



TOWN COUNCIL MEETING
Jamestown Town Hall
Rosamond A. Tefft Council Chambers
93 Narragansett Avenue
Tuesday, September 2, 2014
7:00 PM

The public is welcome to participate in this Town Council meeting. Open Forum offers citizens the opportunity to clarify an item on the agenda, address items not on the agenda, or comment on a communication or Consent Agenda item. Citizens are welcome to speak to the subject of a Public Hearing, and are allowed to speak at the discretion of the Council President or a majority of Councilors present, or at other times during the meeting, in particular during New or Unfinished Business.

Anyone wishing to speak should use the microphone at the front of the room, stating their name and address for the record; comments must be addressed to the Council, not the audience. It is the Town Council's hope that citizens and Councilors alike will be respectful of each other's right to speak, tolerant of different points of view, and mindful of everyone's time.

I. ROLL CALL

II. CALL TO ORDER, PLEDGE OF ALLEGIANCE

III. ACKNOWLEDGEMENTS, ANNOUNCEMENTS, PRESENTATIONS, PROCLAMATIONS AND RESOLUTIONS

A) Presentations

- 1) National Grid – Clarke Street Substation
- 2) Fort Getty Design Project – Update and Permitting: Architect Arek Galle of GLA/Beta, Inc.
- 3) Town Website Development

IV. PUBLIC HEARINGS, LICENSES AND PERMITS

All approvals for licenses and permits are subject to the resolution of debts, taxes and appropriate signatures as well as, when applicable, proof of insurance.

- A) **Request for motion** that the applications listed below will be in order for hearing at a meeting of said Licensing Board on Monday, November 3, 2014 at 7:00 p.m., and advertised in the *Jamestown Press*. **NOTICE:** Is hereby given by the Town Council of the Town of Jamestown, being the Licensing Board in said Town as provided under Title 3, Chapters 1-12 of the General Laws of Rhode Island 1956, and as amended, that the following **RENEWAL** applications have been received by the Town Council for licenses under said Act, for the year December 1, 2014 to November 30, 2015:

CLASS A (PACKAGE STORE) - RETAIL

Tunstall, Inc.
dba: Grapes & Gourmet
9 Ferry Wharf

Varsha, Inc.
dba: Jamestown Wine & Spirits
30 Southwest Avenue

CLASS B – TAVERN
Plantation Catering, Inc.
dba: Plantation at The Bay Voyage
150 Conanicus Avenue

CLASS B – VICTUALER
Islandish, Inc.
dba: Chopmist Charlie's
40 Narragansett Avenue

Jamestown Culinary Partners, LLC
dba: Jamestown Fish
14 Narragansett Avenue

Jamestown Oyster Bar, Inc.
dba: Jamestown Oyster Bar
22 Narragansett Avenue

Jamestown Restaurant Group, LLC
dba: Narragansett Café
25 Narragansett Avenue

New England Golf Course Management, Inc.
dba: Jamestown Golf and Country Club
aka: the Caddy Shack
245 Conanicus Avenue (lower level rear)

Portuguese American Citizens Club
dba: Jamestown Bar & Grille
11 Pemberton Avenue

Slice of Heaven, Inc.
dba: Slice of Heaven
32 Narragansett Avenue

ESJ, Inc.
dba: Simpatico Jamestown
13 Narragansett Avenue

CLASS B – LIMITED

Lucky Ridge Co. LLC
dba: Spinnaker's Café
3 Ferry Wharf

CLASS D FULL (CLUB)

Conanicut Yacht Club
40 Bay View Drive

B) **Request for motion** to advertise for extended hours [in accordance with RIGL §5-24-1 (a) & (b)] in the Jamestown Press for a public hearing on November 3, 2014:

- 1) **NOTICE** is hereby given that there will be a public hearing by and before the Town Council of the Town of Jamestown on Monday, November 3, 2014 at 7:00 p.m. in the Jamestown Town Hall Rosamond A. Tefft Council Chambers, 93 Narragansett Avenue, Jamestown, RI pursuant to §5-24-1 of the General Laws of Rhode Island 1956 and as amended, upon the following applications:

RENEWALS:

Jamestown Mist, LLC
dba: Jamestown Mist
35 Narragansett Avenue
Plat 9 Lot 246

Cumberland Farms, Inc.
dba: Cumberland Farms Store #1108
41 North Main Road
Plat 8 Lot 626

APPLICATION OF JAMESTOWN MIST, LLC, dba: Jamestown Mist, for renewal of additional operational hours to open at 5:00 AM for said establishment, holder of a Victualing License issued by the Town of Jamestown. If granted, this will allow the establishment to continue to be open from 5:00 AM to 2:00 AM daily (RIGL §5-24-1 allows this establishment to be open from 6:00 a.m. until 2:00 AM without additional operating hours).

