

Minutes of a Town Council meeting held on May 5th, A.D. 2016 at 6:38 o'clock PM in the Office of the Town Clerk, Town Hall, 40 Commons, Little Compton, RI. Members present: Charles N. Appleton, Jr. (arrived at 6:39 PM), Fred M. Bodington, III; Paul J. Golembeske (arrived at 6:45 PM), Gary S. Mataronas and Robert L. Mushen. Also present: Fire Chief R. Petrin (arrived at 6:41 PM). Further attendees noted at the recall to open session at 7:00 PM.

Councilor President Mushen called this session of the Town Council to order with a poll of his fellow Councilors as to their wishes to enter into executive session under RIGL Section 42-46-5(a)(2) for potential litigation and collective bargaining with IAFF Local 3957, all councilors present at this time voted in favor (Bodington, Mataronas, Mushen).

RIGL Section 42-46-5(a)(2) – collective bargaining:

Councilor Mushen began review of a need to reopen the Collective Bargaining Agreement (CBA) with the IAFF Local 3957 concerning language for part-time fire fighters.

Councilor Appleton arrived at 6:39 PM and was polled as to his wishes to enter into executive session under RIGL Section 42-46-5(a)(2) for potential litigation and collective bargaining with IAFF Local 3957, Councilor Appleton voted in favor and joined the session.

Chief R. Petrin arrived at 6:41 PM and joined the session upon request of the Councilors.

Councilor Mushen continued to review the need to reopen the CBA and the proposed language.

Councilor Golembeske arrived at 6:45 PM and was polled as to his wishes to enter into executive session under RIGL Section 42-46-5(a)(2) for potential litigation and collective bargaining with IAFF Local 3957, Councilor Golembeske voted in favor and joined the session.

Chief R. Petrin left the session at 6:50 PM upon the conclusion of the review of the collective bargaining matter.

Upon polling all councilors agreed to move into the executive session pertaining to potential litigation (RIGL 42-46-5(a)(2)) (Appleton, Bodington, Golembeske, Mataronas, Mushen).

Review of a disclosure/consent matter the Town Solicitor discussed with Councilor Mushen where his family has and is utilizing the services of Adler, Pollock and Sheehan PC who are now representing Carolyn's Sakonnet Vineyard. In open session he will be asking the Council to accept his disclosure and confirm his recommendation that he is capable of continuing to serve the Town in this matter

without conflict. The Councilor's reviewed the matter and acknowledged that they will make a formal decision in open session.

At 6:56 PM Councilor President Mushen polled of his fellow Councilors at to their wishes to come out of executive session under RIGL Section 42-46-5(a)(2) for potential litigation, all councilors voted in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen).

At this time the Council recessed in order to allow transition into the Council Chambers.

At 7:02 PM the Town Council President called the Council out of recess and called for a Pledge to the Flag.

Attendees at this time: Charles N. Appleton, Jr., Fred M. Bodington, III; Paul J. Golembeske, Gary S. Mataronas and Robert L. Mushen. Also present: Fire Chief R. Petrin, Police Chief A. Marion, William Moore, Building Official/Zoning Zoning Enforcement Officer/DPW Director, Richard S. Humphrey, Town Solicitor and Girard Galvin, Esq. alternate counsel for Stone House matter.

A Moment of Silence was held in Memory of Paul Borges, Town Sergeant who served the town since November of 1998 and Wayne Medeiros, Retired Firefighter who served the town as both a part time and full time firefighter for over 38 years. Both men passed away since the Council's last meeting.

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

2016 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 Town crane used by the local fishing fleet

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: \$8,000

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: \$12,300

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: \$11,000

5) 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: \$3,000

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

Amount: \$7,000

7) 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: \$7,000

8) Public Services: Provide funding to support the Boys and Girls Clubs of Newport County's R3 Reading Reaps Rewards (R3) summer program designed to maintain literacy and math skills students have learned throughout the year. Amount: \$5,000

9) 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: \$12,500

10) Housing Development: Authorization to apply for the CDBG Affordable Housing Set Aside funds to acquire, rehabilitate, preserve, and develop properties for ownership and rental housing to benefit

low and moderate income households. Amount: -0-

11) Administration: Town of Little Compton Administration of Grant Programs

Amount: \$1,500

Christian Belden of Church Community Housing Corporation who assists with the administration of the Town's Community Development Block Grant reviewed the proposed activities to be considered for listing on the Town's application.

