

**REGULAR SESSION**

**NOVEMBER 27, 2023**

At a REGULAR SESSION of the Town Council of the Town of South Kingstown, County of Washington, in the State of Rhode Island held at the Town Hall, in and for said Town on the 27<sup>th</sup> day of November 2023 at 6:35 PM.

PRESENT: Rory H. McEntee, President  
Michael K. Marran, Vice President  
Patricia A. Alley  
Deborah D. Bergner

**1. CLOSED EXECUTIVE SESSION**

UNANIMOUSLY VOTED: to recess to Closed Executive Session pursuant to RIGL §42-46-5(a)(2) to discuss matters pertaining to litigation re: Jonathan Garvey v. South Kingstown Police Department, and South Kingstown v. O'Dell, CA No. 2022-0330; and pursuant to RIGL §42-46-5(a)(5) to discuss matters related to the acquisition or lease of real property for public purposes.

Regular Session is reconvened at 7:58 PM, and it is

UNANIMOUSLY VOTED: to seal the minutes of the Closed Executive Session held pursuant to RIGL §42-46-5(a)(2) to discuss matters pertaining to litigation re: Jonathan Garvey v. South Kingstown Police Department, and South Kingstown v. O'Dell, CA No. 2022-0330; and pursuant to RIGL §42-46-5(a)(5) to discuss matters related to the acquisition or lease of real property for public purposes.

It is noted that one vote was taken during the Closed Executive Session.

Nichole C. Romane  
Deputy Town Clerk

**WORK SESSION**

**NOVEMBER 27, 2023**

At a WORK SESSION of the Town Council of the Town of South Kingstown, County of Washington, in the State of Rhode Island, held at the Town Hall, in and for said Town on the 27<sup>th</sup> day of November 2023 at 8:02 PM.

PRESENT: Rory H. McEntee, President  
Michael K. Marran, Vice President  
Patricia A. Alley  
Deborah D. Bergner

**2. A. INTERVIEW** 

The Town Council interviews Bethany Sorrentino relative to her interest in being appointed to the Affordable Housing Collaborative Committee.

**2. B. WORK SESSION**

Convened directly to Regular Session at 8:06 PM.

Nichole C. Romane  
Deputy Town Clerk

**REGULAR SESSION**

**NOVEMBER 27, 2023**

At a REGULAR SESSION of the Town Council of the Town of South Kingstown, County of Washington, in the State of Rhode Island held at the Town Hall, in and for said Town on the 27<sup>th</sup> day of November 2023 at 8:06 PM.

PRESENT: Rory H. McEntee, President  
Michael K. Marran, Vice President  
Patricia A. Alley  
Deborah D. Bergner

**2. C. REGULAR SESSION** 

**3. A. PLEDGE OF ALLEGIANCE TO THE FLAG**

The Pledge of Allegiance to the flag is given.

**B. LAND ACKNOWLEDGEMENT STATEMENT**

The Land Acknowledgement Statement is read.

#### 4. ROLL CALL

Roll Call is taken and four members are present. Councilwoman Rose is absent.

#### 5. APPROVAL OF MINUTES OF PREVIOUS MEETINGS

**A. Work Session:** UNANIMOUSLY VOTED: that the minutes of the Work Session held on [November 14, 2023](#) are accepted, approved, and placed on file.

**B. Regular Session:** UNANIMOUSLY VOTED: that the minutes of the Regular Session held on [November 14, 2023](#) are accepted, approved, and placed on file.

**C. Closed Executive Session:** UNANIMOUSLY VOTED: that the minutes of the Closed Executive Session held on November 14, 2023 are accepted.

#### 6. CONSENT AGENDA

UNANIMOUSLY VOTED: to approve the Consent Agenda as indicated by (CA) on same.

**(CA) 6A.** UNANIMOUSLY VOTED: to grant a Victualling License for the year beginning December 1, 2023 to Jayd LLC d/b/a Jayd Bun, 1202 Kingstown Road, Wakefield, RI 02879. Application by Qiang Li, Member; Renewal. License No. 63751.

**(CA) 6B.** UNANIMOUSLY VOTED: to grant Victualling and Holiday Sales Licenses for the year beginning December 1, 2023 to Drake Petroleum Company, Inc. d/b/a West Kingston Xtra Mart, 3411 Kingstown Road, West Kingston, RI 02892. Application by Sean T. Geary, Chief Legal Officer. License No. 60093.

**(CA) 6C.** UNANIMOUSLY VOTED: to grant Holiday Sales and Tourist Accommodations Licenses to Village Hotel Associates d/b/a Hampton Inn South Kingstown, 20 Hotel Drive, Wakefield, RI 02879. Application by Bonnie Brake, Director of Hotel Operations; Renewal. License No. 60002.

**(CA) 6D.** UNANIMOUSLY VOTED: to grant Holiday Sales and Farm Stand Licenses to Sosnowski Farm, 3 Waites Corner Road, West Kingston, RI 02892. Application by Sue and Mike Sosnowski, Owners; Renewal. License No 60598.

**(CA) 6E.** UNANIMOUSLY VOTED: to grant a Private Investigators License for the year ending December 1, 2023 to Keara Wolstencroft, 1183 Kingstown Road, Unit 2R, Wakefield, RI 02879; Renewal. License No. 60170.

**(CA) 6F.** UNANIMOUSLY VOTED: to authorize the Tax Assessor to [abate taxes](#) in the total amount of \$2,301.22, as shown on Tax Abatement Request No. 630.

#### 7. LICENSES

**A.** Bryan Ricard, Event Coordinator is present, and after testimony and discussion it is

UNANIMOUSLY VOTED: to grant a Temporary Mass Gathering permit to Sons of Liberty, 1425 Kingstown Road, Wakefield, RI 02879 to hold the 9<sup>th</sup> Annual Whiskey Wonderland Holiday on December 15, 2023 from 5 PM to 9 PM and on December 16, 2023 from 1 PM to 9 PM. Application by Bryan Ricard, Event Coordinator; New. License TMG-23-9.

#### 8. PUBLIC HEARING

**A.** Notice having been duly given, a Public Hearing is held relative to proposed amendments to the following chapters of the Town Code related to the implementation of a Municipal Court: Chapter 1 General Provisions; Chapter 3 Animals and Fowl; Chapter 4 Boats and Waterways Ordinance; Chapter 10 Motor Vehicles and Traffic; Chapter 11 Nuisances; Chapter 12 Offenses and Miscellaneous Provisions; Chapter 15 Solid Waste Management; Chapter 16 Streets and Sidewalks; Chapter 18.5 Tree Ordinance; Chapter 19 Utilities; and Chapter 20 Stormwater Management.

Michael Ursillo, Town Solicitor explains that the proposed amendments were continued from the November 14, 2023 Town Council meeting, staff is looking for direction on the proposed fines, and notes that all other proposed amendments are to conform the Town's ordinances with Municipal Court.

Discussion ensues relative to concerns regarding increasing the fines and the criteria used to determine the increases.

Matthew Moynihan, Chief of Police explains that the proposed fine increases were determined by the fines of other neighboring Towns and the State.

Discussion ensues relative to the purpose of increasing the fines to deter violators, potentially not amending the fines, the last time the fines were updated, and that the fines are not intended to raise revenue for the Town.

Council President McEntee invites residents to come forward with comments.

Kate Coyne-McCoy, Matunuck Group is present and comments on the proposed amendments to Section 10-68 Parking Fines and reviews a compilation of tickets issued town-wide. It is stated that the highest density of tickets were issued on Matunuck Beach Road.

Kevin Finnegan, Matunuck business owner is present and comments on concerns relative to the proposed parking fine increases and parking issues on Matunuck Beach Road.

The Chief of Police reviews that the volume of tickets issued in that area is due to complaints received from residents for illegal parking during the spring and summer months on Matunuck Beach Road, the lack of parking in the area, and notes the potential of implementing a parking strategy to alleviate some of the issues.

Dorald Beasley is present and comments on proposed amendments to Chapter 16 Streets and Sidewalks regarding the liability for removal of snow on the sidewalks.

The Town Solicitor reviews the potential liability of sidewalk maintenance being under the discretion of Town Officials.

Dorald Beasley continues his comments relative to clarification on what constitutes a protected tree under Chapter 18.5 Tree Ordinance.

Correspondence dated November 30, 2023 from Kevin Finnegan, Matunuck Group is referenced and placed on file.

UNANIMOUSLY VOTED: to close the Public Hearing.

Discussion ensues relative to staying all fines or only certain fines, the Municipal Court schedule, the appeals process, and which proposed sections should be amended or stay the same.

The Deputy Town Clerk reviews the revisions to the proposed amendments as follows: fines listed in Chapter 3 Animals and Fowl will remain as is; Chapter 4 Boats and Waterways will be amended as proposed; Chapter 10 Motor Vehicles and Traffic Sections 10-53, 10-65, 10-68 and 10-71 will remain the same; Section 10-16 will be amended as proposed; Chapter 11 Nuisances will remain as is; Chapters 12 Offenses and Miscellaneous Provisions, Chapter 15 Solid Waste Management, Chapter 16 Streets and Sidewalks, Chapter 18.5 Tree Ordinance, Chapter 19 Utilities, and Chapter 20 Stormwater Management will be amended as proposed; and all references to imprisonment will be deleted.

VOTED: to adopt amendments, as revised, to the following chapters of the Town Code related to the implementation of a Municipal Court: Chapter 1 General Provisions; Chapter 3 Animals and Fowl; Chapter 4 Boats and Waterways Ordinance; Chapter 10 Motor Vehicles and Traffic; Chapter 11 Nuisances; Chapter 12 Offenses and Miscellaneous Provisions; Chapter 15 Solid Waste Management; Chapter 16 Streets and Sidewalks; Chapter 18.5 Tree Ordinance; Chapter 19 Utilities; and Chapter 20 Stormwater Management, as follows.

Councilwoman Bergner voted against.

## AMENDMENTS TO THE TOWN CODE

### Chapter 1 General Provisions

\* \* \* \* \*

#### Sec. 1-9. General penalty; continuing violations; advance payment of fine.

- a) Except as otherwise expressly provided, whenever in this Code or in any other ordinance or resolution of the town or in any rule, regulation or order promulgated by any officer or agency of the town under authority duly vested in him or if any act is prohibited or is made or declared to be unlawful or an offense or a misdemeanor, or the doing of any act is required or the failure to do any act is declared to be unlawful or an offense or a misdemeanor, where no specific penalty is provided therefor, the violation of any such provision of this Code or any other ordinance or resolution of the town or such rule, regulation or order shall be punished by a fine not exceeding five hundred dollars (\$500.00) ~~or imprisonment for a term not exceeding thirty (30) days.~~
- b) Except where otherwise provided, every day any violation of this Code or any other ordinance or resolution of the town or such rule, regulation or order shall continue shall constitute a separate offense.
- c) Fines for violations may be paid by check or money order, in lieu of appearance at the South Kingstown Municipal Court, made payable to the Town of South Kingstown, Rhode Island with no post-dating of the check, and delivered in person or sent by mail to the Town of South Kingstown Clerk's Office with a written indication of the purpose for the payment. Partial payments will not be accepted and shall be considered as non-payments. Where the ordinance provides for a range of fines, then any prepayment of the fine must be paid at the highest fine in the range. If prepayment is not made of any fine enumerated in the Town Code, then the violator shall be prosecuted in the South Kingstown Municipal Court pursuant to the rules and regulations thereof.

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### Chapter 3 Animals and Fowl

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#### Article II. Dogs and Cats

\* \* \* \* \*

#### Sec. 3-22. Care and control of dogs.

(a) Every owner or person who has accepted responsibility for the temporary care and custody of a dog has a duty to exercise proper care and control over the dog. The following shall be considered a violation of this section:

\* \* \* \* \*

(6) Violations of the above-referenced provisions shall be subject to fines as set forth in section 3-29(b) as well as prosecution in the ~~Washington County~~ ~~4th District~~ Municipal Court as set forth in subsection (4) above. The violation shall attach to the person, not the dog, therefore the determination whether a violation is a first or subsequent offense shall be based upon the number of prior violations by the person. If more than one (1) dog is involved in each incident, multiple violations may be charged.

(b) A person who repeatedly violates the provisions of subsection (a) is a public nuisance. For purposes of this section, a person with more than three (3) violations in any twelve-month period, or a person with more than six (6) violations in a thirty-six-month period shall be considered a repeated violator. Each dog involved constitutes a separate violation for purposes of subsection (a); however, for purposes of this section, a single incident involving more than one (1) dog shall be considered only one (1) violation. If a person is cited as a repeated violator, that person may be summoned before the ~~Rhode Island District~~ Municipal Court. The court may:

(1) Order that any one (1) or more of the dogs involved be temporarily impounded or permanently removed from the person's care and custody and disposed of in a humane manner. Impoundment fees may be charged to the dog owner or person responsible for the dog's care and custody regardless of whether the dog is returned to that person.

(2) Impose a fine of up to two hundred fifty dollars (\$250.00).

\* \* \* \* \*

#### Sec. 3-29. Penalties.

(a) Any person who is the keeper or owner of any dog found to be an unlicensed dog, ~~shall, upon conviction~~ in addition to any requirements in Title 4, Chapter 13.1 of the Rhode Island General Laws, shall be provided a warning and instructions to license the dog within fourteen (14) calendar days from the date the warning is issued. If the keeper or owner of any dog fails to obtain a license after the fourteen (14) day warning period, that shall be, be fined as follows:

- |  |          |
|--|----------|
| (1) First offense                                      | \$25.00  |
| (2) Second offense, <u>summoned to Municipal Court</u> | \$200.00 |

(3) Third offense and all subsequent offenses within a year \$500.00

(b) Any person convicted of violating any other provision of this article shall be fined as follows:

- (1) First offense \$10.00
- (2) Second offense \$15.00
- (3) Third offense and all subsequent offenses within a year \$25.00

**Chapter 4  
Boats and Waterways Ordinance**

**Article I. In General**

\* \* \* \* \*

**Sec. 4-19. Penalties.**

\* \* \* \* \*

(c) Any individual violating any provision of this chapter may be cause for the harbormaster's refusal to allow such individual with his/her vessel in the waters under the jurisdiction of the harbormaster for such period of time as may be determined by the harbormaster or the town council together with the necessary court action in cases of violation of state or federal law. The enumerated violations listed in this chapter and any penalty prescribed thereunder shall be in addition to, and shall not supplant, any violation setting forth stricter standards or greater or additional penalties found in federal or state law or regulation. Where a local ordinance or state or federal law or regulation covers the same conduct, at the discretion of the Harbormaster, the Harbormaster may charge the violation that provides the greater or additional penalty or has stricter standards.

\* \* \* \* \*

**Sec. 4-21. Payment without personal appearance.**

The harbormaster, and assistant harbormaster and any other duly authorized law enforcement officer who charges any person with an offense as set out in this chapter shall issue a summons for said offense, providing the offending person with a form which, when properly executed by the office and offender, will allow the offender to dispose of the charge without the necessity of personally appearing before the ~~district~~ South Kingstown Municipal eCourt of the state. This section shall apply to residents and nonresidents.

**Sec. 4-22. Method of payment.**

If the offending party desires to dispose of the charge without personally appearing before the ~~district~~ South Kingstown Municipal eCourt he/she may execute the form indicated and return it to the South Kingstown ~~Police Department~~ Town Clerk's Office not later than thirty (30) days from the date of the summons either by mail or by delivering it to the ~~police department~~ Town Clerk's Office together with a certified check or money order in an amount indicated by the fine schedule on said form.

**Sec. 4-23. Violations to which applicable and schedule.**

The following violations may be handled administratively through the method as prescribed in this chapter; provided however, this list is not exclusive and jurisdiction may be conferred on the ~~District Court of Rhode Island~~ South Kingstown Municipal Court with regard to other violations.

\* \* \* \* \*

**Chapter 10  
Motor Vehicles and Traffic**

**Article I. In General**

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**Sec. 10-7. Operation of vehicle as to create unnecessary noise prohibited.**

(a) It shall be unlawful for any person to so operate any automobile, motorcycle or other motorized vehicle on any highway, street, gangway, court, square, private parking lot, public parking lot or any other public place in any park of this town in such a manner as to cause or create unnecessary noise by causing the spinning of wheels of any such vehicle so operated on the pavement or to cause or to create unnecessary noise by reason of defective or altered exhaust system on such vehicle.

(b) Unnecessary noise shall be any noise other than that usually occasioned by the reasonable and normal operation of any such automobile, motorcycle or other motorized vehicle.

(c) Conviction of violation of this section shall be punishable by a fine not to exceed fifty dollars (\$50.00) ~~or imprisonment not to exceed ten (10) days for each violation.~~

\* \* \* \* \*

**Sec. 10-16. Issuance of citations to violators of traffic regulations; penalties for violations.**

It shall be the duty of the police officer ~~and police constables~~ of the town, acting in accordance with instructions issued by the chief of police to report:

- (1) When a vehicle has violated any of the provisions of this chapter or other ordinances;
- (2) The state of registration and the license plate number of each such vehicle;
- (3) The specific nature or type of violation;
- (4) Each such officer ~~or police constable~~ shall also attach to such vehicle or render to the operator thereof, written notice to the owner that such vehicle has violated a certain provision of this chapter or other traffic ordinance and instructing such owner ~~to report at the office of the chief of police in respect to such violation with regard to payment or prosecution of said violation in accordance with Section 1-9(c) of this Code.~~ Each such owner or operator may, ~~within seven (7) days of the time when such notice was so served on such owner, mail to the office of the chief of police~~ make advance payment in accordance with Sec. 1-9(c) as a penalty for and in full satisfaction of such violation the sum of ~~five-seventy-five~~ five-seventy-five dollars (\$~~75~~75.00) in every case, except where another ordinance provides for a higher fine.

\* \* \* \* \*

~~**Sec. 10-18. Authority of police department to collect fines.**~~

~~The police department is hereby designated and authorized to collect and to receive the fines provided for violations of the provisions of this chapter or other traffic ordinances which are or shall be in effect in the town. Reserved.~~

**Sec. 10-19. Disposition of money received under chapter; audit of police accounts-**

All money received and collected by the police department under this chapter shall be turned over to the town treasurer. All such charges, records and payments shall be entered forthwith by the police and the books of the police containing records of violations, dispositions and money received as fines therefrom shall be audited not less than once every three (3) months by a town auditor. Reserved.

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**Article II. Stopping, Standing and Parking**

**Sec. 10-53. Winter parking prohibited.**

It shall be unlawful for the operator of any motor vehicles to park on any public highway, municipal parking lot or municipally owned parking area in the town after a parking ban declaration has been implemented. This parking restriction will remain in effect until the official declaration has been lifted. Any motor vehicle in violation of this section may be towed, and the parking fine shall be assessed at twenty-five dollars (\$25.00). This section shall not apply to the eight (8) parking spaces granted to Tase-Rite Co., Inc. by an easement deed filed with the town clerk on January 9, 2003.

\* \* \* \* \*

**Sec. 10-65. Emergency restriction on parking.**

(a) No parking shall be permitted during the times designated when emergency storm conditions exist. At the outset of any storm requiring the declaration that emergency conditions exist, such conditions will be declared to be in effect by means of radio announcement by the town manager. The no parking will be modified or eliminated as soon as storm conditions permit.

(b) The chief of police, or his representative, shall have the authority to cause an illegally parked vehicle to be towed away by a licensed towing service to the premises operated by such service if, in his opinion, the public safety of residents of the town is or will be jeopardized. The applicable fine and all costs of towing and storage must be paid by the owner or operator of the vehicle before the vehicle is released.

(c) All violations of this section shall be punished by a fine of five dollars (\$5.00).

\* \* \* \* \*

**Sec. 10-68. Parking fines.**

(a) Parking fines for violations of this chapter as cited by the South Kingstown Police Department in the form of parking citations shall be twenty-five dollars (\$25.00).

\* \* \* \* \*

**Sec. 10-71. Parking at Marina Park.**

No person shall park any vehicle or boat trailer in the main parking lot or turfed area adjacent to Festival Field between 2:00 a.m. and 4:00 a.m. Notwithstanding the foregoing, the chief of police, or his representative, shall have the authority to grant an exemption from this prohibition for boat owners who rent slips at Marina Bay Docking.

No person shall park any vehicle or boat trailer in the easterly parking lot adjacent to the Route 1 overpass for more than seventy-two (72) hours.

All violations of this section shall be punished by a fine of fifty dollars (\$50.00) and any motor vehicle or trailer in violation may be towed.

\* \* \* \* \*

**Chapter 11  
Nuisances**

\* \* \* \* \*

**Article II. Junked, Dismantled or Abandoned Vehicles**

**Sec. 11-21. Disposition of vehicles in violation of this article.**

(a) Such vehicle or trailer will be tagged by the zoning officer citing the violation and if not removed within thirty (30) days, will be deemed abandoned and a hazard, and the zoning officer will register a complaint with the police department where an investigation under G.L. § 31-22-13 shall be conducted. Notice will also be left with the resident of the premises, if any, of the property upon which the vehicle or trailer is located.

(b) The vehicle owner who shall allow a vehicle to remain on his property or is in violation of section 11-20 and subsection (a) of this section shall be guilty of an offense punishable, and upon conviction, subject to a fine of twenty dollars (\$20.00) ~~or imprisonment for ten (10) days~~. Each day the vehicle owner shall allow the above-mentioned condition to exist after original tagging of such vehicle shall constitute a separate offense.

\* \* \* \* \*

**Sec. 11-22. Penalties.**

Any property owner who shall fail to comply with the provisions of sections 11-17 and 11-18 shall be guilty of an offense punishable, and upon conviction, subject to a fine of twenty dollars (\$20.00) ~~or imprisonment for ten (10) days~~. Each day the property owner shall allow the above-mentioned condition to exist shall constitute a separate offense.

\* \* \* \* \*

**Chapter 12  
Offenses and Miscellaneous Provisions**

**Article I. In General**

**Sec. 12-2. Improper conduct.**

(a) Every person who shall anywhere in the town quarrel, fight, revel, wantonly raise any false cry or alarm of fire, commit any nuisance or misdemeanor, or otherwise behave in a noisy, disorderly or indecent manner, to the disturbance or annoyance of the peaceable people of the town, or any portion of them, or shall aid, assist, incite, encourage, or promote the same to be done by any other person shall be guilty of a violation of this section, as well as the following:

\* \* \* \* \*

b) Every person convicted of violating any provision of this section shall, ~~upon conviction therefor,~~ be fined not less than ~~twenty~~ twenty dollars (\$~~20.00~~) nor more than ~~one-five~~ one-five hundred dollars (\$~~100500.00~~) for every such offense, ~~or be imprisoned not exceeding thirty (30) days.~~

\* \* \* \* \*

**Sec. 12-11. Public consumption prohibited; possession by persons under twenty-one (21) years of age prohibited; possession of open containers prohibited.**

It shall be unlawful for any person to consume alcoholic beverages of any kind on a public way or street, beach, public picnic ground, park, amusement area or any other public place or building, unless permitted by law, within the town. It shall be unlawful for any person who has not attained the age of twenty-one (21) years to have in his possession alcoholic beverages of any kind within a building, park, on a public way or street, park, amusement area or any other public place or building within the town. The possession of an open container of alcohol by any person is prohibited on a public way or street, beach, public picnic ground, park, amusement area or any other public place or building. The penalty for any violation is a fine of ~~fifty dollars (\$50.00)~~ not more than five hundred dollars (\$500.00) for every such offense. Violators shall be summoned before the Municipal Court. Provided, however, that the consumption of alcoholic beverages and/or the possession of open containers in connection with a duly-authorized temporary expansion of a restaurant service area as provided for in section 9-21 shall not be prohibited.

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**Chapter 15  
Solid Waste Management**

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**Sec. 15-67. Compliance requirements.**

(d) *Quantifying minimum town recycling diversion rates:* Each private hauler collecting residential solid waste and residential recyclable material in town, shall at the direction of the public services director be required to provide on the fifteenth day of each month documentation that he/she met or exceeded minimum town recycling diversion rates for the prior calendar month's collection activity. Said documentation, shall be to the satisfaction of the public services director.

Penalties for noncompliance with minimum recycling diversion rate requirements: The penalties for noncompliance with minimum recycling diversion rate requirements shall be set forth in section[s] ~~15-68 (e)(1)–(4)~~ 15-67(c)(1-4).

**Chapter 16  
Streets and Sidewalks**

**Article I. In General**

\* \* \* \* \*

**Sec. 16-3. Penalty violation of section 16-2.**

- a) Violation of section 16-2 by a person shall result in ~~a warning for the first offense and shall be punishable by a fine of one hundred dollars (\$100.00) for the second offense, and by a fine of one hundred seventy-five dollars (\$175.00) for the third offense~~ enforcement as specified in Section 16-9. ~~The fine may be paid by mail or in person at the tax collector's office. Upon the fourth and each subsequent violation of this section, a person shall be subject to the penalties set forth in section 1-9 of the Code.~~ Only one (1) violation may occur with respect to any one (1) snowfall or ice event or other event resulting in snow or ice encumbering a sidewalk, provided however, that a continued violation twenty-four (24) hours after the issuance of a warning for a first offense shall constitute a second offense.

\* \* \* \* \*

**Sec. 16-9. Penalties and enforcement.**

In addition to any other penalties provided for in this chapter, any violation of any provision of Chapter 16 may be subject to the general penalty provisions of Section 1-9 of the Town Code of Ordinances and prosecuted in the South Kingstown Municipal Court thereunder.

\* \* \* \* \*

**Chapter 18.5  
Tree Ordinance**

\* \* \* \* \*

**Article VI. Enforcement**

**Sec. 18.5-36. Restitution for replacement trees.**

- a) The tree warden, in accordance with G.L. 1956, § 2-14-7, may require a monetary restitution of up to two thousand five hundred dollars (\$2,500.00) from any individual or entity who performs or authorizes work that illegally removes, damages, or prunes a protected tree. The amount of monetary restitution required shall be in accordance with the Town of South Kingstown Tree Replacement Policy, as amended and maintained by the public services department, and shall be equivalent to the cost for the town to plant and maintain town trees to replace those illegally removed, damaged, or pruned.
- b) Failure to pay within thirty (30) days any monetary restitution required by the tree warden for an illegal action to a protected tree performed or authorized by an adjacent property owner shall constitute a lien on the private property. The town shall maintain its right to legal and equitable remedies that may be available in order to enforce compliance with the provisions of this chapter. In addition to costs and any associated monetary restitution, the property owner shall be responsible for any interest, administrative and court costs associated with the collection of the funds.
- c) In addition to the penalties specified herein, any violation of any provision of Chapter 18.5 may be subject to the general penalty provisions of Section 1-9 of the Town Code of Ordinances and prosecuted in the South Kingstown Municipal Court thereunder.

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**Chapter 19  
Utilities**

**Article I. In General**

**Sec. 19-1. Penalties and enforcement.**

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## Chapter 20 Stormwater Management

### Article I. Illicit Discharge Detection and Elimination

#### Sec. 20-1. Penalties and enforcement.

In addition to any other penalties provided for in this chapter, any violation of any provision of Chapter 20 may be subject to the general penalty provisions of Section 1-9 of the Town Code of Ordinances and prosecuted in the South Kingstown Municipal Court thereunder.

#### 9. PUBLIC COMMENTS

Council President McEntee invites residents to come forward with comments.

Chris Chivers is present and comments on his concerns relative to traffic issues on Woodruff Avenue and thanks Town Staff for their swift response to his emails.

Bill Seymour is present and comments on his concerns relative to traffic issues on Woodruff Avenue.

Anthony Sciolto is present and comments on his concerns relative to traffic issues on Woodruff Avenue.

Jim O'Neill is present and comments on traffic issues on Woodruff Avenue and the proposed school bond legislation.

Discussion ensues.

Councilwoman Bergner makes a motion to add Mr. O'Neill's comments regarding the proposed school bond legislation to the Agenda for discussion purposes.


There is no second, and the motion fails.

Jim O'Neill continues his comments relative to the cost of the proposed High School.

Dorald Beasley comments on the School Department's end of the year budget surplus and references a memorandum issued by Interim Superintendent Robert Littlefield.

The Town Solicitor notes a correction to an answer previously provided to Mr. Beasley relative to potential liability of sidewalk and snow plowing maintenance: the case of determining liability would reside under the discretion of a court.

#### 10. NEW BUSINESS

**A.** Brian Silvia, Finance Director presents the proposed school bond legislation language prepared by Bond Counsel for submission to the General Assembly. 

Discussion ensues relative to community input, potential for holding a work session with the School Committee, considering the uses of the School Department savings during the upcoming budget sessions, determining the School Department's contribution to the debt service relating to the proposed school bond, bond referendum deadlines, and RI Department of Education deadlines.

UNANIMOUSLY VOTED: to memorialize the General Assembly to enact legislation authorizing the Town of South Kingstown to issue not to exceed \$150,000,000 general obligation bonds and notes to finance the acquisition, construction, improvement, renovation, furnishing and equipping of a new high school, athletic facility, and other school facilities in the town and all expenses incident thereto, including but not limited to costs of design, demolition, athletic fields, landscaping and parking and all attendant expenses, including engineering, architectural and other project-related consulting costs.

WHEREAS, the Town Council of the Town of South Kingstown endorses and supports the issuance of general obligation bonds and notes to finance the acquisition, construction, improvement, renovation, furnishing and equipping of a new high school, athletic facility, and other school facilities in the Town and all expenses incident thereto, including but not limited to costs of design, demolition, athletic fields, landscaping and parking and all attendant expenses, including engineering, architectural and other project-related consulting costs (the "Projects");

WHEREAS, in order to undertake and complete the Projects, there would be a need to issue bonds and/or notes in an amount not to exceed \$150,000,000.

