

Minutes of a Town Council meeting held on September 24th, A.D. 2015 at 7:00 o'clock PM in the Town Council Chambers, Town Hall, 40 Commons, Little Compton, RI. Members present: Charles N. Appleton, Jr., Paul J. Golembeske, Gary S. Mataronas and Robert L. Mushen. Absent: Fred M. Bodington, III. Also present: Richard S. Humphrey, Town Solicitor, Police Chief A. Marion, III and Tom Dunn, Business Manager.

Salute to the Flag.

Council President Mushen called to order a Public Hearing, duly advertised, for the purpose of obtaining citizens' views of the following proposed activities:

PUBLIC HEARING

TOWN OF LITTLE COMPTON

2015 COMMUNITY DEVELOPMENT BLOCK GRANT

The Town of Little Compton is preparing an application for a Community Development Block Grant for an amount not to exceed \$150,000 to undertake the following activities and programs:

1) Public Facilities: Provide funding for a replacement hoist for the previously funded Town crane. Amount: \$15,200

2) Public services: Provide funding support to the St. Elizabeth's

Community Cornerstone Adult Services that provides adult day health services to frail elders and adults with disabilities and those with Alzheimer's disease and related dementia. Amount: \$20,000

3) Public Facilities: Provide funding for repairs to the Women's Resource Center at 114 Touro Street facility in Newport which provides services for battered women and children. Amount: \$25,000

4) Public Services: Provide operating support for the Community Housing Resource Board / Housing Hotline of Newport County to provide housing counseling, referral services, and education and outreach to affirmatively further Fair Housing in Newport County.

Amount: \$8,000

5) Public Services: Provide funding to East Bay Community Action Program to support the operation of its health and dental services thorough dental supplies. Amount: \$2,500

6) Public Services: Provide funding for East Bay Community Action Program's East Bay Skills Alliance to support the technical skills training aspect of the CNA program. Amount: \$5,000

7) Public Services: Support for Women's Resource Center for housing and community services related to domestic violence.

Amount: \$18,000

8) Public Services: Provide support to Operation Stand Down for their veteran employment specialist specifically to focus on job opportunities for low income and homeless veterans.

Amount: \$5,000

9) Public Services: Provide funding to support the Boys and Girls Clubs of Newport County's work with Newport County boys and girls through health and wellness, education, career development, character and leadership development. Amount: \$18,000

10) Economic Development: Provide funding to Social Enterprise Greenhouse to support for their micro enterprise incubator in Newport County. SEG also offers a micro enterprise loans to compliment this program. Amount: \$22,000

11) Housing Operating: Support for Church Community Housing Corp. operating the Regional Revolving Loan Fund. Foreclosure Prevention, Homeowner Assistance, RI Housing Home Repair programs, Commercial Rehabilitation, neighborhood revitalization and loan servicing. Amount: \$10,000

12) Housing Development: Provide funding to acquire and rehabilitate single family homes or other properties to then be resold to home buyers under Church Community Housing Corporation's Land Trust program. Amount: -0-

13) Administration: Town of Little Compton Administration of Grant Programs Amount: \$1,300

Christian Belden of Church Community Housing Corporation stated that this is the 2nd public hearing for the 2015 CDBG application process. The State has regionalized through lead communities for certain proposed activities. Due to this change the amount of applied activities is higher than normal.

Councilor Mataronas clarified that the crane with the pedestal and jib and the hoist are separate items. CDBG funds were used towards the initial construction of the crane and hoist located on the Town Dock.

Councilor Mushen asked why activity #12 shows a zero amount requested. This activity is a place holder to secure the ability to apply for future funding should it come available.

Councilor Golembeske inquired about the controversy that occurred over the funding with HUD funds. Mr. Belden noted that he has a letter to the Town of Foster from HUD that specifically states they have no desire to supersede local zoning. He will forward the letter for the Town's files.

Motion made by Councilor Mataronas, receiving a second from Councilor Golembeske, voting in favor (Appleton, Golembeske,

Mataronas, Mushen): Receiving no further public comments this public hearing is hereby closed.

