

State of Rhode Island

County of Washington

In Hopkinton on the sixteenth day of October 2017 A.D. the said meeting was called to order by Town Council President Frank Landolfi at 6:30 P.M. in the Town Hall Meeting Room, 1 Town House Road, Hopkinton, RI 02833.

PRESENT: Frank Landolfi, Thomas Buck, Barbara Capalbo, Sylvia Thompson, David Husband; Town Solicitor Kevin McAllister; Town Manager William McGarry; Town Clerk Elizabeth Cook-Martin.

EXECUTIVE SESSION

A MOTION WAS MADE BY COUNCILOR HUSBAND AND SECONDED BY COUNCILOR BUCK TO CONVENE OPEN SESSION AND RECESS TO EXECUTIVE SESSION UNDER R.I.G.L. SEC. 42-46-5(A)(7) FOR PRELIMINARY DISCUSSIONS AND/OR CONSIDERATIONS RELATED TO THE INVESTMENT OF PUBLIC FUNDS WHERE THE PREMATURE DISCLOSURE WOULD ADVERSELY AFFECT THE PUBLIC INTEREST, AND R.I.G.L. SEC. 42-46-5(A)(2) POTENTIAL LITIGATION.

POLL VOTE:

IN FAVOR: Landolfi, Buck, Capalbo, Husband, Thompson

OPPOSED: None

SO VOTED

A MOTION WAS MADE BY COUNCILOR THOMPSON AND SECONDED BY COUNCILOR CAPALBO TO RECONVENE IN OPEN SESSION.

IN FAVOR: Landolfi, Buck, Capalbo, Husband, Thompson

OPPOSED: None

SO VOTED

Council President Landolfi reported that no votes were taken in the Executive Session.

A MOTION WAS MADE BY COUNCILOR CAPALBO AND SECONDED BY COUNCILOR THOMPSON TO SEAL THE MINUTES OF THE EXECUTIVE SESSION.

IN FAVOR: Landolfi, Buck, Capalbo, Husband, Thompson

OPPOSED: None

SO VOTED

Councilor Buck exited the Town Hall.

The Meeting was called to order with a moment of silent meditation and a salute to the Flag.

PROMOTION CEREMONY – JASON M. EASTWOOD TO SERGEANT

A promotion ceremony was held for Jason M. Eastwood to Sergeant. Chief Palmer gave a brief statement of Jason Eastwood's past experiences which included being a 1999 Westerly High School graduate; thereafter in 1999 Jason went into the Army where he was in the 18th Airborne Army Paratroopers and served until 2003; in 2002 Jason became a Sergeant in the Army and went to Kosovo for almost a year and was honorably discharged in 2003; after that he was the manager of landscaping company for several years. He has been a police officer for six years. In 2014 Patrolman Eastwood received the lifesaving award from the State Police and Governor's Office and a letter of commendation from the Department for administering Narcan. A year later he received another letter of commendation from the Department for administering Narcan to an overdose victim who because of his quick action survived. In January of 2017, Patrolman Eastwood received another letter of commendation for solving a breaking and entering crime on North Road. Captain Palmer said that Patrolman Eastwood is a motivator and will fit in well with the third shift crew. Captain Palmer thereafter administered the oath of office to Sergeant Eastwood and he was pinned by his girlfriend, Jamie Christina.

Councilor Thompson questioned whether pictures of the ceremony would be placed on the Police Department's website, as well as in the Westerly Sun, and Captain Palmer indicated that they would be.

DRAFT HAZARD MITIGATION PLAN

The Council opened discussions on the Draft Hazard Mitigation Plan in advance of submission to the Federal Emergency Management Agency for approval. The purpose of the Hopkinton Hazard Mitigation Plan is to set forth guidelines of

short-term and long-term actions, which will reduce the actual or potential loss of life or property from hazardous events such as hurricanes, nor'easters, ice storms, snow storms, and flooding, and high wind. This plan was constructed using input from a variety of municipal and private stakeholders and the general public involved in the planning process. This plan serves as guidance to help the Town reduce their losses and vulnerabilities relating to natural hazards. The draft plan was before the Town Council to allow for comments, questions and discussion from the Council and public.