NOW THEREFORE, BE IT RESOLVED: that the Town of South Kingstown hereby memorializes the General Assembly to enact legislation authorizing the Town, with the approval of the qualified electors, to issue bonds and notes in an amount not to exceed One Hundred Fifty Million Dollars (\$150,000,000) for the above purposes.

RESOLVED: that the Town Solicitor, working with Bond Counsel for the Town of South Kingstown, ensure that the appropriate legislation in substantially the form attached hereto is submitted in a timely manner to the Rhode Island General Assembly to ensure that all requirements are met to ensure consideration of this question by the electors.

RESOLVED: that this [resolution](#) is an affirmative action of the Town Council of the Town of South Kingstown toward the issuance of bonds and notes in accordance with the purposes of the laws of the State. This resolution constitutes the Town's declaration of official intent, pursuant to Treasury Regulation Section 1.150(2), to reimburse the Town for certain capital expenditures for the Projects paid on or after the date which is sixty (60) days prior to the date of this resolution but prior to the issuance of the bonds or notes. Such amounts to be reimbursed shall not exceed \$150,000,000 and shall be reimbursed not later than eighteen (18) months after (a) the date on which the expenditure is paid, or (b) the date the Projects are placed in service or abandoned, but in no event later than three (3) years after the date the expenditure is paid.

RESOLVED: this Resolution shall take effect upon its passage.

## IN THE GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2024

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A N A C T

**AUTHORIZING THE TOWN OF SOUTH KINGSTOWN TO ISSUE NOT TO EXCEED \$150,000,000 GENERAL OBLIGATION BONDS AND NOTES TO FINANCE THE ACQUISITION, CONSTRUCTION, IMPROVEMENT, RENOVATION, FURNISHING AND EQUIPPING OF A NEW HIGH SCHOOL, ATHLETIC FACILITY, AND OTHER SCHOOL FACILITIES IN THE TOWN AND ALL EXPENSES INCIDENT THERETO, INCLUDING, BUT NOT LIMITED TO, COSTS OF DESIGN, DEMOLITION, ATHLETIC FIELDS, LANDSCAPING AND PARKING AND ALL ATTENDANT EXPENSES, INCLUDING ENGINEERING, ARCHITECTURAL AND OTHER PROJECT-RELATED CONSULTING COSTS**

**Introduced By:****Date Introduced:****Referred To:***It is enacted by the general assembly as follows:*

**SECTION 1.** The town of South Kingstown is hereby empowered, in addition to authority previously granted, to issue bonds (hereinafter "bonds") up to an amount not exceeding one hundred fifty million dollars (\$150,000,000) from time to time under its corporate name and seal or a facsimile of such seal. The bonds of each issue may be issued in the form of serial bonds or term bonds or a combination thereof and shall be payable either by maturity of principal in the case of serial bonds or by sinking fund installments in the case of term bonds, in annual installments of principal, the first installment to be not later than five (5) years and the last installment not later than thirty (30) years after the date of the bonds. All such bonds of a particular issue may be issued in the form of zero coupon bonds, capital appreciation bonds, serial bonds or term bonds or a combination thereof. The amount of principal appreciation each year on any bonds, after the date of original issuance, shall not be considered to be principal indebtedness for the purposes of any constitutional or statutory debt limit or any other limitation. The appreciation of principal after the date of original issue shall be considered interest. Only the original principal amount shall be counted in determining the principal amount so issued and any interest component shall be disregarded.

**SECTION 2.** The bonds shall be signed by the manual or facsimile signatures of the town director of finance and the president of the town council and shall be issued and sold in such amounts as the town council may authorize by resolution. The manner of sale, denominations, maturities, interest rates and other terms, conditions and details of any bonds or notes issued under this act may be fixed by the resolutions of the town council authorizing the issue or by separate resolution of the town council or, to the extent provisions for these matters are not so made, they may be fixed by the officers authorized to sign the bonds or notes. Notwithstanding anything contained in this act to the contrary, the town may enter into financing agreements with the Rhode Island health and educational building corporation pursuant to chapter 7 of title 16 and chapter 38.1 of title 45 and, with respect to bonds or notes issued in connection with such financing agreements, if any, the town may elect to have the provisions of chapter 38.1 of title 45 apply to the issuance of the bonds or notes issued hereunder to the extent the provisions of chapter 38.1 of title 45 are inconsistent herewith. In addition, the town may enter into financing agreements with the Rhode Island infrastructure bank pursuant to the provisions of chapter 12.2 of title 46 and, with respect to bonds or notes issued in connection with such financing agreements, if any, the town may elect to have the provisions of chapter 12.2 of title 46 apply to the issuance of the bonds or notes issued hereunder to the extent the provisions of chapter 12.2 of title 46 are inconsistent herewith. Such election may be fixed by the proceedings of the town council authorizing such issuance or by separate resolution of the town council, or, to the extent provisions for these matters are not so made, they may be fixed by the officers authorized to sign the bonds or notes. The proceeds derived from the sale of the bonds shall be delivered to the town director of finance, and such proceeds exclusive of premiums and accrued interest shall be expended: (1) To finance the acquisition, construction, improvement, renovation, furnishing and equipping of a new high school, athletic facility, and other school facilities in the town and all expenses incident thereto, including, but not limited to, costs of design, demolition, athletic fields, landscaping and parking, and all attendant expenses including, but not limited to, engineering, architectural and other project-related consulting costs; (2) In payment of the principal of or interest on temporary notes issued under section 3; (3) In repayment of advances under section 4; (4) In payment of related costs of issuance of any bonds or notes; and/or (5) In payment of capitalized interest during construction of the project (the "project"). No purchaser of any bonds or notes under this act shall be in any way responsible for the proper application of the proceeds derived from the sale thereof. The project shall be carried out and all contracts made therefor on behalf of the town by the town council with due regard to any recommendation of the school building committee. The town council and the school building committee and their agents are authorized to enter, without delay and at reasonable times, any public school buildings and other public school property for the purpose of accomplishing the project and to do all acts and deeds necessary or convenient in connection with the project. The proceeds of bonds or notes issued under this act, any applicable federal or state assistance and the other monies referred to in sections 6 and 9 shall be deemed appropriated for the purposes of this act without further action than that required by this act. The bonds authorized by this act may be consolidated for the purpose of issuance and sale with any other bonds of the town heretofore or hereafter authorized; provided that, notwithstanding any such consolidation, the proceeds from the sale of the bonds authorized by this act shall be expended for the purposes set forth above.

**SECTION 3.** The town council may by resolution authorize the issuance from time to time of interest bearing or discounted notes in anticipation of the issuance of bonds or in anticipation of the receipt of federal or state aid for the purposes of this act. The amount of original notes issued in anticipation of bonds may not exceed the amount of bonds which may be issued under this act and the amount of original notes issued in anticipation of federal or state aid may not exceed the amount of available federal or state aid as estimated by the director of finance. Temporary notes issued hereunder shall be signed by the manual or facsimile signatures of the town director of finance and the president of the town council and shall be payable within five (5) years from their respective dates, but the principal of and interest on notes issued for a shorter period may be renewed or paid from time to time by the issuance of other notes hereunder; provided the period from the date of an original note to the maturity of any note issued to renew or pay the same debt or interest thereon shall not exceed five (5) years. Any temporary notes in anticipation of bonds issued under this section may be refunded prior to the maturity of the notes by the issuance of additional temporary notes; provided that, no such refunding shall result in any amount of such temporary notes outstanding at any one time in excess of two hundred percent (200%) of the amount of bonds which may be issued under this act; and provided, further, that if the issuance of any such refunding notes results in any amount of such temporary notes outstanding at any one time in excess of the amount of bonds which may be issued under this act, the proceeds of such refunding notes shall be deposited in trust in a separate fund established for the notes being refunded. Pending their use to pay the notes being refunded, monies in the fund shall be invested for the benefit of the town by the paying agent at the direction of the town director of finance in any investment permitted under section 5. The monies in the fund and any investments held as part of the fund shall be held in trust and shall be applied by the paying agent solely to the payment or prepayment of the principal of and interest on the notes being refunded. Upon payment of all principal of and interest on the notes, any excess monies in the fund shall be distributed to the town. The town may pay the principal of and interest on notes in full from other than the issuance of refunding notes prior to the issuance of bonds pursuant to section 1 hereof. In such case, the town's authority to issue bonds or notes in anticipation of bonds under this act shall continue provided that: (1) The town council passes a resolution evidencing the town's intent to pay off the notes without extinguishing the authority to issue bonds or notes; and (2) That the period from the date of an original note to the maturity date of any other note shall not exceed five (5) years.

**SECTION 4.** Pending any authorization or issue of bonds hereunder or pending or in lieu of any authorization or issue of notes hereunder, the town director of finance, with the approval of the town council, may, to the extent that bonds or notes may be issued hereunder, apply funds in the treasury of the

town to the purposes specified in section 2, such assistance or from the proceeds of bonds or notes subsequently issued or from the proceeds of applicable federal or state assistance or from other available funds.

**SECTION 5.** Any proceeds of bonds or notes issued hereunder or of any applicable federal or state assistance, pending their expenditure may be deposited or invested by the town director of finance in demand deposits, time deposits or savings deposits in banks which are members of the Federal Deposit Insurance Corporation or in obligations issued or guaranteed by the United States of America or by any agency or instrumentality thereof or as may be provided in any other applicable law of the State of Rhode Island or resolution of the town council or pursuant to an investment policy of the town.

**SECTION 6.** Any accrued interest received upon the sale of bonds or notes hereunder shall be applied to the payment of the first interest due thereon. Any premium arising from the sale of bonds or notes hereunder shall, in the discretion of the town director of finance, be applied to the cost of preparing, issuing and marketing bonds or notes hereunder to the extent not otherwise provided, to the payment of the project costs, to the payment of the principal of or interest on bonds or notes issued hereunder or to any one or more of the foregoing. The cost of preparing, issuing and marketing bonds or notes hereunder may also, in the discretion of the town director of finance, be met from bond or note proceeds exclusive of accrued interest or from other monies available therefor. Any balance of bond or note proceeds remaining after payment of the cost of the projects and the cost of preparing, issuing and marketing bonds or notes hereunder, shall be applied to the payment of the principal of or interest on bonds or notes issued hereunder. To the extent permitted by applicable federal laws, any earnings or net profit realized from the deposit or investment of funds hereunder may, upon receipt, be added to and dealt with as part of the revenues of the town from property taxes. In exercising any discretion under this section, the town director of finance shall be governed by any instructions adopted by resolution of the town council.

**SECTION 7.** All bonds and notes issued under this act and the debts evidenced thereby shall be obligatory on the town in the same manner and to the same extent as other debts lawfully contracted by it and shall be excepted from the operation of § 45-12-2. No such obligation shall at any time be included in the debt of the town for the purpose of ascertaining its borrowing capacity. The town shall annually appropriate a sum sufficient to pay the principal and interest coming due within the year on bonds and notes issued hereunder to the extent that monies therefor are not otherwise provided. If such sum is not appropriated, it shall nevertheless be added to the annual tax levy. In order to provide such sum in each year and notwithstanding any provision of law to the contrary, all taxable property in the town shall be subject to ad valorem taxation by the town without limitation as to rate or amount.

**SECTION 8.** Any bonds or notes issued under the provisions of this act, and coupons, if any, if properly executed by officers of the town in office on the date of execution, shall be valid and binding according to their terms notwithstanding that before the delivery thereof and payment therefor any or all of such officers shall for any reason have ceased to hold office.

**SECTION 9.** The town, acting by resolution of its town council, is authorized to apply for, contract for and expend any federal or state advances or other grants or assistance which may be available for the purposes of this act, and any such expenditures may be in addition to the monies provided in this act. To the extent of any inconsistency between any law of this state and any applicable federal law or regulation, the latter shall prevail. Federal and state advances, with interest where applicable, whether contracted for prior to or after the effective date of this act, may be repaid as project costs under section 2.

**SECTION 10.** Bonds and notes may be issued under this act without obtaining the approval of any governmental agency or the taking of any proceedings or the happening of any conditions except as specifically required by this act for such issue. In carrying out any project financed in whole or in part under this act, including where applicable the condemnation of any land or interest in land, and in the levy and collection of assessments or other charges permitted by law on account of any such project, all action shall be taken which is necessary to meet constitutional requirements whether or not such action is otherwise required by statute, but the validity of bonds and notes issued hereunder shall in no way depend upon the validity or occurrence of such action.

**SECTION 11.** The town director of finance and the president of the town council, on behalf of the town, are hereby authorized to execute such instruments, documents or other papers as either of them deem necessary or desirable to carry out the intent of this act and are also authorized to take all actions and execute all instruments, documents or agreements necessary to comply with federal tax and securities laws, which instruments, documents or agreements may have a term coextensive with the maturity of the bonds authorized hereby, including Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") and to execute and deliver a continuing disclosure agreement or certificate in connection with the bonds or notes in the form as shall be deemed advisable by such officers in order to comply with the Rule.

**SECTION 12.** All or any portion of the authorized but unissued authority to issue bonds and notes under this act may be extinguished by ordinance of the town council after seven (7) years shall have passed from the approval of this act provided for in section 13, without further action by the general assembly.

**SECTION 13.** The question of the approval of this act shall be submitted to the electors of the town at a local election, other than a primary, to be held on a date determined by resolution of the town council. The question shall be submitted in substantially the following form: "Shall an act passed at the 2024 session of the general assembly entitled 'AN ACT AUTHORIZING THE TOWN OF SOUTH KINGSTOWN TO ISSUE NOT TO EXCEED \$150,000,000 GENERAL OBLIGATION BONDS AND NOTES TO FINANCE THE ACQUISITION, CONSTRUCTION, IMPROVEMENT, RENOVATION, FURNISHING AND EQUIPPING OF A NEW HIGH SCHOOL, ATHLETIC FACILITY, AND OTHER SCHOOL FACILITIES IN THE TOWN AND ALL EXPENSES INCIDENT THERETO, INCLUDING, BUT NOT LIMITED TO, COSTS OF DESIGN, DEMOLITION, ATHLETIC FIELDS, LANDSCAPING AND PARKING AND ALL ATTENDANT EXPENSES, INCLUDING ENGINEERING, ARCHITECTURAL AND OTHER PROJECT-RELATED CONSULTING COSTS' be approved?" and the warning for the election shall contain the question to be submitted. From the time the election is warned and until it is held, it shall be the duty of the town clerk to keep a copy of this act available at the clerk's office for public inspection, but the validity of the election shall not be affected by this requirement. To the extent of any inconsistency between this act and the town charter, this act shall prevail. Notwithstanding anything contained in § 17-19-7 of the general laws to the contrary, the town's board of canvassers may certify the question to the secretary of state not later than thirty (30) days prior to the date set for the election.

**SECTION 14.** This section and section 13 shall take effect upon the passage of this act. The remainder of this act shall take effect upon the approval of this act by a majority of those voting on the question at the election prescribed by section 13.

**EXPLANATION  
OF  
AN ACT**

**AUTHORIZING THE TOWN OF SOUTH KINGSTOWN TO ISSUE NOT TO EXCEED \$150,000,000 GENERAL OBLIGATION BONDS AND NOTES TO FINANCE THE ACQUISITION, CONSTRUCTION, IMPROVEMENT, RENOVATION, FURNISHING AND EQUIPPING OF A NEW HIGH SCHOOL, ATHLETIC FACILITY, AND OTHER SCHOOL FACILITIES IN THE TOWN AND ALL EXPENSES INCIDENT THERETO, INCLUDING, BUT NOT LIMITED TO, COSTS OF DESIGN, DEMOLITION, ATHLETIC FIELDS, LANDSCAPING AND PARKING AND ALL ATTENDANT EXPENSES, INCLUDING ENGINEERING, ARCHITECTURAL AND OTHER PROJECT-RELATED CONSULTING COSTS**


This act authorizes the town of South Kingstown to issue not more than \$150,000,000 bonds and notes to finance the acquisition, construction, improvement, renovation, furnishing and equipping of a new high school, athletic facility, and other school facilities in the town and all expenses incident thereto, including, but not limited to, costs of design, demolition, athletic fields, landscaping and parking and all attendant expenses, including engineering, architectural and other project-related consulting costs.

Sections 13 and 14 of this act shall take effect upon passage. The remainder of the act would take effect upon approval by the electors of the town of the question provided for in section 13.

**AUTHORIZING THE TOWN OF SOUTH KINGSTOWN TO ISSUE NOT TO**


**EXCEED \$150,000,000 GENERAL OBLIGATION BONDS AND NOTES TO FINANCE THE ACQUISITION, CONSTRUCTION, IMPROVEMENT, RENOVATION, FURNISHING AND EQUIPPING OF A NEW HIGH SCHOOL, ATHLETIC FACILITY, AND OTHER SCHOOL FACILITIES IN THE TOWN AND ALL EXPENSES INCIDENT THERETO, INCLUDING, BUT NOT LIMITED TO, COSTS OF DESIGN, DEMOLITION, ATHLETIC FIELDS, LANDSCAPING AND PARKING AND ALL ATTENDANT EXPENSES, INCLUDING ENGINEERING, ARCHITECTURAL AND OTHER PROJECT-RELATED CONSULTING COSTS**


-----Presented by

**B.** Nichole Romane, Deputy Town Clerk reviews a list of businesses that did not renew their [Liquor Licenses](#), and the resulting number of licenses for Class B Victualler, Class B Tavern, and Class T Legitimate Theater. The Town Solicitor explains that the Town retains control over the issuance of liquor licenses by reducing the number authorized when licenses are relinquished or abandoned. 

UNANIMOUSLY VOTED: to amend the Town’s Liquor License Rules and Regulations, Section I. The current number of licenses for each class shall be authorized as indicated below:


<u>Class</u>	<u>Number</u>
A – Retail	4 maximum
B – Victualler	<del>29</del> <u>28</u>
B – Tavern	<del>2</del> <u>1</u>
B – Limited	5
B – Hotel	1
B – M	0
C	0
D – Club Full Privilege	1
D – Limited	0
F	Five per year per organization
F – 1	Five per year per organization
T – Legitimate Theater	<del>3</del> <u>2</u>

**C.** Theresa Murphy, Director of Leisure Services reviews the [change order](#) request for a public art project to commemorate the Town’s 300th Anniversary. It is noted that the overage is covered by a \$150,000 grant awarded to the Town. 

**D.** The Director of Leisure Services reviews the University of Rhode Island’s (URI) lease agreement for their Sailing Center at Marina Park that expires December 31, 2023. URI has requested that the lease agreement remain in place on a month-to-month basis while contract negotiations take place. It is suggested that once a new lease agreement is in place the monthly rent rate be retroactive to January 1, 2024 and bill URI for the difference. 

Discussion ensues relative to the contract negotiation timeframe.

UNANIMOUSLY VOTED: to authorize the Town Manager to extend the existing Marina Park property lease agreement with the University of Rhode Island on a month-to-month basis, until a decision is reached on a new long-term lease agreement and is duly authorized by the Town Council, not to extend beyond March 31, 2024 without further authorization; and as further described in a [memorandum](#) dated November 10, 2023 from Leisure Services Director to the Town Manager and entitled “URI Sailing Center – Marina Park Lease.”


**E.** Mark Russo, Director of Facilities reviews the request to award a contract to supply #2 heating fuel for the five remaining accounts within the Town. 

UNANIMOUSLY VOTED: to authorize an award of contract to Peterson Oil Service, Inc., 75 Crescent Street, Worcester, MA 01605 for #2 heating fuel, based on the RI Municipal Purchasing Agents Associations’ cooperative bid, at the lowest daily rack prices published by Oil Price Information Services (OPIS) plus the increment of \$0.33 gallon for a period of November 28, 2023 through August 31, 2024, with an option to renew for two one-year periods ending on August 31, 2026; and as further described in a [memorandum](#) from the Director of Facilities to the Town Manager dated November 15, 2023 and entitled “Award of Contract – #2 Heating Fuel.”

**F.** Craig Stanley, Chief of Emergency Medical Services (EMS) reviews the proposed contract renewal for emergency medical billing services. 

Discussion ensues relative to billing for ambulance services.

UNANIMOUSLY VOTED: to authorize an award of contract to Comstar, LLC, 8 Turcotte Memorial Drive, Rowley, MA 01969 for emergency medical billing services for a cost of 4% of all collections, including ESO Solution ePCR software and further authorizing the Finance Director to contract for services involving accounts in collections, and as further described in a [memorandum](#) dated November 21, 2023, from the Chief of EMS to the Town Manager entitled “Award of Contract- EMS Billing Administrator.”

**G.** Richard Bourbonnais, Director of Public Services reviews the request to authorize the Town Manager to execute any required agreements and documents with the RI Department of Transportation (RIDOT) to transfer the ownership of streetlights that are located on State owned roads. 

Discussion ensues relative to the number of upgraded streetlights and the responsibility for cost and maintenance of the streetlights.

UNANIMOUSLY VOTED: to authorize the Town Manager to execute any required agreements and/or documents with the RI Department of Transportation that are necessary to transfer ownership and maintenance of all streetlight inventory on State roads currently owned by the Town of South Kingstown to the RI Department of Transportation as further described in a [memorandum](#) from the Public Services Director to the Town Manager entitled “LED Streetlighting Conversion, State Road Streetlight Transfer Agreement Revision, dated November 20, 2023.”

**9. PUBLIC COMMENTS continued** 

Council President McEntee invites residents to come forward with comments.

Norma Roelke is present and comments on road maintenance and plowing on Uncle Sams Lane and the Town’s decision to discontinue maintenance of private roads.

**11. TOWN MANAGER’S REPORT** 

**A.** The Town Manager reports on a meeting held by the School Building Committee (SBC) on November 16<sup>th</sup>. Chris Spiegel, Senior Project Manager, LeftField Project Management, the Town's Owner Project Manager (OPM) made a recommendation that the School Committee allocate \$350,000 of their funds to hire an architect and a construction manager for the School Facilities Project. Waiting to hire an architect and construction manager until the Town holds the school bond referendum could result in higher labor and materials costs and delay the project by approximately three to four months.

**C.** The Town Manager reports on the upcoming Town Council meetings for December 2023 and January 2024.

**B.** James Rabbitt, Director of Planning gives a brief [presentation](#) on the American Rescue Plan Act (ARPA) Program. Mr. Rabbitt reviews the ARPA funds allocated in 2021 which were modified in 2022, the status of those funds, funds expended or committed, funds that have been distributed, and the funds remaining from committed projects or programs. The Village/Downtown public investments and the Village Downtown private/public investments categories are not recommended to be re-allocated, and the Housing/Social category has \$136,350 remaining. The Town has already committed or spent approximately \$917,000 of the Municipal Investment category. There were two additional commitments for the youth employment program and enhanced discovery/camp/after school mental health program that the Department of Leisure Services has requested be re-allocated to the Old Mountain Field Renovation Project, leaving the Municipal Investment category with a remaining balance of \$85,219. The Other Project category has approximately \$255,588 in savings under the Program Management line item leaving a remaining balance of \$376,134. There is a total of \$597,703 in ARPA funds remaining after being committed to projects or programs.

Mr. Rabbitt reviews the \$1.2 million allocated for the proposed EMS Building and notes that correspondence was received from the project architect at Union Studios relating to updated labor rates and material costs. It is estimated that the proposed EMS Building will now cost \$400 to \$600 per square foot, bringing the new total between \$1.6 million to \$2.2 million, leaving the Town with a potential shortfall of \$400,000 to \$1 million. It is noted that the Town is in the queue for an earmark from Senator Reed's office in the amount of \$2 million, but the status is unknown.

The Town Manager explains that the Town is waiting on a response from Senator Reed's office on the status of the earmark.

The Director of Planning notes that if the earmark is approved the Town will have enough funding to move forward with the proposed EMS Building Project, if not the Town will need to fund the remaining costs and have less assets for redistribution.

Discussion ensues relative to the dedicated funding for two Community Resource Officers under the ARPA Program.

The Chief of Police reviews the initial lack of staffing to transfer two officers to those positions and once the last Academy ended more officers came in allowing the Police Department to assign the Community Resource Officers positions.

Discussion ensues relative to the timeline for potential earmark funding, funding for the Old Mountain Field Project and the EMS Building Project, and potential allocation for affordable housing or the Oliver Watson Home.

The Director of Planning notes that staff have prepared a request for qualifications to look at three potential development sites: South Road School, Wakefield Elementary School, and the Oliver Watson Home. The Planning Department is evaluating the funding needed.


Discussion ensues relative to a report on the grants the Town has applied for and a grant awarded by the Department of Justice to the Police Department.


The Town Manager notes a correction to the Town Council schedule of meetings, the Initial Budget Hearing will be held on December 20, 2023.

Discussion ensues relative to including financing and school bond language into the Initial Budget Hearing Agenda due to stricter regulations for School Committees.

Further discussion ensues relative to upcoming items for the Town Council, research on a homestead tax exemption, and parameters for a rental registration program.

## 12. COMMUNICATIONS

**A.** UNANIMOUSLY VOTED: that an [email](#) dated November 14, 2023 from Paul Jordan tendering his resignation from the Planning Board effective immediately is accepted, and the Town Council directs that a letter of thanks be sent. 

**B.** UNANIMOUSLY VOTED: that an [email](#) dated November 16, 2023 from Pam Woo, Small Business Saturday Coalition and Women Impacting Public Policy requesting a proclamation for Small Business Saturday in South Kingstown is received, placed on file and the request is approved. 

## 13. APPOINTMENTS

UNANIMOUSLY VOTED: to appoint Bethany Sorrentino to the Affordable Housing Collaborative Committee to fill a term to expire in August 2025.

UNANIMOUSLY VOTED: to adjourn at 10:46 PM.

Nichole C. Romane  
Deputy Town Clerk

**REGULAR SESSION**

**NOVEMBER 14, 2023**

At a REGULAR SESSION of the Town Council of the Town of South Kingstown, County of Washington, in the State of Rhode Island held at the Town Hall, in and for said Town on the 14<sup>th</sup> day of November 2023 at 7:00 PM.

PRESENT: Rory H. McEntee, President  
Michael K. Marran, Vice President  
Patricia A. Alley  
Deborah D. Bergner

**1. CLOSED EXECUTIVE SESSION**

UNANIMOUSLY VOTED: to recess to Closed Executive Session pursuant to RIGL §42-46-5(a)(5) to discuss matters related to the acquisition or lease of real property for public purposes.

Regular Session is reconvened at 7:32 PM, and it is

UNANIMOUSLY VOTED: to seal the minutes of the Closed Executive Session held pursuant to RIGL §42-46-5(a)(5) to discuss matters related to the acquisition or lease of real property for public purposes.

It is noted that no motions or votes were taken.

**2. WORK SESSION**

Convened directly to Regular Session at 7:35 PM.

Nichole C. Romane  
Deputy Town Clerk

**REGULAR SESSION**

**NOVEMBER 14, 2023**

At a REGULAR SESSION of the Town Council of the Town of South Kingstown, County of Washington, in the State of Rhode Island held at the Town Hall, in and for said Town on the 14<sup>th</sup> day of November 2023 at 7:35 PM.

PRESENT: Rory H. McEntee, President  
Michael K. Marran, Vice President  
Patricia A. Alley  
Deborah D. Bergner

**3. REGULAR SESSION**

**A. PLEDGE OF ALLEGIANCE TO THE FLAG**

The Pledge of Allegiance to the flag is given.

**B. LAND ACKNOWLEDGEMENT STATEMENT**

The Land Acknowledgement Statement is read.

**4. ROLL CALL**

Roll Call is taken and four members are present. Councilwoman Rose is absent.

**5. APPROVAL OF MINUTES OF PREVIOUS MEETINGS**

**A. Work Session:** UNANIMOUSLY VOTED: that the minutes of the Work Session held on October 23, 2023 are accepted, approved, and placed on file.

**B. Regular Session:** UNANIMOUSLY VOTED: that the minutes of the Regular Sessions held on October 23 and October 24, 2023 are accepted, approved, and placed on file.

**9A.** New Business Item 9A is brought forward.

James Manni, Town Manager acknowledges the passing of Gerald “Gerry” Driscoll, a former resident and former Deputy Chief for the Narragansett Police Department. Mr. Manni notes that Mr. Driscoll’s widow Heidi and children are present.

Matthew Moynihan, South Kingstown Chief of Police and Sean Corrigan, Narragansett Chief of Police are present and speak in honor and recognition of Gerry for his contributions to the community.

The Town Council presents a citation to Mrs. Heidi Driscoll and extend their sincere condolences to Mr. Driscoll’s family.

UNANIMOUSLY VOTED: to acknowledge the recent passing of Gerald “Gerry” Driscoll.

**10D.** Town Manager’s Report Item 10D is brought forward.

**REGULAR SESSION**

**NOVEMBER 14, 2023**

The Town Manager acknowledges Kathy Perez, Wastewater Superintendent's receipt of the Operator Award from the New England Water Environment Association (NEWEA). The Operator Award is given annually to individuals who have shown a high interest and performance in wastewater operations and have made a significant contribution to the wastewater field. It is noted that only 6 recipients receive this award annually in the New England region.

Ms. Perez is present and reviews her knowledge and experience, and thanks the Town Council for their acknowledgement of her efforts.