Hearing no further public comment the Council President declared the public hearing closed.

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

Authorizing 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 \$82,500 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 Town crane used by the local fishing fleet

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: \$8,000

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: \$12,300

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: \$11,000

5) 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: \$3,000

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

Amount: \$7,000

7) 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: \$7,000

8) Public Services: Provide funding to support the Boys and Girls Clubs of Newport County's R3 Reading Reaps Rewards (R3) summer program designed to maintain literacy and math skills students have learned throughout the year. Amount: \$5,000

9) 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: \$12,500

10) Housing Development: Authorization to apply for the CDBG Affordable Housing Set Aside funds to acquire, rehabilitate, preserve, and develop properties for ownership and rental housing to benefit low and moderate income households. Amount: -0-

11) Administration: Town of Little Compton Administration of Grant Programs

Amount: \$1,500

Motion made by Councilor Mataronas, receiving a second from Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To move Old Business #1 and #2 to this point in the meeting.

Old Business #1 – Dionysus Acquisition LLC d/b/a Carolyn's Vineyards Entertainment License, continuation from previous meeting

a) Town Solicitor/Disclosure/Consent

b) Letter from John A Tarantino, Esq. of Adler Pollock & Sheehan PC

c) Letter from Christopher A D'Ovidio

d) Entertainment License Application consideration

a) Town Solicitor/Disclosure/Consent

The Town Solicitor acknowledged a situation where some of his family members have a matter where they are using the services of

Adler Pollock and Sheehan who have recently declared that they provide legal representation to Dionysus Acquisition LLC d/b/a Carolyn's Sakonnet Vineyard. The Solicitor asked for the Council to consider accepting his recommendation that he sees no conflict and can continue to perform his duties as Town Solicitor relating to the Carolyn's Sakonnet Vineyard matter.

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To accept the recommendation of the Town Solicitor and allow him to continue to serve as legal counsel in a matter involving Dionysus Acquisition LLC d/b/a Carolyn's Sakonnet Vineyard.

**b) Letter from John A Tarantino, Esq. of Adler Pollock & Sheehan PC
AND**

c) Letter from Christopher A. D'Ovidio, Esq.

Elizabeth Noonan, Esq. of Adler Pollock & Sheehan PC stated that her clients have requested a statement from the organizations holding conservation rights over the property anticipated to be used for entertainment events. She further stated that her clients were aware of the issues and feel they can fulfill the ordinance requirements. They are seeking the issuance of the full license, but in lieu of that issuance would ask for a provisional license period while the conservation compliancy statements are being settled. She

also acknowledged that the Board of License Commissioners has the right to call a show cause hearing at any time should they be in violation of the ordinances.

The Town Solicitor reminded Ms. Noonan that the noise and entertainment ordinances were not in effect last summer, but now will allow the Council more control over the noise issues. He suggests a one month provisional might be acceptable?

Councilor Mataronas still concerned about parking on conservation restricted land and would be in favor of a provisional license. He also recognized that a copy of a letter from US Dept. of Agriculture, Natural Resources Conservation Service (USDA, NRCS) has been received where they express concerns over situation and plan to inspect the property.

Councilor Mushen stated that the essence of this conflict is the tension between the right of a property owner to do as they see fit with their property vs. the rural quiet life style mindset that is expected in Little Compton to have peace and quiet. He feels the Council needs to move forward and give opportunity to earn trust back acknowledging that there are penalties embedded into the ordinances that could be invoked should violations occur.

Councilor Golembeske agrees that the Council should give the opportunity to the Vineyard to prove their statements to be better

neighbors.

Attorney Christopher D'Ovidio requested the opportunity to speak prior to any vote to be taken. His request was granted.

