

PORTSMOUTH TOWN COUNCIL MEETING
MAY 23, 2016

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

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

Members Absent: Michael A. Buddemeyer

PLEDGE OF ALLEGIANCE

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

SITTING AS THE PORTSMOUTH TOWN COUNCIL

SITTING AS THE BOARD OF LICENSE COMMISSIONERS

1. Request to Advertise for a Public Hearing:

Application to Transfer a Class BV Beverage License from Tiverton Management Corp.,
d/b/a Tremblay's Ultimate Grill, 514 Park Avenue, Portsmouth, RI to Tremblay's Bar
and Grill, Inc.

Mr. Seveney recused himself due to a possible conflict of interest.

A motion by Mr. Robicheau, seconded by Mr. Gleason, to advertise for a Public Hearing on June
13, 2016. The motion carried 5-0 with Mr. Seveney recused.

2. Daily Liquor License Application:

Portsmouth Multi-Purpose Senior Center, 110 Bristol Ferry Road, for their
40th Anniversary Celebration to be held at the Glen Manor House on July 31, 2016
from 1 - 4 PM

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

3. Entertainment License Application – Fee Waiver Requested:

Portsmouth Portuguese American Citizens Club (PPACC), 35 Power Street, for the St.
Anthony Feast, July 14 – 17, 2016

A motion by Ms. Pedro, seconded by Mr. Seveney, to approve with fee waiver. All voted in
favor of the motion.

4. Victualler License Application – Fee Waiver Requested:

Portsmouth Portuguese American Citizens Club (PPACC), 35 Power Street, for the St. Anthony Feast, July 14 – 17, 2016

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

5. Peddler License Application – Annual with Fee Waiver Requested for Student Owner

Michael O'Brien, d/b/a M & M Munchies, 01146 Narragansett Avenue, Prudence Island

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

6. Holiday License Application:

Keystone Novelties Distributors, LLC, 201 Seymour Street, Lancaster, PA for the Temporary Sale of RI Legal Sparkler Products, June 24 – July 5, 2016

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

7. Peddler License Applications - Annual:

a. Marc Allen Fine Clothiers, 200 South Main Street, Providence, RI for Polo at Glen Farm.

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

b. Flint and Flame, LLC, 122 Constitution Street, Bristol, RI

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

c. Luxottica Retail, d/b/a Sunglass Hut, 204 Thames Street, Newport, RI for Polo at Glen Farm

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

- d. Michelle Shevlin, d/b/a Wag & Co., 92 William Street, Newport, RI for Polo at Glen Farm

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. Seveney, to adjourn as the Board of License Commissioners. All voted in favor of the motion.

ADJOURN

PRESIDENT'S EXECUTIVE SUMMARY

President Hamilton announced that there will be a wreath laying ceremony at the Town Hall at 10 AM on Memorial Day. He also commended Police Chief Lee and Deputy Police Chief Brian Peters for the excellent Police Officers' awards ceremony held at the Glen Manor House on Wednesday and gave congratulations to Captain Darryl Stevens who retired on Saturday.

BILLS

A motion by Mr. Seveney, seconded by Mr. Gleason, to pay all just and due bills in the amount of \$154,018.51. All voted in favor of the motion.

TOWN ADMINISTRATOR'S REPORT

1. Comprehensive Community Plan Update – the updated draft will be discussed on May 25th and the next segment will be published tomorrow.
2. AIPC Update – Mr. Lathrop and Ms. Chan have an appointment to meet with the AIPC on financial operational integrity.
3. USDA Community Facilities Grant Workshop – attended on May 13th on developing essential community services and facilities.
4. Bryant MBA Student Studies Update – attended the students' final presentations. The recreation team will present to the Council at a future meeting.
5. Portsmouth Police Department Awards and Swearing-In Ceremony – the third annual ceremony included the swearing in of 6 probationary officers by Town Clerk Joanne Mower and the presentation of seven awards to police officers.

RESIGNATIONS AND APPOINTMENTS

1. Resignations:

- a. Harbor Commission – M. McGaw

A motion by Mr. Seveney, seconded by Ms. Pedro, to accept with regret. All voted in favor of the motion.