**6. CONSENT AGENDA**

UNANIMOUSLY VOTED: to approve the Consent Agenda as indicated by (CA) on same, with the exception of 6N concerning a claim filed by Peter E. Garvey, Esquire on behalf of his client, Jonathan Scott Garvey.

**(CA) A.** UNANIMOUSLY VOTED: to grant Sunday Sales Licenses for the year beginning December 1, 2023 to the following; Renewals:

Geaber's Liquors, Inc., 231 Old Tower Hill Road, Wakefield, RI 02879. Application by George L. Geaber, Jr., President. License No. 59345.

PBL, Inc. d/b/a Liberty Wine & Spirits, 1321 Kingstown Road, Wakefield, RI 02879. Application by Joseph V. Paglia, President. License No. 72659.

Sweeney's Package Store, Inc. d/b/a Sweeney's Wine and Spirits, 408 Main Street, Wakefield, RI 02879. Application by Michael W. Sweeney, President. License No. 59321.

Wakefield Liquors, Inc., 667 Kingstown Road, Wakefield, RI 02879. Application by Jane E. Costanza, President. License No. 59373.

**(CA) B.** UNANIMOUSLY VOTED: to grant Victualling Licenses for the year beginning December 1, 2023 to the following; Renewals:

629 Succotash, LLC d/b/a Matunuck Oyster Bar, 629 Succotash Road, Wakefield, RI 02879. Application by Perry Raso, Member. License No. 71858.

Anderson Enterprises, LLC d/b/a D.B.'s Pizza, 546 Kingstown Road, Wakefield, RI 02879. Application by Jonathan Anderson, Member. License No. 68424.

Apple New England, LLC d/b/a Applebee's Neighborhood Grill and Bar, 15 South County Commons Way, Wakefield, RI 02879. Application by Cheryl Mills, License Manager. License No. 72429.

Baja's Express, LLC d/b/a Baja's Taqueria and Grill, 600 Kingstown Road, Wakefield, RI. Application by Bahij Boutros, Member. License No. 68559.

Butterhead, LLC d/b/a Purslane, 318 Main Street, Wakefield, RI 02879. Application by Matthew Brown, Managing Member. License No. 79386.

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Cantina del Rio of South Kingstown, LLC d/b/a Cantina del Rio, 515 Kingstown Road, Wakefield, RI 02879. Application by Jose Antonio Santillan, Member. License No. 73954.

Cap'n Jack's, Inc. d/b/a Cap'n Jack's Restaurant, 706 Succotash Road, Wakefield, RI 02879. Application by Jack O. Piemonte, President. License No. 59424.

Chop House, Inc. d/b/a Chophouse Grille, 191 Old Tower Hill Road, Wakefield, RI 02879. Application by Russell Goyette, Vice President. License No. 60885.

DPTA Holdings II, LLC d/b/a Dragon Palace of Wakefield, 733 Kingstown Road, Wakefield, RI 02879. Application by Peter A. Santilli, Member. License No. 59137.

Elks Club of South Kingstown #1899, 60 Belmont Avenue, Wakefield, RI 02879. Application by Michelle Main, Secretary. License No. 59368.

Filippou's Twisted Pizza Wakefield, LLC, 28 Old Tower Hill Road, Wakefield, RI 02879. Application by Effie Lopez, Member. License No. 59484.

Global Spectrum LP d/b/a Spectra Venue Management, 1 Lincoln Almond Plaza, Kingston, RI 02881. Application by Leah Becki, General Manager. License No. 74060.

Hannah's Bistro, LLC d/b/a Duck Press, 333 Main Street, Wakefield, RI 02879. Application by Mark Bryson, Member. License No. 70001.

Hanson's Pub, LLC d/b/a Two Ten Oyster Bar & Grill, 210 Salt Pond Road, Wakefield, RI 02879. Application by Andrew Bilodeau, Member. License No. 59396.

J.S.R. Co. d/b/a Tony's Pizzeria, 1916 Kingstown Road, Wakefield, RI 02879. Application by John Reves, President. License No. 59147.

Kabuki Kingstown Corp. d/b/a Kabuki Restaurant, 91 Old Tower Hill Road, Wakefield, RI 02879. Application by Yunqing Liu, President. License No. 64236.

Mahachai, LLC d/b/a Tong Ta Thai Restaurant, 50 South County Commons Way, Wakefield, RI. Application by Awut Chunlawat, President. License No. 77186.

Paliotti Family Enterprises, Inc. d/b/a The Flatts, 501 High Street, Wakefield, RI 02879. Application by Peter Paliotti, President. License No. 70078.

Phil's Kitchen, Inc. d/b/a Phil's Restaurant, 323 Main Street, Wakefield, RI 02879. Application by Kenneth J. Tetzner, President. License No. 59650.

Rachel's Cafe, LLC, 36 South County Commons Way, Unit 4C, Wakefield, RI 02879. Application by Carlos Taveira, Member. License No. 65766.

Surfside Thai Food, LLC d/b/a Sa-Tang Restaurant, 402A Main Street, Wakefield, RI 02879. Application by Nina Conklin, Member. License No. 59346.

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Taj, LLC d/b/a Taj Indian Restaurant and Bar, 49 South County Commons Way, Unit F-4, Wakefield, RI. Application by Devendra Khadka, Member. License No. 70907.

V.G.B., LLC d/b/a NEAPOLIS, 60 South County Commons Way, Unit G1, Wakefield, RI 02879. Application by Pasquale Illiano, Member. License No. 59735.

V.G.B., LLC d/b/a Pasquale's Pizzeria Napoletana, 59 South County Commons Way, Units H-1 and H-2, Wakefield, RI 02879. Application by Pasquale Illiano, Member. License No. 64432.

Wakefield Tavern, LLC d/b/a Tavern on Main, 195 Main Street, Wakefield, RI 02879. Application by Christian D'Agostino, Member. License No. 59627.

**(CA) C.** UNANIMOUSLY VOTED: to grant Victualling and Holiday Sales Licenses for the year beginning December 1, 2023 to the following; Renewals:

ACL, LLC d/b/a Audrey's Coffee House and Lounge, 60 South County Commons Way, G2, Wakefield, RI 02879. Application by Jared Haibon, Member. License No. 72080.

Caf Bar LLC d/b/a Caf Bar, 396 Main Street, Wakefield, RI 02879. Application by Elias Boutros, Member. License No. 73882.

Matunuck Pizza Pie Company, LLC d/b/a Matunuck Pizza Pie, 920 Matunuck Beach Road, Wakefield, RI 02879. Application by Kevin V. Finnegan, Member. License No. 59316.

Rose Hill Golf Club, Inc., 220 Rose Hill Road, Wakefield, RI 02879. Application by James P. Manning, President. License No. 59366.

Torre II Corp. d/b/a Trattoria Romana South, 71 South County Commons Way, Wakefield, RI 02879. Application by Scott Sisson, Vice President. License No. 72492.

**(CA) D.** UNANIMOUSLY VOTED: to grant Victualling, Holiday Sales and Dance Licenses for the year beginning December 1, 2023 to the following; Renewals:

Laurel Food and Beverage, Inc. d/b/a Laurel Lane Country Club, 309 Laurel Lane, West Kingston, RI 02892. Application by Joseph A. Videtta, President; Renewals. License No. 72469.

Next Door, Inc. d/b/a The Pub, 907A Matunuck Beach Road, Wakefield, RI 02879. Application by Kevin V. Finnegan, President. License No. 59312.

Ocean Front Lounge, Inc. d/b/a Ocean Mist, 895A Matunuck Beach Road, Wakefield, RI 02879. Application by Kevin V. Finnegan, President. License No. 59309.

Yankee Foods, LLC d/b/a Mews Tavern, 456 Main Street, Wakefield, RI 02879. Application by Jeffrey Cammans, Member. License No. 73266.

**(CA) E.** UNANIMOUSLY VOTED: to grant Victualling, Holiday Sales, and Bowling Alley Licenses for the year beginning December 1, 2023 to Old Mountain Lanes, Inc., 756 Kingstown Road, Wakefield, RI 02879. Application by Danielle Neary, Manager; Renewals. License No. 59514.

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**(CA) F.** UNANIMOUSLY VOTED: to grant Victualling, Holiday Sales, Dance and Tourist Accommodation Licenses for the year beginning December 1, 2023 to South Kingstown Hotel Associates, LLC d/b/a Holiday Inn South Kingstown, 3009 Tower Hill Road, Wakefield, RI 02879. Application by EHI SK Holdings, Inc., Manager, by Elizabeth A. Procaccianti, President. Renewals. License No. 59193.

**(CA) G.** UNANIMOUSLY VOTED: to grant Victualling, Holiday Sales and Theater Licenses for the year beginning December 1, 2023 to All South County Luxury Cinemas, LLC d/b/a All South County Luxury Cinemas, 30 Village Square Drive, Wakefield, RI. Application by Harold Blank, Member; Renewals. License No. 77177.

**(CA) H.** UNANIMOUSLY VOTED: to grant Theater Licenses for the year beginning December 1, 2023 to the following; Renewals:

Contemporary Theater Company, 327 Main Street, Wakefield, RI 02879. Application by Terrence G. Simpson, President. License No. 62788.

Pump House Music Works, 1464 Kingstown Road, Wakefield, RI 02879. Application by Daniel U. Collins, President. License No. 59520.

**(CA) I.** UNANIMOUSLY VOTED: to grant Victualling Licenses for the year beginning December 1, 2023 to the following; Renewals:

Brickley's Ice Cream, LLC d/b/a Brickley's Ice Cream, 322 Main Street, Wakefield, RI 02879. Application by Chris Brophy, Member. License No. 61447.

CL Enterprises, Inc. d/b/a Hall's Garage & Auto Body, 171 Old Tower Hill Road, Wakefield, RI 02879. Application by R. Harold Thomas, Jr., President. License No. 59175.

Meldgie's Rivers Edge Café, LLC d/b/a Meldgie's Rivers Edge Café, 406 B Main Street, Wakefield, RI 02879. Application by Mark Eldridge, Member. License No. 61432.

Ocean State Waves, Inc. d/b/a Ocean State Waves, PO Box 443, Wakefield, RI 02880 for location at Old Mountain Field, 831 Kingstown Road, Wakefield, RI 02879. Application by Eric Hirschbein-Bodnar, President. License No. 81845.

South Kingston Food Services, Inc. d/b/a D'Angelo Sandwich Shop, 71 Old Tower Hill Road, Wakefield, RI 02879. Application by Dawn Fontaine, Accountant. License No. 59482.

**(CA) J.** UNANIMOUSLY VOTED: to grant Victualling and Holiday Sales Licenses for the year beginning December 1, 2023 to the following; Renewals:

International Pocket, Inc. d/b/a International Pocket, 99 Fortin Road, Kingston, RI 02881. Application by David Boutros, President. License No. 68830.

Richard Paolo Realty d/b/a The Original Vanilla Bean, 757 Matunuck Beach Road, Wakefield, RI 02879. Application by Richard Paolo, Owner. License No. 61740.

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Rosario's Restaurant, Inc. d/b/a Kingston Pizza, 63 Briar Lane, Kingston, RI 02881. Application by Samuel Sciabarrasi, President. License No. 59104.

Snug Harbor Marina, Inc. d/b/a Snug Harbor Marina, 410 Gooseberry Road, Wakefield, RI 02879. Application by Elisa Conti Cahill, Manager. License No. 79248.

Sumo Sushi, Inc. d/b/a Sumo Sushi, 99 Fortin Road Unit 133, Kingston, RI 02881. Application by Ki Joon Lee, President. License No. 69836.

**(CA) K.** UNANIMOUSLY VOTED: to grant Holiday Sales Licenses for the year beginning December 1, 2023 to the following; Renewals:

DEG, LLC d/b/a Wakefield Books, 160 Old Tower Hill Road, Wakefield, RI 02879. Application by Robert Ryan, Member. License No. 60853.

Laurel Lane Recreational Enterprises, Inc. d/b/a Laurel Lane Country Club, 309 Laurel Lane, West Kingston, RI 02892. Application by Joe Videtta, Owner. License No. 59371.

Second Time Around Sports Plus, Inc. d/b/a Second Time Around Sports, 160 Old Tower Hill Road, Wakefield, RI 02879. Application by Joseph Mastrati, President. License No. 78729.

**(CA) L.** UNANIMOUSLY VOTED: to grant a Holiday Sales License and Additional Hours from 2AM to 4AM for the year beginning December 1, 2023 to Alchihed Enterprises, Inc. d/b/a IZONE, 100 Fortin Road, Kingston, RI 02881. Application by Nidal Alchihed, President; Renewal. License No. 63430.

**(CA) M.** UNANIMOUSLY VOTED: to grant Holiday Sales and Farm Retail Licenses for the year beginning December 1, 2023 to Carpenters Farm, Inc. d/b/a Carpenters Farm, 520 Matunuck Beach Road, Wakefield, RI 02879. Application by David Carpenter, President; Renewal. License No. 59455.

**(CA) O.** UNANIMOUSLY VOTED: to authorize the Tax Assessor to abate taxes in the total amount of \$5,413.99, as shown on Tax Abatement Request No. 629.

**(CA) P.** UNANIMOUSLY VOTED: to grant the Petition #30791532 of Rhode Island Energy to install Poles 5-50 and 5-84 on the west side and east side of Columbia Street, respectfully, and to use the public ways named for the purposes stated in said petition, that the work be done to the satisfaction of the Director of Public Services and notification to Town for municipal utility mark-out prior to pole setting, and that this approval is conditioned upon the removal of all existing double poles along the entire length of Columbia Street prior to new poles placement; and any new double poles created as part of this request be removed within sixty (60) calendar days of new poles placement. Said petition is further described in a memorandum from the Public Services Director to the Town Manager dated October 26, 2023 and entitled "Rhode Island Energy Pole Setting Request – Pole 5-50 and Pole 5-84 Columbia Street." Book 6, page 23.

**(CA) Q.** UNANIMOUSLY VOTED: to authorize the Town Clerk to advertise for Order of Notice a Public Hearing relative to an application for a license to keep and sell alcoholic beverages in South Kingstown in accordance with the General Laws of 1956, as amended, as follows:

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**CLASS B VICTUALLER LIQUOR LICENSE**

Application for a new Class B Victualler Liquor License by New Wave Kitchen, LLC d/b/a New Wave Kitchen, 357 Main Street, Wakefield, RI by Matthew Reagan, Managing Member for the indoor dining area and 4 outside seats in accordance with a Special Use Permit granted by the Zoning Board of Review on September 20, 2023 and RI Public Laws Chapters 23-188 and 23-189; and as further defined in a site plan on file in the Town Clerk's Office.

**(CA) R.** UNANIMOUSLY VOTED: to authorize an award of contract to Aramsco, 8 Panas Road, Foxboro, MA 02035 for carpet replacement, including labor and materials, in the Town Hall Records Vault, in a total amount not to exceed \$7,900, including a contingency; and as further described in a memorandum from the Director of Facilities to the Town Manager dated November 6, 2023 and entitled "Award of Contract – Carpet Replacement Town Hall Records Vault."

**(CA) N.** Discussion ensues relative to the claim submission process.

Michael Ursillo, Town Solicitor is present and reviews the claims process, applicable laws, and the demand letter received from the claimant Jonathan Garvey's legal counsel. It is noted that a redacted version of the demand letter and supporting documentation could be provided under the Access to Public Records Act (APRA).

Discussion ensues relative to scheduling a Closed Executive Session on this matter at the November 27, 2023 Town Council meeting.

UNANIMOUSLY VOTED: that a claim filed by Peter E. Garvey, Esquire on behalf of his client, Jonathan Scott Garvey relative to an incident that occurred on or about June 10, 2023 be referred to the Town Solicitor and the Town's insurance carrier.

**7. PUBLIC HEARINGS**

**A.** Notice having been duly given, a Public Hearing is held relative to the renewal of Liquor Licenses for the year beginning December 1, 2023.

Council President McEntee presents the applications for Class A Retailer, Class B Victualler, Class B Limited, Class B Tavern, Class B Hotel, Class D Club, Class J Convention Hall Limited, and Class T Legitimate Theater Liquor Licenses.

There are no public comments, and it is

UNANIMOUSLY VOTED: to close the Public Hearing.

UNANIMOUSLY VOTED: to grant licenses to sell intoxicating beverages under the provision of Title 3 of the General Laws of 1956, as amended; said licenses are granted contingent upon the issuance of a Certificate of Good Standing from the Rhode Island Division of Taxation, issuance of a Certificate of Insurance evidencing required liability coverage, compliance with all Town Ordinances and regulations, the payment of any municipal taxes, user fees and lease payments in arrears to the Town, and the correction of any fire code violations as follows:

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**CLASS A – RETAILER**

GEABER'S LIQUORS, INC., by George L. Geaber Jr., President, 231 Old Tower Hill Road, Wakefield, RI; first floor sales area; and as further defined in a site plan on file in the Town Clerk's Office.

PBL, INC. d/b/a LIBERTY WINE & SPIRITS, by Joseph V. Paglia, President, 1321 Kingstown Road, Wakefield, RI; first floor sales area, in accordance with a Special Use Permit granted April 22, 2020 by the Zoning Board of Review; and as further defined in a site plan dated May 12, 2020 on file in the Town Clerk's Office.

SWEENEY'S PACKAGE STORE, INC. d/b/a SWEENEY'S WINE & SPIRITS, by Michael W. Sweeney, President, 408 Main Street, Wakefield, RI; first floor sales area; and as further defined in a site plan on file in the Town Clerk's Office.

WAKEFIELD LIQUORS, INC., by Jane E. Costanza, President, 667 Kingstown Road, Wakefield, RI; first floor sales area including expansions granted on May 14, 2001 and September 13, 2004; and as further defined in an amended site plan dated July 27, 2004 on file in the Town Clerk's office.

**CLASS B – VICTUALLER**

629 SUCCOTASH LLC d/b/a MATUNUCK OYSTER BAR, by Perry Raso, Managing Member, 629 Succotash Road, Wakefield, RI; first and second floor inside dining areas, outdoor patio in the fenced-in outdoor seating area on the southwest corner of the parcel, and rooftop deck, conditioned upon no music or amplified music allowed on the roof deck in accordance with a Special Exception granted January 15, 1979 and Special Use Permits granted June 16, 2004, February 17, 2010, December 21, 2011, February 15, 2012 and November 18, 2020 by the Zoning Board of Review; and as further defined in a site plan dated July 20, 2021 on file in the Town Clerk's office.

ACL, LLC d/b/a AUDREY'S COFFEE HOUSE & LOUNGE, by Jared Haibon, Member, 60 South County Commons Way, Unit G2, Wakefield, RI for the indoor dining room and bar areas as defined in a site plan on file in the Town Clerk's office; and outdoor service area limited to tables and seating that do not obstruct the pedestrian walkway, as further defined in the site plan titled "Outdoor Area for Audrey's Coffee House and Lounge."

ALL SOUTH COUNTY CINEMAS, LLC d/b/a SOUTH COUNTY LUXURY CINEMAS, 30 Village Square Drive, Wakefield, RI by William Dougherty, Member; food court, lobby food service area, and all cinemas within the theater; and as further defined in a site plan on file in the Town Clerk's office.

APPLE NEW ENGLAND, LLC d/b/a APPLEBEE'S NEIGHBORHOOD GRILL & BAR, by Ronald S. Igarashi, Secretary, 15 South County Commons Way, Wakefield, RI; bar/lounge area, all dining areas and the patio area; and as further defined in a site plan on file in the Town Clerk's office.

BUTTERHEAD, LLC d/b/a PURSLANE, 318 Main Street, Wakefield, RI by Matthew Brown, Managing Member; indoor dining area and 14 seats on the patio in accordance with a Special Use Permit granted by the Zoning Board of Review on March 22, 2023; and as further defined in a site plan on file in the Town Clerk's office.

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CANTINA DEL RIO OF SOUTH KINGSTOWN, LLC d/b/a CANTINA DEL RIO, by Jose Antonio Santillan, Member, 515 Kingstown Road, Wakefield, RI; dining rooms and bar area; and as further defined in a site plan dated June 18, 2019 on file in the Town Clerk's Office.

CAP'N JACK'S, INC. d/b/a CAP'N JACK'S RESTAURANT, by Jack O. Piemonte, President, 706 Succotash Road, Wakefield, RI; first floor dining areas and two outdoor decks, in accordance with a Special Exception granted on April 18, 1979, and Special Use Permits granted January 19, 2011 and May 27, 2015 by the Zoning Board of Review; and as further defined in an amended site plan dated May 28, 2015 on file in the Town Clerk's office.

CHOP HOUSE, INC. d/b/a CHOPHOUSE GRILLE, by Martin Garcia, President, 191 Old Tower Hill Road, Wakefield, RI; dining rooms and bar areas; and as further defined in a site plan on file in the Town Clerk's Office.

DPTA HOLDINGS II, LLC d/b/a DRAGON PALACE OF WAKEFIELD, by Peter A. Santilli, Member, 733 Kingstown Road, Wakefield, RI; dining room, sushi bar, bar area and special party area; and as further defined in a site plan on file in the Town Clerk's Office.

FILIPPOU'S TWISTED PIZZA WAKEFIELD, LLC d/b/a FILIPPOU'S TWISTED PIZZA, by Effie Filippou Lopez, Member, 28 Old Tower Hill Road, Wakefield, RI; dining rooms and bar area in accordance with a special exception granted on September 19, 1990; and as further defined in a site plan on file in the Town Clerk's Office.

HANNAH'S BISTRO, LLC d/b/a DUCK PRESS, by Mark Bryson, Member, 333 Main Street, Wakefield, RI; first floor dining room and bar area in accordance with a Special Use Permit granted by the Zoning Board of Review on May 19, 2010; and as further defined in a site plan on file in the Town Clerk's office.

HANSON'S PUB, LLC d/b/a TWO TEN OYSTER BAR & GRILL, by Andrew R. Bilodeau, Member, 210 Salt Pond Road, Wakefield, RI; first floor bar and dining areas, lower level bar and outside deck area, a patio in front approximately 1,500 square feet and deck on the right side of the building; and as further defined in a site plan on file in the Town Clerk's Office.

J.S.R. CORP. d/b/a TONY'S PIZZA PALACE, by John Reves, President, 1916 Kingstown Road, Peace Dale, RI; first floor dining area, and counter with the consumption of food, and as described in the Special Exception granted by the Zoning Board of Review on April 17, 1992; and as further defined in a site plan on file in the Town Clerk's Office.

KABUKI KINGSTOWN CORP. d/b/a KABUKI RESTAURANT, by Yunqing Liu, President, 91 Old Tower Hill Road, Wakefield, RI; first floor lounge and dining areas; and as further defined in a site plan on file in the Town Clerk's Office.

LAUREL FOOD AND BEVERAGE, INC. d/b/a LAUREL LANE COUNTRY CLUB, by Joseph A. Videtta, President, 309 Laurel Lane, West Kingston, RI; upstairs bar, lounge, function room and deck; downstairs snack shop, lounge and patio deck; and grounds of the Laurel Lane Country Club; and as further defined in a revised site plan on file in the Town Clerk's Office.

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MAHACHAI, LLC d/b/a TONG TA THAI RESTAURANT, by Awut Chunlawat, Member, 50 South County Commons Way, Unit E1, Wakefield, RI; first floor dining areas, in accordance with a Special Use Permit granted by the Zoning Board of Review on April 16, 2014; and as further defined in a site plan on file in the Town Clerk's Office.

MATUNUCK PIZZA PIE COMPANY, LLC d/b/a MATUNUCK PIZZA PIE, by Kevin V. Finnegan, Member, 920 Matunuck Beach Road, Wakefield, RI; indoor dining area and outdoor seating area in accordance with a Special Use Permit granted by the Zoning Board of Review on April 21, 2011, and outdoor side areas in accordance with a Special Use Permit granted by the Zoning Board of Review on January 17, 2018; and as further defined in a site plan dated January 23, 2018 on file in the Town Clerk's office.

NEXT DOOR, INC. d/b/a THE PUB, by Kevin V. Finnegan, President, 907A Matunuck Beach Road, Wakefield, RI; ground floor and deck approximately 20' x 30' in accordance with a Special Use Permit granted by the Zoning Board of Review on November 3, 2004; and as further defined in a site plan dated January 4, 2017 on file in the Town Clerk's office.

OCEAN FRONT LOUNGE, INC. d/b/a OCEAN MIST, by Kevin V. Finnegan, President, 895A Matunuck Beach Road, Wakefield, RI; first floor of the building, as defined by the present perimeter of said building, including the south side of the deck, excluding the stairs; and as further defined in a site plan on file in the Town Clerk's Office.

OLD MOUNTAIN LANES, INC. d/b/a OLD MOUNTAIN LANES, by Robert L. Toth, President, 756 Kingstown Road, Wakefield, RI; first floor dining areas, meeting room, concourse area and bowling area; and as further defined in a site plan on file in the Town Clerk's Office.

PALIOTTI FAMILY ENTERPRISES, INC. d/b/a THE FLATTS, by Peter Paliotti, President, 501 High Street, Wakefield, RI; first floor bar and dining areas; and as further defined in a site plan dated March 17, 2021 on file in the Town Clerk's office.

PHIL'S KITCHEN INC. d/b/a PHIL'S RESTAURANT, by Kenneth J. Tetzner, President, 323 Main Street, Wakefield, RI; first floor dining area, second floor dining area, walkway, roof deck dining area on an adjacent building at 329 Main Street in accordance with Special Use Permits granted by the Zoning Board of Review on July 21, 2010, April 20, 2011 and February 21, 2012; and as further defined in site plans dated March 5, 2012 on file in the Town Clerk's office.

ROSE HILL GOLF CLUB, INC., by James P. Manning, President, 220 Rose Hill Road, Wakefield, RI; first floor of the clubhouse and adjacent patio; and as further defined in a site plan on file in the Town Clerk's Office.

SURFSIDE THAI FOOD, LLC d/b/a SA-TANG RESTAURANT, by Nina Conklin, Member, 402A Main Street, Wakefield, RI; bar and dining room in accordance with a Special Use Permit granted by the Zoning Board of Review on December 21, 2011; and as further defined in a site plan on file in the Town Clerk's Office.

TAJ, LLC d/b/a TAJ INDIAN RESTAURANT AND BAR, by Devendra Khadka, Member, 49 South County Commons Way, Unit F-4, Wakefield, RI; first floor bar and dining areas; and as further described in a site plan on file in the Town Clerk's Office.

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TORRE II CORP. d/b/a TRATTORIA ROMANA SOUTH, by Scott Sisson, Vice President, 71 South County Commons Way, Wakefield, RI; indoor bar and dining room areas and outdoor dining area, in accordance with a Special Use Permit granted December 16, 2009 by the Zoning Board of Review; and as further defined in a site plan on file in the Town Clerk's Office.

V.G.B., LLC d/b/a PASQUALE'S PIZZERIA NAPOLETANA, 59 South County Commons Way, Units H-1 and H-2, Wakefield, RI by Pasquale Illiano, Member for the first floor dining and bar areas in accordance with a Special Use Permit granted January 19, 2005 by the Zoning Board of Review; and as further defined in a site plan on file in the Town Clerk's office.

WAKEFIELD TAVERN, LLC d/b/a TAVERN ON MAIN, by Christian D'Agostino, Member, 195 Main Street, Wakefield, RI; first and second floor dining areas, and limited to 20 outdoor seats on Main Street in accordance with a Special Use Permit and Variance granted by the Zoning Board of Review on May 21, 2014, subject to the filing of an off-site parking agreement in the land evidence records; and as further defined in a site plan dated February 5, 2018 on file in the Town Clerk's Office.

YANKEE FOODS, LLC d/b/a THE MEWS TAVERN, by Jeffrey Cammans, Managing Member, 456 Main Street, Wakefield, RI; first and second floor, mezzanine and third floor lounge including a 40 foot expansion, as described in the Special Exception granted April 20, 1994 and Special Use Permits granted September 17, 1997 and January 21, 2004 by the Zoning Board of Review; additional tavern area in accordance with a Special Use Permit granted on February 20, 2013; and expanded service area at the rear of the existing building within the existing parking lot, consisting of a curbside pickup kiosk and hostess station with dining seating and border/separation from the parking and vehicle access, in accordance with a Special Use Permit granted March 17, 2021 by the Zoning Board of Review; and as further defined in site plans dated March 7, 2013 and April 14, 2021 on file in the Town Clerk's office.

## **CLASS B – LIMITED**

ANDERSON ENTERPRISES, LLC d/b/a D.B.'S PIZZA, by Jonathan Anderson, Member, 546 Kingstown Road, Wakefield, RI; first floor dining area (tables only) as described in the Special Exception granted by the Zoning Board of Review on January 20, 1988; and as further defined in a site plan on file in the Town Clerk's Office.

BAJA'S EXPRESS, LLC d/b/a BAJA'S TAQUERIA AND GRILL, by Bahij Boutros, Member, 600C Kingstown Road, Wakefield, RI; indoor dining area in accordance with a Special Use Permit granted September 16, 2020 by the Zoning Board of Review; and as further defined in a site plan on file in the Town Clerk's Office.

CAF BAR, LLC d/b/a CAF BAR, Elias Boutros Member, 396 Main Street, Wakefield, RI, indoor bar and dining areas only; in accordance with a Special Use Permit granted by the Zoning Board of Review on July 21, 2021; and as further defined in a site plan on file in the Town Clerk's office.