Atty. D'Ovidio spoke of the history of the vineyard and documentation from past Council minutes of historical uses. He also stated that in his opinion the Council's acknowledgement of past historical use and the issuance of a zoning certificate by the Zoning Official does not make the act of conducting weddings legal. He believes both weddings and concerts are not legal by the Little Compton Zoning ordinances. He feels the application for the entertainment license is incomplete and should not be considered at this time. He also believes that the appeal of the zoning certificate places a stay on the proceedings. He continued to state his position on many different aspects of the operation of the vineyard relating to events. He also asserted that Adler Pollock & Sheehan led people astray with a reference that the RI Superior Court concluded the Farm Act was not ambiguous and expressly allows for festivals and special events (He stated he could not find this case). He believes the Vineyard had sufficient time to seek out the statements from organizations and a provisional license is not appropriate.

Larry Anderson asked when the Vineyard applied to the LCACT and the State for the statement of compliance. The Council stated that they did not have this information.

Amy Veri stated that she found the case cited and that the case is still pending without any final ruling. She asserted the Vineyard letter was not truthful. She feels granting of a provisional license is wrong and would be illegal.

Angela Thomas feels burden on town should be quantified and considered during these deliberations. She also believes there should be a limitation as to the number of attendees they can accept at these events.

Paul Clifford strongly recommends the Council not make an exception and issue the license.

George Purmont – wondered if the land in question for use by the entertainment license is all under a conservation restriction or is any non-burdened? He was told that this proposal was for the land burdened by the deed restriction.

Bill Boudreau noted that counsel for the Vineyard stated they have showed how they can be good neighbors where in his opinion they have not.

Brian Eliason asked if the Council “could” grant a provisional license or was there a stay in proceedings because of the appeal to the zoning certificate? The Council President suggested that he felt it was possible to issue.

Attorney Noonan reminded the Council that they are here this evening for the entertainment license and not the zoning certificate appeal. She also clarified that she did not feel the letter written by her office was erroneous or misleading. Some have made comparisons to the level of requirements for the Stone House vs the Vineyard and notes they are not the same. She stated that if a provisional was granted for one month, June 1 to June 30 they could return to the Council at the June 23 meeting with a report of the monitoring of traffic, parking, lighting and septic data for their use in reviewing the full license. She does not believe this application request or potential issuance is illegal and would prefer to settle this locally without taking the matter to the next level in the court system.

The Town Solicitor suggested the factual data gathered should be submitted to the Council by the close of the Monday preceding the June 23rd meeting. He also asked for a name and number for residents to call should they have a problem with the level of noise during an event. Ms. Noonan supplied her work phone number which she said forwards to her personal phone.

Bill Boudreau is still concerned that they will not be satisfied with the noise levels. Councilor Mushen stated that this is all a work in progress and will be reviewed as the data becomes available.

Angela Thomas asked the Council to remember why they established

an ordinance and questioned how the Council could move forward with out the LCACT Management Plan which is still not established.

Linda Veri questioned how we could trust the data that will be submitted by the Vineyard.

Amy Veri asked why the Stone House has been held to a Management Plan and the Vineyard has not. She was told by the Council President that the Vineyard has a “Management Plan” required by the LCACT in their purview but that the Council is only looking to satisfy its requirements within its Entertainment License form. They are not treating the two businesses differently as it relates to the ordinance requirements and he believes the Vineyard has at this time satisfied the application requirements with the exception of the deed restriction organization.

Larry Anderson asked again for an answer to his question regarding when the Vineyard applied for a statement from the LCACT and the State. There still was no answer given to his inquiry.

Mr. D’Ovidio reminded the Council that the ordinance requires a statement from all who hold an interest as noted in the deed and that he would like to see a dry run of a sound event prior to any actual event to take meter readings.

Councilor Golembeske asked if the appeal of the zoning certificate

would stay any actions of the Council. The Solicitor said that the zoning certificate is advisory only and that the Chair suggests the Council can make a move to limit the license. They also noted that the USDA NRCS letter did not state they wanted a cease and desist only that they would be looking into the matter further.