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Appleton, Golembeske, Mataronas, Mushen): To adopt the following resolution:

WHEREAS, funds are available under the Rhode Island Community Development Block Grant Program, administered by the Department of Administration, Division of Planning, Office of Housing and Community Development; and

WHEREAS, the Governor of the State of Rhode Island has authorized the Director of said Department/Office to disburse such funds; and

WHEREAS, it is in the interest of the citizens of the Town of Little Compton that application be made to undertake a local Community Development Block Grant Program.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF LITTLE COMPTON That the filing of the following application for the amount of \$150,000 to implement the activities proposed herein hereby authorizes and that Robert L. Mushen, Chief Executive Officer, is hereby authorized and directed to file said application with the Office of Housing and Community Development, to provide any additional information or documents required by said office, to make any assurances required in connection with this program, to execute an agreement with the State of Rhode Island and

to otherwise act as the Representative of the Town of Little Compton in all matters relating to this application and any award which may be based upon the application activities prioritized and listed as follows:

1) Public Facilities: Provide funding for a replacement hoist for the previously funded Town crane. Amount: \$15,200

2) Public services: Provide funding support to the St. Elizabeth's Community Cornerstone Adult Services that provides adult day health services to frail elders and adults with disabilities and those with Alzheimer's disease and related dementia. Amount: \$20,000

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Prevention, Homeowner Assistance, RI Housing Home Repair programs, Commercial Rehabilitation, neighborhood revitalization and loan servicing. Amount: \$10,000

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Robert L. Mushen, Town Council President

Motion made by Councilor Mataronas, receiving a second from Councilor Golembeske, voting in favor (Appleton, Golembeske, Mataronas, Mushen): To approve, as written the September 10, 2015 Town Council meeting minutes.

Announcements:

1. Paint collection at transfer station – residents will be able to deliver architectural paints to the Town Transfer Station as of 09-25-2015. Generally, architectural paints include latex and oil-based house paint, stains, and clear coatings (varnish, shellac, etc.). The paint will need to be in its original container, the label will need to be legible,

the container size can be 1 pint up to 5 gallon containers and there will be a 5 gallon limit per day to begin the program. A list of the specific paints allowed or excluded may be obtained from the Town Clerk's Office

2. RI Emergency Management Agency is helping the Town become a Storm Ready RI Community and earn the town a \$2,500 grant. The Fire Chief is taking the lead on this initiative to allow the town to be pro-active during storm events.

3. RI Dept. of Transportation has informed the town that they will begin the repairs to Long Highway at the Snell Rd intersection on Monday the 28th of September.

Motion made by Councilor Mataronas, receiving a second from Councilor Golembeske, voting in favor (Appleton, Golembeske, Mataronas, Mushen): To place on file the Police Department Head Report for August 2015.

Motion made by Councilor Mataronas, receiving a second from Councilor Golembeske, voting in favor (Appleton, Golembeske, Mataronas, Mushen): To place on file the Building Official Department Head Report for August 2015.

Motion made by Councilor Golembeske, receiving a second from Councilor Appleton, voting in favor (Appleton, Golembeske, Mataronas, Mushen): To grant authority to Councilors Appleton and Mushen, Patrick McHugh, Thomas Alder and John Amato to evaluate

and award a bid for the Peckham Lot Recreational Field Project due September 28, 2015 by 1 PM and to further request they return to the next Council meeting to report their results, additionally the DPW Director William Moore is granted permission to review and comment on the bids as he feels may be necessary.

The Councilors discussed and considered options for the janitorial services for the Town Hall. The janitorial services of the Public Safety Complex have been outsourced since its construction. Recently the project has been re-bid which allowed the Town to secure additional bids for the services at the Town Hall. During the discussion the Councilors considered seeking more information on various cleaning options and whether or not a 6 months trial could be considered. The Council President will return to a future meeting with funding options and more information on the subject. No votes were taken.

