

PORTSMOUTH TOWN COUNCIL MEETING  
APRIL 11, 2016

7:00 PM – TOWN COUNCIL CHAMBERS, TOWN HALL, 2200 EAST MAIN ROAD

MEMBERS PRESENT: Keith E. Hamilton, James A. Seveney, Kevin M. Aguiar,  
Michael A. Buddemeyer, David M. Gleason, Elizabeth A. Pedro  
and Joseph W. Robicheau

PLEDGE OF ALLEGIANCE

A moment of silence for the men and women around the world in harm's way.

SITTING AS THE PORTSMOUTH TOWN COUNCIL

**PRESENTATIONS/RECOGNITIONS**

1. Proclamation of Appreciation – Margaret Brady

President Hamilton announced that the presentation has been postponed as the Brady's were not able to attend this evening's meeting.

2. Presentation of a "Solar Panel Feasibility Report" as a Portsmouth High School Senior Project. / Catherine Gaspard

Emil Cipolla, member of the New Revenue Generation Committee and Mentor for Catie Gaspard's Senior Project, explained that before the Council decided to replace the Wind Turbine Generator, a Solar Panel Farm was considered as an alternative.

Ms. Gaspard presented her report on Solar Panels and Solar Panel Farms for the Town.

**CONSENT AGENDA**

1. CRMC – PUBLIC RE-NOTICE

An Application of Thomas Burgess, 45 Johnnycake Lane, Plat 31, Lot 37, Portsmouth, RI for a State of RI Assent to Construct and Maintain a Residential Boating Facility. The Original Application has been Modified to Avoid the Necessity of Spanning the Existing Coastal Bluff. Additionally, a Boat Lift is Proposed to the North Side of the Facility.

A motion by Mr. Seveney, seconded by Mr. Robicheau, to receive and place on file. All voted in favor of the motion.

**SITTING AS THE BOARD OF LICENSE COMMISSIONERS**

1. PUBLIC HEARING: Transfer of a Class BV Beverage License:

- a. Application to Transfer a Class BV Beverage License from SDT Enterprises, LLC, d/b/a Melville Grille, One Lagoon Way, Portsmouth, RI to Those Crazy Kids, LLC, d/b/a Gulf Stream Bar and Grill

A motion by Mr. Seveney, seconded by Mr. Robicheau, to approve. All voted in favor of the motion.

- b. Class BV Beverage License Application:  
Those Crazy Kids, LLC, d/b/a The Gulf Stream Bar and Grille, 1 Lagoon Road,  
Portsmouth, RI. Owners: R. Michael Sullivan, 510 Broadway, Newport, RI;  
Reada E. Evans, 510 Broadway, Newport, RI; J. Joseph Murphy, 43 Hall Avenue,  
Newport, RI

A motion by Mr. Seveney, seconded by Mr. Robicheau, to approve. All voted in favor of the motion.

2. PUBLIC HEARING: Transfer of a Class BV Ancillary Beverage License:

- a. Application to Transfer a Class BV Ancillary Beverage License from NNGC Corp.,  
d/b/a Newport National Golf Club to Newport National Golf Club, Inc., 324  
Mitchell's Lane, Middletown, RI

A motion by Mr. Seveney, seconded by Mr. Robicheau, to approve. All voted in favor of the motion.

- b. Class BV Ancillary Beverage License Application:  
Newport National Golf Club, Inc., d/b/a Newport National Golf Club, 324  
Mitchell's Lane, Middletown, RI. Owner: John M. Pereira, 3 Heather Drive,  
Milton, MA 02186

A motion by Mr. Seveney, seconded by Mr. Robicheau, to approve. All voted in favor of the motion.

3. Victualler License – New

Those Crazy Kids, LLC, d/b/a The Gulf Stream Bar and Grille, 1 Lagoon Road,  
Portsmouth, RI

A motion by Mr. Seveney, seconded by Mr. Robicheau, to approve. All voted in favor of the motion.

4. Request Approvals for a Temporary Seasonal Expansion of the Service Area:

- a. Jonathan Martins, Inc., d/b/a Scampi, 657 Park Avenue, Portsmouth, RI, from  
April 1, 2016 to October 30, 2016

A motion by Ms. Pedro, seconded by Mr. Robicheau, to approve. All voted in favor of the motion.

- b. Those Crazy Kids, LLC, d/b/a The Gulf Stream Bar & Grille, 1 Lagoon Road,  
Portsmouth, RI from May 1, 2016 to October 1, 2016

A motion by Mr. Seveney, seconded by Mr. Robicheau, to approve. All voted in favor of the motion.

A motion by Ms. Pedro, seconded by Mr. Robicheau, to adjourn as the Board of License Commissioners. All voted in favor of the motion.

## **ADJOURN**

## **PRESIDENT'S EXECUTIVE SUMMARY**

President Hamilton announced that the Council held an Executive Session on March 28<sup>th</sup> and voted 5-0 to hire a temporary position of Accreditation Manager for the Police Department. That position will run now through the end of next fiscal year, June of 2017. This will help our professional Police Department become even more professional. That motion carried 5-0 as Mr. Buddemeyer and Mr. Aguiar were not present that evening.

