

**TOWN OF JAMESTOWN  
TOWN COUNCIL MEETING**  
for  
**TOWN, WATER AND SEWER MATTERS**

Tuesday, February 20, 2007

A regular meeting of the Jamestown Town Council sitting as the Board of Water and Sewer Commissioners was called to order at the Jamestown Philomenian Library, Conference Room, 26 North Road at 6:09 PM by President David J. Long.

The following members were present:

Vice-President, Julio DiGiando  
William Kelly  
Michael F. Schnack  
Barbara A. Szepatowski

Also present were:

Bruce Keiser, Town Administrator  
Mike Gray, PE, Deputy Public Works Director  
Denise Jennings, Water and Sewer Clerk  
Robert Bowen, Harbor Management Commission  
Michael de Angeli, Harbor Management Commission (arrived at 6:59 PM)

Absent:

Steven J. Goslee, Public Works Director

**AWARDS, PRESENTATIONS AND ACKNOWLEDGMENTS**

(None scheduled)

**READING AND APPROVAL OF MINUTES**

1) 01/16/07 (regular meeting):

Motion was made by Commissioner DiGiando, seconded by Commissioner Szepatowski to accept the 01/16/07 minutes. So unanimously voted.

**OPEN FORUM**

1) Scheduled requests to address:

(None scheduled)

2) Non-Scheduled requests to address:

(None)

**REPORT OF TOWN OFFICIALS**

Deputy Public Works Director Gray stated that the Public Works Director was off on vacation and that he would not be present this evening.

Deputy Public Works Director Gray reported the following:

- 1) **Pumping Report:**
  - Pumping was down for the month (January).
  - Rainfall was in excess of our average again this month (January).
  - Color level has decreased slightly.
  - North Reservoir is @ capacity, usable storage-60MG
  - South Pond is @ capacity, usable storage-7MG.
- 2) **Town project reports:** (See Project Update Report dated January 2007)

**Treatment Plant:**

Deputy Public Works Director Gray briefly summarized the Project Update Report dated January 2007. The Deputy Public Works Director further reported that he received the transcript from the Registered Professional Reporter today for the Public Hearing for the (Environmental Assessment) upgrade to the Water Treatment Facility and that with this document he can now complete to Environmental Assessment Report and the project will go out to bid shortly.

The Commission asked for clarification on a few items as reported by the Deputy Public Works Director.

**LETTERS AND COMMUNICATIONS**

- 1) Letter from Richard Jones (Plat 12, Lot 49; 7 Hull Cove Road) re: **non-retro penalty assessment**

Administrator Keiser reported that we have received many verbal requests for waiver of this penalty and that it is our policy to impose these fees. Motion was made by Commissioner Kelly, seconded by Commissioner Schnack to accept the communication from Richard Jones (Plat 12, Lot 49; 7 Hull Cove Road) re: non-retro penalty assessment and to deny his request for a bill adjustment in the amount of \$100. So unanimously voted.

**UNFINISHED BUSINESS**

- 1) Application of Stephen Masso (Plat 7, Lot 99; 15 Weeden Lane) for **utility (water) service connection** (cont. from 01/16/07)

Commission consensus: To continue the application of Stephen Masso (Plat 7, Lot 99; 15 Weeden Lane) for utility (water) service connection to the next Water and Sewer meeting on 03/19/07, as requested by Attorney John Murphy.

- 2) Application of Frank Henderson (Plat 8, Lot 322; 27 Luther Street for utility **(water and sewer) service expansion/change of use** (cont. from 01/16/07)

Commission consensus: To continue the application of Frank Henderson (Plat 8, Lot 322; 27 Luther Street for utility (water and sewer) service expansion/change of use to the next Water and Sewer meeting on 03/19/07, as requested by Attorney Quentin Anthony.

- 3) Review of **Town Office site (44 Southwest Avenue)** for future disposition. (*per Councilor Kelly*) (cont. from 01/16/07) Administrator Keiser reported that he will have an appraisal done by a Newport firm by the end of March.