RACHEL'S CAFE, LLC d/b/a RACHEL'S CAFE, by Carlos Taveira, Member, 36 South County Commons Way, Unit 4C, Wakefield, RI; all seating areas inside the first floor restaurant in accordance with a Special Use Permit granted December 21, 2016 by the Zoning Board of Review; and as further defined in a site plan on file in the Town Clerk's office.

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V.G.B. LLC d/b/a NEAPOLIS, by Pasquale Illiano, Member, 60 South County Commons Way, Unit G1, Wakefield, RI; dining and counter areas, in accordance with a Special Use Permit granted by the Zoning Board of Review on April 15, 2015; and as further defined in a site plan on file in the Town Clerk's Office.

**CLASS B – TAVERN**

SOUTH KINGSTOWN HOTEL ASSOCIATES, LLC d/b/a HOLIDAY INN SOUTH KINGSTOWN, by EHI SK Holdings, Inc., Manager, by Elizabeth A. Procaccianti, President, 3009 Tower Hill Road, Wakefield, RI; dining, lounge and bar areas, and banquet room, and patio area, and for consumption only in the pool area from 9 AM to 9:30 PM, only when a lifeguard is present, as described in the Special Exception granted by the Zoning Board of Review on May 18, 1994; and as further defined in a site plan dated March 6, 2008 on file in the Town Clerk's Office.

**CLASS B – HOTEL**

SOUTH KINGSTOWN HOTEL ASSOCIATES, LLC d/b/a HOLIDAY INN SOUTH KINGSTOWN, by EHI SK Holdings, Inc., Manager, by Elizabeth A. Procaccianti, President, 3009 Tower Hill Road, Wakefield, RI; for 107 guest rooms located on the first, second, third and fourth floors in the hotel, as described in the Special Use Permit granted by the Zoning Board of Review on June 18, 2008; and as further defined in a site plan on file in the Town Clerk's Office.

**CLASS D – CLUB FULL PRIVILEGE**

ELKS CLUB OF SOUTH KINGSTOWN #1899, by Michelle Main, Secretary, 60 Belmont Avenue, Wakefield, RI; members lounge, dining room and foyer, and grounds as described in the Special Use Permit granted by the Zoning Board of Review on February 19, 1997; and as further defined in a site plan dated September 30, 1998 on file in the Town Clerk's Office.

**CLASS J – CONVENTION HALL LIMITED**

GLOBAL SPECTRUM LP d/b/a SPECTRA VENUE MANAGEMENT by Leah Becki, General Manager, 1 Lincoln Almond Plaza, Kingston, RI 02881, concourse and arena areas at the Ryan Center; and as further defined in a site plan on file in the Town Clerk's office.

**CLASS T – LEGITIMATE THEATER**

CONTEMPORARY THEATER COMPANY, by Terrence G. Simpson, President, 321 Main Street, Wakefield, RI for the expanded outside patio area modification at 321 Main Street and theatre in adjacent building at 327 Main Street, in accordance with Special Use Permits granted by the Zoning Board of Review on May 15, 2019, June 21, 2017 and February 21, 2012 with sales of alcohol limited to one hour prior to the performance and during the performance, but prohibited after the performance in the building used for the theatre performances; and as further defined in a site plan dated June 4, 2019 on file in the Town Clerk's office.

PUMP HOUSE MUSIC WORKS, by Daniel U. Collins, President, 1464 Kingstown Road, Wakefield, RI; Presentation Gallery and hand tool work room in accordance with a Special Use Permit granted

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December 21, 2016 by the Zoning Board of Review; and as further defined in site plans dated January 4, 2017 on file in the Town Clerk's office.

**B.** Notice having been duly given, a Public Hearing is held relative to an application for renewal of an Indoor Shooting Range License in accordance with the South Kingstown Town Code, Chapter 9 Licenses and Miscellaneous Business Regulations, Article VI Indoor Shooting Ranges, Sec. 9-158 Term of License, Renewal, Transfer. Application by IDGR15, LLC d/b/a Elite Indoor Gun Range, by Mark A. Fay, Member for property located at 371 Rose Hill Road, Wakefield, RI 02879 and designated as Assessor's Plat 33, Lot 30, consisting of 121.57 acres.

Sven Soderberg, Operations Manager is present, and after testimony and discussion it is

UNANIMOUSLY VOTED: to close the Public Hearing.

UNANIMOUSLY VOTED: to grant an application for renewal of an Indoor Shooting Range License in accordance with the South Kingstown Town Code Chapter 9 Licenses and Miscellaneous Business Regulation, Article VI Indoor Shooting Ranges, Sec. 9-158 Term of License, Renewal, Transfer. Application by IDGR15, LLC d/b/a Elite Indoor Gun Range, by Mark A. Fay, Member for property located at 371 Rose Hill Road, Wakefield, RI 02879 and designated as Assessor's Plat 33, Lot 30, consisting of 121.57 acres. License No. 64402.

**C.** Notice having been duly given, a Public Hearing is held relative to proposed amendments to the following chapters of the Town Code related to the implementation of a Municipal Court: Chapter 1 General Provisions; Chapter 3 Animals and Fowl; Chapter 4 Boats and Waterways Ordinance; Chapter 10 Motor Vehicles and Traffic; Chapter 11 Nuisances; Chapter 12 Offenses and Miscellaneous Provisions; Chapter 15 Solid Waste Management; Chapter 16 Streets and Sidewalks; Chapter 18.5 Tree Ordinance; Chapter 19 Utilities; and Chapter 20 Stormwater Management.

The Town Solicitor explains that the purpose of the proposed amendments to the Town Code is related to conforming the Town's ordinances with Municipal Court as well as updating penalties and fines. It is noted that the Town cannot imprison offenders at Municipal Court.

Discussion ensues relative to the proposed fine increases and the maximum fines allowable by the state.

The Town Manager reviews the fines that mirror state law and the fines imposed by the Town such as parking fines. Certain parking fines have not been updated in the Town Code for 10 years or more.

The Chief of Police explains that the proposed fine increases are consistent with the fines of neighboring Towns and the need to update the fines.

Discussion ensues relative to concerns with the amounts of the proposed fines, the date of the first Municipal Court Session, and the potential alternatives of lowering the proposed fine increases or keeping them the same.

UNANIMOUSLY VOTED: to continue to November 27, 2023 a Public Hearing relative to proposed amendments to the following chapters of the Town Code related to the implementation of a Municipal

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Court: Chapter 1 General Provisions; Chapter 3 Animals and Fowl; Chapter 4 Boats and Waterways Ordinance; Chapter 10 Motor Vehicles and Traffic; Chapter 11 Nuisances; Chapter 12 Offenses and Miscellaneous Provisions; Chapter 15 Solid Waste Management; Chapter 16 Streets and Sidewalks; Chapter 18.5 Tree Ordinance; Chapter 19 Utilities; and Chapter 20 Stormwater Management.

### 8. PUBLIC COMMENTS

Council President McEntee invites residents to come forward with comments.

Christopher Iredale, Friends of the South Kingstown Historical Cemeteries is present and comments on the background of Historic Cemetery No. 2 and that the Town should be providing the maintenance.

Brian Nelson, South Kingstown High School teacher is present and comments on the opportunity to address infrastructure needs through the proposed school facilities project and school bond.

The following members of the public comment relative to the Town's decision to discontinue maintenance of private roads:

Holly Moore  
Cheryl Swartz  
Norma Roelke

Maggie Martin is present and expresses concerns relative to the proposed school bond and school facilities project.

Jen Nerbonne is present and expresses concerns relative to the proposed school bond and school facilities project.

The following members of the public comment in support of a new High School and review the condition of the existing South Kingstown High School (SKHS).

Jeff Taber, SKHS Counselor  
Ryan Muir, SKHS Teacher  
Jack Cadman, SKHS Student  
Aidan O'Sullivan, SKHS Student  
Ann Hathaway, SKHS Teacher  
Mary Kutcher, SKHS Teacher  
Elizabeth Nestor  
Fil Eden  
Andrew Holt  
Maureen Egan  
Paul McDevitt  
Carol Hagan McEntee, State Representative  
William Gates, SKHS Student  
Kate Macinanti, School Committee and School Building Committee Member  
Mike Lobdell  
Deb McDowell

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### 9. NEW BUSINESS

**B.** The Town Solicitor reviews the previous authorization from the General Assembly approving a \$125,000,000 school bond which the Town subsequently learned was not enough. The new estimate for the school facilities project is approximately \$150,000,000 and the Town is required to return to the General Assembly for authorization of the new bond amount.

Brian Silvia, Finance Director gives a presentation on the new High School Bond project options and analysis. Mr. Silvia reviews the scenarios for a \$150,000,000 bond on a 20-year amortization versus a 30-year amortization and what the cost would be to the Town.

The 20-year amortization estimated interest rate is 4% with an average annual payment of \$11,013,720 and estimated state reimbursement of \$3,606,993 making the annual payment \$7,406,727. The 30-year amortization estimated interest rate is 4.5% with an average annual payment of \$9,251,148 and estimated state reimbursement of \$2,894,582 making the annual payment \$6,356,566. It is noted that the Town would need to pay an additional \$40,697,635 in interest payments with the 30-year amortization.

Mr. Silvia reviews the additional funds needed over the next three fiscal years for the roll out of the bond for the 20-year amortization resulting in a tax rate increase of \$0.12 for Fiscal Year 2026, \$0.15 for Fiscal Year 2027, and \$0.14 for Fiscal Year 2028. It is noted that the bond would be issued in Fiscal Year 2028 and Fiscal Year 2029 would require the first bond payment. The projected impacts of the Town using the median assessed value are reviewed. Mr. Silvia reviews the additional funds needed over the next three fiscal years for the roll out of the bond for the 30-year amortization resulting in a tax rate increase of \$0.12 for Fiscal Year 2026, \$0.13 for Fiscal Year 2027, and \$0.12 for Fiscal Year 2028, as well as the projected impacts of the Town using the median assessed value. The Town's current debt limit is \$206,992,926, the amount of outstanding general debt subject to the debt limit is \$1,534,299, and the Town is under the debt limit by \$205,458,627.

Discussion ensues relative to RI Department of Education's (RIDE) increase of per square foot reimbursements and potential savings, tax levy growth, annual growth, potential funding sources from the Trustees of the South Kingstown School Funds to reduce debt service of the bond, alleviating tax rates for the taxpayers, and the potential use of School Department surplus monies.

The Town Solicitor explains the need for his office to review available funds from the Trustees of the South Kingstown School Funds and it is noted that the \$150,000,000 bond amount is a ceiling.

Discussion ensues relative to the timeline for the school bond.

Chris Spiegel, Senior Project Manager, LeftField Project Management, the Town's Owner Project Manager (OPM) reviews RIDE's deadlines and LeftField's role in ensuring the Town receives the reimbursements issued by RIDE within their deadline.

Discussion ensues relative to other Towns and their school facilities projects, the bond amount, mitigation of tax increases, taking a conservative approach, and future discussions with the School Committee regarding the School Department surplus.

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UNANIMOUSLY VOTED: to direct the Town Manager and Finance Director to work with Bond Counsel to draft language for enabling legislation to be submitted to the General Assembly to authorize the placement of a Bond Referendum Question on a ballot specific to a bond request not to exceed \$150 million to support a new High School facility improvement project.

**C.** Theresa Murphy, Director of Leisure Services is present and reviews her request to submit a grant application to the RI Department of Environmental Management (RIDEM) for a \$400,000 grant through the 2023 Recreation Acquisition and Development grant program for the purpose of upgrades at Old Mountain Field. It is noted that the Town's portion of the cost is included in the current fiscal years' Capital Improvement Program budget.

UNANIMOUSLY VOTED: to authorize the submittal of a grant application to the RI Department of Environmental Management for funding through the 2023 Recreation Acquisition and Development grant program, for the purpose of planned capital improvements at Old Mountain Field; and as further described in a memorandum from the Director of Leisure Services to the Town Manager dated October 23, 2023 and entitled "RIDEM 2023 Recreation Acquisition and Development Grant Applications."

**D.** Lori-Ann Fox, Director of Information Technology is present and reviews the contract renewal for the Town's anti-virus software. It is noted that this software keeps the Town in compliance with their cybersecurity insurance.

UNANIMOUSLY VOTED: to authorize an award to Center for Internet Security, Inc., 31 Tech Valley Drive, East Greenbush, NY 12061 for services in an amount not to exceed \$16,850, including a \$2,000 contingency, with a 3-year renewal option not to exceed ten percent (10%) increase over the prior year; as further described in a memorandum from the Director of IT to the Town Manager dated October 31, 2023 and entitled "CIS Contract Extension Recommendation."

**E.** The Director of Leisure Services reviews a request for an award of bid for the purchase of wood fencing materials.

UNANIMOUSLY VOTED: to authorize an award of bid to American Timber and Steel, 4832 Plank Road, Norwalk, OH 44857 for wood fencing materials in accordance with all bid specifications in an amount not to exceed \$13,111 including a contingency of \$1,500; and as further described in a memorandum from the Director of Leisure Services to the Town Manager dated November 6, 2023 and entitled "Bid Recommendation – Wood Fence Materials."

**F.** The Town Manager reviews the request to purchase GovInvest to aid in conducting a compensation survey to assist the Town in remaining competitive with other municipal employers and to purchase the Labor Costing Module that would improve efficiency when negotiating union contracts.

Discussion ensues relative to the cost breakdown of the proposed purchase.

Lucas Murray, Deputy Town Manager is present and explains that \$40,000 was allocated last fiscal year for Human Resources to undertake a Compensation Classification Survey. GovInvest provides comparative data from other municipalities as well as provides a software platform that would allow

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Human Resources to analyze benefits and compensation. The Town currently has a manual process when analyzing potential options for compensation and benefits during union negotiations.

Discussion ensues relative to the need to hire an actuary to conduct the Compensation Classification Survey without the platform and fiscal analysis, and the time it takes to conduct negotiations.

The Town Manager notes that negotiations for the International Brotherhood of Police Officers (IBPO) contract were extremely time consuming while using the current negotiation process when determining the ability to include additional compensation or benefits. The proposed Labor Costing module would provide immediate answers.

VOTED: to authorize an award to GovInvest Inc., 8605 Santa Monica Boulevard, PMB 52465, West Hollywood, CA 90069 for purchase of the Labor Costing Module and Live Compensation Studies Module in an amount not to exceed \$85,000 as an “Exclusive Commodity” pursuant to Section 6-26(a) of the Town of South Kingstown Code of Ordinances; as further described in a memorandum from the Deputy Town Manager/ DOAS to the Town Manager dated November 6, 2023 and entitled “Request for Exclusive Commodity Purchase Authorization – GovInvest Labor Costing and Live Compensation Studies Modules.”

Councilwoman Bergner voted no.

**G.** Matthew Moynihan, Chief of Police reviews the need for internet in the Police cruisers and notes that it would provide the ability to automatically upload body-worn camera footage into the system in real time and allow the Police Department to track the location of the Police vehicles.

Discussion ensues, and it is

UNANIMOUSLY VOTED: to authorize an award to CDW-G, 75 Remittance Drive, Suite 1515, Chicago, IL 60675-1515 for purchase of Cradlepoint R1900 – 5G wireless routers, with accessory 5G mobile antennas and a 5-year subscription to the Cradlepoint NetCloud Mobile solution at a cost of \$2,506 per vehicle; and as further described in a memorandum from the Chief of Police to the Town Manager dated November 6, 2023 and entitled “Award Recommendation – Cradlepoint Wireless Routers for Police Vehicle Internet Connectivity.”

**H.** James Rabbitt, Director of Planning is present and reviews the state mandated zoning and land use amendments that will go into effect on January 1st. New legislation requires that each special use has special criteria for those uses.

Discussion ensues, and it is

UNANIMOUSLY VOTED: to authorize the Town Clerk to advertise by reference for Order of Notice a Public Hearing relative to proposed amendments to the Zoning Ordinance, reflecting new state laws that change various processes for review and approval of zoning and development applications. Amendments include revised standards for variances; revisions to table of permitted uses and addition of criteria for certain uses permitted by special use permit; revised procedure and criteria for modification of dimensional requirements; procedure for review of uses not listed in the table of permitted uses; reduced dimensional requirements for nonconforming lots; changes to regulations governing comprehensive permit applications; establishment of unified development review;

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revisions to development plan review process; regulations for adaptive reuse; and changes to the quorum requirement for the Zoning Board and votes required to approve applications; and as further described in a memorandum from the Assistant Town Solicitor to the Town Council dated July 10, 2023 and entitled "Recently Enacted Laws Affecting Land Use."

### 8. PUBLIC COMMENTS continued

Jim O'Neill is present and comments on the school facilities project, School Department budget, and the demographics of the community.

Dave Antonelli is present and comments on the importance of proper oversight over the proposed school bond and proposes the Town put together an oversight committee.

Dorald Beasley is present and comments in opposition to the 30-year amortization of the proposed school bond. Mr. Beasley requests that the Town fund the School Department on a per pupil basis and use the cost savings to fund the construction of a new high school.

Bret Harrington is present and comments on the proposed school bond causing an increase in taxes and debt.

### 10. TOWN MANAGER'S REPORT

**B.** The Town Manager notes that an update on the proposed South County Commons/District 5 Apartment Complex will be provided to the Town Council in Closed Executive Session at a future meeting.

**A.** The Town Manager notes that the School Building Committee will discuss the Town Council's vote on authorization for a \$150 million school bond and provide recommendations on moving forward.

**C.** The Town Manager provides an overview of the events held by the Town 's 300<sup>th</sup> Anniversary Steering Committee and commends them for their hard work and dedication.

### 11. COMMUNICATIONS

**A.** Councilwoman Bergner reviews the update given by staff at the last Town Council meeting relative to unspent American Rescue Plan Act (ARPA) funds and requests that the Town Council consider recommendations for reallocation of the unspent ARPA funds to go towards housing projects.

Discussion ensues, and it is

UNANIMOUSLY VOTED: that an email dated October 2, 2023 from Councilwoman Bergner requesting an update on the American Rescue Plan Act (ARPA) Program is received, placed on file, and referred to Town Staff to determine unspent ARPA monies and develop a list of reallocation recommendations.

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**B.** Councilwoman Alley reviews the update given by staff at the last Town Council meeting relative to the history and restrictions on the Oliver Watson Home and requests that the Oliver Watson Home be used for elderly housing using unallocated ARPA funds.

The Town Solicitor reviews development options for the Oliver Watson Home, the conditions for selling the property, and restrictions on property use.

Discussion ensues relative to placing this subject on a future Agenda and the need to develop the guidelines for a Request for Proposals.

UNANIMOUSLY VOTED: that an email dated October 14, 2023 from Councilwoman Alley requesting to discuss the history and restrictions of the Oliver Watson Home is received, placed on file, and referred to the Town Solicitor's Office.

**C.** Councilwoman Bergner reviews the future use of Wakefield School and requests that the Town begin to investigate the different uses for the vacant school.

The Deputy Town Manager discusses conducting a feasibility study and notes that the School Department has not transferred ownership of Wakefield School to the Town yet. Mr. Murray requests guidance from the Town Council on what types of uses the Council would like to see as options or soliciting feedback from the community.

Discussion ensues relative to soliciting feedback from the Economic Development Committee (EDC) or Friends of the Saugatucket, pursuing the development of a mixed-use building, and holding a community session to receive input from Town residents.

The Town Solicitor notes that once the Town acquires Wakefield School from the School Department, the Town must report that to the State and a task force will review whether it is feasible to repurpose the building for affordable housing.

The Town Council requests that the EDC consider future uses for Wakefield School.

UNANIMOUSLY VOTED: that an email dated October 16, 2023 from Councilwoman Bergner concerning the future use of Wakefield School and the Oliver Watson Home is received, placed on file, and referred to Town Staff for further analysis.

**D.** Councilwoman Alley reviews the State rental registry, the volume of homes for rent within the Town, and the evaluation of the data received from the State.

The Town Manager reviews the differences between the State rental registry and what the Town will be doing, and the establishment of regulations and enforcement on rentals to be proposed at a future meeting.

UNANIMOUSLY VOTED: that an email dated October 17, 2023 from Councilwoman Alley requesting to discuss short term rentals is received, placed on file, and referred to the Town Manager's Office.

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**E.** UNANIMOUSLY VOTED: that an email dated October 20, 2023 from George Helwig tendering his resignation from the Affordable Housing Collaborative Committee is accepted, and the Town Council directs that a letter of thanks be sent.

**F.** UNANIMOUSLY VOTED: that a resolution adopted October 10, 2023 by the South Kingstown School Committee rejecting any efforts to ban books in honor of Banned Books Week October 1 – 7, 2023 is received, placed on file, and the Town Council voted to support the resolution.

**G.** Laura Lee Costello, Executive Director, South Kingstown Housing Authority (SKHA) reviews her request for the Town to continue road maintenance and plowing on Uncle Sams Lane.

The Town Solicitor reviews research conducted to determine whether there were any federal or state requirements to maintain roads owned Housing Authorities. The Town Council has the authority to increase annual funding that the SKHA applies for during the budget hearings to assist them with hiring a private snow plowing company to maintain their roads.

Discussion ensues relative to the terms outlined in a cooperative agreement the Town entered into with the SKHA in 1969 and the inability to locate the final signed agreement.

The Town Solicitor notes that the Town is under no legal obligation to honor the 1969 cooperative agreement, but can if they so choose.

Discussion ensues relative to providing snow plowing honoring the 1969 cooperative agreement or having Ms. Costello bring her request as part of her application for annual funding during budget discussions.

The Deputy Town Manager reviews the budget allocation request process for human services and outside agencies.

UNANIMOUSLY VOTED: to continue the meeting past 11:00 PM.

UNANIMOUSLY VOTED: that an email dated October 23, 2023 from Laura Lee Costello, Executive Director, South Kingstown Housing Authority requesting that the Town continue to provide road maintenance and plowing services on Uncle Sams Lane is received, placed on file, and the Town Council suggests the agency submit a request through the annual budget process.

**H.** Councilwoman Bergner reviews savings from the School Department and requests the Town Council hold an additional joint work session with the School Committee to discuss how the School Department can use savings to reduce the impact of the proposed school bond.

Discussion ensues relative to considering the uses of the School Department savings during the upcoming budget sessions.

Further discussion ensues, and it is

UNANIMOUSLY VOTED: that an email dated November 8, 2023 from Councilwoman Bergner concerning potential School Department savings is received and placed on file.

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**12. APPOINTMENTS - none**

UNANIMOUSLY VOTED: to adjourn at 11:20 PM.

Nichole C. Romane  
Deputy Town Clerk

**REGULAR SESSION**

**NOVEMBER 14, 2023**

At a REGULAR SESSION of the Town Council of the Town of South Kingstown, County of Washington, in the State of Rhode Island held at the Town Hall, in and for said Town on the 14<sup>th</sup> day of November 2023 at 7:00 PM.

PRESENT: Rory H. McEntee, President  
Michael K. Marran, Vice President  
Patricia A. Alley  
Deborah D. Bergner

**1. CLOSED EXECUTIVE SESSION**

UNANIMOUSLY VOTED: to recess to Closed Executive Session pursuant to RIGL §42-46-5(a)(5) to discuss matters related to the acquisition or lease of real property for public purposes.

Regular Session is reconvened at 7:32 PM, and it is

UNANIMOUSLY VOTED: to seal the minutes of the Closed Executive Session held pursuant to RIGL §42-46-5(a)(5) to discuss matters related to the acquisition or lease of real property for public purposes.

It is noted that no motions or votes were taken.

**2. WORK SESSION**

Convened directly to Regular Session at 7:35 PM.

Nichole C. Romane  
Deputy Town Clerk

**REGULAR SESSION**

**NOVEMBER 14, 2023**

At a REGULAR SESSION of the Town Council of the Town of South Kingstown, County of Washington, in the State of Rhode Island held at the Town Hall, in and for said Town on the 14<sup>th</sup> day of November 2023 at 7:35 PM.

PRESENT: Rory H. McEntee, President  
Michael K. Marran, Vice President  
Patricia A. Alley  
Deborah D. Bergner

**3. REGULAR SESSION**

**A. PLEDGE OF ALLEGIANCE TO THE FLAG**

The Pledge of Allegiance to the flag is given.

**B. LAND ACKNOWLEDGEMENT STATEMENT**

The Land Acknowledgement Statement is read.

**4. ROLL CALL**

Roll Call is taken and four members are present. Councilwoman Rose is absent.

**5. APPROVAL OF MINUTES OF PREVIOUS MEETINGS**

**A. Work Session:** UNANIMOUSLY VOTED: that the minutes of the Work Session held on October 23, 2023 are accepted, approved, and placed on file.

**B. Regular Session:** UNANIMOUSLY VOTED: that the minutes of the Regular Sessions held on October 23 and October 24, 2023 are accepted, approved, and placed on file.

**9A.** New Business Item 9A is brought forward.

James Manni, Town Manager acknowledges the passing of Gerald “Gerry” Driscoll, a former resident and former Deputy Chief for the Narragansett Police Department. Mr. Manni notes that Mr. Driscoll’s widow Heidi and children are present.

Matthew Moynihan, South Kingstown Chief of Police and Sean Corrigan, Narragansett Chief of Police are present and speak in honor and recognition of Gerry for his contributions to the community.

The Town Council presents a citation to Mrs. Heidi Driscoll and extend their sincere condolences to Mr. Driscoll’s family.

UNANIMOUSLY VOTED: to acknowledge the recent passing of Gerald “Gerry” Driscoll.

**10D.** Town Manager’s Report Item 10D is brought forward.

**REGULAR SESSION**

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The Town Manager acknowledges Kathy Perez, Wastewater Superintendent's receipt of the Operator Award from the New England Water Environment Association (NEWEA). The Operator Award is given annually to individuals who have shown a high interest and performance in wastewater operations and have made a significant contribution to the wastewater field. It is noted that only 6 recipients receive this award annually in the New England region.

Ms. Perez is present and reviews her knowledge and experience, and thanks the Town Council for their acknowledgement of her efforts.

**6. CONSENT AGENDA**

UNANIMOUSLY VOTED: to approve the Consent Agenda as indicated by (CA) on same, with the exception of 6N concerning a claim filed by Peter E. Garvey, Esquire on behalf of his client, Jonathan Scott Garvey.

**(CA) A.** UNANIMOUSLY VOTED: to grant Sunday Sales Licenses for the year beginning December 1, 2023 to the following; Renewals:

Geaber's Liquors, Inc., 231 Old Tower Hill Road, Wakefield, RI 02879. Application by George L. Geaber, Jr., President. License No. 59345.

PBL, Inc. d/b/a Liberty Wine & Spirits, 1321 Kingstown Road, Wakefield, RI 02879. Application by Joseph V. Paglia, President. License No. 72659.

Sweeney's Package Store, Inc. d/b/a Sweeney's Wine and Spirits, 408 Main Street, Wakefield, RI 02879. Application by Michael W. Sweeney, President. License No. 59321.

Wakefield Liquors, Inc., 667 Kingstown Road, Wakefield, RI 02879. Application by Jane E. Costanza, President. License No. 59373.

**(CA) B.** UNANIMOUSLY VOTED: to grant Victualling Licenses for the year beginning December 1, 2023 to the following; Renewals:

629 Succotash, LLC d/b/a Matunuck Oyster Bar, 629 Succotash Road, Wakefield, RI 02879. Application by Perry Raso, Member. License No. 71858.

Anderson Enterprises, LLC d/b/a D.B.'s Pizza, 546 Kingstown Road, Wakefield, RI 02879. Application by Jonathan Anderson, Member. License No. 68424.

Apple New England, LLC d/b/a Applebee's Neighborhood Grill and Bar, 15 South County Commons Way, Wakefield, RI 02879. Application by Cheryl Mills, License Manager. License No. 72429.

Baja's Express, LLC d/b/a Baja's Taqueria and Grill, 600 Kingstown Road, Wakefield, RI. Application by Bahij Boutros, Member. License No. 68559.

Butterhead, LLC d/b/a Purslane, 318 Main Street, Wakefield, RI 02879. Application by Matthew Brown, Managing Member. License No. 79386.

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Cantina del Rio of South Kingstown, LLC d/b/a Cantina del Rio, 515 Kingstown Road, Wakefield, RI 02879. Application by Jose Antonio Santillan, Member. License No. 73954.

Cap'n Jack's, Inc. d/b/a Cap'n Jack's Restaurant, 706 Succotash Road, Wakefield, RI 02879. Application by Jack O. Piemonte, President. License No. 59424.

Chop House, Inc. d/b/a Chophouse Grille, 191 Old Tower Hill Road, Wakefield, RI 02879. Application by Russell Goyette, Vice President. License No. 60885.

DPTA Holdings II, LLC d/b/a Dragon Palace of Wakefield, 733 Kingstown Road, Wakefield, RI 02879. Application by Peter A. Santilli, Member. License No. 59137.

Elks Club of South Kingstown #1899, 60 Belmont Avenue, Wakefield, RI 02879. Application by Michelle Main, Secretary. License No. 59368.

Filippou's Twisted Pizza Wakefield, LLC, 28 Old Tower Hill Road, Wakefield, RI 02879. Application by Effie Lopez, Member. License No. 59484.

Global Spectrum LP d/b/a Spectra Venue Management, 1 Lincoln Almond Plaza, Kingston, RI 02881. Application by Leah Becki, General Manager. License No. 74060.

Hannah's Bistro, LLC d/b/a Duck Press, 333 Main Street, Wakefield, RI 02879. Application by Mark Bryson, Member. License No. 70001.

