

**TOWN OF JAMESTOWN
HARBOR COMMISSION**

Minutes of the June 10, 2009 Jamestown Harbor Commission Meeting
Approved: 7/8/09

A regular meeting of the Jamestown Harbor Commission (JHC) was held June 10, 2009 at Jamestown Town Hall, 93 Narragansett Avenue, Jamestown, Rhode Island.

Chairman deAngeli called the meeting to order at 7:00PM with roll call:

Present:

Michael deAngeli, Chairman
Chris Brown, Commissioner
Bob Bowen, Commissioner
Susan Little, Commissioner
Richard Anderson, Commissioner

Also in attendance:

Julio DiGiando, Town Council Liaison
Chief Thomas Tighe, Executive Director
Nancy Bennett, Planning Commission Liaison
Kimberly Devlin, Harbor Clerk & Recording
Secretary
Sam Paterson, Harbormaster

Absent:

Andrew Kallfelz, Vice-Chairman
Wendy Waller, Commissioner

**APPROVAL OF MINUTES
May 20, 2009**

Commissioner Bowen suggested the following changes to page 3, paragraph 2: "The Curbs and Rails project is continuing and there has been an adjustment to that project to raise the sides of the ~~curbing~~ fenders to protect the steel pier and boats."

Liaison Nancy Bennett suggested the following change on page 3; under *Budget*, paragraph 2: "Vice-Chairman Kallfelz noted some changes to the budget..."

Due to abstained voters whom were absent at the May 20th meeting, there are not enough voting Commissioners present to approve and pass the minutes. Chairman deAngeli requested the suggested changes be made and the minutes added to the next meeting agenda for approval.

CONSENT AGENDA

No Consent Agenda.

EXECUTIVE SESSION

No executive session.

**OPEN FORUM
Scheduled Requests to Address**

No Scheduled requests to address.

Non-scheduled Requests to Address

There were no Non-scheduled requests to address.

EXECUTIVE DIRECTOR TIGHE'S REPORT

Executive Director Tighe reported the Department of Environmental Management has advertised a request for proposals for pump-out grants. Executive Director Tighe stated he and Harbor Clerk Devlin will make sure a proposal is submitted.

MARINE DEVELOPMENT FUND BUDGET 2008/2009 MDF YTD Budget

The Marine Development Fund updated budget was presented.

HARBOR CLERK REPORT

Harbor Clerk Devlin reported the permit renewal is going well and also noted some issues with the permit renewal process regarding the permit holder not paying for the mooring permit or Inspection reports being addressed to someone other than the permit holder. It was decided those issues should be addressed during the discussion on the Harbor Management Ordinance/Comprehensive Harbor Management Plan revision.

HARBORMASTER REPORT

Harbormaster Paterson reported both Harbormaster boats are in the water and both pump-outs are working at this time. Mr. Paterson also noted the No-Wake buoy's have not yet been installed by Shoreline Diving. Based on the price list provided by Shoreline Diving Harbormaster Paterson calculated the repairs to the No-Wake and Channel marker buoy's will cost approximately \$6000-\$7000.

Commissioner Brown asked Harbormaster Paterson if it would be possible for his wife to be granted permission to use some of the moorings on the south side of Dutch Harbor for the regatta she is planning. Harbormaster Paterson stated he could grant temporary use of some moorings.

LIAISON REPORTS

Planning Commission Liaison

Planning Commission Liaison Bennett had nothing to report.

Town Council Liaison

Town Council Liaison DiGiando reported the Marine Development Fund Budget is on the Town Council meeting agenda for June 15, 2009. Town Council Liaison DiGiando requested at least one representative from the Jamestown Harbor Commission be in attendance at the meeting. Commissioner Little and Commissioner Bowen volunteered.

Conservation Commission Liaison

Liaison seat vacant.

Ft. Getty Master Plan Committee

Chairman deAngeli had nothing to report.

ONGOING BUSINESS

Budget

Commissioner Brown stated he would like to move the allowed 10% of revenues from the Operating Expense side of the budget to the Infrastructure side of the budget.

Facilities

Commissioner Bowen reported the Curbs and Rails project is finished and he would like to move forward with the SAV (Submerged Aquatic Vegetation) study for eelgrass at Ft. Getty.

Mooring Implementation

Commissioner Anderson had nothing to report.

Commissioner Little moved to move Item 11E. Harbor Management Ordinance/Comprehensive Harbor Management Plan Revision, to the end of the meeting. Commissioner Bowen seconded. So voted; 5 ayes, 0 nays.