James Lamphere, the Town Planner, was present. Council President Landolfi indicated that he had attended one meeting and there were various Departments and Town officials involved who gave a great amount of input. Mr. Lamphere did agree that they received a great amount of input and these meetings were coordinated by Carissa Lord, a consultant of VHB which is the company that won the contract and was hired by the Town to provide a hazard mitigation plan update. They were looking for a possible vote to submit this to RIEMA for approval and this will come back to the Town for approval once RIEMA and FEMA both approve it. Carissa Lord was present. Ms. Lord explained that VHB started their work by identifying the various stakeholders; then they looked at different hazards; looked at the vulnerabilities, the critical infrastructure; what actions were on the last plan; identified their status and if they needed to be rolled over into the next set of actions. They are in the review process right now and this went to the Planning Board and public comment. She indicated that the Planning Board had some great comments which they incorporated into the revisions that the Council did not have yet. They are taking all comments and placing them into a draft plan which will be sent to the State EMA for review. Once they hear back from the State, they will work with the State and Committee members from the Hazard Mitigation working group to fix their edits and thereafter it will go to FEMA for their review. Council President Landolfi indicated that he was satisfied with the draft. Councilor Thompson indicated that she had several questions and corrections. On page 9, she wanted it specified that Hope Valley Ambulance Corp was non-profit. The report indicates that Ashaway Ambulance was non-profit but did not specify the same for Hope Valley

Ambulance and this should also be noted. On page 10 it states there are 7 dams that are a significant hazard and on page 80 it states there are 8 dams identified as significant. This should be corrected. Then on page 10 where it states utilities; the Hope Valley area where it is connected to Richmond, that sentence which starts, “Hopkinton has a municipal water service...” it is not Spring Street, it is Main Street. Councilor Capalbo also noted in the same utility paragraph where it indicates a water system on Eccleston Plat, that is known as Bethel Village. Next on page 86 at the top, the action priority was designated wrong which Ms. Lord indicated has since been corrected. On page 90, Councilor Thompson indicated that there is something that needs to be done first before the Town can extend the public water line; there is another paragraph that needs to be inserted in there (something else that the State is requiring the Town to do in accordance with RIDEM 1990 Intergovernmental Review Process, referred to as a Notice of Determination in reference to the Hopkinton Water Line Extension, finding #2). It could possibly read: “After the feasibility assessment is completed... (and the dates are fine)... and also the development of baseline data on current wastewater loadings in order to assure that no net increase in wastewater loadings to groundwater or surface water beyond the baseline will be allowed.” A procedure to enforce this, either through zoning or ordinance, needs to be developed. Councilor Thompson indicated that she would provide Town Manager McGarry a copy of the Notice of Determination and a copy of her recommended wording but this needs to be included. Ms. Lord indicated that she would break this out and assure that it gets added.

Councilor Capalbo also discussed flood zones. She asked that they be very specific about those zones so that people are not forced to pay for flood insurance if it is not required. If you have a federally backed mortgage, you are required to have flood insurance if you are located in a special flood hazard area. If you think you are wrongly placed in that category you have to have an engineer come in and submit a letter or elevation certificate to FEMA and request a determination. Ms. Lord will include appropriate wording. Councilor Capalbo also commented on the way the dams are classified. She asked that there be better definitions so that if a dam is classified as a high hazard dam that does not mean the dam is going to

collapse. It only means that if there is a flood and the dam collapses, there will be a lot of damage, but the dam itself is safe. Ms. Lord indicated that she would insert in a definition call-out box to reduce the confusion in this regard and more fully explain the terms used in the report.