Hanson's Pub, LLC d/b/a Two Ten Oyster Bar & Grill, 210 Salt Pond Road, Wakefield, RI 02879. Application by Andrew Bilodeau, Member. License No. 59396.

J.S.R. Co. d/b/a Tony's Pizzeria, 1916 Kingstown Road, Wakefield, RI 02879. Application by John Reves, President. License No. 59147.

Kabuki Kingstown Corp. d/b/a Kabuki Restaurant, 91 Old Tower Hill Road, Wakefield, RI 02879. Application by Yunqing Liu, President. License No. 64236.

Mahachai, LLC d/b/a Tong Ta Thai Restaurant, 50 South County Commons Way, Wakefield, RI. Application by Awut Chunlawat, President. License No. 77186.

Paliotti Family Enterprises, Inc. d/b/a The Flatts, 501 High Street, Wakefield, RI 02879. Application by Peter Paliotti, President. License No. 70078.

Phil's Kitchen, Inc. d/b/a Phil's Restaurant, 323 Main Street, Wakefield, RI 02879. Application by Kenneth J. Tetzner, President. License No. 59650.

Rachel's Cafe, LLC, 36 South County Commons Way, Unit 4C, Wakefield, RI 02879. Application by Carlos Taveira, Member. License No. 65766.

Surfside Thai Food, LLC d/b/a Sa-Tang Restaurant, 402A Main Street, Wakefield, RI 02879. Application by Nina Conklin, Member. License No. 59346.

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Taj, LLC d/b/a Taj Indian Restaurant and Bar, 49 South County Commons Way, Unit F-4, Wakefield, RI. Application by Devendra Khadka, Member. License No. 70907.

V.G.B., LLC d/b/a NEAPOLIS, 60 South County Commons Way, Unit G1, Wakefield, RI 02879. Application by Pasquale Illiano, Member. License No. 59735.

V.G.B., LLC d/b/a Pasquale's Pizzeria Napoletana, 59 South County Commons Way, Units H-1 and H-2, Wakefield, RI 02879. Application by Pasquale Illiano, Member. License No. 64432.

Wakefield Tavern, LLC d/b/a Tavern on Main, 195 Main Street, Wakefield, RI 02879. Application by Christian D'Agostino, Member. License No. 59627.

**(CA) C.** UNANIMOUSLY VOTED: to grant Victualling and Holiday Sales Licenses for the year beginning December 1, 2023 to the following; Renewals:

ACL, LLC d/b/a Audrey's Coffee House and Lounge, 60 South County Commons Way, G2, Wakefield, RI 02879. Application by Jared Haibon, Member. License No. 72080.

Caf Bar LLC d/b/a Caf Bar, 396 Main Street, Wakefield, RI 02879. Application by Elias Boutros, Member. License No. 73882.

Matunuck Pizza Pie Company, LLC d/b/a Matunuck Pizza Pie, 920 Matunuck Beach Road, Wakefield, RI 02879. Application by Kevin V. Finnegan, Member. License No. 59316.

Rose Hill Golf Club, Inc., 220 Rose Hill Road, Wakefield, RI 02879. Application by James P. Manning, President. License No. 59366.

Torre II Corp. d/b/a Trattoria Romana South, 71 South County Commons Way, Wakefield, RI 02879. Application by Scott Sisson, Vice President. License No. 72492.

**(CA) D.** UNANIMOUSLY VOTED: to grant Victualling, Holiday Sales and Dance Licenses for the year beginning December 1, 2023 to the following; Renewals:

Laurel Food and Beverage, Inc. d/b/a Laurel Lane Country Club, 309 Laurel Lane, West Kingston, RI 02892. Application by Joseph A. Videtta, President; Renewals. License No. 72469.

Next Door, Inc. d/b/a The Pub, 907A Matunuck Beach Road, Wakefield, RI 02879. Application by Kevin V. Finnegan, President. License No. 59312.

Ocean Front Lounge, Inc. d/b/a Ocean Mist, 895A Matunuck Beach Road, Wakefield, RI 02879. Application by Kevin V. Finnegan, President. License No. 59309.

Yankee Foods, LLC d/b/a Mews Tavern, 456 Main Street, Wakefield, RI 02879. Application by Jeffrey Cammans, Member. License No. 73266.

**(CA) E.** UNANIMOUSLY VOTED: to grant Victualling, Holiday Sales, and Bowling Alley Licenses for the year beginning December 1, 2023 to Old Mountain Lanes, Inc., 756 Kingstown Road, Wakefield, RI 02879. Application by Danielle Neary, Manager; Renewals. License No. 59514.

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**(CA) F.** UNANIMOUSLY VOTED: to grant Victualling, Holiday Sales, Dance and Tourist Accommodation Licenses for the year beginning December 1, 2023 to South Kingstown Hotel Associates, LLC d/b/a Holiday Inn South Kingstown, 3009 Tower Hill Road, Wakefield, RI 02879. Application by EHI SK Holdings, Inc., Manager, by Elizabeth A. Procaccianti, President. Renewals. License No. 59193.

**(CA) G.** UNANIMOUSLY VOTED: to grant Victualling, Holiday Sales and Theater Licenses for the year beginning December 1, 2023 to All South County Luxury Cinemas, LLC d/b/a All South County Luxury Cinemas, 30 Village Square Drive, Wakefield, RI. Application by Harold Blank, Member; Renewals. License No. 77177.

**(CA) H.** UNANIMOUSLY VOTED: to grant Theater Licenses for the year beginning December 1, 2023 to the following; Renewals:

Contemporary Theater Company, 327 Main Street, Wakefield, RI 02879. Application by Terrence G. Simpson, President. License No. 62788.

Pump House Music Works, 1464 Kingstown Road, Wakefield, RI 02879. Application by Daniel U. Collins, President. License No. 59520.

**(CA) I.** UNANIMOUSLY VOTED: to grant Victualling Licenses for the year beginning December 1, 2023 to the following; Renewals:

Brickley's Ice Cream, LLC d/b/a Brickley's Ice Cream, 322 Main Street, Wakefield, RI 02879. Application by Chris Brophy, Member. License No. 61447.

CL Enterprises, Inc. d/b/a Hall's Garage & Auto Body, 171 Old Tower Hill Road, Wakefield, RI 02879. Application by R. Harold Thomas, Jr., President. License No. 59175.

Meldgie's Rivers Edge Café, LLC d/b/a Meldgie's Rivers Edge Café, 406 B Main Street, Wakefield, RI 02879. Application by Mark Eldridge, Member. License No. 61432.

Ocean State Waves, Inc. d/b/a Ocean State Waves, PO Box 443, Wakefield, RI 02880 for location at Old Mountain Field, 831 Kingstown Road, Wakefield, RI 02879. Application by Eric Hirschbein-Bodnar, President. License No. 81845.

South Kingston Food Services, Inc. d/b/a D'Angelo Sandwich Shop, 71 Old Tower Hill Road, Wakefield, RI 02879. Application by Dawn Fontaine, Accountant. License No. 59482.

**(CA) J.** UNANIMOUSLY VOTED: to grant Victualling and Holiday Sales Licenses for the year beginning December 1, 2023 to the following; Renewals:

International Pocket, Inc. d/b/a International Pocket, 99 Fortin Road, Kingston, RI 02881. Application by David Boutros, President. License No. 68830.

Richard Paolo Realty d/b/a The Original Vanilla Bean, 757 Matunuck Beach Road, Wakefield, RI 02879. Application by Richard Paolo, Owner. License No. 61740.

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Rosario's Restaurant, Inc. d/b/a Kingston Pizza, 63 Briar Lane, Kingston, RI 02881. Application by Samuel Sciabarrasi, President. License No. 59104.

Snug Harbor Marina, Inc. d/b/a Snug Harbor Marina, 410 Gooseberry Road, Wakefield, RI 02879. Application by Elisa Conti Cahill, Manager. License No. 79248.

Sumo Sushi, Inc. d/b/a Sumo Sushi, 99 Fortin Road Unit 133, Kingston, RI 02881. Application by Ki Joon Lee, President. License No. 69836.

**(CA) K.** UNANIMOUSLY VOTED: to grant Holiday Sales Licenses for the year beginning December 1, 2023 to the following; Renewals:

DEG, LLC d/b/a Wakefield Books, 160 Old Tower Hill Road, Wakefield, RI 02879. Application by Robert Ryan, Member. License No. 60853.

Laurel Lane Recreational Enterprises, Inc. d/b/a Laurel Lane Country Club, 309 Laurel Lane, West Kingston, RI 02892. Application by Joe Videtta, Owner. License No. 59371.

Second Time Around Sports Plus, Inc. d/b/a Second Time Around Sports, 160 Old Tower Hill Road, Wakefield, RI 02879. Application by Joseph Mastrati, President. License No. 78729.

**(CA) L.** UNANIMOUSLY VOTED: to grant a Holiday Sales License and Additional Hours from 2AM to 4AM for the year beginning December 1, 2023 to Alchihed Enterprises, Inc. d/b/a IZONE, 100 Fortin Road, Kingston, RI 02881. Application by Nidal Alchihed, President; Renewal. License No. 63430.

**(CA) M.** UNANIMOUSLY VOTED: to grant Holiday Sales and Farm Retail Licenses for the year beginning December 1, 2023 to Carpenters Farm, Inc. d/b/a Carpenters Farm, 520 Matunuck Beach Road, Wakefield, RI 02879. Application by David Carpenter, President; Renewal. License No. 59455.

**(CA) O.** UNANIMOUSLY VOTED: to authorize the Tax Assessor to abate taxes in the total amount of \$5,413.99, as shown on Tax Abatement Request No. 629.

**(CA) P.** UNANIMOUSLY VOTED: to grant the Petition #30791532 of Rhode Island Energy to install Poles 5-50 and 5-84 on the west side and east side of Columbia Street, respectfully, and to use the public ways named for the purposes stated in said petition, that the work be done to the satisfaction of the Director of Public Services and notification to Town for municipal utility mark-out prior to pole setting, and that this approval is conditioned upon the removal of all existing double poles along the entire length of Columbia Street prior to new poles placement; and any new double poles created as part of this request be removed within sixty (60) calendar days of new poles placement. Said petition is further described in a memorandum from the Public Services Director to the Town Manager dated October 26, 2023 and entitled "Rhode Island Energy Pole Setting Request – Pole 5-50 and Pole 5-84 Columbia Street." Book 6, page 23.

**(CA) Q.** UNANIMOUSLY VOTED: to authorize the Town Clerk to advertise for Order of Notice a Public Hearing relative to an application for a license to keep and sell alcoholic beverages in South Kingstown in accordance with the General Laws of 1956, as amended, as follows:

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**CLASS B VICTUALLER LIQUOR LICENSE**

Application for a new Class B Victualler Liquor License by New Wave Kitchen, LLC d/b/a New Wave Kitchen, 357 Main Street, Wakefield, RI by Matthew Reagan, Managing Member for the indoor dining area and 4 outside seats in accordance with a Special Use Permit granted by the Zoning Board of Review on September 20, 2023 and RI Public Laws Chapters 23-188 and 23-189; and as further defined in a site plan on file in the Town Clerk's Office.

**(CA) R.** UNANIMOUSLY VOTED: to authorize an award of contract to Aramsco, 8 Panas Road, Foxboro, MA 02035 for carpet replacement, including labor and materials, in the Town Hall Records Vault, in a total amount not to exceed \$7,900, including a contingency; and as further described in a memorandum from the Director of Facilities to the Town Manager dated November 6, 2023 and entitled "Award of Contract – Carpet Replacement Town Hall Records Vault."

**(CA) N.** Discussion ensues relative to the claim submission process.

Michael Ursillo, Town Solicitor is present and reviews the claims process, applicable laws, and the demand letter received from the claimant Jonathan Garvey's legal counsel. It is noted that a redacted version of the demand letter and supporting documentation could be provided under the Access to Public Records Act (APRA).

Discussion ensues relative to scheduling a Closed Executive Session on this matter at the November 27, 2023 Town Council meeting.

UNANIMOUSLY VOTED: that a claim filed by Peter E. Garvey, Esquire on behalf of his client, Jonathan Scott Garvey relative to an incident that occurred on or about June 10, 2023 be referred to the Town Solicitor and the Town's insurance carrier.

**7. PUBLIC HEARINGS**

**A.** Notice having been duly given, a Public Hearing is held relative to the renewal of Liquor Licenses for the year beginning December 1, 2023.

Council President McEntee presents the applications for Class A Retailer, Class B Victualler, Class B Limited, Class B Tavern, Class B Hotel, Class D Club, Class J Convention Hall Limited, and Class T Legitimate Theater Liquor Licenses.

There are no public comments, and it is

UNANIMOUSLY VOTED: to close the Public Hearing.

UNANIMOUSLY VOTED: to grant licenses to sell intoxicating beverages under the provision of Title 3 of the General Laws of 1956, as amended; said licenses are granted contingent upon the issuance of a Certificate of Good Standing from the Rhode Island Division of Taxation, issuance of a Certificate of Insurance evidencing required liability coverage, compliance with all Town Ordinances and regulations, the payment of any municipal taxes, user fees and lease payments in arrears to the Town, and the correction of any fire code violations as follows:

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**CLASS A – RETAILER**

GEABER'S LIQUORS, INC., by George L. Geaber Jr., President, 231 Old Tower Hill Road, Wakefield, RI; first floor sales area; and as further defined in a site plan on file in the Town Clerk's Office.

PBL, INC. d/b/a LIBERTY WINE & SPIRITS, by Joseph V. Paglia, President, 1321 Kingstown Road, Wakefield, RI; first floor sales area, in accordance with a Special Use Permit granted April 22, 2020 by the Zoning Board of Review; and as further defined in a site plan dated May 12, 2020 on file in the Town Clerk's Office.

SWEENEY'S PACKAGE STORE, INC. d/b/a SWEENEY'S WINE & SPIRITS, by Michael W. Sweeney, President, 408 Main Street, Wakefield, RI; first floor sales area; and as further defined in a site plan on file in the Town Clerk's Office.

WAKEFIELD LIQUORS, INC., by Jane E. Costanza, President, 667 Kingstown Road, Wakefield, RI; first floor sales area including expansions granted on May 14, 2001 and September 13, 2004; and as further defined in an amended site plan dated July 27, 2004 on file in the Town Clerk's office.

**CLASS B – VICTUALLER**

629 SUCCOTASH LLC d/b/a MATUNUCK OYSTER BAR, by Perry Raso, Managing Member, 629 Succotash Road, Wakefield, RI; first and second floor inside dining areas, outdoor patio in the fenced-in outdoor seating area on the southwest corner of the parcel, and rooftop deck, conditioned upon no music or amplified music allowed on the roof deck in accordance with a Special Exception granted January 15, 1979 and Special Use Permits granted June 16, 2004, February 17, 2010, December 21, 2011, February 15, 2012 and November 18, 2020 by the Zoning Board of Review; and as further defined in a site plan dated July 20, 2021 on file in the Town Clerk's office.

ACL, LLC d/b/a AUDREY'S COFFEE HOUSE & LOUNGE, by Jared Haibon, Member, 60 South County Commons Way, Unit G2, Wakefield, RI for the indoor dining room and bar areas as defined in a site plan on file in the Town Clerk's office; and outdoor service area limited to tables and seating that do not obstruct the pedestrian walkway, as further defined in the site plan titled "Outdoor Area for Audrey's Coffee House and Lounge."

ALL SOUTH COUNTY CINEMAS, LLC d/b/a SOUTH COUNTY LUXURY CINEMAS, 30 Village Square Drive, Wakefield, RI by William Dougherty, Member; food court, lobby food service area, and all cinemas within the theater; and as further defined in a site plan on file in the Town Clerk's office.

APPLE NEW ENGLAND, LLC d/b/a APPLEBEE'S NEIGHBORHOOD GRILL & BAR, by Ronald S. Igarashi, Secretary, 15 South County Commons Way, Wakefield, RI; bar/lounge area, all dining areas and the patio area; and as further defined in a site plan on file in the Town Clerk's office.

BUTTERHEAD, LLC d/b/a PURSLANE, 318 Main Street, Wakefield, RI by Matthew Brown, Managing Member; indoor dining area and 14 seats on the patio in accordance with a Special Use Permit granted by the Zoning Board of Review on March 22, 2023; and as further defined in a site plan on file in the Town Clerk's office.

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CANTINA DEL RIO OF SOUTH KINGSTOWN, LLC d/b/a CANTINA DEL RIO, by Jose Antonio Santillan, Member, 515 Kingstown Road, Wakefield, RI; dining rooms and bar area; and as further defined in a site plan dated June 18, 2019 on file in the Town Clerk's Office.

CAP'N JACK'S, INC. d/b/a CAP'N JACK'S RESTAURANT, by Jack O. Piemonte, President, 706 Succotash Road, Wakefield, RI; first floor dining areas and two outdoor decks, in accordance with a Special Exception granted on April 18, 1979, and Special Use Permits granted January 19, 2011 and May 27, 2015 by the Zoning Board of Review; and as further defined in an amended site plan dated May 28, 2015 on file in the Town Clerk's office.

CHOP HOUSE, INC. d/b/a CHOPHOUSE GRILLE, by Martin Garcia, President, 191 Old Tower Hill Road, Wakefield, RI; dining rooms and bar areas; and as further defined in a site plan on file in the Town Clerk's Office.

DPTA HOLDINGS II, LLC d/b/a DRAGON PALACE OF WAKEFIELD, by Peter A. Santilli, Member, 733 Kingstown Road, Wakefield, RI; dining room, sushi bar, bar area and special party area; and as further defined in a site plan on file in the Town Clerk's Office.

FILIPPOU'S TWISTED PIZZA WAKEFIELD, LLC d/b/a FILIPPOU'S TWISTED PIZZA, by Effie Filippou Lopez, Member, 28 Old Tower Hill Road, Wakefield, RI; dining rooms and bar area in accordance with a special exception granted on September 19, 1990; and as further defined in a site plan on file in the Town Clerk's Office.

HANNAH'S BISTRO, LLC d/b/a DUCK PRESS, by Mark Bryson, Member, 333 Main Street, Wakefield, RI; first floor dining room and bar area in accordance with a Special Use Permit granted by the Zoning Board of Review on May 19, 2010; and as further defined in a site plan on file in the Town Clerk's office.

HANSON'S PUB, LLC d/b/a TWO TEN OYSTER BAR & GRILL, by Andrew R. Bilodeau, Member, 210 Salt Pond Road, Wakefield, RI; first floor bar and dining areas, lower level bar and outside deck area, a patio in front approximately 1,500 square feet and deck on the right side of the building; and as further defined in a site plan on file in the Town Clerk's Office.

J.S.R. CORP. d/b/a TONY'S PIZZA PALACE, by John Reves, President, 1916 Kingstown Road, Peace Dale, RI; first floor dining area, and counter with the consumption of food, and as described in the Special Exception granted by the Zoning Board of Review on April 17, 1992; and as further defined in a site plan on file in the Town Clerk's Office.

KABUKI KINGSTOWN CORP. d/b/a KABUKI RESTAURANT, by Yunqing Liu, President, 91 Old Tower Hill Road, Wakefield, RI; first floor lounge and dining areas; and as further defined in a site plan on file in the Town Clerk's Office.

LAUREL FOOD AND BEVERAGE, INC. d/b/a LAUREL LANE COUNTRY CLUB, by Joseph A. Videtta, President, 309 Laurel Lane, West Kingston, RI; upstairs bar, lounge, function room and deck; downstairs snack shop, lounge and patio deck; and grounds of the Laurel Lane Country Club; and as further defined in a revised site plan on file in the Town Clerk's Office.

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MAHACHAI, LLC d/b/a TONG TA THAI RESTAURANT, by Awut Chunlawat, Member, 50 South County Commons Way, Unit E1, Wakefield, RI; first floor dining areas, in accordance with a Special Use Permit granted by the Zoning Board of Review on April 16, 2014; and as further defined in a site plan on file in the Town Clerk's Office.

MATUNUCK PIZZA PIE COMPANY, LLC d/b/a MATUNUCK PIZZA PIE, by Kevin V. Finnegan, Member, 920 Matunuck Beach Road, Wakefield, RI; indoor dining area and outdoor seating area in accordance with a Special Use Permit granted by the Zoning Board of Review on April 21, 2011, and outdoor side areas in accordance with a Special Use Permit granted by the Zoning Board of Review on January 17, 2018; and as further defined in a site plan dated January 23, 2018 on file in the Town Clerk's office.

NEXT DOOR, INC. d/b/a THE PUB, by Kevin V. Finnegan, President, 907A Matunuck Beach Road, Wakefield, RI; ground floor and deck approximately 20' x 30' in accordance with a Special Use Permit granted by the Zoning Board of Review on November 3, 2004; and as further defined in a site plan dated January 4, 2017 on file in the Town Clerk's office.

OCEAN FRONT LOUNGE, INC. d/b/a OCEAN MIST, by Kevin V. Finnegan, President, 895A Matunuck Beach Road, Wakefield, RI; first floor of the building, as defined by the present perimeter of said building, including the south side of the deck, excluding the stairs; and as further defined in a site plan on file in the Town Clerk's Office.

OLD MOUNTAIN LANES, INC. d/b/a OLD MOUNTAIN LANES, by Robert L. Toth, President, 756 Kingstown Road, Wakefield, RI; first floor dining areas, meeting room, concourse area and bowling area; and as further defined in a site plan on file in the Town Clerk's Office.

PALIOTTI FAMILY ENTERPRISES, INC. d/b/a THE FLATTS, by Peter Paliotti, President, 501 High Street, Wakefield, RI; first floor bar and dining areas; and as further defined in a site plan dated March 17, 2021 on file in the Town Clerk's office.

PHIL'S KITCHEN INC. d/b/a PHIL'S RESTAURANT, by Kenneth J. Tetzner, President, 323 Main Street, Wakefield, RI; first floor dining area, second floor dining area, walkway, roof deck dining area on an adjacent building at 329 Main Street in accordance with Special Use Permits granted by the Zoning Board of Review on July 21, 2010, April 20, 2011 and February 21, 2012; and as further defined in site plans dated March 5, 2012 on file in the Town Clerk's office.

ROSE HILL GOLF CLUB, INC., by James P. Manning, President, 220 Rose Hill Road, Wakefield, RI; first floor of the clubhouse and adjacent patio; and as further defined in a site plan on file in the Town Clerk's Office.

SURFSIDE THAI FOOD, LLC d/b/a SA-TANG RESTAURANT, by Nina Conklin, Member, 402A Main Street, Wakefield, RI; bar and dining room in accordance with a Special Use Permit granted by the Zoning Board of Review on December 21, 2011; and as further defined in a site plan on file in the Town Clerk's Office.

TAJ, LLC d/b/a TAJ INDIAN RESTAURANT AND BAR, by Devendra Khadka, Member, 49 South County Commons Way, Unit F-4, Wakefield, RI; first floor bar and dining areas; and as further described in a site plan on file in the Town Clerk's Office.

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TORRE II CORP. d/b/a TRATTORIA ROMANA SOUTH, by Scott Sisson, Vice President, 71 South County Commons Way, Wakefield, RI; indoor bar and dining room areas and outdoor dining area, in accordance with a Special Use Permit granted December 16, 2009 by the Zoning Board of Review; and as further defined in a site plan on file in the Town Clerk's Office.

V.G.B., LLC d/b/a PASQUALE'S PIZZERIA NAPOLETANA, 59 South County Commons Way, Units H-1 and H-2, Wakefield, RI by Pasquale Illiano, Member for the first floor dining and bar areas in accordance with a Special Use Permit granted January 19, 2005 by the Zoning Board of Review; and as further defined in a site plan on file in the Town Clerk's office.

WAKEFIELD TAVERN, LLC d/b/a TAVERN ON MAIN, by Christian D'Agostino, Member, 195 Main Street, Wakefield, RI; first and second floor dining areas, and limited to 20 outdoor seats on Main Street in accordance with a Special Use Permit and Variance granted by the Zoning Board of Review on May 21, 2014, subject to the filing of an off-site parking agreement in the land evidence records; and as further defined in a site plan dated February 5, 2018 on file in the Town Clerk's Office.

YANKEE FOODS, LLC d/b/a THE MEWS TAVERN, by Jeffrey Cammans, Managing Member, 456 Main Street, Wakefield, RI; first and second floor, mezzanine and third floor lounge including a 40 foot expansion, as described in the Special Exception granted April 20, 1994 and Special Use Permits granted September 17, 1997 and January 21, 2004 by the Zoning Board of Review; additional tavern area in accordance with a Special Use Permit granted on February 20, 2013; and expanded service area at the rear of the existing building within the existing parking lot, consisting of a curbside pickup kiosk and hostess station with dining seating and border/separation from the parking and vehicle access, in accordance with a Special Use Permit granted March 17, 2021 by the Zoning Board of Review; and as further defined in site plans dated March 7, 2013 and April 14, 2021 on file in the Town Clerk's office.

## **CLASS B – LIMITED**

ANDERSON ENTERPRISES, LLC d/b/a D.B.'S PIZZA, by Jonathan Anderson, Member, 546 Kingstown Road, Wakefield, RI; first floor dining area (tables only) as described in the Special Exception granted by the Zoning Board of Review on January 20, 1988; and as further defined in a site plan on file in the Town Clerk's Office.

BAJA'S EXPRESS, LLC d/b/a BAJA'S TAQUERIA AND GRILL, by Bahij Boutros, Member, 600C Kingstown Road, Wakefield, RI; indoor dining area in accordance with a Special Use Permit granted September 16, 2020 by the Zoning Board of Review; and as further defined in a site plan on file in the Town Clerk's Office.

CAF BAR, LLC d/b/a CAF BAR, Elias Boutros Member, 396 Main Street, Wakefield, RI, indoor bar and dining areas only; in accordance with a Special Use Permit granted by the Zoning Board of Review on July 21, 2021; and as further defined in a site plan on file in the Town Clerk's office.

RACHEL'S CAFE, LLC d/b/a RACHEL'S CAFE, by Carlos Taveira, Member, 36 South County Commons Way, Unit 4C, Wakefield, RI; all seating areas inside the first floor restaurant in accordance with a Special Use Permit granted December 21, 2016 by the Zoning Board of Review; and as further defined in a site plan on file in the Town Clerk's office.

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V.G.B. LLC d/b/a NEAPOLIS, by Pasquale Illiano, Member, 60 South County Commons Way, Unit G1, Wakefield, RI; dining and counter areas, in accordance with a Special Use Permit granted by the Zoning Board of Review on April 15, 2015; and as further defined in a site plan on file in the Town Clerk's Office.

**CLASS B – TAVERN**

SOUTH KINGSTOWN HOTEL ASSOCIATES, LLC d/b/a HOLIDAY INN SOUTH KINGSTOWN, by EHI SK Holdings, Inc., Manager, by Elizabeth A. Procaccianti, President, 3009 Tower Hill Road, Wakefield, RI; dining, lounge and bar areas, and banquet room, and patio area, and for consumption only in the pool area from 9 AM to 9:30 PM, only when a lifeguard is present, as described in the Special Exception granted by the Zoning Board of Review on May 18, 1994; and as further defined in a site plan dated March 6, 2008 on file in the Town Clerk's Office.

**CLASS B – HOTEL**

SOUTH KINGSTOWN HOTEL ASSOCIATES, LLC d/b/a HOLIDAY INN SOUTH KINGSTOWN, by EHI SK Holdings, Inc., Manager, by Elizabeth A. Procaccianti, President, 3009 Tower Hill Road, Wakefield, RI; for 107 guest rooms located on the first, second, third and fourth floors in the hotel, as described in the Special Use Permit granted by the Zoning Board of Review on June 18, 2008; and as further defined in a site plan on file in the Town Clerk's Office.

**CLASS D – CLUB FULL PRIVILEGE**

ELKS CLUB OF SOUTH KINGSTOWN #1899, by Michelle Main, Secretary, 60 Belmont Avenue, Wakefield, RI; members lounge, dining room and foyer, and grounds as described in the Special Use Permit granted by the Zoning Board of Review on February 19, 1997; and as further defined in a site plan dated September 30, 1998 on file in the Town Clerk's Office.

**CLASS J – CONVENTION HALL LIMITED**

GLOBAL SPECTRUM LP d/b/a SPECTRA VENUE MANAGEMENT by Leah Becki, General Manager, 1 Lincoln Almond Plaza, Kingston, RI 02881, concourse and arena areas at the Ryan Center; and as further defined in a site plan on file in the Town Clerk's office.

**CLASS T – LEGITIMATE THEATER**

CONTEMPORARY THEATER COMPANY, by Terrence G. Simpson, President, 321 Main Street, Wakefield, RI for the expanded outside patio area modification at 321 Main Street and theatre in adjacent building at 327 Main Street, in accordance with Special Use Permits granted by the Zoning Board of Review on May 15, 2019, June 21, 2017 and February 21, 2012 with sales of alcohol limited to one hour prior to the performance and during the performance, but prohibited after the performance in the building used for the theatre performances; and as further defined in a site plan dated June 4, 2019 on file in the Town Clerk's office.

PUMP HOUSE MUSIC WORKS, by Daniel U. Collins, President, 1464 Kingstown Road, Wakefield, RI; Presentation Gallery and hand tool work room in accordance with a Special Use Permit granted

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December 21, 2016 by the Zoning Board of Review; and as further defined in site plans dated January 4, 2017 on file in the Town Clerk's office.

