

**RHODE ISLAND PORT AUTHORITY AND  
ECONOMIC DEVELOPMENT CORPORATION**

**MEETING OF DIRECTORS**

**PUBLIC SESSION**

**AUGUST 28, 1989**

A meeting of the Board of Directors of the Port Authority in Public Session was held on Monday, August 28, 1989, at 3:10 p.m., in Conference Room 236 at Building No. 7 at Quonset Point/Davisville Industrial Park, North Kingstown, Rhode Island, pursuant to notice of the meeting duly given to all of the Directors.

Directors present were: Paul J. Choquette, Jr., Harry a Schult, Pamela A. Crandall, Representative Harold D. Cutting, Senator William C. O'Neill and Scott B. Laurans.

Directors absent were: Governor Edward D. DiPrete, Roger L. Messier, Representative Frances A. Gaschen and H. Jay Sarles.

Also present were: Executive Director Henry W. Fazzano, James J. Skeffington, members of the Port Authority staff and Richard G. Small.

Vice Chairman Paul J. Choquette, Jr. presided.

1. Vote to Meet in Executive Session

By open call prior to adjournment to Executive Session, upon motion duly made by Pamela A. Crandall and seconded by Scott B. Laurans, the following vote was duly adopted:

VOTED: That the Board adjourn to Executive Session to consider and take appropriate action on such matters as permitted by subsection (5) (acquisition or lease of real property for public purposes or disposition of publicly held property, including the Capital Center and the Quonset Point/Davisville Projects), subsection (6) (location of prospective businesses in Rhode Island) and subsection (7) (investment of public funds) of Rhode Island General Laws, Section 42-46-5(a), the Open Meeting Law.

Voting in favor of the foregoing were: Paul J. Choquette, Jr., Harry A. Schult, Pamela A. Crandall, Representative Harold D. Cutting, Senator William C. O'Neill and Scott B. Laurans.

Voting against the foregoing were: None.

The Board reconvened in Public Session at 4:10 p.m. at which time Mr. Laurans left the Executive Session portion of the meeting for a short period of time.

2. Executive Director's Report

No executive Director's Report was presented to the Board in Public Session at this time.

3. Minutes Approved

Upon motion duly made by Pamela A. Crandall and seconded by Harry A. Schult, the following vote was duly adopted:

VOTED: That the minutes of the special meeting of the Board of Directors held on July 5, 1989 as reconvened on July 10, 1989, Public Session, be approved as submitted to the Directors.

Voting in favor of the foregoing were: Paul J. Choquette, Jr., Harry A. Schult, Pamela A. Crandall, Representative Harold D. Cutting, Senator William C. O'Neill and Scott B. Laurans.

Voting against the foregoing were: None.

4. Request for a Zoning Override at Quonset Point/Davisville for R.I. Hotsy Equipment Co., Inc. Approved

Mr. Laurans returned to the meeting at this time (4:25 p.m.).

Mr. Santaniello presented to the Board the request of R.I. Hotsy Equipment Co. to obtain a zoning override at Quonset Point/Davisville.

Following this presentation, Representative Harold D. Cutting inquired as to whether future proposals for zoning overrides can be presented to the North Kingstown Advisory Committee for review before being considered by the Port Authority Board.

Mr. Small, counsel to the Port Authority, briefly reviewed the statutory override procedure at this time. Mr. Small stated that the statute provides that the next step after the approval of the Port Authority Board is the seeking of comments by the appointed North Kingstown Community Advisory Committee. The Advisory committee has 45 days within which to notify the Port Authority of its comments. Notwithstanding such comments, the Port Authority is permitted to proceed irrespective of such comments.

The Board requested at this time that Mr. Small determine a means of providing notice of any future zoning override issues to the North Kingstown Advisory Committee prior to the Port Authority voting on such matters.

Representative Harold D. Cutting requested a roll call vote regarding this matter.

Upon motion duly made by Harry a Schult and seconded by Pamela A. Crandall, the following vote was duly adopted:

[The text of the votes relating to the request for a zoning override at Quonset Point/Davisville for R. T. Hotsy Equipment Co. are attached hereto as Exhibit 1.]

Voting in favor of the foregoing were: Paul J. Choquette, Jr., Harry A. Schult, Pamela A. Crandall and Scott B. Laurans.

Voting against the foregoing were: Representative Harold D. Cutting and Senator William C. O'Neill.

5. Request of R.I. Hotsy Equipment Co. to Modify Certain Provisions of Its Agreement with the Port Authority Relating to the Date of Commencement of Construction Approved.

Upon motion duly made by Pamela A. Crandall and seconded by Harry A. Schult, the following vote was duly adopted:

VOTED: That pursuant to the request of R.I. Hotsy Equipment Co. (the "R.I. Hotsy"), the Port Authority hereby agrees to modify certain provisions of the agreement by and between R.I. Hotsy and the Port Authority so as to provide R.I. Hotsy with an extension of time to purchase the land located at Quonset Point/Davisville for a period up to 30 days following transmission of comments by the North Kingstown Community Advisory Committee of the project plan of R.I. Hotsy. Each of the Chairman, the Executive Director and the Deputy Director/Finance and Administration, signing singly, are authorized and directed to execute any documents and to take any and all action necessary to accomplish the foregoing.

Voting in favor of the foregoing were: Paul J. Choquette, Jr., Harry A. Schult, Pamela A. Crandall, Representative Harold D. Cutting, Senator William C. O'Neill and Scott B. Laurans.

Voting against the foregoing were: None.

6. Final Adoption of the Administrative Procedure Rules of the Port Authority Approved

Mr. Small reviewed for the Board that the staff had issued a public notice and held a public hearing for comment on its proposed Administrative Procedure Rules. No such comments were received.

Upon motion duly made the Senator William C. O'Neill and seconded by Scott B. Laurans, the following vote was duly adopted:

[The text of the votes relating to the final adoption of the Administrative Procedure Rules of the Port are attached hereto as Exhibit 2.]

Voting in favor of the foregoing were: Paul J. Choquette, Jr., Harry A. Schult, Pamela A. Crandall, Representative Harold D. Cutting, Senator William C. O'Neill and Scott B. Laurans.

Voting against the foregoing were: None.

7. Matter Relating to the Directors' and Officers' Liability Insurance Program of the Port Authority Deferred

The matter relating to the directors' and officers' liability insurance program of the Port Authority was deferred until the next meeting.

8. Report Regarding Recent Actions of the Rhode Island Industrial Facilities Corporation.

Mr. Skeffington reported that the following final resolution was adopted at today's Board meeting:

Name: Amity Associates  
Amount: \$50,000,000; Taxable  
Location: Lincoln, Rhode Island

9. Authorization of Eastland Bank as a Depository of the Port Authority for Certificate of Deposit Transactions Approved