Councilor Mushen reported that he and Councilor Mataronas attended a first meeting with the owner of Carolyn's Sakonnet Vineyard and members of her staff. Councilor Mushen felt he clearly conveyed the concerns of the town and the neighbors relating to noise, light and traffic issues. Mrs. Rafaelian acknowledged the concerns and agreed to work together to achieve a better relationship with the town and the neighbors. Mrs. Rafaelian also appointed Leonard Lopes as her designated liaison to work with the town on this matter. Councilors Appleton and Golembeske are not prepared at this time to report on their research into the noise ordinance

matter.

Some residents wished to be heard. Natalie Eliason of Burchard Avenue expressed displeasure with the loud noise during events. Keith Craffey expressed extreme concern over the volume and how this matter is being handled. Mr. Tumber stated that the appointed liaison, Leonard Lopes is a paid lobbyist and he is not happy about the turn of events.

Councilor Mataronas stated that the meeting was cordial and that they all agreed to work together. He wishes for the residents to give the Council a chance to work on the subject.

Amy Veri stated that this was the loudest weekend yet, which received agreement from others in the chambers. She asked if the Council knew what idea Mrs. Rafaelian has to rectify the matter and what future plans were for the entertainment license(s). She also offered concern that changing ordinances could potentially hinder others un-intentionally if they were not carefully drafted.

Misc. comments:

- Some present wanted the noise ordinance changed and tailored specifically towards the offender.**
- LCACT management plan – is that implemented by the Town Council. No their management plan are their responsibility as**

stewards of the property.

- **Afternoons are also affected by the sound. No longer any peace to enjoy their properties.**
- **Shouldn't the new owners of the Stone House be invited to participate in the noise ordinance change discussions? Councilor Mataronas mentioned that he has been in contact with one of the owners and intends on continuing to keep them in the process**
- **Councilor Mushen will contact Mr. Lopes, the liaison and continue working on the matter. He will make them aware of the extent of the sound traveling during all events, not just the concerts.**
- **Lori Craffey stated that this sound issue is affecting her 7 year old because he is unable to go to sleep until after 11 pm on nights where there are events**

Motion made by Councilor Golembeske, receiving a second from Councilor Appleton, voting in favor (Appleton, Golembeske, Mataronas, Mushen): To authorize the Town Treasurer to issue a check in the amount of \$7,125 to Hoists Direct Inc. of 123 Charter Street, Albemarle, NC 28001 as a deposit towards the purchase of a new hoist for the Town Dock and to further authorize the Town Treasurer to be able to write a check for the remaining 50% due on said hoist upon delivery and to be funded out of a state grant of \$5,000 and the remaining amount from the Harbor Management Fund.

School Committee Member Polly Allen has requested that she have

legal expenses reimbursed for an attorney to represent her in a harassment complaint lodged against her. Mrs. Allen believes the town council should indemnify her as per RIGL 45-15-16. The Town Solicitor explained that he has not been privy to the complaint or its details. Mr. Scungio the School Departments legal counsel purportedly told Mrs. Allen she needed to secure her own representation. The Solicitor stated that the RI Interlocal Risk Management Trust should have been contacted to review the situation and determine if representation was needed. (Both the Town and the School Department are members of the RI Interlocal Risk Management Trust) Councilor Mushen commented that the definition of indemnification is to make compensation to for incurred hurt, loss, or damage. He does not know the full details, but with what he does know he does not see how indemnification applies. After a brief discussion the following was voted:

Motion made by Councilor Mushen, receiving a second from Councilor Mataronas, voting in favor (Appleton, Golembeske, Mataronas, Mushen): To authorize the Town Council President to communicate with the Chair of the School Committee to discuss a matter involving School Committee Member Polly Allen and a harassment complaint, to follow up with the RI Interlocal Risk review of this matter.

Councilor Mushen noted for the record that use of the Indemnification Fund is requested before any expense is incurred.