**B.** Notice having been duly given, a Public Hearing is held relative to an application for renewal of an Indoor Shooting Range License in accordance with the South Kingstown Town Code, Chapter 9 Licenses and Miscellaneous Business Regulations, Article VI Indoor Shooting Ranges, Sec. 9-158 Term of License, Renewal, Transfer. Application by IDGR15, LLC d/b/a Elite Indoor Gun Range, by Mark A. Fay, Member for property located at 371 Rose Hill Road, Wakefield, RI 02879 and designated as Assessor's Plat 33, Lot 30, consisting of 121.57 acres.

Sven Soderberg, Operations Manager is present, and after testimony and discussion it is

UNANIMOUSLY VOTED: to close the Public Hearing.

UNANIMOUSLY VOTED: to grant an application for renewal of an Indoor Shooting Range License in accordance with the South Kingstown Town Code Chapter 9 Licenses and Miscellaneous Business Regulation, Article VI Indoor Shooting Ranges, Sec. 9-158 Term of License, Renewal, Transfer. Application by IDGR15, LLC d/b/a Elite Indoor Gun Range, by Mark A. Fay, Member for property located at 371 Rose Hill Road, Wakefield, RI 02879 and designated as Assessor's Plat 33, Lot 30, consisting of 121.57 acres. License No. 64402.

**C.** Notice having been duly given, a Public Hearing is held relative to proposed amendments to the following chapters of the Town Code related to the implementation of a Municipal Court: Chapter 1 General Provisions; Chapter 3 Animals and Fowl; Chapter 4 Boats and Waterways Ordinance; Chapter 10 Motor Vehicles and Traffic; Chapter 11 Nuisances; Chapter 12 Offenses and Miscellaneous Provisions; Chapter 15 Solid Waste Management; Chapter 16 Streets and Sidewalks; Chapter 18.5 Tree Ordinance; Chapter 19 Utilities; and Chapter 20 Stormwater Management.

The Town Solicitor explains that the purpose of the proposed amendments to the Town Code is related to conforming the Town's ordinances with Municipal Court as well as updating penalties and fines. It is noted that the Town cannot imprison offenders at Municipal Court.

Discussion ensues relative to the proposed fine increases and the maximum fines allowable by the state.

The Town Manager reviews the fines that mirror state law and the fines imposed by the Town such as parking fines. Certain parking fines have not been updated in the Town Code for 10 years or more.

The Chief of Police explains that the proposed fine increases are consistent with the fines of neighboring Towns and the need to update the fines.

Discussion ensues relative to concerns with the amounts of the proposed fines, the date of the first Municipal Court Session, and the potential alternatives of lowering the proposed fine increases or keeping them the same.

UNANIMOUSLY VOTED: to continue to November 27, 2023 a Public Hearing relative to proposed amendments to the following chapters of the Town Code related to the implementation of a Municipal

## REGULAR SESSION

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Court: Chapter 1 General Provisions; Chapter 3 Animals and Fowl; Chapter 4 Boats and Waterways Ordinance; Chapter 10 Motor Vehicles and Traffic; Chapter 11 Nuisances; Chapter 12 Offenses and Miscellaneous Provisions; Chapter 15 Solid Waste Management; Chapter 16 Streets and Sidewalks; Chapter 18.5 Tree Ordinance; Chapter 19 Utilities; and Chapter 20 Stormwater Management.

### 8. PUBLIC COMMENTS

Council President McEntee invites residents to come forward with comments.

Christopher Iredale, Friends of the South Kingstown Historical Cemeteries is present and comments on the background of Historic Cemetery No. 2 and that the Town should be providing the maintenance.

Brian Nelson, South Kingstown High School teacher is present and comments on the opportunity to address infrastructure needs through the proposed school facilities project and school bond.

The following members of the public comment relative to the Town's decision to discontinue maintenance of private roads:

Holly Moore  
Cheryl Swartz  
Norma Roelke

Maggie Martin is present and expresses concerns relative to the proposed school bond and school facilities project.

Jen Nerbonne is present and expresses concerns relative to the proposed school bond and school facilities project.

The following members of the public comment in support of a new High School and review the condition of the existing South Kingstown High School (SKHS).

Jeff Taber, SKHS Counselor  
Ryan Muir, SKHS Teacher  
Jack Cadman, SKHS Student  
Aidan O'Sullivan, SKHS Student  
Ann Hathaway, SKHS Teacher  
Mary Kutcher, SKHS Teacher  
Elizabeth Nestor  
Fil Eden  
Andrew Holt  
Maureen Egan  
Paul McDevitt  
Carol Hagan McEntee, State Representative  
William Gates, SKHS Student  
Kate Macinanti, School Committee and School Building Committee Member  
Mike Lobdell  
Deb McDowell

## REGULAR SESSION

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### 9. NEW BUSINESS

**B.** The Town Solicitor reviews the previous authorization from the General Assembly approving a \$125,000,000 school bond which the Town subsequently learned was not enough. The new estimate for the school facilities project is approximately \$150,000,000 and the Town is required to return to the General Assembly for authorization of the new bond amount.

Brian Silvia, Finance Director gives a presentation on the new High School Bond project options and analysis. Mr. Silvia reviews the scenarios for a \$150,000,000 bond on a 20-year amortization versus a 30-year amortization and what the cost would be to the Town.

The 20-year amortization estimated interest rate is 4% with an average annual payment of \$11,013,720 and estimated state reimbursement of \$3,606,993 making the annual payment \$7,406,727. The 30-year amortization estimated interest rate is 4.5% with an average annual payment of \$9,251,148 and estimated state reimbursement of \$2,894,582 making the annual payment \$6,356,566. It is noted that the Town would need to pay an additional \$40,697,635 in interest payments with the 30-year amortization.

Mr. Silvia reviews the additional funds needed over the next three fiscal years for the roll out of the bond for the 20-year amortization resulting in a tax rate increase of \$0.12 for Fiscal Year 2026, \$0.15 for Fiscal Year 2027, and \$0.14 for Fiscal Year 2028. It is noted that the bond would be issued in Fiscal Year 2028 and Fiscal Year 2029 would require the first bond payment. The projected impacts of the Town using the median assessed value are reviewed. Mr. Silvia reviews the additional funds needed over the next three fiscal years for the roll out of the bond for the 30-year amortization resulting in a tax rate increase of \$0.12 for Fiscal Year 2026, \$0.13 for Fiscal Year 2027, and \$0.12 for Fiscal Year 2028, as well as the projected impacts of the Town using the median assessed value. The Town's current debt limit is \$206,992,926, the amount of outstanding general debt subject to the debt limit is \$1,534,299, and the Town is under the debt limit by \$205,458,627.

Discussion ensues relative to RI Department of Education's (RIDE) increase of per square foot reimbursements and potential savings, tax levy growth, annual growth, potential funding sources from the Trustees of the South Kingstown School Funds to reduce debt service of the bond, alleviating tax rates for the taxpayers, and the potential use of School Department surplus monies.

The Town Solicitor explains the need for his office to review available funds from the Trustees of the South Kingstown School Funds and it is noted that the \$150,000,000 bond amount is a ceiling.

Discussion ensues relative to the timeline for the school bond.

Chris Spiegel, Senior Project Manager, LeftField Project Management, the Town's Owner Project Manager (OPM) reviews RIDE's deadlines and LeftField's role in ensuring the Town receives the reimbursements issued by RIDE within their deadline.

Discussion ensues relative to other Towns and their school facilities projects, the bond amount, mitigation of tax increases, taking a conservative approach, and future discussions with the School Committee regarding the School Department surplus.

## REGULAR SESSION

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UNANIMOUSLY VOTED: to direct the Town Manager and Finance Director to work with Bond Counsel to draft language for enabling legislation to be submitted to the General Assembly to authorize the placement of a Bond Referendum Question on a ballot specific to a bond request not to exceed \$150 million to support a new High School facility improvement project.

**C.** Theresa Murphy, Director of Leisure Services is present and reviews her request to submit a grant application to the RI Department of Environmental Management (RIDEM) for a \$400,000 grant through the 2023 Recreation Acquisition and Development grant program for the purpose of upgrades at Old Mountain Field. It is noted that the Town's portion of the cost is included in the current fiscal years' Capital Improvement Program budget.

UNANIMOUSLY VOTED: to authorize the submittal of a grant application to the RI Department of Environmental Management for funding through the 2023 Recreation Acquisition and Development grant program, for the purpose of planned capital improvements at Old Mountain Field; and as further described in a memorandum from the Director of Leisure Services to the Town Manager dated October 23, 2023 and entitled "RIDEM 2023 Recreation Acquisition and Development Grant Applications."

**D.** Lori-Ann Fox, Director of Information Technology is present and reviews the contract renewal for the Town's anti-virus software. It is noted that this software keeps the Town in compliance with their cybersecurity insurance.

UNANIMOUSLY VOTED: to authorize an award to Center for Internet Security, Inc., 31 Tech Valley Drive, East Greenbush, NY 12061 for services in an amount not to exceed \$16,850, including a \$2,000 contingency, with a 3-year renewal option not to exceed ten percent (10%) increase over the prior year; as further described in a memorandum from the Director of IT to the Town Manager dated October 31, 2023 and entitled "CIS Contract Extension Recommendation."

**E.** The Director of Leisure Services reviews a request for an award of bid for the purchase of wood fencing materials.

UNANIMOUSLY VOTED: to authorize an award of bid to American Timber and Steel, 4832 Plank Road, Norwalk, OH 44857 for wood fencing materials in accordance with all bid specifications in an amount not to exceed \$13,111 including a contingency of \$1,500; and as further described in a memorandum from the Director of Leisure Services to the Town Manager dated November 6, 2023 and entitled "Bid Recommendation – Wood Fence Materials."

**F.** The Town Manager reviews the request to purchase GovInvest to aid in conducting a compensation survey to assist the Town in remaining competitive with other municipal employers and to purchase the Labor Costing Module that would improve efficiency when negotiating union contracts.

Discussion ensues relative to the cost breakdown of the proposed purchase.

Lucas Murray, Deputy Town Manager is present and explains that \$40,000 was allocated last fiscal year for Human Resources to undertake a Compensation Classification Survey. GovInvest provides comparative data from other municipalities as well as provides a software platform that would allow

**REGULAR SESSION**

**NOVEMBER 14, 2023**

Human Resources to analyze benefits and compensation. The Town currently has a manual process when analyzing potential options for compensation and benefits during union negotiations.

Discussion ensues relative to the need to hire an actuary to conduct the Compensation Classification Survey without the platform and fiscal analysis, and the time it takes to conduct negotiations.

The Town Manager notes that negotiations for the International Brotherhood of Police Officers (IBPO) contract were extremely time consuming while using the current negotiation process when determining the ability to include additional compensation or benefits. The proposed Labor Costing module would provide immediate answers.

VOTED: to authorize an award to GovInvest Inc., 8605 Santa Monica Boulevard, PMB 52465, West Hollywood, CA 90069 for purchase of the Labor Costing Module and Live Compensation Studies Module in an amount not to exceed \$85,000 as an “Exclusive Commodity” pursuant to Section 6-26(a) of the Town of South Kingstown Code of Ordinances; as further described in a memorandum from the Deputy Town Manager/ DOAS to the Town Manager dated November 6, 2023 and entitled “Request for Exclusive Commodity Purchase Authorization – GovInvest Labor Costing and Live Compensation Studies Modules.”

Councilwoman Bergner voted no.

**G.** Matthew Moynihan, Chief of Police reviews the need for internet in the Police cruisers and notes that it would provide the ability to automatically upload body-worn camera footage into the system in real time and allow the Police Department to track the location of the Police vehicles.

Discussion ensues, and it is

UNANIMOUSLY VOTED: to authorize an award to CDW-G, 75 Remittance Drive, Suite 1515, Chicago, IL 60675-1515 for purchase of Cradlepoint R1900 – 5G wireless routers, with accessory 5G mobile antennas and a 5-year subscription to the Cradlepoint NetCloud Mobile solution at a cost of \$2,506 per vehicle; and as further described in a memorandum from the Chief of Police to the Town Manager dated November 6, 2023 and entitled “Award Recommendation – Cradlepoint Wireless Routers for Police Vehicle Internet Connectivity.”

**H.** James Rabbitt, Director of Planning is present and reviews the state mandated zoning and land use amendments that will go into effect on January 1st. New legislation requires that each special use has special criteria for those uses.

Discussion ensues, and it is

UNANIMOUSLY VOTED: to authorize the Town Clerk to advertise by reference for Order of Notice a Public Hearing relative to proposed amendments to the Zoning Ordinance, reflecting new state laws that change various processes for review and approval of zoning and development applications. Amendments include revised standards for variances; revisions to table of permitted uses and addition of criteria for certain uses permitted by special use permit; revised procedure and criteria for modification of dimensional requirements; procedure for review of uses not listed in the table of permitted uses; reduced dimensional requirements for nonconforming lots; changes to regulations governing comprehensive permit applications; establishment of unified development review;

## REGULAR SESSION

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revisions to development plan review process; regulations for adaptive reuse; and changes to the quorum requirement for the Zoning Board and votes required to approve applications; and as further described in a memorandum from the Assistant Town Solicitor to the Town Council dated July 10, 2023 and entitled "Recently Enacted Laws Affecting Land Use."

### 8. PUBLIC COMMENTS continued

Jim O'Neill is present and comments on the school facilities project, School Department budget, and the demographics of the community.

Dave Antonelli is present and comments on the importance of proper oversight over the proposed school bond and proposes the Town put together an oversight committee.

Dorald Beasley is present and comments in opposition to the 30-year amortization of the proposed school bond. Mr. Beasley requests that the Town fund the School Department on a per pupil basis and use the cost savings to fund the construction of a new high school.

Bret Harrington is present and comments on the proposed school bond causing an increase in taxes and debt.

### 10. TOWN MANAGER'S REPORT

**B.** The Town Manager notes that an update on the proposed South County Commons/District 5 Apartment Complex will be provided to the Town Council in Closed Executive Session at a future meeting.

**A.** The Town Manager notes that the School Building Committee will discuss the Town Council's vote on authorization for a \$150 million school bond and provide recommendations on moving forward.

**C.** The Town Manager provides an overview of the events held by the Town 's 300<sup>th</sup> Anniversary Steering Committee and commends them for their hard work and dedication.

### 11. COMMUNICATIONS

**A.** Councilwoman Bergner reviews the update given by staff at the last Town Council meeting relative to unspent American Rescue Plan Act (ARPA) funds and requests that the Town Council consider recommendations for reallocation of the unspent ARPA funds to go towards housing projects.

Discussion ensues, and it is

UNANIMOUSLY VOTED: that an email dated October 2, 2023 from Councilwoman Bergner requesting an update on the American Rescue Plan Act (ARPA) Program is received, placed on file, and referred to Town Staff to determine unspent ARPA monies and develop a list of reallocation recommendations.

## REGULAR SESSION

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**B.** Councilwoman Alley reviews the update given by staff at the last Town Council meeting relative to the history and restrictions on the Oliver Watson Home and requests that the Oliver Watson Home be used for elderly housing using unallocated ARPA funds.

The Town Solicitor reviews development options for the Oliver Watson Home, the conditions for selling the property, and restrictions on property use.

Discussion ensues relative to placing this subject on a future Agenda and the need to develop the guidelines for a Request for Proposals.

UNANIMOUSLY VOTED: that an email dated October 14, 2023 from Councilwoman Alley requesting to discuss the history and restrictions of the Oliver Watson Home is received, placed on file, and referred to the Town Solicitor's Office.

**C.** Councilwoman Bergner reviews the future use of Wakefield School and requests that the Town begin to investigate the different uses for the vacant school.

The Deputy Town Manager discusses conducting a feasibility study and notes that the School Department has not transferred ownership of Wakefield School to the Town yet. Mr. Murray requests guidance from the Town Council on what types of uses the Council would like to see as options or soliciting feedback from the community.

Discussion ensues relative to soliciting feedback from the Economic Development Committee (EDC) or Friends of the Saugatucket, pursuing the development of a mixed-use building, and holding a community session to receive input from Town residents.

The Town Solicitor notes that once the Town acquires Wakefield School from the School Department, the Town must report that to the State and a task force will review whether it is feasible to repurpose the building for affordable housing.

The Town Council requests that the EDC consider future uses for Wakefield School.

UNANIMOUSLY VOTED: that an email dated October 16, 2023 from Councilwoman Bergner concerning the future use of Wakefield School and the Oliver Watson Home is received, placed on file, and referred to Town Staff for further analysis.

**D.** Councilwoman Alley reviews the State rental registry, the volume of homes for rent within the Town, and the evaluation of the data received from the State.

The Town Manager reviews the differences between the State rental registry and what the Town will be doing, and the establishment of regulations and enforcement on rentals to be proposed at a future meeting.

UNANIMOUSLY VOTED: that an email dated October 17, 2023 from Councilwoman Alley requesting to discuss short term rentals is received, placed on file, and referred to the Town Manager's Office.

## REGULAR SESSION

NOVEMBER 14, 2023

**E.** UNANIMOUSLY VOTED: that an email dated October 20, 2023 from George Helwig tendering his resignation from the Affordable Housing Collaborative Committee is accepted, and the Town Council directs that a letter of thanks be sent.

**F.** UNANIMOUSLY VOTED: that a resolution adopted October 10, 2023 by the South Kingstown School Committee rejecting any efforts to ban books in honor of Banned Books Week October 1 – 7, 2023 is received, placed on file, and the Town Council voted to support the resolution.

**G.** Laura Lee Costello, Executive Director, South Kingstown Housing Authority (SKHA) reviews her request for the Town to continue road maintenance and plowing on Uncle Sams Lane.

The Town Solicitor reviews research conducted to determine whether there were any federal or state requirements to maintain roads owned Housing Authorities. The Town Council has the authority to increase annual funding that the SKHA applies for during the budget hearings to assist them with hiring a private snow plowing company to maintain their roads.

Discussion ensues relative to the terms outlined in a cooperative agreement the Town entered into with the SKHA in 1969 and the inability to locate the final signed agreement.

The Town Solicitor notes that the Town is under no legal obligation to honor the 1969 cooperative agreement, but can if they so choose.

Discussion ensues relative to providing snow plowing honoring the 1969 cooperative agreement or having Ms. Costello bring her request as part of her application for annual funding during budget discussions.

The Deputy Town Manager reviews the budget allocation request process for human services and outside agencies.

UNANIMOUSLY VOTED: to continue the meeting past 11:00 PM.

UNANIMOUSLY VOTED: that an email dated October 23, 2023 from Laura Lee Costello, Executive Director, South Kingstown Housing Authority requesting that the Town continue to provide road maintenance and plowing services on Uncle Sams Lane is received, placed on file, and the Town Council suggests the agency submit a request through the annual budget process.

**H.** Councilwoman Bergner reviews savings from the School Department and requests the Town Council hold an additional joint work session with the School Committee to discuss how the School Department can use savings to reduce the impact of the proposed school bond.

Discussion ensues relative to considering the uses of the School Department savings during the upcoming budget sessions.

Further discussion ensues, and it is

UNANIMOUSLY VOTED: that an email dated November 8, 2023 from Councilwoman Bergner concerning potential School Department savings is received and placed on file.

**REGULAR SESSION**

**NOVEMBER 14, 2023**

**12. APPOINTMENTS - none**

UNANIMOUSLY VOTED: to adjourn at 11:20 PM.

Nichole C. Romane  
Deputy Town Clerk



**Town of South Kingstown**

180 High Street  
Wakefield, RI 02879  
Tel. 401-789-9331

**DEPARTMENT OF ASSESSMENT**

**Tax Abatement Request**

No.: 630

Date: 11/27/2023

DATE: NOVEMBER 27, 2023  
TO: The Honorable Town Council  
FROM: Wendy Linda Duarte, Interim Tax Assessor  
RE: Real Estate Abatements

The following assessments are recommended for abatement in the amounts and for the reasons hereinafter set forth by the Tax Assessor for the Town of South Kingstown.

**SEE ATTACHED LISTING**

Wendy Duarte

Interim Tax Assessor

Christina L. Cliva

Tax Collector  
Christina L. Cliva

In accordance with Chapter 1800, Section 58 of the Public Laws of Rhode Island relative to the cancellation of taxes, the TOWN COUNCIL, upon recommendation of the Tax Assessor, direct and order ABATEMENT of the following:

<u>Assessment Date</u>	<u>Tax</u>
12/31/2022	\$ <u>2,301.22</u>
<b>Total</b>	<b>\$ <u>2,301.22</u></b>

VOTED: That the above tax be abated in accordance with the list presented with this report.

In Town Council, the 27th day of November, 2023.

Seal

Attest:

CC: Town Council  
Town Clerk      Tax Assessor  
Town Treasurer      Tax Collector

\_\_\_\_\_  
Town Clerk, Town of South Kingstown

Amendment Report Abatement

# South Kingstown RI

Posting Date / /

Status Pending

11/27/2023 ABATEMENT

Transaction Date / /

Page 1

Report Printed 11/16/2023 03:21:50 PM

R-11-0769-00	2023 RP Tax Roll	KENYON ROBERT L & LINDA J 89 MATUNUCK SCHOOL HOUSE RD WAKEFIELD RI 02879	86-2/29 at 89 MATUNUCK SCHOOL...	ASSESSORS APPEAL # 134	\$2,301.72
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Total \$2,301.72



# Town Of South Kingstown, RI

Office of the Town Assessor

## MEMO

To: James Manni, Town Manager  
From: Wendy L. Duarte, Interim Town Assessor WD  
Subject: Explanation for Tax Abatements in excess of \$1,000  
Date: November 17, 2023  
(For November 27<sup>th</sup> Town Council Meeting)

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- 1) The Real Estate abatement below is a result of an elderly late filer decision.

Receivable	Detail	Comments	Amount
2023 RP Tax Roll	Plat 86-2 Lot 29 89 Matunuck School House Road	Assessor's Appeal	\$2,301.72

*\*Please note: Error on TC Approved Abatements on 11/13/23. The approved amount was \$177.33 on account T-03-4817-00, however the correct amount is for \$174.86.*

End of report.

Thank you.



# Town of South Kingstown, Rhode Island

## FINANCE DEPARTMENT

180 High Street  
Wakefield, RI 02879  
Tel (401) 789-9331 x1209  
Fax (401) 792-9646

**Date:** 11/21/2023

**To:** James M Manni, Town Manager

**From:** Brian Silvia, Finance Director

**Re:** Resolution Requesting Authority to Hold a Referendum Vote, related to the Issuance of \$150,000,000 in Bonds to Support the Construction and Improvement of a New High School and School Facilities.

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At a session of the South Kingstown Town Council, dated November 14, 2023, the Town Council voted favorably in support and approval of a \$150,000,000 on a School Facilities Project and Bond Referendum. Karen Grande of Locke Lord, LLP, who serves as the Town's Bond Council, was then tasked with preparing the necessary documents and legislation.

Attached for the Town Council's consideration is a resolution prepared by the Town's Bond Council requesting that the State legislature authorize the Town Council to set a date for a bond referendum to support the construction and improvement of a new high school and school facilities and the corresponding \$150,000,000 bond to support it. The Town is currently waiting on approval of phase-2 of the application process with the Rhode Island Department of Education. If all incentives are met and approved, the Town would be eligible to receive up to 55% reimbursement on applicable expenses related to this project. This would be in the form of both reimbursements to the Town on applicable expenses and direct payments by the State on applicable debt service payments.

Additionally, a copy of the proposed legislation, also prepared by the Town's Bond Council, which upon approval by the Town Council, will be submitted to the Town's legislative delegation to be introduced within both branches of the General Assembly at the State. If the legislation is approved, the Town Council will be free to set and schedule the bond referendum at its discretion, which preliminarily will be set for the Spring-2024.

If the Council elects to approve the legislation and should the bond referendum get approved by the voters, the authorized to issue the bonds will be back before the Town Council at a later date.

2024 –

STATE OF RHODE ISLAND

IN THE GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2024

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A N A C T

**AUTHORIZING THE TOWN OF SOUTH KINGSTOWN TO ISSUE NOT TO EXCEED \$150,000,000 GENERAL OBLIGATION BONDS AND NOTES TO FINANCE THE ACQUISITION, CONSTRUCTION, IMPROVEMENT, RENOVATION, FURNISHING AND EQUIPPING OF A NEW HIGH SCHOOL, ATHLETIC FACILITY, AND OTHER SCHOOL FACILITIES IN THE TOWN AND ALL EXPENSES INCIDENT THERETO, INCLUDING, BUT NOT LIMITED TO, COSTS OF DESIGN, DEMOLITION, ATHLETIC FIELDS, LANDSCAPING AND PARKING AND ALL ATTENDANT EXPENSES, INCLUDING ENGINEERING, ARCHITECTURAL AND OTHER PROJECT-RELATED CONSULTING COSTS**

**Introduced By:**

**Date Introduced:**

**Referred To:**

*It is enacted by the general assembly as follows:*

1           **SECTION 1.** The town of South Kingstown is hereby empowered, in addition to authority  
2 previously granted, to issue bonds (hereinafter “bonds”) up to an amount not exceeding one  
3 hundred fifty million dollars (\$150,000,000) from time to time under its corporate name and seal  
4 or a facsimile of such seal. The bonds of each issue may be issued in the form of serial bonds or  
5 term bonds or a combination thereof and shall be payable either by maturity of principal in the  
6 case of serial bonds or by sinking fund installments in the case of term bonds, in annual  
7 installments of principal, the first installment to be not later than five (5) years and the last

1 installment not later than thirty (30) years after the date of the bonds. All such bonds of a particular  
2 issue may be issued in the form of zero coupon bonds, capital appreciation bonds, serial bonds or  
3 term bonds or a combination thereof. The amount of principal appreciation each year on any  
4 bonds, after the date of original issuance, shall not be considered to be principal indebtedness for  
5 the purposes of any constitutional or statutory debt limit or any other limitation. The appreciation  
6 of principal after the date of original issue shall be considered interest. Only the original principal  
7 amount shall be counted in determining the principal amount so issued and any interest component  
8 shall be disregarded.

9       **SECTION 2.** The bonds shall be signed by the manual or facsimile signatures of the town  
10 director of finance and the president of the town council and shall be issued and sold in such  
11 amounts as the town council may authorize by resolution. The manner of sale, denominations,  
12 maturities, interest rates and other terms, conditions and details of any bonds or notes issued under  
13 this act may be fixed by the resolutions of the town council authorizing the issue or by separate  
14 resolution of the town council or, to the extent provisions for these matters are not so made, they  
15 may be fixed by the officers authorized to sign the bonds or notes. Notwithstanding anything  
16 contained in this act to the contrary, the town may enter into financing agreements with the Rhode  
17 Island health and educational building corporation pursuant to chapter 7 of title 16 and chapter  
18 38.1 of title 45 and, with respect to bonds or notes issued in connection with such financing  
19 agreements, if any, the town may elect to have the provisions of chapter 38.1 of title 45 apply to  
20 the issuance of the bonds or notes issued hereunder to the extent the provisions of chapter 38.1 of  
21 title 45 are inconsistent herewith. In addition, the town may enter into financing agreements with  
22 the Rhode Island infrastructure bank pursuant to the provisions of chapter 12.2 of title 46 and, with  
23 respect to bonds or notes issued in connection with such financing agreements, if any, the town  
24 may elect to have the provisions of chapter 12.2 of title 46 apply to the issuance of the bonds or

1 notes issued hereunder to the extent the provisions of chapter 12.2 of title 46 are inconsistent  
2 herewith. Such election may be fixed by the proceedings of the town council authorizing such  
3 issuance or by separate resolution of the town council, or, to the extent provisions for these matters  
4 are not so made, they may be fixed by the officers authorized to sign the bonds or notes. The  
5 proceeds derived from the sale of the bonds shall be delivered to the town director of finance, and  
6 such proceeds exclusive of premiums and accrued interest shall be expended: (1) To finance the  
7 acquisition, construction, improvement, renovation, furnishing and equipping of a new high  
8 school, athletic facility, and other school facilities in the town and all expenses incident thereto,  
9 including, but not limited to, costs of design, demolition, athletic fields, landscaping and parking,  
10 and all attendant expenses including, but not limited to, engineering, architectural and other  
11 project-related consulting costs; (2) In payment of the principal of or interest on temporary notes  
12 issued under section 3; (3) In repayment of advances under section 4; (4) In payment of related  
13 costs of issuance of any bonds or notes; and/or (5) In payment of capitalized interest during  
14 construction of the project (the "project"). No purchaser of any bonds or notes under this act shall  
15 be in any way responsible for the proper application of the proceeds derived from the sale thereof.  
16 The project shall be carried out and all contracts made therefor on behalf of the town by the town  
17 council with due regard to any recommendation of the school building committee. The town  
18 council and the school building committee and their agents are authorized to enter, without delay  
19 and at reasonable times, any public school buildings and other public school property for the  
20 purpose of accomplishing the project and to do all acts and deeds necessary or convenient in  
21 connection with the project. The proceeds of bonds or notes issued under this act, any applicable  
22 federal or state assistance and the other monies referred to in sections 6 and 9 shall be deemed  
23 appropriated for the purposes of this act without further action than that required by this act. The  
24 bonds authorized by this act may be consolidated for the purpose of issuance and sale with any

1 other bonds of the town heretofore or hereafter authorized; provided that, notwithstanding any  
2 such consolidation, the proceeds from the sale of the bonds authorized by this act shall be expended  
3 for the purposes set forth above.