## **MINUTES**

TCM 3/28/16 and Exec.

Ms. Pedro requested a change to OB 2 on page 4 changing the last sentence to "There is the possibility that the Town may offer the option of moving to the new School Facilities Department to DPW employees."

Mr. Robicheau requested a change to OB 4 on page 4 to reflect "these funds" instead of "it" in the sentence: "Mr. Lathrop stated it would be better to make decisions during the budget process as he needs more guidance on what it can be spent."

A motion by Mr. Robicheau, seconded by Mr. Gleason, to change OB 4 to reflect "these funds" instead of "it" and to change OB 2 to the re-wording by Ms. Pedro and then to approve the minutes of TCM 3/28/16 as amended and Executive Session for that date. All voted in favor of the motion.

## **BILLS**

A motion by Mr. Seveney, seconded by Mr. Gleason, to pay all just and due bills in the amount of \$531,636.92. All voted in favor of the motion.

## **TAX VOUCHERS** - None

## **TOWN ADMINISTRATOR'S REPORT**

1. Arbor Day Foundation Names Portsmouth Tree City USA –for 2015. Thanks to the Tree Warden and the Tree Commission.
2. Town Administrator's Annual Report – is published and on the Town's website.
3. Bryant Student Program Update – Students/Interns are wrapping up the studies and will present their report on the 13<sup>th</sup> of May at Bryant University.
4. Recreation Department Update – Students from Roger Williams University have volunteered to repair the boardwalk at Sandy Point Beach with the Town providing the supplies.

5. Financial Support for the Portsmouth Police Department Participation in the In-State Accreditation Program – \$1,000 donation received from the RI Inter Local Trust.

Ms. Pedro announced that RIREC will be holding a collection event this Saturday at Middletown's Second Beach from 8 to 1 including the collection of electronics, hazardous waste and Styrofoam.

Mr. Rainer will have information at the transfer station and a notice on the Town's website.

### **RESIGNATIONS AND APPOINTMENTS**

1. Resignations/Requests Not to be Re-appointed:

- a. Lower Glen Farm Preservation Committee – J. Jordan

A motion by Mr. Seveney, seconded by Mr. Robicheau, to accept with regret the request by James Jordan. All voted in favor of the motion.

2. Appointments:

- a. Conservation Commission (3 Vacancies)

A motion by Mr. Seveney, seconded by Mr. Robicheau, to appoint David Reise. All voted in favor of the motion.

- b. Economic Development Committee (Re-Appt.) – E. Cipolla

A motion by Mr. Seveney, seconded by Mr. Robicheau, to re-appoint Emil Cipolla. All voted in favor of the motion.

### **OLD BUSINESS**

A motion by Ms. Pedro, seconded by Mr. Robicheau, to move Old Business 3 to the front of Old Business. All voted in favor of the motion.

OB 3 - Discussion/Action – Portsmouth Citizens Interested in the Comprehensive Community Planning Process Group / L. Pedro (FR: 3/28/16) (10)

A motion was made by Mr. Gleason, for the Town to establish an ad hoc committee entitled the "Portsmouth Citizens Interested in the Comprehensive Community Planning Process" including all existing 18 members as voting members of the planning and creation of the Portsmouth Comp. Plan.

(Mr. Gleason clarified that he meant they would not be voting on the plan, they vote on their decisions as a committee; and he agrees with Mr. Seveney that it doesn't give these people any more power than any other citizen that wants to come forward at the workshops. This will give structure and meaning to the whole process.)

Ms. Pedro seconded it with the caveat that “ad hoc” is added.

Mr. Gleason repeated his motion:

A motion by Mr. Gleason, seconded by Ms. Pedro, for the Town to establish an ad hoc committee entitled “the Portsmouth Citizens Interested in the Comprehensive Community Planning Process” including all existing 18 members as voting members in the committee itself, for the planning and creation of the Portsmouth Comp. Plan.

A motion to amend by Mr. Seveney, seconded by Mr. Gleason, that anybody in the community, that’s interested, can be on the committee.

President Hamilton repeated the amendment to the motion “to allow the committee to be open to anybody in the general public of Portsmouth.”

All voted in favor of the amendment.

All voted in favor of the main motion as amended.

President Hamilton stated that this is a committee to take what Mr. Crosby has drafted, review and they can report back to Mr. Crosby as a group or they can report back to the Planning Board as a group. But again, they do not have any more input that any individual citizen who wants to come up.

OB 1 - Request from the Portsmouth Girl Scouts to have Buckley Family Archery Provide Instruction at their Annual Service Unit Camp Out at Glen Park, May 20-22, 2016.  
/ D. Barandiaran (5)

A motion by Mr. Seveney, seconded by Mr. Robicheau, to approve. All voted in favor of the motion.

OB 2 - Request Town Council Support of Dog Park Operations as Outlined. / R. Rainer  
(FR: 3/28/16) (5)

a. Plan for Long Term Operation of the Portsmouth Dog Park. / B. Miller

To: Portsmouth Town Council  
From: Rich Rainer, Town Administrator

Subject: SUPPORT OF PORTSMOUTH DOG PARK

The Portsmouth Dog Park committee has done an outstanding job in moving towards the creation of a Dog Park for the Town of Portsmouth.