- b. Solid Waste/Recycling Committee – J. Staven

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

OLD BUSINESS

OB 1 - Request to Advertise for a Public Hearing for an Application for Exemption from the Portsmouth Noise Ordinance by The Narragansett Electric Company, d/b/a National Grid for the Aquidneck Island Reliability Project. / P. Lacouture & G. Watson, Robinson + Cole (10)

- a. Notice of Designation to the Town of Portsmouth Town Council to Render an Advisory Opinion by the Energy Facility Siting Board. / T. Bianco, Coordinator, Rhode Island Energy Facility Siting Board.

A motion by Mr. Seveney, seconded by Mr. Robicheau, to set the Hearing date for June 20th with a back-up date of June 21. All voted in favor of the motion.

OB 2 - Update/Discussion/Action – Facilities Management Plan. / R. Rainer & A. Riley (10)

Mr. Rainer gave an update of the plan. On March 24th an RFP was issued. One sealed proposal was received (from Aramark Management Services Limited Partnership), reviewed and negotiations were entered into to reduce the total cost. On May 6th the School Committee conditionally approved the three year contract with two optional extension years for facilities management services for the town and school contingent on three things:

- Town Council's approval
- The bid is subject to further successful negotiations
- Additional year credited service for purposes of vesting the current school facility manager who is retiring

Mr. Rainer stated that the Town's cost would be \$20,000 and one employee. The Town would offer current DPW employees a transition to the facilities department. If no takers, a "to be hired DPW employee" would be assigned. Savings is we would no longer require custodial services, we would no longer require the equipment firm that does the HVAC system maintenance and in the future we will no longer require landscaping services.

A motion by Mr. Seveney, seconded by Mr. Gleason, to accept the negotiated bid of Aramark between the Schools and Town for facilities management services.
All voted in favor of the motion.

A motion by Mr. Seveney, seconded by Mr. Gleason, to add one additional year of service credited to Mr. Don Davidson to get him to ten years and vest him in the pension program. The motion carried 5-1 with Ms. Pedro opposed.

OB 3 - Discussion/Action – Mt. Hope Park Engineering RFP. / J. Robicheau (5)

A motion by Mr. Robicheau, seconded by Ms. Pedro, to propose to include in the RFP for Mt. Hope Engineering Services the requirement that the successful bidder shall notify all park abutters and those within two hundred feet of the park when and where the planning and public input process will begin. All voted in favor of the motion.

OB 4 - Request Council Review and Approval of Draft Enabling Legislation, as Sub A to Senate 2268, Authorizing the Portsmouth Town Council to Enact a Tax Stabilization Program for All Qualified Portsmouth Businesses in All of Portsmouth. If Approved, Request the Council to Authorize the President to Forward this New Draft to Both Senate and House of Representatives Sponsors. / J. Seveney (15)

A motion by Mr. Seveney, seconded by Ms. Pedro, to approve and send this up to the State to Senator Pagliarini and to Senator DiPalma with the removal of Section J, otherwise as written. All voted in favor of the motion.

OB 5 - Update – FFY 2017 – 2025 RI Transportation Improvement Program (TIP). / G. Crosby

Mr. Crosby gave an update.

No action.

NEW BUSINESS

1. PUBLIC HEARING: 2016 Rhode Island Recreation Acquisition and Development Grant Program for Two Projects:
 1. Elmhurst Park – Phase II Construction
 2. Mt. Hope Park – Engineering Study, Site Demolition/Rehabilitation, Park Construction

1. Elmhurst Park - Phase II Construction

Town Planner Gary Crosby gave an overview of the project's elements.

A Grant for \$300,000 with DEM providing \$240,000 and an "in kind match" by the Town of \$60,000 for a public restroom, an ADA compliant walkway, children's play area, rehabilitation of existing courts to put in one basketball court and one tennis court and a planting screen.

In response to Mr. Robicheau's question, Mr. Crosby stated that the planting screen barrier, running from the parking lot to the service road, will remain as a buffer after the project is completed.

In response to Mr. Gleason's question, Mr. Crosby stated that consideration for tree re-planting could be written into the RFP. (use of existing large trees from across the street.)