Mr. D'Ovidio noted that a zoning certificate can be heard by the Zoning Board, but can not be taken to Superior Court for a further appeal.

Dawn Peckham questioned Attorney Noonan: How will Alex and Ani Concert Plan expect to deal with crowds and number of participants? Atty. Noonan stated that they expected no more than 700 and would turn people away when they reached that number they too have no desire to have the property overrun and damaged.

Atty. Noonan acknowledges there is not a management plan in place at this time, but they have worked on drafts over the past months.

Jim Tumber asked where the toilets would be located. Councilor Mushen stated that those types of items should be able to be shown to the Council as part of the license conditions and would be dealt with in that fashion.

Linda Veri asked if citizens could attend the dry run of the sound system set up. Councilor Mushen said that would be allowed, but

was asked to clarify his answer by Sid Wordell. Councilor Mushen stated the event would be announced and those interested could attend to view from their affected properties.

A resident asked what defined a violation, was it one complaint or multiple callers? Councilor Mushen noted that the ordinance is new and will be reviewed as the process unfolds.

d) Entertainment License Application consideration:

Motion made by Councilor Mataronas, receiving a second from Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To grant a one (1) month provisional Entertainment License for the month of June 2016 to Carolyn's Sakonnet Vineyard with the following contingencies:

- A detailed Operational Plan to be filed no later than the 16th of May 2016 including details relating to traffic flow, parking, lighting, sound amplification speaker layout and sanitary facilities that are intended for use during events with preference given to showing the use of non-deed restricted lands**
- Provision of a phone number to be provided of an individual who will be onsite during events for the neighbors to call in the event of a complaint**
- A plan as to how the noise will be monitored**
- The scheduling of a "dry run" to test the anticipated set up of an**

event for sound and layout to occur after May 19, 2016 but before any concert event scheduled

- Acknowledgement that the Police Department will be the designated department to monitor sound for the Town**
- That this matter will be placed on the 19th May 2016 Council agenda for further review**

At 9:00 PM Richard Humphrey recused himself and left the Council Chambers. Attorney Girard Galvin took the position of legal counsel for the Council at this time for the following matter involving the Stone House.

Motion made by Councilor Mataronas, receiving a second by Councilor Bodington: To grant an Entertainment License to StoneHouse Resort Inc d/b/a Stone House for premises located at 122 Sakonnet Point Road, Little Compton, RI.

Discussion:

William Landry, Esq. stated that he does not feel the application's issues are such that the matter should be heard. He still feels the parking is not conforming to zoning requirements. He believes he will file an appeal of the zoning certificate which he hopes will be heard in June 2016 and asks the Council not to act on this matter this evening.

Bill Moore was questioned on his opinion on the parking issue. He responded that the parking has not been an issue in the past and feels it is inherent to have been allowed without issue.

Attorney Galvin stated that if the zoning certificate is appealed and the Zoning Board of Appeals overturns the certificate then the Council could reassess their issuance of the license at that time.

Mike Steers feels there is non-conformance by use and dimensions and that there are requirements to follow if you want to expand.

Kevin Vendituolli stated they worked with the Building Official to determine the past use and kept the scheduling within the existing use. He also noted that no appeal has been filed since his issuance of the certificate.

Motion made by Councilor Mataronas, receiving a second from Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas) Councilor Mushen opposed: To grant an Entertainment License to StoneHouse Resort Inc d/b/a Stone House for premises located at 122 Sakonnet Point Road, Little Compton, RI.

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To approve, as written the minutes of April 21, 2016 and April 28, 2016 Council meetings.

The Council President reminded those in attendance that the Annual Financial Town Meeting will be held May 17, 2016 beginning at 7 PM in the Wilbur-McMahon School.

Motion made by Councilor Golembeske, receiving a second from Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place on file the Maintenance Department Head Report for April 2016.

Motion made by Councilor Golembeske, receiving a second from Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place on file the Police Department Head Report for April 2016.

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To authorize Councilor Mushen to work with the Town Solicitor to secure legal counsel for the William Moore for a matter before the Zoning Board of Review on June 15, 2016.