As part of their continued efforts in obtaining funds they are seeking support confirmation the Town will support the operation of the facility once it is completed.

It is my recommendation the Town Council formally show their intention for support of this future community asset.

The facility is located on Town property and will be covered under the Town's insurance policy with RI Trust.

The Town agrees to pay for the cost of utilities at the property (lights & water).  
The Town agrees to arrange for trash removal.

The operators of Melville Ponds Campground feel the Dog Park will be an asset to their operation, from which the Town receives significant revenue. The operators of the campground have agreed to provide signage for the dog park and will provide landscaping services for at least the first full year of operation. It is their intent to continue to provide this service throughout the period they operate the campground.

All capital improvements to the Dog Park will be the responsibility of the Dog Park Committee or its successor. It is my recommendation they consider creating a nonprofit 501 c (3) organization "Friends of Portsmouth Dog Park."

I request that the Town Council take action that indicates that the Town will support the Dog Park operations to the extent outlined above.

Respectfully,

Richard A. Rainer

A motion by Mr. Seveney, seconded by Ms. Pedro, to approve and to let this constitute formal acknowledgement that the Town supports the Dog Park operation. All voted in favor of the motion.

OB 5 - Presentation of Annual Audit Report - Fiscal Year 2015. / J. Wilkinson, Marcum LLP  
(Report is Available on the Town's Website) (30)

Jim Wilkinson, presented an overview of the Annual Audit for FY 2014-2015.

No Action

OB 4 - Presentation of Pavement Management Program. / B. Lariviere, Beta Group, Inc. (10)

Anthony J. Garrow of Beta Group, Inc. presented an overview of the Pavement Management program.

No Action.

### **NEW BUSINESS**

NB 1 - Discussion/Action – "Portsmouth Award" Criteria. / R. Rainer (5)

Mr. Rainer presented his recommendation for modifying the criteria.

A motion by Ms. Pedro, seconded by Mr. Gleason, to adopt the procedure as modified by Mr. Rainer. All voted in favor of the motion.



## Memo

April 6, 2016

To: Portsmouth Town Council  
From: Rich Rainer, Town Administrator  
Subject: PORTSMOUTH AWARD

The Portsmouth Town Council has previously proclaimed:

*"At least once a year, the Portsmouth Award Committee will meet to select a deserving person(s) or group to receive this coveted award. The Committee shall consist of the President of the Town Council, Chair of the School Committee, the Town Administrator and the School Superintendent. The Award shall be presented at a regular meeting of the Portsmouth Town Council."*

This award is to be presented at least annually to an individual, business or civic group in Portsmouth who has, over a period of time:

- Consistently demonstrated excellence in professional and community leadership;
- Exhibited outstanding initiative, inspiration, leadership and organizational skills which produced significant results directly benefiting the community and its citizens;
- Made, or is making, significant contributions to the welfare of the community through involvement and participation; and
- Given freely of their time and energy for the betterment of our community.

I recommend implementation of a standard procedure to be managed by the Town Administrator starting this year:

- Solicit nominations to the Award Committee in April and May of each year.
- Committee reviews and selects Award recipient(s) in June
- Award presentation(s) at last Town Council meeting of the current fiscal year.

Very Respectfully,

NB 2 - Presentation and Submission for Review – Town Administrator's Proposed Budget Fiscal Year July 1, 2016 – June 30, 2017 / R. Rainer (Proposed Budget is Available on the Town's Website) (20)

Mr. Rainer and Mr. Lathrop presented an overview of the FY 2017 proposed budget.

### CORRESPONDENCE

1. Burrillville Town Council Resolution in Support of Legislation Restoring Funding for the State Aid to Libraries to the Full 25 Percent. / L. Phaneuf, Burrillville Town Clerk

A motion by Mr. Seveney, seconded by Mr. Robicheau, to place this item on the next agenda for discussion/action. All voted in favor of the motion.

2. Request to Attend, Purchase an Ad or Become a Sponsor/Patron of the 11<sup>th</sup> Annual Turning Around Ministries Dinner and Silent Auction. / C. Robinson, President, Turning Around Ministries, Inc.

3. Financial Support for the Portsmouth Police Department Participation in the In-State Accreditation Program. / P. Dutra & P. Brouillette, RI Inter Local Trust

A motion by Mr. Seveney, seconded by Mr. Robicheau, to receive correspondence 2 and 3 and place on file. All voted in favor of the motion.

### **FUTURE MEETINGS**

April 12 7:00 PM - Town Council Meeting: Budget – Police, Fire and Public Works

April 13 7:00 PM - Town Council Meeting: Budget – School Department, Civic Support,  
Capital Budget, Remaining Budgets

April 14 7:00 PM - Town Council Meeting: Budget – If Needed

April 27 7:00 PM – Town Council Meeting (Wednesday)

A motion by Mr. Seveney, seconded by Mr. Robicheau, to adjourn. All voted in favor of the motion.

### **ADJOURN**

TIME: 10:12 PM

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Joanne M. Mower, Town Clerk