Motion made by Councilor Mataronas, receiving a second from Councilor Appleton, voting in favor (Appleton, Golembeske, Mataronas, Mushen): To re-appoint Janice Griffin and Cynthia Sheldon as trustees on the Little Compton Free Public Library Board of Trustees for three year terms which will expire October 15, 2018.

Motion made by Councilor Golembeske, receiving a second from Councilor Mushen, voting in favor (Appleton, Golembeske, Mataronas, Mushen): To invite the Garden Clubs to assist the town with the maintenance of the six (6) small areas where gardens or plantings are surrounding the school and to direct the DPW Director to have the school budget cover expenses in this fiscal year then the town budget will cover expenses in the next fiscal year.

Two (2) bid proposals have been received for the leasing of a front end loader or equivalent for the upcoming winter season:

David Sisson Contracting

64 Pools Lane \$1,900/month

Tiverton, RI 02878

Willkie Excavating Inc.

211 Long Highway \$2,000/month

Little Compton, RI 02837

Motion made by Councilor Mataronas, receiving a second from Councilor Golembeske, voting in favor (Appleton, Golembeske, Mataronas, Mushen): To empower the DPW Director to review and award a proposal for the leasing of a front end loader or equivalent for the upcoming winter season to the most responsive and responsible bidder.

At 8:22 P.M. the Town Council sitting as the Board of License Commissioners voted the following:

Motion made by Councilor Mataronas, receiving a second from Councilor Appleton, voting in favor (Appleton, Golembeske, Mataronas, Mushen): To grant a Class F-1 one day Beverage License to the Little Compton Game Club for a clambake to be held on September 27, 2015 at the John Dyer Road facility.

Motion made by Councilor Mataronas, receiving a second from Councilor Golembeske, voting in favor (Appleton, Golembeske, Mataronas, Mushen): To place on file a letter from Mimi Karlsson expressing concern regarding the shell fishing and swimming in Sakonnet Harbor, and Councilor Mushen's response to Mrs. Karlsson regarding his conversation with the Dept. of Environmental Management to better understand the current status of Sakonnet Harbor's water quality.

An amended listing of abatements has been submitted by the Board

of Assessors for the Town Council to reconsider one item in said listing; all other items on said list have been abated properly as per vote of the September 10, 2015. After a brief explanation the following was voted:

Motion made by Councilor Mataronas, receiving a second from Councilor Appleton, voting in favor (Appleton, Golembeske, Mataronas, Mushen): That the recommendation of the Board of Tax Assessors for the cancellation of the following taxes be granted under Section 44-7-14 of the General Laws of Rhode Island, as amended:

Acct/Name Plat/Lot/MV Abatement Value Abatement Year

03-0637-00 032/0062 \$17,700 \$101.78 2015

Cawley, Darrah

Motion made by Councilor Mataronas, receiving a second from Councilor Golembeske, voting in favor (Appleton, Golembeske, Mataronas, Mushen): To place on file consent calendar #1 a copy of a resolution adopted by the Jamestown Town Council supporting the Quonset Air Museum.

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Appleton, Golembeske, Mataronas, Mushen): That the bills be allowed and ordered paid as follows: \$42,116.93