4         **SECTION 3.** The town council may by resolution authorize the issuance from time to  
5 time of interest bearing or discounted notes in anticipation of the issuance of bonds or in  
6 anticipation of the receipt of federal or state aid for the purposes of this act. The amount of original  
7 notes issued in anticipation of bonds may not exceed the amount of bonds which may be issued  
8 under this act and the amount of original notes issued in anticipation of federal or state aid may  
9 not exceed the amount of available federal or state aid as estimated by the director of finance.  
10 Temporary notes issued hereunder shall be signed by the manual or facsimile signatures of the  
11 town director of finance and the president of the town council and shall be payable within five (5)  
12 years from their respective dates, but the principal of and interest on notes issued for a shorter  
13 period may be renewed or paid from time to time by the issuance of other notes hereunder;  
14 provided the period from the date of an original note to the maturity of any note issued to renew  
15 or pay the same debt or interest thereon shall not exceed five (5) years. Any temporary notes in  
16 anticipation of bonds issued under this section may be refunded prior to the maturity of the notes  
17 by the issuance of additional temporary notes; provided that, no such refunding shall result in any  
18 amount of such temporary notes outstanding at any one time in excess of two hundred percent  
19 (200%) of the amount of bonds which may be issued under this act; and provided, further, that if  
20 the issuance of any such refunding notes results in any amount of such temporary notes outstanding  
21 at any one time in excess of the amount of bonds which may be issued under this act, the proceeds  
22 of such refunding notes shall be deposited in trust in a separate fund established for the notes being  
23 refunded. Pending their use to pay the notes being refunded, monies in the fund shall be invested  
24 for the benefit of the town by the paying agent at the direction of the town director of finance in

1 any investment permitted under section 5. The monies in the fund and any investments held as  
2 part of the fund shall be held in trust and shall be applied by the paying agent solely to the payment  
3 or prepayment of the principal of and interest on the notes being refunded. Upon payment of all  
4 principal of and interest on the notes, any excess monies in the fund shall be distributed to the  
5 town. The town may pay the principal of and interest on notes in full from other than the issuance  
6 of refunding notes prior to the issuance of bonds pursuant to section 1 hereof. In such case, the  
7 town's authority to issue bonds or notes in anticipation of bonds under this act shall continue  
8 provided that: (1) The town council passes a resolution evidencing the town's intent to pay off the  
9 notes without extinguishing the authority to issue bonds or notes; and (2) That the period from the  
10 date of an original note to the maturity date of any other note shall not exceed five (5) years.

11 **SECTION 4.** Pending any authorization or issue of bonds hereunder or pending or in lieu  
12 of any authorization or issue of notes hereunder, the town director of finance, with the approval of  
13 the town council, may, to the extent that bonds or notes may be issued hereunder, apply funds in  
14 the treasury of the town to the purposes specified in section 2, such advances to be repaid without  
15 interest from the proceeds of bonds or notes subsequently issued or from the proceeds of applicable  
16 federal or state assistance or from other available funds.

17 **SECTION 5.** Any proceeds of bonds or notes issued hereunder or of any applicable federal  
18 or state assistance, pending their expenditure may be deposited or invested by the town director of  
19 finance in demand deposits, time deposits or savings deposits in banks which are members of the  
20 Federal Deposit Insurance Corporation or in obligations issued or guaranteed by the United States  
21 of America or by any agency or instrumentality thereof or as may be provided in any other  
22 applicable law of the State of Rhode Island or resolution of the town council or pursuant to an  
23 investment policy of the town.

1           **SECTION 6.** Any accrued interest received upon the sale of bonds or notes hereunder  
2 shall be applied to the payment of the first interest due thereon. Any premium arising from the  
3 sale of bonds or notes hereunder shall, in the discretion of the town director of finance, be applied  
4 to the cost of preparing, issuing and marketing bonds or notes hereunder to the extent not otherwise  
5 provided, to the payment of the project costs, to the payment of the principal of or interest on bonds  
6 or notes issued hereunder or to any one or more of the foregoing. The cost of preparing, issuing  
7 and marketing bonds or notes hereunder may also, in the discretion of the town director of finance,  
8 be met from bond or note proceeds exclusive of accrued interest or from other monies available  
9 therefor. Any balance of bond or note proceeds remaining after payment of the cost of the projects  
10 and the cost of preparing, issuing and marketing bonds or notes hereunder, shall be applied to the  
11 payment of the principal of or interest on bonds or notes issued hereunder. To the extent permitted  
12 by applicable federal laws, any earnings or net profit realized from the deposit or investment of  
13 funds hereunder may, upon receipt, be added to and dealt with as part of the revenues of the town  
14 from property taxes. In exercising any discretion under this section, the town director of finance  
15 shall be governed by any instructions adopted by resolution of the town council.

16           **SECTION 7.** All bonds and notes issued under this act and the debts evidenced thereby  
17 shall be obligatory on the town in the same manner and to the same extent as other debts lawfully  
18 contracted by it and shall be excepted from the operation of § 45-12-2. No such obligation shall  
19 at any time be included in the debt of the town for the purpose of ascertaining its borrowing  
20 capacity. The town shall annually appropriate a sum sufficient to pay the principal and interest  
21 coming due within the year on bonds and notes issued hereunder to the extent that monies therefor  
22 are not otherwise provided. If such sum is not appropriated, it shall nevertheless be added to the  
23 annual tax levy. In order to provide such sum in each year and notwithstanding any provision of

1 law to the contrary, all taxable property in the town shall be subject to ad valorem taxation by the  
2 town without limitation as to rate or amount.

3       **SECTION 8.** Any bonds or notes issued under the provisions of this act, and coupons, if  
4 any, if properly executed by officers of the town in office on the date of execution, shall be valid  
5 and binding according to their terms notwithstanding that before the delivery thereof and payment  
6 therefor any or all of such officers shall for any reason have ceased to hold office.

7       **SECTION 9.** The town, acting by resolution of its town council, is authorized to apply  
8 for, contract for and expend any federal or state advances or other grants or assistance which may  
9 be available for the purposes of this act, and any such expenditures may be in addition to the  
10 monies provided in this act. To the extent of any inconsistency between any law of this state and  
11 any applicable federal law or regulation, the latter shall prevail. Federal and state advances, with  
12 interest where applicable, whether contracted for prior to or after the effective date of this act, may  
13 be repaid as project costs under section 2.

14       **SECTION 10.** Bonds and notes may be issued under this act without obtaining the  
15 approval of any governmental agency or the taking of any proceedings or the happening of any  
16 conditions except as specifically required by this act for such issue. In carrying out any project  
17 financed in whole or in part under this act, including where applicable the condemnation of any  
18 land or interest in land, and in the levy and collection of assessments or other charges permitted  
19 by law on account of any such project, all action shall be taken which is necessary to meet  
20 constitutional requirements whether or not such action is otherwise required by statute, but the  
21 validity of bonds and notes issued hereunder shall in no way depend upon the validity or  
22 occurrence of such action.

23       **SECTION 11.** The town director of finance and the president of the town council, on  
24 behalf of the town, are hereby authorized to execute such instruments, documents or other papers

1 as either of them deem necessary or desirable to carry out the intent of this act and are also  
2 authorized to take all actions and execute all instruments, documents or agreements necessary to  
3 comply with federal tax and securities laws, which instruments, documents or agreements may  
4 have a term coextensive with the maturity of the bonds authorized hereby, including Rule 15c2-  
5 12 of the Securities and Exchange Commission (the “Rule”) and to execute and deliver a  
6 continuing disclosure agreement or certificate in connection with the bonds or notes in the form as  
7 shall be deemed advisable by such officers in order to comply with the Rule.

8       **SECTION 12.** All or any portion of the authorized but unissued authority to issue bonds  
9 and notes under this act may be extinguished by ordinance of the town council after seven (7) years  
10 shall have passed from the approval of this act provided for in section 13, without further action  
11 by the general assembly.

12       **SECTION 13.** The question of the approval of this act shall be submitted to the electors  
13 of the town at a local election, other than a primary, to be held on a date determined by resolution  
14 of the town council. The question shall be submitted in substantially the following form: “Shall  
15 an act passed at the 2024 session of the general assembly entitled ‘AN ACT AUTHORIZING THE  
16 TOWN OF SOUTH KINGSTOWN TO ISSUE NOT TO EXCEED \$150,000,000 GENERAL  
17 OBLIGATION BONDS AND NOTES TO FINANCE THE ACQUISITION, CONSTRUCTION,  
18 IMPROVEMENT, RENOVATION, FURNISHING AND EQUIPPING OF A NEW HIGH  
19 SCHOOL, ATHLETIC FACILITY, AND OTHER SCHOOL FACILITIES IN THE TOWN  
20 AND ALL EXPENSES INCIDENT THERETO, INCLUDING, BUT NOT LIMITED TO,  
21 COSTS OF DESIGN, DEMOLITION, ATHLETIC FIELDS, LANDSCAPING AND PARKING  
22 AND ALL ATTENDANT EXPENSES, INCLUDING ENGINEERING, ARCHITECTURAL  
23 AND OTHER PROJECT-RELATED CONSULTING COSTS’ be approved?” and the warning  
24 for the election shall contain the question to be submitted. From the time the election is warned

1 and until it is held, it shall be the duty of the town clerk to keep a copy of this act available at the  
2 clerk's office for public inspection, but the validity of the election shall not be affected by this  
3 requirement. To the extent of any inconsistency between this act and the town charter, this act  
4 shall prevail. Notwithstanding anything contained in § 17-19-7 of the general laws to the contrary,  
5 the town's board of canvassers may certify the question to the secretary of state not later than thirty  
6 (30) days prior to the date set for the election.

7           **SECTION 14.** This section and section 13 shall take effect upon the passage of this act.  
8 The remainder of this act shall take effect upon the approval of this act by a majority of those  
9 voting on the question at the election prescribed by section 13.

**EXPLANATION**

**OF**

**AN ACT**

**AUTHORIZING THE TOWN OF SOUTH KINGSTOWN TO ISSUE NOT TO EXCEED \$150,000,000 GENERAL OBLIGATION BONDS AND NOTES TO FINANCE THE ACQUISITION, CONSTRUCTION, IMPROVEMENT, RENOVATION, FURNISHING AND EQUIPPING OF A NEW HIGH SCHOOL, ATHLETIC FACILITY, AND OTHER SCHOOL FACILITIES IN THE TOWN AND ALL EXPENSES INCIDENT THERETO, INCLUDING, BUT NOT LIMITED TO, COSTS OF DESIGN, DEMOLITION, ATHLETIC FIELDS, LANDSCAPING AND PARKING AND ALL ATTENDANT EXPENSES, INCLUDING ENGINEERING, ARCHITECTURAL AND OTHER PROJECT-RELATED CONSULTING COSTS**

1           This act authorizes the town of South Kingstown to issue not more than \$150,000,000  
2 bonds and notes to finance the acquisition, construction, improvement, renovation, furnishing and  
3 equipping of a new high school, athletic facility, and other school facilities in the town and all  
4 expenses incident thereto, including, but not limited to, costs of design, demolition, athletic fields,  
5 landscaping and parking and all attendant expenses, including engineering, architectural and other  
6 project-related consulting costs.

7           Sections 13 and 14 of this act shall take effect upon passage. The remainder of the act  
8 would take effect upon approval by the electors of the town of the question provided for in section  
9 13.

**A N A C T**

**AUTHORIZING THE TOWN OF SOUTH KINGSTOWN TO ISSUE NOT TO EXCEED \$150,000,000 GENERAL OBLIGATION BONDS AND NOTES TO FINANCE THE ACQUISITION, CONSTRUCTION, IMPROVEMENT, RENOVATION, FURNISHING AND EQUIPPING OF A NEW HIGH SCHOOL, ATHLETIC FACILITY, AND OTHER SCHOOL FACILITIES IN THE TOWN AND ALL EXPENSES INCIDENT THERETO, INCLUDING, BUT NOT LIMITED TO, COSTS OF DESIGN, DEMOLITION, ATHLETIC FIELDS, LANDSCAPING AND PARKING AND ALL ATTENDANT EXPENSES, INCLUDING ENGINEERING, ARCHITECTURAL AND OTHER PROJECT-RELATED CONSULTING COSTS**

-----Presented by

A RESOLUTION TO MEMORIALIZE THE GENERAL ASSEMBLY TO ENACT LEGISLATION AUTHORIZING THE TOWN OF SOUTH KINGSTOWN TO ISSUE NOT TO EXCEED \$150,000,000 GENERAL OBLIGATION BONDS AND NOTES TO FINANCE THE ACQUISITION, CONSTRUCTION, IMPROVEMENT, RENOVATION, FURNISHING AND EQUIPPING OF A NEW HIGH SCHOOL, ATHLETIC FACILITY, AND OTHER SCHOOL FACILITIES IN THE TOWN AND ALL EXPENSES INCIDENT THERETO, INCLUDING BUT NOT LIMITED TO COSTS OF DESIGN, DEMOLITION, ATHLETIC FIELDS, LANDSCAPING AND PARKING AND ALL ATTENDANT EXPENSES, INCLUDING ENGINEERING, ARCHITECTURAL AND OTHER PROJECT-RELATED CONSULTING COSTS

WHEREAS, the Town Council of the Town of South Kingstown endorses and supports the issuance of general obligation bonds and notes to finance the acquisition, construction, improvement, renovation, furnishing and equipping of a new high school, athletic facility, and other school facilities in the Town and all expenses incident thereto, including but not limited to costs of design, demolition, athletic fields, landscaping and parking and all attendant expenses, including engineering, architectural and other project-related consulting costs (the "Projects");

WHEREAS, in order to undertake and complete the Projects, there would be a need to issue bonds and/or notes in an amount not to exceed \$150,000,000.

NOW THEREFORE,

BE IT RESOLVED: that the Town of South Kingstown hereby memorializes the General Assembly to enact legislation authorizing the Town, with the approval of the qualified electors, to issue bonds and notes in an amount not to exceed One Hundred Fifty Million Dollars (\$150,000,000) for the above purposes.

RESOLVED: that the Town Solicitor, working with Bond Counsel for the Town of South Kingstown, ensure that the appropriate legislation in substantially the form attached hereto is submitted in a timely manner to the Rhode Island General Assembly to ensure that all requirements are met to ensure consideration of this question by the electors.

RESOLVED: that this resolution is an affirmative action of the Town Council of the Town of South Kingstown toward the issuance of bonds and notes in accordance with the purposes of the laws of the State. This resolution constitutes the Town's declaration of official intent, pursuant to Treasury Regulation Section 1.150(2), to reimburse the Town for certain capital expenditures for the Projects paid on or after the date which is sixty (60) days prior to the date of this resolution but prior to the issuance of the bonds or notes. Such amounts to be reimbursed shall not exceed \$150,000,000 and shall be reimbursed not later than eighteen (18) months

after (a) the date on which the expenditure is paid, or (b) the date the Projects are placed in service or abandoned, but in no event later than three (3) years after the date the expenditure is paid.

RESOLVED: this Resolution shall take effect upon its passage.

**TO:** James M. Manni, Town Manager  
**FROM:** Nichole C. Romane, Deputy Town Clerk  
**SUBJECT:** Establishing number of liquor licenses for the year beginning December 1, 2023  
**DATE:** November 22, 2023



On Monday evening the Town Council will consider a resolution under New Business Item 10B affirming or amending the Town’s Liquor License Rules and Regulations, Section I. The current number of licenses for each class shall be authorized as indicated below, unless changed by a majority vote of the Town Council:

<u>Class</u>	<u>Number</u>
A – Retail	4 maximum
B – Victualler	<del>29</del> <u>28</u>
B – Tavern	<del>2</del> <u>1</u>
B – Limited	5
B – Hotel	1
B – M	0
C	0
D – Club Full Privilege	1
D – Limited	0
F	Five per year per organization
F – 1	Five per year per organization
T – Legitimate Theater	<del>3</del> <u>2</u>

Three businesses have not filed for renewal of their liquor licenses this year. Bobby G’s, Inc. d/b/a Bobby G’s, located at 703 Kingstown Road did not file for renewal of its Class B Victualler Liquor License: the owner has advised us that the restaurant has gone out of business and will not renew its license.

Bravo by the Sea, LLC d/b/a Bravo by the Sea, located at 358A Cards Pond Road did not file for renewal of its Class B Tavern Liquor License. The Principal has advised that they have not decided whether to renew their license and are closed for the season.

South County Center for the Arts d/b/a Courthouse Center for the Arts also has not filed for renewal of their Class T Legitimate Theater Liquor License. The current year’s license that was granted by the Town Council last November has never been issued because they have not received a Certificate of Good Standing from the RI Division of Taxation. This clearance is required by the State for all liquor licenses. Attempts to resolve this issue with the Courthouse have been unsuccessful.

As a result, the Town Council may reduce the number of available liquor licenses accordingly. Should you require any further information, please advise.



## Interoffice Memorandum

**TO:** James Manni, Town Manager  
**FROM:** Theresa L. Murphy, Leisure Services Director  
**DATE:** November 8, 2023  
**RE:** Request for Approval of Change Order – Art Project – 300<sup>th</sup> Anniversary  
**Cc:** Julie Mason, Procurement Administrator

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The contract artist for the 300<sup>th</sup> Anniversary Art Project, Ostara, which was recently unveiled on the Village Green, has submitted a change order request to increase the contracted payment by \$4,800 from \$130,000 to \$134,800, due to additional costs associated with labor, materials, and delivery of the 14' stainless steel sculpture.

The \$150,000 Placemaking Grant awarded to the Town will cover this additional expense with no funds required from the Town.

### **Recommendation**

It is recommended that the change order be approved to cover the additional expenses noted in the detail of the change order.

### **Funding**

As previously noted, funding for this project will come from a RI Commerce Placemaking Grant awarded to the Town of South Kingstown.

Should you agree with the recommendation, I offer the following resolution for the Town Council's consideration:

“A resolution authorizing an amendment of contract for a public art project to commemorate the Town's 300<sup>th</sup> Anniversary in 2023, to Peter Diepenbrock, 32 Hamilton Ave., Jamestown, RI, as specified in a proposal dated January 6, 2023, from a total amount of \$130,000, to \$134,800 and as further detailed in a memorandum dated November 8, 2023, from the Leisure Services Director to the Town Manager, entitled 'Request for Approval of Change Order – Art Project – 300<sup>th</sup> Anniversary.’”



## TOWN OF SOUTH KINGSTOWN

### MEMORANDUM

**TO:** James Manni, Town Manager  
**FROM:** Theresa L. Murphy, Leisure Services Director  
**DATE:** November 10, 2023  
**RE:** URI Sailing Center – Marina Park Lease  
**CC:** Michael J. Stach, Harbormaster / Natural Resource Officer

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The University of Rhode currently leases that section of property on Salt Pond Road (Marina Park) which houses the University Sailing Center. The lease agreement is set to expire on December 31, 2023.

The University of Rhode Island's Facilities Group has requested that the existing lease remain in place on a month-to-month basis until a new long-term lease agreement is put in place. (See attached letter.)

There has been some preliminary correspondence with the University's Planning and Real Estate Development Office regarding negotiating a new lease term with the understanding that it requires Town Council authorization.

I see no reason not to consider a new long-term lease with the University, providing they continue to be responsible tenants of the property. The intended use of the property remains consistent with the current use and includes the following:

1. Academic Classes (2 classes per semester)
2. URI Sailing Club
3. Recreational Sailing Club
4. Campus Recreation Summer Sailing Program for both adults and youth
5. Recreational Paddle Boards & Kayaks

We have been advised that once new lease terms have been agreed upon between the Town and University Facilities Group, the agreement will require the University of RI Board of Trustees and State Properties approval.

I would recommend that the University be responsible for paying the difference between the current rate and the newly established rate for the months that precede the new long-term agreement.

I offer the following resolution to continue the existing lease agreement on a month-to-month basis, for Town Council consideration:

"A resolution authorizing the Town Manager to extend the existing Marina Park property lease agreement with the University of Rhode Island on a month-to-month basis, until a decision is reached on new long-term lease agreement and is duly authorized by the Town Council; not to extend beyond March 31, 2024, without further authorization, and as further described in a memorandum to the Town Manager from the Leisure Services Director dated November 10, 2023."

THE  
UNIVERSITY  
OF RHODE ISLAND

DIVISION OF  
ADMINISTRATION  
AND FINANCE

THINK BIG  WE DO™

AVP FACILITIES

210 Flagg Road, Suite 209, Kingston, RI 02881 USA p: 401.874.2501 f: 401.874.5959



October 17, 2023

Town Hall, Town of South Kingstown  
180 High Street  
Wakefield, RI 02879  
Attention: James Manni, Town Manager

Dear Mr. Manni,

As you know, we are working together on a new lease to be effective as of January 1, 2024 (the "New Lease") for the property currently used by the University of Rhode Island sailing program pursuant to our Lease made effective for a term commencing on January 1, 2004 and subsequently amended by an Amendment One to Lease Agreement dated June 25, 2014, extending the term thereof through December 31, 2023 (as amended, the "Existing Lease"). Pursuant to section TWENTY-THREE of the Existing Lease, this letter is intended to document your consent and agreement that the Existing Lease will continue in effect on and after January 31, 2023 as a month-to-month tenancy with rent payable at the same monthly rental required to be paid by for the period immediately prior thereto and otherwise on the terms and conditions specified within the Existing Lease, so far as applicable, so long as the parties are working together in good faith to negotiate and obtain any necessary approvals of the New Lease and until such time as it is superseded by the New Lease. Please indicate your consent by signature of a duly authorized representative where indicated below.

A handwritten signature in blue ink that reads "Karl H. Calvo".

Karl H. Calvo  
Assistant Vice President, Facilities Group

CONSENTED AND AGREED TO BY:

By: \_\_\_\_\_  
Name:  
Title:

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**TOWN OF SOUTH KINGSTOWN  
INTEROFFICE MEMORANDUM**

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**TO:** JAMES MANNI, TOWN MANAGER  
**FROM:** MARK RUSSO, DIRECTOR OF FACILITIES  
**SUBJECT:** AWARD OF CONTRACT- #2 HEATING FUEL  
**DATE:** NOVEMBER 15, 2023  
**CC:** JULIE A. MASON, PROCUREMENT ADMINISTRATOR

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**Background**

In the past, the Town of South Kingstown and the South Kingstown School Department jointly procured #2 Heating Fuel and Maintenance every two years. On October 13, 2021, the Town Council awarded a two-year contract to Smithco Oil Service for #2 Heating Fuel and Maintenance Service for a period of November 1, 2021, through October 31, 2023.

**Bid Solicitation**

An invitation to bid was advertised in the Narragansett Times and posted through the Town's Municipal Vendor Bidding and Notification system on both September 22, 2023, and October 20, 2023. The first bid opening for #2 Heating Fuel & Maintenance service was held on October 6, 2023, and the second bid opening was held on November 3, 2023.

**Bid Results**

The Town did not receive any bids. Under the purchasing ordinance 6-26 (g), if there is no response to the second bid, then a direct solicitation of potential vendors qualified to provide the goods and services may take place. Two local vendors were contacted, and their pricing was higher than the RI Municipal Purchasing Agents Associations' (RIMPAA) bids received on August 1, 2022, for Gasoline, Diesel, and No. 2 Heating Oil. Under the RIMPAA, Peterson Oil Service, Inc. submitted incremental pricing of .33 for our district.

**Available Funding**

Funding for #2 Heating Fuel is available in the operating budgets for each department that purchases these items throughout the fiscal year.

Memo to: James Manni, Town Manager  
Re: Recommendation - #2 Heating Fuel  
November 15, 2023

**Recommendation**

Peterson Oil Service, Inc. is the Town's current gasoline and diesel vendor. They have provided the Town with excellent service, and they are willing to honor the pricing submitted under their RIMPAA bid with the contract's second year ending on August 31, 2024, with the option to renew for two one-year periods ending on August 31, 2026.

Should you be in agreement with the aforementioned narrative, I would respectfully request the following Town Council resolution:

"A resolution authorizing an award of contract for #2 heating fuel to Peterson Oil Service, Inc., 75 Crescent St., Worcester, MA 01605, based on the RI Municipal Purchasing Agents Associations' cooperative bid, at the lowest daily rack prices published by Oil Price Information Services (OPIS) plus the increment of \$0.33 gallon for a period of November 28, 2023, through August 31, 2024, with an option to renew for two one-year periods ending on August 31, 2026, and as further described in a memorandum from the Director of Facilities to the Town Manager dated November 15, 2023, and entitled, "Award of Contract-#2 Heating Fuel"



## DEPARTMENT MEMORANDUM Emergency Medical Services

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**TO:** James M. Manni, Town Manager  
**FROM:** Craig E. Stanley, Chief of Emergency Medical Services<sup>CES</sup>  
**RE:** Award of Contract-EMS Billing Administrator  
**DATE:** November 21, 2023

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### Background and Current Billing Vendor

Municipal ambulance billing was first introduced in the late 1990's to recoup some of the expenses incurred providing emergency medical care to communities. Payments for services in the third-party billing model is provided by private medical insurance companies, automobile insurers, and federally subsidized programs such as Medicare, without adding additional burden to citizens that already supported the municipal service through the tax system. The creation of a Resident self-insured fund assures that citizens will not be "double taxed". Several medical billing companies took on this service for municipalities despite having little or no experience in ambulance billing coding and procedures. In 2020, Comstar was awarded the EMS billing for the Town of South Kingstown and will continue providing service until the end of the contract in December of 2023. The current rate charged to Town by Comstar is 4% and that includes providing a patient care reporting system used by EMS personnel. The ESO patient care reporting software used by EMS has a \$10,000.00 start-up cost and annual fee of about \$9,300.00. Comstar has covered the cost of the ESO software within the 4% fee with no additional cost to the Town.

Over the last three fiscal years (July 1st through June 30th), the total revenue collected by Comstar are as follows:

Fiscal Year 2021	\$863,527
Fiscal Year 2022	\$959,808
Fiscal Year 2022	\$1,154,331

### Review of Bid Submissions

Upon the close of the EMS billing RFQ on November 20, 2023, two (2) vendors submitted proposals for review:

Vendor	Fees	Patient Care Report Software- Included	Additional fees	Optional Services
Comstar	4.00%	Yes - ESO Solutions	No	Notice of Privacy Practice Mailings .50 per mailing
EMS MC	4.25%	No	2.75 credit card fee	

An effective billing process relies on more than just the percentage of collection fees. An evaluation of the following items contributed strongly to the decision-making process: Administrative procedures, monthly reports, methods for obtaining patient information, electronic patient care report integration, organizational profile, HIPAA training and requirements, experience in EMS billing, RI specific policies to address legislative changes/laws, interaction with residents, practice management, and professional references particularly in RI.

**Award Recommendation**

All vendors’ fees are fixed for the first 3 years. Review of the submitted proposals provided the two (2) aforementioned vendors as the firms that met RFP specifications favorably. The following table lists the number of EMS clients each vendors has in RI and other states

Vendor	Clients in RI	EMS Clients in Other States
Comstar	8	Over 200 in New England
EMS Management Consultants	0	Over 450 Nationwide

Comstar Clients in Rhode Island:

- Town of South Kingstown
- Town of Charlestown
- Town of Middletown
- Town of Narragansett
- City of Newport
- City of Providence
- City of Warwick
- Town of Chepachet

Town Finance and EMS have been very satisfied with the customer service provided by Comstar and revenue generated.

It is the recommendation of Chief of EMS to award a contract to Comstar for a period of three (3) years at a fixed administrative fee of 4% including ESO Solutions ePCR software for all years, and should you be in agreement with this recommendation, a resolution be set forth affirming the contract award as follows:

A resolution authorizing an award of contract to Comstar, LLC, 8 Turcotte Memorial Drive, Rowley, MA 01969 for emergency medical billing services for a cost of 4% of all collections, including ESO Solution ePCR software and further authorizing the Finance Director to contract for services involving accounts in collections, and as further described in a memorandum dated November 21, 2023, from the Chief of EMS to the Town Manager entitled “Award of Contract- EMS Billing Administrator.”



**TOWN OF SOUTH KINGSTOWN  
DEPARTMENT OF PUBLIC SERVICES  
MEMORANDUM**

**TO:** James Manni, Town Manager

**FROM:** Richard Bourbonnais, Director of Public Services

**SUBJECT:** LED Streetlighting Conversion  
State Road Streetlight Transfer Agreement Revision

**DATE:** November 20, 2023

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**Background**

In November 2018, the Town Council authorized a contract to SIEMENS to retrofit all streetlights in Town on both State and Town roads.

Subsequent to the award of contract, The Town of Johnston entered into litigation against the State with respect to streetlights on State roads, whereby the RI Department of Transportation (RIDOT) eventually agreed to accept ownership of streetlights on State roads, provided the existing high-pressure sodium (HPS) lights were first converted to light emitting diode (LED) technology.

However, prior to commencing the LED conversion project, the Town had to purchase all streetlights from National Grid, which was authorized by the Town Council on August 11, 2020, in the amount of \$63,990.

**Project Status**

SIEMENS began LED conversion in May 2021 and is complete, whereby:

- 930 streetlights on Town roads have been converted to LED
- 384 streetlights on State roads have been converted to LED (as provided in the attached inventory)

**Project Annual Savings**

The Town's streetlight expense (National Grid billing) generally runs around \$190,000. Of the total National Grid expense, approximately \$120,000 was for National Grid "facility charges" or the cost to rent the streetlighting equipment. Since the Town completed the streetlighting purchase on September 25, 2020, we no longer pay the facility charge because we now own the streetlights.