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

RESOLUTION OF THE TOWN COUNCIL

BE IT RESOLVED by the Town Council of the Town of Little Compton:

WHEREAS, for many people, public libraries are their only means of access to computer services and all forms of media essential for fulfilling and productive lives; and

WHEREAS, in recognition of the importance of libraries in our society, the State of Rhode Island passed legislation (R.I.G.L. §29-6-2, a copy of which is appended hereto) setting the level of state aid for library services at a minimum of 25% of the amount spent from local tax funds and

WHEREAS, due to level funding the past several years, the actual funding percentage of library aid has been reduced to between 22 - 23%. For FY 2017, the Town is expecting \$33,088 (22%), which is \$4,617 less than the Town would receive at 25%; and

WHEREAS, this loss of funding makes it more difficult, if not impossible, to provide all of the services through our libraries that are essential to a high quality of life for our residents; and

WHEREAS, the Town of Little Compton supports fully funding State Aid to Libraries at the 25% level in FY 2017.

NOW, THEREFORE, BE IT RESOLVED that on this 5th of May, 2016 the Little Compton Town Council does hereby support legislation which would restore funding for State Aid to Libraries to the full 25% provided for in R.I. General Laws Section §29-6-2(a) and that a copy be forwarded to Senator Louis P. DiPalma and Representative Dennis M. Canario.

Robert L. Mushen, Town Council President

Motion made by Councilor Mushen, receiving a second from Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To authorize the Council President to apply for a 2016 RI Recreation Acquisition & Development Grant for the restoration of the Memorial Stone Wall at Veterans' Field.

Councilor Appleton requested the subject of reconsidering the Town Council's position on House Bill H7243 and Senate Bill S2761 regarding firearms on school grounds.

Motion made by Councilor Appleton, receiving a second from Councilor Bodington, voting in favor (Appleton, Bodington, Mataronas, Mushen) Councilor Golembeske opposed: To reconsider the following vote taken April 7, 2016:

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske), voting against (Mushen): To oppose House Bill 7243 – an Act relating to criminal offenses – weapons, restricting possession of firearms or other weapons on school grounds.

Councilor Appleton stated that he has had the opportunity to sit with Chief Marion to review the laws regarding firearms on school grounds. As a result of this review he has changed his position on the subject and feels the Chief is correct to have a limitation as to who may carry firearms in schools.

Councilor Golembeske feels the law will cause unintended consequences to innocent individuals who will be prosecuted for being on school grounds with a legally concealed weapon.

Councilor Bodington feels it will take time to respond and having a licensed firearm carrier would be beneficial.

Councilor Mataronas agrees with the Chief of Police and feels the only firearms in a school should be police officers.

Cory Martin, a resident with a son in the school system does not feel comfortable with guns in school. She is not against guns in general, just opposed to concealed weapons on school grounds.

Polly Allen and Jana Porter both spoke to a need to restrict who has firearms within school grounds.

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, Motion failed: To place on file the reconsideration of a position on guns in schools. Voting opposed: (Appleton, Mataronas, Mushen) voting in favor: (Bodington, Golembeske)

Motion made by Councilor Mataronas, receiving a second from Councilor Appleton, voting in favor (Appleton, Mataronas, Mushen) Councilors Bodington and Golembeske opposed: That after duly processed reconsideration the Town Council votes to endorse support of House Bill H7243 and Senate Bill S2761 and any and or all legislative proposals that would disallow non-law enforcement to carry concealed firearms onto school grounds through the following resolution:

Resolution

WHEREAS: Current state law allows Concealed Carry Permit (“CCP”) holders to carry firearms onto school grounds; and

WHEREAS: The majority of states do not permit firearms on school grounds; and

WHEREAS: A two year comprehensive Final Report of the Sandy Hook Advisory Commission, consisting of school administrators, teachers, law enforcement, psychiatrists, law makers and legal professionals, dated February 2015, made findings including “Safe School Climate” and “Safe School Design and Operations Strategies” that specifically did not include the use of firearms or the arming of teachers or non-law enforcement civilians in schools; and