Cox Communications - 32 Commons \$34.12

Allied Court Reporters - Zoning Board \$125.00

Carol A Wordell - Town Clerk \$43.92

Interstate Refrigerant Recovery Inc. - Transfer Station \$287.00

Tiverton Auto Body Inc. - Ambulance Reimbursement Fund \$15.00

Specialty Vehicles Inc. - Capital Fund expense \$5,554.50

Rob's Auto Care, Inc. - Ambulance Reimbursement Fund \$891.36

LG Communications - Ambulance Reimbursement Fund \$1,519.12

Cox Communications - Ambulance Reimbursement Fund \$169.12

Cascade Subscription Service - Amb. Reimb. Fund \$179.00

BoundTree Medical - Ambulance Reimbursement Fund \$259.39

LG Communications - Ambulance Reimbursement Fund \$543.00

Waterway - Ambulance Reimbursement Fund \$2,055.80 \$11,186.29

Acme Sanitary Services - Fire Dept. \$250.00

Griggs & Browne Co Inc. - Fire Dept. \$50.00 \$300.00

Messenger Security Systems Inc. - Town Hall \$105.00

RITCCA - Town Clerk \$60.00

E&J Tripp Lawn Care Inc. - Cemetery Fund \$138.00

Ready Refresh - Transfer Station \$10.32

Ready Refresh - Town Hall - Maintenance \$25.86

Tyler Technologies - Treasurer \$3,218.80

Tyler Technologies - Treasurer \$150.00

Nationalgrid - Cell Tower \$262.32

Nationalgrid - Adamsville Lights \$27.21

Nationalgrid - Town Hall \$201.63

Nationalgrid - IOOF \$22.56

Nationalgrid - 32 Commons \$19.31

Nationalgrid - Peckham Lot \$24.10

Nationalgrid - Street Lights \$13.16

Nationalgrid - Town Dock \$25.39

Direct Energy - Town Dock \$19.24

Direct Energy - Cell Tower \$346.50

Direct Energy - Adamsville Street Lights \$21.77

Direct Energy - Town Hall \$262.64

Direct Energy - IOOF \$15.35

Direct Energy - Meeting Hall \$10.88

Direct Energy - Street Lights \$2.33

Direct Energy - Peckham Lot \$17.49

Direct Energy - Transfer Station \$41.97

Direct Energy - Public Safety Complex \$1,076.61

Caitlin Gendreau - Drug Forfeiture \$30.30

City of Cranston, Range Maintenance - Drug Forfeiture \$250.00

RI Attorney General - Drug Forfeiture \$90.00 \$370.30

Rob's Auto Care Inc - Police Dept. \$427.58

Belmont Springs - Police Dept. \$27.33

Cox Communications - Police Dept. \$171.00

Cox Communications - Police Dept. \$197.32

Rob's Auto Care, Inc. - Police Dept. \$45.00 \$868.23

Helger's South Coast Power Equip. - Maintenance \$128.33

Paychex of NY LLC - Treasurer \$370.94

Postmaster - Treasurer \$196.00

Coded Systems Inc. - Council \$2,189.00

Xerox Business Services LLC - Town Clerk \$1,299.00

Petro - Gasoline \$1,802.12

Richard S Humphrey - Legal Services \$999.75

Richard S Humphrey - Legal Services \$751.75

Richard S Humphrey - Solicitor \$4,083.34

Northeast Sanitation Corp. - Civic Rec. \$92.00

Northeast Sanitation Corp. - Civic Rec. \$224.36

Marion Welding - Transfer Station \$258.00

Humphreys - Transfer Station capital project \$2,327.83

Bruce's Saw Shop Inc. - Transfer Station \$353.96

Goulart Petroleum Inc - LC Fire Dept. fuel \$444.94

Steven K Reuter Lawn & Landscape - ponderosa \$250.00

Steven K Reuter Lawn & Landscape - Public Safety Complex \$450.00

John W Kennedy Company - RI - Public Safety Complex \$178.36

Steeple View Garden Services - Civic Rec \$800.00

McGeoughs Turf Management - Civic Rec \$802.00

McGeoughs Turf Management - Civic Rec \$135.00

McGeoughs Turf Management - Civic Rec \$390.00

McGeoughs Turf Management - Civic Rec \$426.00

Paychex of NY LLC - Treasurer \$409.59

Tiverton Sign Shop - Maintenance \$285.00

Roger Lebreux - Highway \$1,128.64

Ballard Truck Center - Highway \$999.90

Tiverton Materials - Highway \$107.82

Susan Sisson - Director of Social Services \$900.00

Motion made by Councilor Mataronas, receiving a second from Councilor Golembeske, voting in favor (Appleton, Golembeske, Mataronas, Mushen): To adjourn at 8:30 PM.

Carol A Wordell, Town Clerk