Since State road streetlights account for 29.2% of our streetlighting inventory, ownership transfer of the streetlights to RIDOT will save the Town approximately \$20,440 of current remaining National Grid billing expense of \$70,000 (\$190,000-\$120,000). Therefore, the Town's annual streetlight billing expense is projected to decrease from approximately \$190,000 per year to approximately \$49,560. Additional energy savings (yet to be determined) are also expected as a result in energy reductions associated with the LED technology from the "supply" related charges of our National Grid bills.

However, additional maintenance related expense is expected (for non-warranty work and streetlight replacement work such as utility pole accident damage).

### **Transfer of State Road Streetlights to RIDOT**

Now that all State road streetlights have been converted to LED, we are now prepared to transfer ownership to RIDOT.

Town legal counsel has reviewed the transfer agreements, which are ready for execution by the Town Manager subject to Town Council approval. Should you agree, I would respectfully request a Town Council resolution as follows:

“A resolution authorizing the Town Manager to execute any required agreements and/or documents with the RI Department of Transportation that are necessary to transfer ownership and maintenance of all streetlight inventory on State roads currently owned by the Town of South Kingstown to the RI Department of Transportation as further described in a memorandum from the Public Services Director to the Town Manager entitled ‘LED Streetlighting Conversion, State Road Streetlight Transfer Agreement Revision, dated November 20, 2023’.”

Enc.: Exhibit A – SK Streetlight Inventory rev.10.26.23  
Solicitor Memo Re RIDOT Agreement

cc: Mark Conboy, P.E., Town Engineer  
Brian Silvia, Finance Director  
Rosalie Bouchard, Deputy Finance Director  
Michael Ursillo, Town Legal Counsel  
Peter Skwirz, Assistant Town Legal Counsel

EXHIBIT A  
Town of South Kingstown  
Street and Area Lighting Inventory as of August 1, 2022

These columns remain for submission of locations being transferred to RI007. They are necessary for National Grid and billing changes

Pole Number	Pole Suffix	NGID Light Sequence	Street Name	Component Type	Source Type	Bill Post and Tariff Description	NGID Location ID	Pole Use	Billable Wattage	Nominal Wattage	Milling Status	Pre-Transfer Bill Account No	Tariff Rate	Pre-Transfer Customer Name	Component Subtype	Component Style	Component Material	Grid Route No	Y-Coordinate (Where available)	X-Coordinate (Where available)
0003	000	2	BRIDGE TOWN RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	324971	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	255		
0006	000	2	BRIDGE TOWN RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	324972	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	255		
0109	000	2	CDMR OLIVER H HWY	Luminaire	Overhead	Customer Owned - Energy Only - Night	325111	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	420	41.40805101	-75.15318763
0111	000	2	CDMR OLIVER H HWY	Luminaire	Overhead	Customer Owned - Energy Only - Night	325112	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	420	41.40718481	-75.15324887
0113	000	2	CDMR OLIVER H HWY	Luminaire	Overhead	Customer Owned - Energy Only - Night	325113	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	420	41.40641393	-75.15322349
0117	000	2	CDMR OLIVER H HWY	Luminaire	Overhead	Customer Owned - Energy Only - Night	325114	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	420	41.40638752	-75.15325425
0120	000	2	CDMR OLIVER H HWY	Luminaire	Overhead	Customer Owned - Energy Only - Night	325115	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	420	41.404801276	-75.153586803
0122	000	2	CDMR OLIVER H HWY	Luminaire	Overhead	Customer Owned - Energy Only - Night	325116	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	420	41.40380442	-75.15345814
0001	000	2	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325260	Distribution	30	29	Active	7136478000	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.43703944	-75.15018584
0003	000	2	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325261	Distribution	30	29	Active	7136478000	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.43768489	-75.150199239
0006	000	2	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325263	Distribution	30	29	Active	7136478000	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.43885068	-75.15021183
0008	000	2	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325264	Distribution	30	29	Active	7136478000	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.43942972	-75.15028047
0009	000	2	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325265	Distribution	30	29	Active	7136478000	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.43972678	-75.15022747
0011	000	2	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325266	Distribution	30	29	Active	7136478000	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.44021265	-75.15023032
0013	000	2	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325268	Distribution	30	29	Active	7136478000	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.44087869	-75.15025045
0015	000	2	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325269	Distribution	30	29	Active	7136478000	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.44137191	-75.15022476
0016	000	2	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325270	Distribution	30	29	Active	7136478000	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.44166399	-75.15023515
0017	000	2	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325271	Distribution	30	29	Active	7136478000	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.44191411	-75.15023315
0019	000	2	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325272	Distribution	30	29	Active	7136478000	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.44244744	-75.15023072
0020	000	2	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325273	Distribution	30	29	Active	7136478000	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.44283197	-75.150240939
0021	000	2	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325274	Distribution	30	29	Active	7136478000	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.44322097	-75.15025497
0022	000	2	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325275	Distribution	30	29	Active	7136478000	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.44355956	-75.15026025
0023	000	2	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325276	Distribution	30	29	Active	7136478000	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.44376419	-75.15026978
0024	000	2	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325277	Distribution	30	29	Active	7136478000	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.44405289	-75.15027307
0026	000	2	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325278	Distribution	30	29	Active	7136478000	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.44470541	-75.15028264
0027	000	2	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325280	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.44480264	-75.15027756
0028	000	2	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325281	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.44485209	-75.15028045
0031	000	1	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325281	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.44613536	-75.15027336
0033	000	1	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325282	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.44665559	-75.15026849
0035	000	1	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325283	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.44712101	-75.15029375
0039	000	1	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325284	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.44780489	-75.15029249
0035	000	1	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325285	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.44812327	-75.15021932
0041	000	1	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325286	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.44847457	-75.15018274
0043	000	1	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325287	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.44902718	-75.15021874
0044	000	1	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325289	Distribution	120	119	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.44932625	-75.15018728
0046	000	1	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325290	Distribution	50	52	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.44967104	-75.15016721
0044	000	1	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325291	Distribution	50	52	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.44998258	-75.15020083
0046	000	1	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325293	Distribution	50	52	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.45007880	-75.15009287
0047	000	1	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325294	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.45026233	-75.15008021
0048	000	1	HIGH ST	Luminaire	Overhead	Customer Owned - Energy Only - Night	325295	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	710	41.45052822	-75.15006305
0001	000	1	KELLEY WAY	Luminaire	Overhead	Customer Owned - Energy Only - Night	325298	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	852	41.45083208	-75.15007845
0002	000	1	KELLEY WAY	Luminaire	Overhead	Customer Owned - Energy Only - Night	738994	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	852	41.44270756	-75.14810045
0001	000	1	KELLEY WAY	Luminaire	Overhead	Customer Owned - Energy Only - Night	49013795	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	852	41.44279365	-75.14806190
0005	050	2	KINGSTOWN RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325400	Distribution	50	52	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	870	41.49176823	-75.15029264
0005	050	2	KINGSTOWN RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325400	Distribution	50	52	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	870	41.49055743	-75.15063382
0007	000	2	KINGSTOWN RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325407	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	870	41.49005600	-75.15044038
0008	000	2	KINGSTOWN RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325408	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	870	41.49200817	-75.15049664
0010	000	2	KINGSTOWN RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325409	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	870	41.48832302	-75.15071604
0011	050	2	KINGSTOWN RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325410	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	870	41.48724212	-75.15061038
0013	000	1	KINGSTOWN RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325409	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	870	41.48680093	-75.15049638
0013	000	1	KINGSTOWN RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325410	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	870	41.48680093	-75.15049638
0017	000	1	KINGSTOWN RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	MISSING-1	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	870	41.48538149	-75.15068287
0019	000	1	KINGSTOWN RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325423	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	870	41.48519133	-75.15052957
0021	000	1	KINGSTOWN RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325423	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	870	41.48519133	-75.15052957
0021	000	1	KINGSTOWN RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325411	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	870	41.48464265	-75.15059491
0025	000	2	KINGSTOWN RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325412	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	870	41.48425239	-75.15058123
0025	000	2	KINGSTOWN RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325414	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	870	41.48409315	-75.15072655
0026	050	2	KINGSTOWN RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325416	Distribution	50	52	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	870	41.48386327	-75.15059293
0026	050	2	KINGSTOWN RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325415	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	870	41.48394619	-75.15062249
0028	000	2	KINGSTOWN RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325413	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	870	41.48379124	-75.15057824
0028	000	2	KINGSTOWN RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325418	Distribution	30	29	Active	4479126008	5-05	TOWN OF S KINGSTOWN FINANCE DIRECTOR	X-Horizontal	R				



These columns to remain for submission of locations being transferred to RIDOT. They are necessary for National Grid to make billing changes

Pole Number	Pole Suffix	NSRID Light Sequence	Street Name	Component Type	Source Type	Bill Print and Tariff Description	NGrid Location ID	Pole Use	Billable Wattage	Nominal Wattage	Billing Status	Pre-Transfer Bill Account No.	Tariff Rate	Pre-Transfer Customer Name	Component Subtype	Component Style	Component Material	Grid No.	Y-Coordinate (Where available)	X-Coordinate (Where available)
0142	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325984	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.41498458	-71.52767524
0144	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325985	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.41424377	-71.52819325
0147	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325986	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.41325098	-71.52887751
0158	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325987	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.41068074	-71.5321752
0160	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325988	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.41017796	-71.5322259
0203	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325989	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.39771188	-71.53160384
0206	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325990	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.3982785	-71.55278245
0209	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325991	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.39881819	-71.5581819
0211	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325992	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.39930209	-71.5592148
0213	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325993	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.39960798	-71.56017733
0216	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325994	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.39993072	-71.5613234
0218	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325995	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.40007648	-71.5629525
0221	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325996	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.40018698	-71.56387858
0224	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325997	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.40026614	-71.56532141
0226	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325998	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.40034349	-71.56670473
0229	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	325999	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.40049797	-71.5682324
0232	000	1	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	94424711	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.40055164	-71.56958607
0233	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326000	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.40061524	-71.57007521
0235	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326001	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.40060342	-71.57118184
0236	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326002	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.40059541	-71.57152346
0237	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326003	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.4006118	-71.57207277
0238	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326004	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.4006426	-71.57250173
0241	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326005	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.40068481	-71.57319333
0245	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326006	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.40345554	-71.57566459
0248	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326007	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.40386003	-71.57709037
0250	000	1	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326008	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.40383666	-71.57812022
0251	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326009	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.4018071	-71.5783706
0254	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326010	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.40149507	-71.57995616
0257	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326011	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.40181804	-71.5815886
0260	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326012	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.40090051	-71.58219749
0264	000	2	POST RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326014	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1300	41.4003972	-71.58501624
0019	000	1	SOUTH COUNTY YRL	Luminaire	Overhead	Customer Owned - Energy Only - Night	326164	Distribution	30	29	Active	7136470000	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1535	41.50417259	-71.5608388
0022	000	2	SOUTH COUNTY YRL	Luminaire	Overhead	Customer Owned - Energy Only - Night	326165A	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1535	41.50276985	-71.56174883
0079	000	2	SUCCOFLASH RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326238	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1595	41.39206348	-71.5282031
0074	000	2	SUCCOFLASH RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326239	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1595	41.39272632	-71.52838305
0080	000	2	SUCCOFLASH RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326240	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1595	41.39357621	-71.52875614
0082	000	2	SUCCOFLASH RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326241	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1595	41.39680078	-71.52915253
0084	000	2	SUCCOFLASH RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326242	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1595	41.39660265	-71.52944839
0086	000	2	SUCCOFLASH RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326243	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1595	41.39734715	-71.52990922
0015	000	2	TOWER HILL RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326280	Distribution	50	52	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1675	41.493684	-71.56562344
0040	000	2	TOWER HILL RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326281	Distribution	80	61	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1675	41.48484869	-71.56487185
0051	000	2	TOWER HILL RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326282	Distribution	80	61	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1675	41.48997339	-71.56494332
0062	084	2	TOWER HILL RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326286	Distribution	80	61	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1675	41.47966307	-71.46019465
0092	000	2	TOWER HILL RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326287	Distribution	50	52	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1675	41.46613831	-71.46368349
0127	084	2	TOWER HILL RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326292	Distribution	120	119	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1675	41.45275448	-71.46919735
0137	000	1	TOWER HILL RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326294	Distribution	120	119	Active	7136470000	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1675	41.46288475	-71.47262837
0005	000	2	USQUEPAUG RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326321	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1715	41.49350687	-71.57545883
0008	000	2	USQUEPAUG RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326322	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1715	41.49428285	-71.57667879
0010	000	2	USQUEPAUG RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326323	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1715	41.49475603	-71.57763668
0015	000	2	USQUEPAUG RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326324	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1715	41.49587174	-71.57991328
0018	000	2	USQUEPAUG RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326325	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1715	41.49645938	-71.58119992
0021	000	2	USQUEPAUG RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326326	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1715	41.49696785	-71.58250065
0023	000	2	USQUEPAUG RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326327	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1715	41.49727362	-71.58344849
0027	000	2	USQUEPAUG RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326328	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1715	41.49781143	-71.58517743
0029	000	2	USQUEPAUG RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326329	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1715	41.49841491	-71.5862788
0031	000	2	USQUEPAUG RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326330	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1715	41.49899126	-71.5876376
0034	000	2	USQUEPAUG RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326331	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1715	41.49993601	-71.58897108
0039	000	2	USQUEPAUG RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326333	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1715	41.50027906	-71.59063011
0041	000	2	USQUEPAUG RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326334	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1715	41.50108688	-71.591391
0044	000	2	USQUEPAUG RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326335	Distribution	30	29	Active	4479126008	5-05	TOWN OF 5 KINGSTOWN FINANCE DIRECTOR	X-Horizontal	Roadway	LED	1715	41.50183796	-71.59218066
0046	000	2	USQUEPAUG RD	Luminaire	Overhead	Customer Owned - Energy Only - Night	326336	Distribution												

## MEMORANDUM

**TO:** Richard J. Bourbonnais, Director of Public Services

**FROM:** Peter Skwirz, Assistant Town Solicitor

**DATE:** November 20, 2023

**SUBJECT:** Gratis Transfer of Streetlight Facilities Agreement

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I have reviewed the draft Gratis Transfer of Streetlight Facilities Agreement between the Town and Rhode Island Department of Transportation. There are no legal issues and, therefore, the agreement is acceptable and in order for execution by the Town Manager, subject to Town Council approval.

November 27, 2023

Category	TC Approved # July 2021	TC - New Approved Budget # February 2022	Status	Funds Expended or Committed (Contractual)	Funds Distributed	Funds Remaining from Committed Projects/Programs	Percent Expended or Committed	Difference between approved and committed after program roll out
<b>Village/Downtown (Public investment)</b>								
Street Lighting (Public)	\$ 500,000.00	\$ 400,000	Concepts completed for Villages	\$ -		\$ 400,000	0.0%	
Landscaping/public	\$ 300,000.00	\$ 200,000	Concepts completed for Villages	\$ -		\$ 200,000	0.0%	
Street Improvements	\$ 50,000.00	\$ 40,000	Concepts completed for Villages	\$ -		\$ 40,000	0.0%	
Hard Goods	\$ 100,000.00	\$ 75,000	Concepts completed for Villages	\$ -		\$ 75,000	0.0%	
Sidewalk	\$ 875,000.00	\$ 750,000	Concepts completed for Villages	\$ -		\$ 750,000	0.0%	
Fencing Public	\$ 200,000.00	\$ 150,000	Concepts completed for Villages	\$ -		\$ 150,000	0.0%	
Historic Plaques/public	\$ 5,000.00	\$ 5,000	Concepts completed for Villages	\$ -		\$ 5,000	0.0%	
Parks/greenspace	\$ 100,000.00	\$ 80,000	Concepts completed for Villages	\$ -		\$ 80,000	0.0%	
Trail Markers	\$ 200,000.00	\$ 150,000	Concepts completed for Villages	\$ -		\$ 150,000	0.0%	
Traffic Calming	\$ 1,000,000.00	\$ 800,000	Concepts completed for Villages	\$ -		\$ 800,000	0.0%	
Wayfinding	\$ 175,000.00	\$ 150,000	Concepts completed for Villages	\$ -		\$ 150,000	0.0%	
Bus Shelters	\$ 500,000.00	\$ 375,000	Concepts completed for Villages	\$ -		\$ 375,000	0.0%	
Arch. Design	\$ 75,000.00	\$ 65,000	Concepts completed for Villages	\$ -		\$ 65,000	0.0%	
Rec. Facilities (Old Mountain Field)	\$ 280,000.00	\$ 250,000	Preliminary plans underway, Summer 2024 Construction	\$ -		\$ 250,000	0.0%	
Sub-total	\$ 4,360,000.00	\$ 3,490,000		\$ -		\$ 3,490,000	0.0%	\$ -
<b>Village/Downtown (Private/Public Investment)</b>								
Façade Improvements	\$ 1,500,000.00	\$ 1,250,000	Program framework under way, late Fall/Early Winter roll out	\$ -		\$ 1,250,000	0.0%	
Streetscape Improvements (Private)	\$ -		Program framework under way, late Fall/Early Winter roll out	\$ -		\$ -	0.0%	
Signage (Private)	\$ 200,000.00	\$ 150,000	Program framework under way, late Fall/Early Winter roll out	\$ -		\$ 150,000	0.0%	
Lighting (Private)	\$ 300,000.00	\$ 225,000	Program framework under way, late Fall/Early Winter roll out	\$ -		\$ 225,000	0.0%	
Fencing (Private)	\$ 200,000.00	\$ 175,000	Program framework under way, late Fall/Early Winter roll out	\$ -		\$ 175,000	0.0%	
Historic Plaques (Private)	\$ 5,000.00	\$ 5,000	Program framework under way, late Fall/Early Winter roll out	\$ -		\$ 5,000	0.0%	
Landscaping Improvements (Private)	\$ 15,000.00	\$ 100,000	Program framework under way, late Fall/Early Winter roll out	\$ -		\$ 100,000	0.0%	
Arch. Services	\$ 62,500.00	\$ 62,500	Program framework under way, late Fall/Early Winter roll out	\$ -		\$ 62,500	0.0%	
Sub-total	\$ 2,282,500	\$ 1,967,500		\$ -		\$ 1,967,500	0.0%	\$ -
<b>Housing/Social Service</b>								
Non-Profit Social Service Type Grants (Competitive ) serving LMIH	\$ 500,000.00	\$ 425,000	Funds Committed	\$ 363,650	\$ 313,650	\$ 50,000	85.6%	\$ 61,350
Housing (Affordable Unit Creation and Elderly Home Repair)	\$ 400,000.00	\$ 375,000	Funds Committed	\$ 300,000	\$ 21,600	\$ 278,400	80.0%	\$ 75,000
	\$ 900,000.00	\$ 800,000		\$ 663,650	\$ 335,250	\$ 136,350	83.0%	\$ 136,350

Category	TC Approved # July 2021	TC - New Approved Budget # February 2022	Status	Funds Expended or Committed (Contractual)	Funds Distributed	Funds Remaining	Percent Expended or Committed	Difference between approved and committed after program roll out
<b>Municipal Investment</b>								
Natural Resource Officer	\$ 180,000.00	\$ 180,000	NRO - hired	\$ 90,000	\$ 90,000	\$ 90,000	50.0%	
Grants & Contract Manager (2year)	\$ 300,000.00	\$ -	Removed from program	\$ -		\$ -	0.0%	
Office 365 - Software upgrades	\$ 45,000.00	\$ 60,679	Purchased and installed	\$ 60,679	\$ 60,679	\$ (0)	100.0%	
Audio/visual upgrades (TC Chambers)**	\$ 100,000.00	\$ 90,000	Contractor Selected/Install Oct/Nov.	\$ 89,781	\$ 89,781	\$ 219	99.8%	\$ 219
Youth Employment Program	\$ 65,000.00	\$ 55,000	2024 roll out	\$ -		\$ 55,000	0.0%	\$ 55,000
Enhance Discovery/camp/after school mental health program	\$ 40,000.00	\$ 30,000	2024 roll out	\$ -		\$ 30,000	0.0%	\$ 30,000
Para/Medicine (EMS Staff)	\$ 270,500.00	\$ 270,500	New staffing anticipated	\$ 270,500		\$ -	100.0%	
Public Safety and Mental Health Staffing (EMA/Police)	\$ 407,000.00	\$ 407,000	Two officers assigned to newly created positions	\$ 407,000		\$ -	100.0%	
	\$ 1,407,500	\$ 1,093,179		\$ 917,960	\$ 240,460	\$ 175,219	84.0%	\$ 85,219
<b>Other Project - revised after July 1, 2021</b>								
EMS Building ***	0	\$ 1,100,000	Contract with Union Studio's Authorized TC June 12, 2023	\$ 139,545		\$ 960,455	12.7%	
Program Management *	0	\$ 475,728	Consultant engaged - Phase C: Project Development initiated	\$ 220,140	\$ 200,000	\$ 255,588	46.3%	\$ 255,588
Contingency Weston and Sampson Contract	0	\$ 24,272		\$ 24,272		\$ -		\$ -
Non-dedicated/programmed funds	0	\$ 120,546				\$ 120,546		\$ 120,546
	\$ -	\$ 1,720,546		\$ 383,957		\$ 1,336,589	22.3%	\$ 376,134
Category	TC Approved # July 2021	TC - New Approved Budget # February 2022	Status	Funds Expended or Committed (Contractual)	Funds Distributed	Funds Remaining	Percent Expended or Committed	Difference between approved and committed after program roll out
Totals	\$ -	\$ 9,071,225	Varies	\$ 1,965,567	\$ 575,710	\$ 7,105,658	27.7%	\$ 597,703

\* Contract with Weston and Sampston \$471,800 - Phase C portion \$220,240

\*\* Audio cost to date does not include lapel mics.

\*\*\* Contract with Union Studio \$127,500 Contract with Dowdell \$12,045

\$ 1,965,567 \$ 7,105,658 \$ 9,071,225

**From:** Paul Jordan <[ridemgis@gmail.com](mailto:ridemgis@gmail.com)>

**Sent:** Tuesday, November 14, 2023 12:21 PM

**To:** Town Council <[towncouncil@southkingstownri.gov](mailto:towncouncil@southkingstownri.gov)>; Maria Mack <[cfm@cox.net](mailto:cfm@cox.net)>; James Rabbitt <[jrabbitt@southkingstownri.gov](mailto:jrabbitt@southkingstownri.gov)>

**Subject:** [EXTERNAL] Resignation

Dear Honorable Town Council Members, Planning Director Rabbit, & Planning Board Chair Maria Mack,

Most regrettably I find myself overextended with various board memberships and committee work, and not enough time to do justice to service on all. Therefore, effective today I am resigning from the South Kingstown Planning Board. It's been a wonderful experience with terrific people!

Sincerely,  
Paul Jordan  
245 High St  
Wakefield

From: Pam Woo <[pwoo@wipp.org](mailto:pwoo@wipp.org)>  
Sent: Thursday, November 16, 2023 10:49 PM  
To: Town Council <[towncouncil@southkingstownri.gov](mailto:towncouncil@southkingstownri.gov)>  
Subject: [EXTERNAL] 2023 Small Business Saturday Proclamation Request

Dear Town Council President McEntee,

\* I am resending this proclamation request to you as plain text and without attachments because I have heard my requests were often quarantined or blocked. If this is the first time you're receiving this year's request, I hope you will still consider issuing a proclamation for the national Shop Small website which will remain accessible throughout the holiday season and beyond. If you've already signed a proclamation, please do email me a signature copy so South Kingstown can be listed as a supporting community on the Shop Small website. Thank you!

Women Impacting Public Policy (WIPP) and the Small Business Saturday Coalition are asking you to please renew support for Small Business Saturday, the national effort to drive consumers to shop at local independently owned businesses on the Saturday after Thanksgiving, November 25, 2023.

Specifically, we request that your office issue a 2023 proclamation promoting Small Business Saturday in South Kingstown. As a supporting community, you will be listed on the ShopSmall.com website.

We invite you to join in demonstrating your commitment to the small business constituents you serve. Falling between Black Friday and Cyber Monday, Small Business Saturday is essential to the preservation of the neighborhoods that compose the landscape of your local economy and enrich its unique culture. Small businesses need our help encouraging our communities to support them on Small Business Saturday, during the holidays, and beyond.

I have included links to a Small Business Saturday overview and sample proclamation for your use. Please let me know if you would prefer the attachments emailed to you.

<https://gcc02.safelinks.protection.outlook.com/?url=https%3A%2F%2Fwww.wipp.org%2Fresource%2Fresource%2Fresources%2F2023FactSheet.pdf&data=05%7C01%7Cnromane%40southkingstownri.gov%7C78337c0e588b4bf5e81508dbe7812078%7C1bce393780f7438e80629d710cf264b1%7C0%7C0%7C638358314011876309%7CUnknown%7CTWFpbGZsb3d8eyJWljojMC4wLjAwMDAiLCJQIjoiV2luMzliLCJBTiI6IjEhaWwiLCJXVCi6Mn0%3D%7C3000%7C%7C%7C&sdata=zf%2BKNpq%2Fss7WjRk36BNvSnrY%2Fm5FvYsjcDRBR%2B4lj2A%3D&reserved=0>

<https://gcc02.safelinks.protection.outlook.com/?url=https%3A%2F%2Fwww.wipp.org%2Fresource%2Fresource%2Fresources%2F2023ProclamationSample.docx&data=05%7C01%7Cnromane%40southkingstownri.gov%7C78337c0e588b4bf5e81508dbe7812078%7C1bce393780f7438e80629d710cf264b1%7C0%7C0%7C638358314011876309%7CUnknown%7CTWFpbGZsb3d8eyJWljojMC4wLjAwMDAiLCJQIjoiV2luMzliLCJBTiI6IjEhaWwiLCJXVCi6Mn0%3D%7C3000%7C%7C%7C&sdata=UArgtdhrv42EafIrd3TVIXIE1nhwGVrrLv5mm8iuB0%3D&reserved=0>

As soon as we receive your reply and a copy of your signed proclamation via email or mail, we will add you to the list of Small Business Saturday 2023 supporters.

Thank you for your consideration,  
Pam

# LET'S GO SHOP SMALL<sup>®</sup>

# ON SMALL BUSINESS SATURDAY<sup>®</sup>



## WHAT IS SMALL BUSINESS SATURDAY<sup>®</sup>?

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Since its inception in 2010, Small Business Saturday, proudly backed by American Express, has illuminated the significance of supporting small, independently owned businesses across the country. Falling between Black Friday and Cyber Monday, it's a day dedicated to supporting the diverse range of local businesses that help create jobs, boost the economy, and keep communities thriving across the country.

## WHY SUPPORT SMALL BUSINESS SATURDAY?

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- Demonstrates a conscious commitment to the communities in which we live.
- Creates goodwill within the communities.
- When we support small businesses, we help create jobs and local communities preserve their unique culture.

## 2022 SMALL BUSINESS SATURDAY FACTS:

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- In 2022, U.S. consumers reported spending an estimated \$17.9 billion at independent retailers and restaurants on Small Business Saturday.<sup>1</sup>
- Elected officials in all 50 states, Washington, D.C., Puerto Rico, and other U.S. territories championed Small Business Saturday.
- 832 local governments issued proclamations in support of Small Business Saturday covering all 50 states and Washington, D.C.
- American Express enlisted the support of 50 large companies, known as Corporate Supporters, to help drive excitement for and promote Small Business Saturday.
- The Small Business Saturday Coalition, comprised of national, state and local associations that help coordinate activities for Small Business Saturday with small business owners and consumers, had over 300 organizations help spread the Shop Small<sup>®</sup> message.
- According to the 2022 Small Business Saturday Consumer Insights Survey, more than two-thirds (72%) of shoppers strongly agreed they will continue to Shop Small

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<sup>1</sup> The American Express 2022 Small Business Saturday Consumer Insights Survey was conducted by Teneo on behalf of American Express. The study is a nationally representative sample of 2,471 U.S. adults 18 years of age or older. The sample was collected using an email invitation and an online survey. The study gathered self-reported data and does not reflect actual receipts or sales. It was conducted anonymously on November 27, 2022. The survey has an overall margin of error of +/- 2.0%, at the 95% level of confidence. Projections are based on the current U.S. Census estimates of the U.S. adult population, age 18 years and over.

# LET'S GO SHOP SMALL<sup>®</sup>

# ON SMALL BUSINESS SATURDAY<sup>®</sup>



throughout the holiday season because of the impact it has on their local community.<sup>2</sup>

## JOIN THE COALITION:

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Building on the success of previous years, the Coalition of supporters are more committed than ever. This includes support from advocacy organizations that join the initiative to motivate constituents through incentives and offers to not only Shop Small on November 25, 2023 but Shop Small all year long.

The coalition will be led by Women Impacting Public Policy, a business advocacy organization representing small businesses. [Join Us!](#)

### Contact Info:

Small Business Saturday Program

Women Impacting Public Policy

Phone: (415) 878-1576 | Email: [sbscoalition@wipp.org](mailto:sbscoalition@wipp.org)

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<sup>2</sup>The American Express 2022 Small Business Saturday Consumer Insights Survey was conducted by Teneo on behalf of American Express. The study is a nationally representative sample of 2,471 U.S. adults 18 years of age or older. The sample was collected using an email invitation and an online survey. The study gathered self-reported data and does not reflect actual receipts or sales. It was conducted anonymously on November 27, 2022. The survey has an overall margin of error of +/- 2.0%, at the 95% level of confidence. Projections are based on the current U.S. Census estimates of the U.S. adult population, age 18 years and over.