WHEREAS: The Rhode Island League of Cities and Towns endorses this resolution and believes that students must have safe and supportive climates and learning environments that support their opportunities to learn; and

WHEREAS: The Rhode Island Association of School Committees’ Executive Board has voted to support banning concealed weapons on school grounds, except for duly authorized members of law enforcement,

NOW, THEREFORE, BE IT RESOLVED: That the Town Council of the Town of Little Compton respectfully requests the Rhode Island General Assembly to support 2016 – H7243 and S2761 and any and or all legislative proposals that would disallow non-law enforcement to carry concealed firearms onto school grounds.

WHERETO: The following bear witness on this 6th day of May, 2016.

Robert L Mushen, Town Council President

Abigail Brooks commended Councilor Appleton's decision to reconsider the matter. It was noted that the Town will respond to Myles Bowen as he was unable to remain for the full meeting.

Councilor Mushen gave an update on the Peckham Lot Project noting that there were four (4) change orders approved.

Two (2) individuals, Barrett Jennings and Sidney Wordell, both expressed an interest in serving as the Town's Interim Town Sergeant to fill the unexpired term of Paul Borges.

Motion made by Councilor Mushen, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To appoint Sidney Wordell to serve as Interim Town Sergeant to fill the unexpired term of Paul Borges through December 1, 2016.

Motion made by Councilor Mushen, receiving a second from Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To accept with regret the resignation of William L. Moore as Building Official for the Town of Little Compton, to commence with actions necessary to advertise to fill the vacancy created by his resignation and to allow William L.

Moore to continue in the capacity of the Town's Director of Public Works.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To grant the request of the Police Chief to advertise for a full time police officer.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To appoint both Corporal John Harris and Detective Corporal Patrick Martin to the rank of Sergeant based on the recommendation of the Police Chief and support of the IBPO Local 644.

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To empower the Town Business Manager, the School's Financial Manager and the Council President to respond to an examination of the town's tax returns and resultant changes in tax liability as determined by the Internal Revenue Service.

Motion made by Councilor Golembeske, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To accept a letter of resignation

as Fire Fighter/EMT from Jason DaSilva and to take the necessary actions to begin filling this vacancy in the Little Compton Fire Department.

At 10:07 PM the Town Council sitting as the Board of License Commissioners voted the following:

Motion made by Councilor Mataronas, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To grant a Class F-1 one day Beverage License to the Little Compton Little League for a Chicken Barbeque to be held at the Little Compton Game Club on John Dyer Road on May 14, 2016.

Motion made by Councilor Golembeske, receiving a second by Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To grant permission to the Senior Tennis League of Little Compton to use the Town Tennis Courts from 7:30 AM to 9:30 AM from when the restoration work is complete in the spring through October 31, 2016.

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To authorize the Council President and Director of Public Works to review the FFY 2017-2215 Draft State Transportation Improvement Program (STIP) and

Amendment #7 to the FFY 2013-2016 STIP.

Motion made by Councilor Mataronas, receiving a second by Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To grant permission to the Narragansett Bay Wheelmen permission to use Adamsville Ball Field on Sunday, September 11, 2016 for the purpose of a rest and refreshment stop during the 45th Annual The Flattest Century in the East bicycle event, contingent upon completing the Town's Indemnification Form and notifying the Police Department of the event.

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

Resolution

Opposing S2263 and H8080 Relating To Elections

School Closings

WHEREAS, the Town Council of the Town of Little Compton has been notified that S2263 and H8080 have been introduced proposing legislation entitled "Relating to Elections – School Closings", and

WHEREAS, this proposed legislation would grant individual

municipal school departments the power to determine whether their schools would be open on a particular scheduled election day, and

WHEREAS, voters would be inconvenienced with challenges associated with parking and accessibility at the polls if schools were in session during Election Day, and

WHEREAS, the budget for the Board of Canvassers is in the municipal budget and the municipality would have to be increased significantly to hire police officers at our polling location to cover a 14 hour period to ensure the safety of school children, and

WHEREAS, individual municipal or regional school departments could take advantage of scheduling professional development days, in-services and parent teacher conferences on Election Day when schools are closed.