Technology

Vice Chairman Kallfelz was absent.

OLD BUSINESS

A. Ft. Getty boat ramp; Memo from Commissioner Waller

Commissioner Bowen moved to accept the memo from Commissioner Waller, Commissioner Little seconded, So voted; 5 ayes, 0 nays.

Chairman deAngeli updated the Jamestown Harbor Commission on a meeting himself and Chris Powell had with CRMC representative, Tim Mott. The result of the meeting was there are substantial arguments to argue maintenance for the existing boat ramp; however, it seems as though obtaining a dredging permit will be difficult, as well as any improvements to the existing boat ramp.

Chairman deAngeli mentioned another option would be to seek alternate locations for a new boat ramp. Dutch Harbor Boat Yard (DHBV) seemed to be a good possibility and the owners, Mr. and Mrs. Larry Eichler, were interested in exploring this opportunity.

After a discussion of the DHBV option it was determined, due to trailer parking limitations and the probable neighborhood opposition, the DHBV option for a new boat ramp was not a plausible option.

Commissioner Bowen suggested a scaled back version of the plan with two 12 ft. wide ramps in the location of the existing ramp footprint, and on the north side the addition of a grounding float.

Chairman deAngeli moves to write a memo of the meeting of June 8th with CRMC to the Town Council and for Commissioner Bowen to write to Town Engineer Mike Gray and have a sketch drawn, not to improve but extend and repair the existing boat ramp with a double aisle and grounding float on the north side of the ramp. Commissioner Anderson seconded, So voted; 5 ayes, 0 nays.

After further discussion on the Ft. Getty boat ramp project and permitting the Jamestown Harbor Commission decided to separate the project into two separate permit applications. The first for the extension and maintenance of the existing boat ramp and the second for the addition of the grounding float on the north side of the ramp.

Chairman deAngeli moved that the first permit for Ft. Getty boat ramp reflect the extension of the boat ramp and for the second permit to reflect the addition of the grounding float. Commissioner Anderson seconded, So voted; 4 ayes, 0 nays, 1 abstention (Commissioner Bowen.)

NEW BUSINESS

A. Wait List / Mooring issue; Chase Newhart

Commissioner Anderson moved to accept Item 14 A., correspondence from Mr. Chase Newhart. Commissioner Little seconded, So voted; 5 ayes, 0 nays.

Mr. Chase Newhart addressed the Jamestown Harbor Commission regarding a mooring issue. Mr. Newhart and his wife used to have a mooring that was lost and never found. It has been at least five years since they were permitted for a mooring. They would like to go back on the wait list; however, feel they should not have to be added to the end due to their deeded rights.

Harbor Clerk Devlin stated their property is not riparian, as shown by the map, and since their property is near a harbor area, deeded rights do not apply. They would have to be added to the wait list as a Class 3.

B. 2010-2011 Marine Development Fund budget

Commissioner Brown stated there is nothing to discuss.

CORRESPONDENCE

A. Wait List / Mooring issue; Chase Newhart

ONGOING BUSINESS

HMO/CHMP Revision

Commissioner Little stated she has not completed the section of the Comprehensive Harbor Management Plan she is working on. Chris Powell offered to help, since it involved the Natural Resources of the island. Commissioner Little has not been able to meet with Chris to go over the information.

Harbor Clerk Devlin stated there have been a few instances of mooring permits being paid for and the inspection reports being sent to people other than the permit holder. Although there is nothing in the Harbor Management Ordinance stating the permit fee must be paid for by the permit holder and the inspection report should be addressed to the permit holder, it seems like there is an obvious loophole in the Harbor Management Ordinance where permit holders are following the Harbor Management Ordinance; however, they are not actually the person using the mooring.

It seems as though mooring permit holders with contracts for leased boats are also finding a loophole in the ordinance. The Jamestown Harbor Commission deleted the section allowing leased boats in the Harbor Management Ordinance draft.

Harbormaster Paterson requested clarification from the Jamestown Harbor Commission regarding the qualifications for Installers and Inspectors on the list provided by the Harbor Office. The Jamestown Harbor Commission determined it was up to the Harbormaster to make that decision.

Further discussion of the Harbor Management Ordinance/Comprehensive Harbor Management Plan drafts ensued.

OPEN FORUM-CONTINUED

No continuation of Open Forum.

ADJOURNMENT

Commissioner Anderson moved to adjourn at 8:46PM; Commissioner Bowen seconded. So voted; 5 ayes, 0 nays.

Respectfully submitted,

Kim Devlin
Harbor Clerk