Councilor Husband questioned if there was a definitive map that shows the flood hazard areas in our Town that the insurance companies can go by and Ms. Lord indicated it is called a Flood Insurance Rate Map and FEMA has a site which is msc.fema.gov, called Map Service Center, where you can enter an address and it will pull up the regulatory flood insurance rate map and you can see if your property is in a regulatory flood zone. Councilor Husband indicated that he wished to see a list of the recommendations and Ms. Lord indicated she could provide a summary table with the high priority items and actions listed first.

Councilor Thompson also indicated that on page 93, Table 32, it lists the dams and she noted some of them are privately owned. Where it says “Obstacles”, she believed this would be the issue of whether or not the dam is under private ownership, state owned or town owned. Where it is noted, maintaining the Locustville Pond dam, that is the dam at Ure Outfitters and we know that this is a private dam; the mitigation plan does not specify this. She questioned if this is something that should be noted in the plan. Ms. Lord indicated that she could do this and she will check in the matrix to see if she had noted whether they were privately or publicly owned. Ms. Lord noted there was a concern in their planning process about the action items for Table 32, Action 8; these were the recommendations of the Wood Pawcatuck Flood Resiliency Management Plan. The Town still hasn’t evaluated these actions and recommendations yet.

Councilor Thompson asked about the comments that were received by the Planning Board and indicated that the Town Council would like to see those comments before this goes to the State. Council President Landolfi indicated that they would like to have the Planning Board comments isolated and not incorporated in the plan for easier review. Ms. Lord indicated that she would get them this information so they could be reviewed. Councilor Capalbo discussed making a motion; however, Councilor Thompson suggested holding off until they had a chance to review the Planning Board comments. Ms. Lord indicated that

this didn't require a vote at this point, just a consensus to receive all of the edits and they will send this up to the State for their review and the Town will adopt it once it comes back with all the edits from FEMA and RIEMA. All Councilors agreed. Town Clerk Cook-Martin indicated that there was also a minor change needed on page 30, Table 8, History of blizzard and – should be winter and not winer –storms. There were no comments from the public.

CONSENT AGENDA

The September 11, 2017 Workshop Notes were removed from the Consent Agenda to vote on them separately.

A MOTION WAS MADE BY COUNCILOR THOMPSON AND SECONDED BY COUNCILOR CAPALBO TO APPROVE THE CONSENT AGENDA AS FOLLOWS: Approve Town Council Meeting Minutes of October 2, 2017; Accept the following monthly financial/activity report: Town Clerk; Approve abatements due to motor vehicle adjustments and a real property adjustment submitted by the Tax Assessor; Approve refunds resulting from the Motor Vehicle Phase-Out Program submitted by the Tax Collector.

IN FAVOR: Landolfi, Capalbo, Husband, Thompson

OPPOSED: None

SO VOTED

A MOTION WAS MADE BY COUNCILOR THOMPSON AND SECONDED BY COUNCILOR CAPALBO TO APPROVE THE September 11, 2017 Workshop Notes.

IN FAVOR: Landolfi, Thompson

ABSTAIN: Capalbo, Husband

OPPOSED: None

SO VOTED

Councilor Capalbo and Councilor Husband abstained as they were not present.

PUBLIC FORUM

No one spoke during the first public forum.

COUNCIL PRESIDENT REPORT

Council President Landolfi reported he attended the October 6, 2017 Alternative Learning Center (RYSE) Groundbreaking Ceremony. It was a nice ceremony commemorating the groundbreaking of the facility. He wished to thank the Building Committee for being very transparent with this project on the cost and he was happy that he had been involved in the Debt Service talks early on. This was a very nice event.