NOW THEREFORE BE IT RESOLVED, that on this 5th day of May, 2016 the Town Council of the Town of Little Compton respectfully request the General Assembly not pass S2263 and H8080

BE IT FURTHER RESOLVED that a copy of this resolution opposing the proposed legislation be forwarded to Representative Canario, Representative McEntee, Representative Tanzi and Senator DiPalma, Senator Gee, Senator Raptakis, Senator Kettle, Senator Metts, and Senator Jabour.

Robert L. Mushen, Town Council President

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

Town Council Resolution in support of the Green Economy Bond

WHEREAS, state partnership programs to help municipalities protect their special places and farmland, develop recreational options for their citizens, maintain and enhance bike paths, and remediate/reuse contaminated sites such as our Transfer Station, have long been effective in helping Little Compton make important economic and quality of life investments in our community's future; and

WHEREAS, the Comprehensive Community Plan for the Town of Little Compton documents the Town's objectives for open space protection and outdoor recreation facilities, transportation infrastructure, and stormwater management ; and

WHEREAS, investments in land are fundamental to Little Compton's quality of life, strengthen our community, and enhance the health of our community's residents; and

WHEREAS, protected open spaces are a cornerstone of our community's access to outdoor recreation that attracts visitors and residents alike and supports businesses and employment opportunities in our community; and

WHEREAS, protecting the remaining farmland in Little Compton is critical to providing healthy, locally grown food for our residents and retaining the character of our community; and

WHEREAS, completing the state's network of bike paths will: enhance connections between communities, workplaces and parks; promote health and fitness; and increase the State's appeal as a tourist and outdoor recreation destination expanding this sector of our economy; and

WHEREAS, our community needs to leverage public and private resources to improve stormwater management and better protect our wetlands and the waters of our streams, ponds, drinking water resources, saltwater marshes, harbor and coastal waters and to prevent and manage flooding; and

WHEREAS, funding for remediation and redevelopment of brownfield sites in our state will create jobs, protect public health, and help us to revitalize our urban/town/village centers by transforming liabilities and underused or abandoned properties into productive places generating increased local and state tax revenue; and

WHEREAS, the citizens of the Town of Little Compton overwhelmingly voted in November 2012 to approve by a margin of 68.8% in favor the Farmland, Open Space Conservation, Parks and Bay Restoration Bond; and in November 2014 overwhelmingly voted to approve by a margin of 64.4% in favor of the Clean Water Open Space and Healthy Communities Bond; and

WHEREAS, municipal projects financed in part with past state Open Space and Recreation Bond funds have enabled the Town to implement our adopted Comprehensive Community Plan, preserve our community character and enhance our quality of life by protecting the special places and improving the outdoor recreation facilities in our community (including the PT Marvell Preserve, Simmons Mill Pond Preserve and the upgrades to Veterans Field and the Peckham Lot); and

WHEREAS, the Governor's fiscal year 2017 budget proposes a \$35 million Green Economy Bond for open space protection, recreational facilities and bikeway development, stormwater management and brownfield restoration programs; be it hereby

THEREFORE BE IT RESOLVED: that on this 5th day of May, 2016 the Town Council of the Town of Little Compton respectfully requests that the Rhode Island General Assembly include an authorization in the State Fiscal 2017 Budget for the \$35 million Green Economy Bond

referendum proposed by Governor Raimondo for voter consideration at the November 2016 General Election.