Karen Menezes, 271 Ferry Landing Circle, and member of the Glen Manor Authority, addressed her concerns that construction of a playground, restrooms and basketball court would interfere with the Manor House operations.

Andrew Kelly, 33 Pine Street, stated that the property is owned by the citizens of the Town and should be open to the citizens and we should encourage people to go down there.

In response to Allen Shers, 40 Roger Williams Court, asking if the Town had incorporated any drainage and infrastructure work, Mr. Rainer stated that is all part of Phase I.

Judi Staven, 51 Long Meadow Road, stated that the Manor House wasn't affected when Elmhurst School was there.

2. Mt. Hope Park – Engineering Study, Site Demolition/Rehabilitation, Park Construction

Town Planner Gary Crosby gave an overview of the project's elements.

A Grant for \$500,000 with DEM providing \$400,000 and an “in kind” match by the Town of \$100,000. He stated that there needs to be an extensive engineering study. They are trying to stabilize the site.

In response to Mr. Hamilton’s inquiry on whether the original purchase price can be used as “in kind” for the grant, Mr. Crosby stated that this is a different type of grant application, this is not a purchase grant.

Mr. Crosby said that DEM is probably going to require Phase I and maybe Phase II environmental assessments.

He stated that in the application you are required to score the projects by priority.

In response to Mr. Gleason, Mr. Crosby stated that we will next be going out to bid for an engineer.

In response to Ms. Pedro, Mr. Crosby stated that the courts at Elmhurst are useful but not in the best shape.

Peter Roberts, 80 Omerod Rd., suggested the Town look into repairing the walls of the pier instead of replacing them.

There were no further comments or questions.

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

A motion by Mr. Robicheau, seconded by Mr. Seveney, to set the priority as Mt Hope Park #1 and Elmhurst Park (application #2). All voted in favor of the motion.

- a. Discussion/Action – Council Approval to Submit Grant Applications for Both Projects. / G. Crosby

A motion Ms. Pedro, seconded by Mr. Seveney, to give the Town Planner authority to formally submit the applications for both projects. All voted in favor of the motion.

NB 2 - Discussion/Action – Transfer Station Sticker Price Recommendation for Prudence Island 4-Month Seasonal Pass. / S. Kure-Jensen, Recycling Coordinator (5)

Mr. Rainer stated that in December the Council approved a \$15 increase in the Transfer Station sticker price. To reflect this increase the Town is requesting a comparable increase for the four month seasonal passes for Prudence Island.

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

NB 3 - Linden Lane Tree Audit. / B. Woodhead (5)

Deputy Public Works Director Woodhead reported that five trees are dangerous and need to be removed. Trees identified as: 22N, 13S, 13N and N1. This will exhaust the tree budget until July. Mr. Woodhead will post the trees set for removal for public notice.

A motion by Mr. Seveney, seconded by Mr. Robicheau, to accept the recommendations of the Department of Public Works. All voted in favor of the motion.

NB 4 - Discussion/Action - Police Boat Proposal. / T. Lee & J. Lathrop (10)

A motion by Mr. Seveney, seconded by Ms. Pedro to approve (the purchase of a Police Boat, contingent on a marine survey and appraisal, from Northeast Diving Services at a cost of \$95,000. Funds to come from the Harbor Master special revenue fund). All voted in favor of the motion.

CORRESPONDENCE

1. Request Support for a Resolution Supporting H 8005 Student Transportation Legislation Revisions. / L. Botello, East Greenwich Town Clerk

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

FUTURE MEETINGS

June 8 7:00 PM – Budget Public Hearing at Portsmouth Middle School
June 13 7:00 PM – Town Council Meeting
June 20 7:00 PM – Town Council Meeting – National Grid Public Hearing

FUTURE MEETINGS - Continued

June 27 7:00 PM – Town Council Meeting
July 11 7:00 PM – Town Council Meeting
July 25 NO COUNCIL MEETING – CANCELLED
July 30 Town Council Meeting – AT PRUDENCE ISLAND –time to be announced
August 9 NO COUNCIL MEETING – CANCELLED
August 22 Town Council Meeting

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

ADJOURN

Time: 9:10 PM

Joanne M. Mower, Town Clerk