Commissioner Szepatowski stated that she will not go forward with the temporary animal shelter in the building behind the Town Offices, since construction at 44 Southwest Avenue will move forward sooner than expected. Commissioner Szepatowski further stated the RI Foundation is not

requiring a temporary animal shelter to be in place prior to the selection of a permanent location.

Commissioner Kelly stated that the Town should move quickly on this matter. Administrator Keiser stated that the Town Planner is currently working with Church Community Housing and funding is ready to be put in place for affordable housing. Commissioner DiGiando expressed his concerns regarding the archeological issues. Administrator Keiser stated that the Town will turn the site over as is and that Church Community Housing is aware of the issue. Commission President Long suggested discussing these issues again, following the appraisal. Administrator Keiser agreed.

William Munger of 102 Cole Street and Owner of Conanicut Marine Services stated that this property (44 Southwest Avenue) is one of the largest commercial properties in the commercial district and suggested that a Request for Proposal go out to all those in the affordable housing business. Mr. Munger further suggested that the property be used for mixed use. Brief discussion followed regarding affordable housing vs. mixed use. Commission consensus: To continue discussion on this matter at the next Water and Sewer meeting on 03/19/07.

### **NEW BUSINESS**

1) Approval of contract with **Pare Corporation for the South Pond Spillway Design**

Administrator Keiser stated that the Deputy Public Works Director, Public Works Director and he, all recommend that the Commission approve the contract with Pare Corporation for the South Pond Spillway Design. Following clarification of a few items, motion was made by Commissioner DiGiando, seconded by Commissioner Schnack to approve the contract with Pare Corporation for the South Pond Spillway Design as recommended. So unanimously voted.

### **BILLS AND PAYROLL**

Following clarification of a few items, motion was made by Commissioner DiGiando, seconded by Commissioner Szepatowski to approve the Water Bills and Payroll. So unanimously voted. Motion was made by Commissioner DiGiando, seconded by Commissioner Szepatowski to approve the Sewer Bills and Payroll. So unanimously voted.

### **TOWN BUSINESS**

1) **Harbor Management Commission** re: increase in harbor fees (cont. from 02/12/07-Town Council Meeting)

Edward McGuirl of 15 West Street presented and read a letter to the Council from David Pritchard of 45 Windsor Street re: unfair price hike for the outhaul user group. Discussion ensued regarding Mr. Pritchard's letter and the communication dated 02/01/07 submitted by Michael de Angeli, Chairman of the Harbor Management Commission re: proposed increase in harbor fees. The Council expressed their concerns regarding the proposed increases.

Council consensus: To send the proposal back to Harbor Management Commission for revision.

2) Appointment of **Town Solicitor**

Council President Long stated that based upon the interviews held over the past few weeks, he would support Peter Ruggiero as sole Town Solicitor and Carolyn Mannis as Town Prosecutor.

Councilor Schnack agreed with Council President Long.

Councilor DiGiando stated that he also supports Peter Ruggiero as sole Town Solicitor and Carolyn

Mannis as Town Prosecutor and that he is thankful for the services provided in previous years.

Councilor Szepatowski stated that she supports Carolyn Mannis as lead Town Solicitor and that she has appreciated the work that Peter Ruggiero has done for the Town regarding labor matters.

Councilor Kelly reported that Solicitor Harsch submitted his letter of resignation today and that he was inclined to support William Harsch prior to this submission. Councilor Kelly stated that he would support Peter Ruggiero as Town Solicitor and that he does not support Carolyn Mannis as sole Town Solicitor. Councilor Kelly further stated that he had some issues with Carolyn Mannis, which he has since resolved.

Following brief discussion, motion was made by Councilor Schnack, seconded by Councilor DiGiando to appoint Peter D. Ruggiero as sole Town Solicitor and Carolyn Mannis as Town Prosecutor. Motion so voted, 4 in favor; Councilor Szepatowski opposed.

### **ADJOURNMENT**

There being no further business before the Commission, motion was made by Commissioner Schnack, seconded by Commission President Long to adjourn the meeting at 7:28 PM. So unanimously voted.

Attest:

Denise Jennings  
Water and Sewer Clerk

xc: Commission Members (5)  
Town Administrator  
Town Solicitor  
Public Works Director  
Town Clerk