Robert L. Mushen, Town Council President

Motion made by Councilor Mataronas, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place the consent calendar on file as follows:

- 1. Copy of a resolution adopted by the Smithfield School Department supporting House bill H7243 and Senate bill S2761 disallowing non-law enforcement personnel the ability to carry concealed firearms by permit onto school grounds**
- 2. Letter received from Myles M. Bowen, grade 1, Wilbur McMahan School asking why the Council voted for guns in school.**
- 3. Electronic communication received from Pete Bilderback, RICAGV Volunteer addressing content in letters previously sent to the Town Council concerning No Guns in School movement**

Motion made by Councilor Mataronas, receiving a second by Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): That the bills be allowed and ordered paid as follows: \$81,518.34

DaPontes – Peckham Lot Project change orders \$40,330.40

Nationalgrid - Lights @ Town Dock \$51.23

Nationalgrid - Street Lights \$55.44

GoTo Comm. Cleaning Services - Public Safety Complex \$1,733.32

John W Kennedy Company - Public Safety Complex \$119.25

W.B. Mason - Canvassers / Business Mgr / Town Hall \$159.22

Postmaster - Treasurer \$196.00

Paychex - Treasurer \$451.00

Paychex of New York LLC - Treasurer \$337.77

Xerox Business Services LLC - RI Historical Records Funds \$1,299.00

Hillcrest Farm LLC - Harbor Master \$363.00

Aquidneck Mooring - Harbor Master \$978.00

Michael Massa - Harbor Master \$151.37

Verizon - Wastewater Treatment \$53.80

Cox Communications - Computer \$105.34

Alzheimer's of RI - Contingency \$50.00

Petro - Gasoline \$821.11

Petro - Diesel \$551.98

Edith Marion - Building / Planning / Zoning \$304.50

Messenger Security Systems Inc - Public Safety \$120.00

Eastbay Newspapers - Probate \$60.00

Civil Engineering Concepts Inc - Recreation \$4,000.00

RI Resource Recovery - Transfer Station \$1,125.00

Allied Court Reporters - Zoning Board \$125.00

Messenger Security Systems Inc - 32 Commons \$105.00

Sakonnet Tree & Landscaping - Tree Committee \$708.69

Helgers South Coast Power Equip. - Maintenance Dept. \$10.78
Helgers South Coast Power Equip. - Maintenance Dept. \$35.95
Election Poll Workers - Board of Canvassers \$1,403.91
Home Depot Credit Services - Town Hall \$167.37
Valcourt Heating Inc. - Maintenance Dept. \$314.00
Gareth Eames - Building Dept. \$695.00
Rob's Auto Care, Inc. - Maintenance \$454.87
Medeiros & Sons Construction Inc. - Highway Dept. \$342.00
Dave Venancio - Building Dept. \$570.00
David Sisson Contracting - Highway Dept. \$3,440.00
Weston Thurtson - Highway Dept. \$272.00
P.J. Keating - Highway Dept. \$281.40
Pioneer Heavy Duty Parts - Maintenance Dept. \$56.20
Goulart Petroleum, Inc. - Public Safety \$525.34
Ralco Electric, Inc. - Cell Tower \$869.98
Atlantic Elevator South Co. - Town Hall \$280.00
J.C. Madigan, Inc. - Highway Dept. \$276.25
Department of Attorney General - Drug Forfeiture \$120.00 \$120.00
W.B. Mason - Police Dept. \$60.46 \$60.46
Maritime Solutions, Inc. - Ambulance Reim. \$1,460.10
Rob's Auto Care Inc. - Ambulance Reim. \$824.88
Northeast EMS Enterprises, Inc. - Ambulance Reim. \$245.92
Enos Home Oxygen & Medical Supply - Ambulance Reim. \$74.00
Clinical1 - Ambulance Reim. \$161.10
Home Depot Credit Services - Ambulance Reim. \$43.41
Shipman's Fire Equipment Co. Inc. - Ambulance

Reim. \$174.95 \$2,984.36

Direct Energy - Street Lights \$22.21

Direct Energy - Lights @ Town Dock \$9.99

William I. Moore - Inspections \$660.00

JJA Sports, LLC - Peckham Lot \$8,955.98

Paychex of New York LLC - Treasurer \$316.33

Liston Portables - Civic Recretation \$330.00

WBMason - Computer - Town Hall - Clerk \$170.08

TBNG Consulting - Computer \$3,538.46

Motion made by Councilor Bodington, receiving a second by Councilor Appleton, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To adjourn at 10:15 PM.

Carol A Wordell, Town Clerk