. Jamestown Boat Yard – Marina Project Presentation (No action – Informational Only)

John Murphy addressed the Jamestown Harbor Commission regarding a plan to extend the marina perimeter and an existing dock.

III. OPEN FORUM

A. Scheduled Requests to Address

There were no Scheduled Requests to Address.

B. Non-scheduled Requests to Address- Review, discussion and/or potential action and/or vote

There were no Non-Scheduled requests to address.

IV. EXECUTIVE DIRECTOR MELLO'S REPORT- Review, discussion and/or potential action and/or vote

Executive Director Chief Mello reported that on the March 18th agenda the Town Council will be considering the Harbor Management Ordinance change to move the Zeek's Creek Conservation Zone from 1000' to 500'. Executive Director Chief Mello stated that he expects that action to take place by April 1. Also, the Town Council approved the Harbor rates and the 2019/2010 budget, and the LRIP has been adopted into the town capital plan for consideration.

Executive Director Chief Mello reported that Ramon has the new tough and go dock at East Ferry 75% complete. The new dock will be much more user friendly and better functioning. The dock should be installed and ready for use by June 1.

At Ft. Getty a contractor will be rebuilding the bulkhead and replacing broken timbers and Ramon will build a new gangway.

V. HARBORMASTER REPORT- Review, discussion and/or potential action and/or vote

Harbormaster Campbell had nothing to report.

VI. MARINE DEVELOPMENT FUND BUDGET

A. 2018/2019

MDF YTD Budget- Review, discussion and/or potential action and/or vote

The budget was not available.

VII. SUB-COMMITTEE REPORTS

A. Budget - Review, discussion and/or potential action and/or vote

Commissioner Heagney had nothing to report.

B. Facilities - Review, discussion and/or potential action and/or vote

Commissioner Banks stated the upweller request is on the agenda and will hold off until that item comes up.

C. Mooring Implementation - Review, discussion and/or potential action and/or vote

Chairman Cain was absent.

D. Traffic Committee - Review, discussion and/or potential action and/or vote

Chairman Cain was absent.

E. Gould Island Restoration Committee - Review, discussion and/or potential action and/or vote

Chairman Cain was absent; Commissioner Bois stated there are no updates.

VIII. LIAISON REPORTS

A. Conservation Commission Liaison- Review, discussion and/or potential action and/or vote

Conservation Commission Liaison Souza was absent.

IX. OLD BUSINESS

**A. Appeal – Mr. Chris Museler; re: Mooring location; 5/8/2018 – Review, discussion and/or potential vote;
Continued from December 12, 2018**

Mr. Quentin Anthony restated his client's case for appealing the location of his mooring. Mr. Anthony submitted seven (7) new documents to the Jamestown Harbor Commission.

Executive Director Chief Mello informed the Jamestown Harbor Commission of the timeline of events since Mr. Museler applied for a mooring in September of 2017.

Mr. Anthony indicated that Mr. Museler's appeal included the primary mooring he was issued and the guest mooring permit he was denied.

Executive Director Chief Mello stated that Mr. Museler was neither denied nor issued a guest mooring permit.

Commissioner Bois moved to allow Executive Director Chief Mello to ask Mr. Museler questions; Commissioner Lexow seconded. So voted; 5 ayes, 0 nays.

Executive Director Chief Mello asked Mr. Museler where it was stated that he was denied a guest mooring permit.

Mr. Museler could not provide documentation showing he was denied a guest mooring permit.

Commissioner Banks moved to close the appeal and allow for discussion among the members of the Jamestown Harbor Commission; Commissioner Lexow seconded. So voted; 5 ayes, 0 nays.

Commissioner Bois moved to continue this item until after the Town Council votes on the Conservation Zone change to the Harbor Management Ordinance; Commissioner Heagney seconded. So voted; 5 ayes, 0 nays.

Vice-Chairman Harsch moved to request that the Town Solicitor, David Petrarca, research the applicability of the CRMC Red Book; Commissioner Banks seconded. So voted; 5 ayes, 0 nays.

Vice-Chairman Harsch moved that the Jamestown Harbor Commission does not interpret Mr. Museler's appeal to include the guest mooring permit in the discussion. Mr. Museler will have to go through the motions of the application process for a guest mooring and this motion is to dismiss any discussion of the guest mooring from Mr. Museler's appeal; Commissioner Lexow seconded. So voted; 5 ayes, 0 nays.

X. CORRESPONDENCE

A. Letter from Alexander Knowles – Re: Proposed Changes to Harbor Ordinance; 2/8/2019

B. Letter from Karen Benson – Re: Revisions to Harbor Ordinance; 2/20/2019

Vice-Chairman Harsch moved to accept Correspondence items A and B; Commissioner Heagney seconded. So voted; 5 ayes, 0 nays.

XI. NEW BUSINESS

B. Request from Anthony and Joseph Pinheiro to install upwellers at Ft. Getty Pier

Anthony Pinheiro addressed the Jamestown Harbor Commission requesting permission to place upwellers at the Ft. Getty Pier.

Executive Director Chief Mello stated that he met with Tony and Joe Pinheiro and they had a complete presentation prepared for the installation of the upwellers on one of their slips at Ft. Getty Pier that they have been renting from the town.

Commissioner Banks stated that the Facilities Committee recommends approving the request under the following conditions:

- 1-year pilot program subject to reassessment in Dec 2019
- No equipment left on the dock apart from designated 8x10 storage area
- Sorter, shelving and storage bins to be removed from pontoon boat when not in use
- Insurance/Bond requirements to be evaluated by the town
- Harbormaster has full authority to order removal of all equipment at any time
- Removal of equipment based upon predicted inclement weather conditions
- Lease rate to be consistent with rate for vessel during pilot program, subject to reassessment in Dec 2019
- Vessels and all equipment when not in use will be removed from town property

Commissioner Bois moved to recommend the project move forward to the Town Council for approval based on the recommendations stated; Commissioner Banks seconded. So voted; 5 ayes, 0 nays.

C. Qualified Service Provider List

Executive Director Chief Mello requested the Jamestown Harbor Commission continue this item until the next meeting.

XII. OPEN FORUM – CONTINUED- Review, discussion and/or potential action and/or vote

There was no Continued Open Forum.

XIII. ADJOURNMENT- Review, discussion and/or potential action and/or vote

Commissioner Lexow moved to adjourn at 8:00 PM, Commissioner Banks seconded. So voted; (5 ayes, 0 nays).

Respectfully submitted,



Kim Devlin
Jamestown Harbor Clerk