TOWN MANAGER REPORT

Town Manager William McGarry reported that the Town Solicitor, Building & Zoning office and his office are currently in the process of developing a proposed *Registration and Maintenance of Vacant and Abandoned Property Ordinance* to protect areas in the Town from being blighted, as a result of inadequate maintenance and lack of security at vacant and abandoned properties. This proposed Ordinance should strengthen the Town's ability to respond to nuisance and/or hazardous properties to protect the health, safety and welfare of residents and business owners. He indicated that there have been several properties in Town that have been foreclosed on and there is questionable ownership. It took a long time to convince the mortgage companies to maintain their properties. This ordinance will give the Town the teeth to establish a registration and maintenance program to fall back on in the future. He reported on October 3, 2017, Department of Public Works Director Tim Tefft and the Town Manager attended the Hopkinton Police Department Roof Shingle Replacement bid opening at Town Hall. Town Clerk Elizabeth Cook-Martin opened three bids that were submitted, and they are being evaluated, at this time. He reported on October 4, 2017, at the request of the Hopkinton Town Council, Town Manager McGarry drafted correspondence to Director Peter Alviti, Jr., of the Rhode Island Department of Transportation (RIDOT) respectfully requesting that RIDOT retain the *Hope Valley* and *Wyoming* village names on Interstate 95 signage. Prior to sending that letter, Town Manager McGarry indicated that he also took the opportunity to contact Steve Presauay of DOT and Karen Pinch the Town Administrator of Richmond to keep them up to speed. DOT was very amenable and said they wouldn't make any changes until there were some joint meetings between both towns and the DOT.

Councilor Capalbo commended Town Manager McGarry for all his work on the proposed ordinance.

OLD BUSINESS

ADDITIONAL WARRANTY RE: DPW MEDIUM DUTY DUMP TRUCK

This matter had been scheduled to discuss, consider and vote to approve the purchase of an extended engine and transmission warranty, up to 5 years/100,000 miles, through Coastal International Trucks, Inc. for a DPW medium duty dump truck in the amount of \$960.00, financed through the Town's Capital Improvement Plan. The Town Council had awarded the bid to Coastal International Trucks, Inc. on October 2, 2017. Town Manager McGarry indicated that in checking with David Markt of Coastal International Trucks, the additional cost to extend the warranty to five years would be \$960.00. That added to the cost for the truck of \$150,509.68 amounts to \$151,469.68 which is still approximately \$5,229.00 under budget.

A MOTION WAS MADE BY COUNCILOR CAPALBO AND SECONDED BY COUNCILOR HUSBAND TO APPROVE THE PURCHASE OF AN EXTENDED ENGINE AND TRANSMISSION WARRANTY, UP TO 5 YEARS/100,000 MILES, THROUGH COASTAL INTERNATIONAL TRUCKS, INC. FOR A DPW MEDIUM DUTY DUMP TRUCK IN THE AMOUNT OF \$960.00, FINANCED THROUGH THE TOWN'S CAPITAL IMPROVEMENT PLAN.

IN FAVOR: Landolfi, Thompson, Capalbo, Husband

OPPOSED: None

SO VOTED

NEW BUSINESS

BOSTON POST CANE

Town Clerk Elizabeth Cook-Martin announcement regarding the Boston Post Cane, upcoming search for candidates and nomination process. The cane is presented to the Town's oldest citizen and we would like to begin the process of taking suggestions and nominations. The criteria would be that the person has to be at least 90 years old and a resident of the Town. Letters of nomination should

come to the Town Clerk's office with the name, date of birth and residence address of the perspective candidate. Thereafter the Town Clerk will submit a proposal to the Council and if the individual is able to come in we will present the commemorative cane with flowers and a Council Proclamation. If the individual is unable to come to the Town Hall, other arrangements will be made to bring the cane to him/her. The Town Clerk reported this announcement will be placed in the newspaper and be posted on the website in order to obtain nominations.

PUBLIC FORUM

No one spoke during the second public forum.

ADJOURNMENT

A MOTION WAS MADE BY COUNCILOR THOMPSON AND SECONDED BY COUNCILOR CAPALBO TO ADJOURN.

SO VOTED

Elizabeth J. Cook-Martin

Town Clerk