APPLICATION OF CUMBERLAND FARMS, INC., dba: Cumberland Farms Store #1108, for renewal of additional operational hours to open at 5:00 AM for said establishment, holder of a Victualing License issued by the Town of Jamestown. If granted, this will allow the establishment to continue to be open from 5:00 AM to 2:00 AM daily (RIGL §5-24-1 allows this establishment to be open from 6:00 AM until 2:00 AM without additional operating hours).

C) Approval of One Day Event/Entertainment License

- 1) Applicant: Victoria Hellewell
Event: Hellewell/Moretti Wedding
Date: September 20, 2014
Location: Fort Getty Pavilion
- D) Affirmation of Event/Entertainment Licenses approved administratively
 - 1) Applicant: Mary Meagher
Event: A Celebration of the Life of Tom McAleer
Date: August 20, 2014
Location: Fort Getty Pavilion
 - 2) Applicant: North Kingstown Lions Club
Event: North Kingstown Lions Club Steak Fry
Date: August 30, 2014
Location: Fort Getty Pavilion

V. OPEN FORUM

Please note that, under scheduled requests to address, if the topic of the address is available to be put on the agenda, the Council may discuss the issue.

- A) Scheduled to Address
- B) Non-scheduled to Address

VI. COUNCIL, ADMINISTRATOR, SOLICITOR, COMMISSION/COMMITTEE COMMENTS & REPORTS

- A) Town Administrator's Report: Andrew E. Nota
 - 1) Meeting Schedule
 - 2) Hazard Mitigation Plan Update
 - 3) Rights-of-Way Policy and Action Plan
- B) Traffic Committee Report

VII. UNFINISHED BUSINESS

- A) Tick Task Force Update: discussion on Committee recommendations and possible action
 - 1) Resolution No. 2014-09 "A Resolution to Authorize Hunting on Town-owned Properties"

VIII. NEW BUSINESS

- A) Awarding of Bid: Exterior Door Replacement Project for Town Hall to New England School Services, Inc. for an amount not to exceed \$28,740 as recommended by Public Works Director Michael Gray
- B) Agenda items for October 6, 2014

IX. ORDINANCES AND APPOINTMENTS

- A) Ordinances
 - 1) Amendment of the Jamestown Code of Ordinances, Chapter 70 Traffic and Vehicles, Article III. Specific Street Regulations, Sec.

70-55 Restrictions on certain streets; review, discussion, and possible vote to proceed to advertise in the *Jamestown Press* for public hearing on October 6, 2014 at 7:00 p.m.

- B) Appointments
 - 1) Discover Newport Representative (Three-year term expiring September 7, 2017)
 - a) Letter of interest for reappointment
 - i) Frank F. Sallee

X. CONSENT AGENDA

An item on the Consent Agenda need not be removed for simple clarification or correction of typographical errors. Approval of the Consent Agenda shall be equivalent to approval of each item as if it had been acted upon separately.

- A) Adoption of Council minutes:
 - 1) August 4, 2014 (work session)
 - 2) August 4, 2014 (regular meeting)
 - 3) August 4, 2014 (executive session)
- B) Minutes from Boards, Commissions and Committees:
 - 1) Jamestown Harbor Commission (06/11/2014)
 - 2) Jamestown Harbor Commission (07/09/2014)
 - 3) Jamestown Philomenian Library Board of Trustees (07/08/2014)
 - 4) Jamestown Traffic Committee (07/15/2014)
 - 5) Jamestown Tree Preservation & Protection Committee (07/08/2014)
- C) CRMC Notices:
 - 1) September 2014 Calendar
- D) Abatements/Addenda of Taxes
- E) Authorization for signing of Nondiscrimination Assurances for the Jamestown Safe Routes to School Infrastructure Project No. 2013-CI-002, by the Town Administrator and Town Solicitor, pursuant to Title VI of the Civil Rights Act of 1964

XI. COMMUNICATIONS AND PETITIONS

- A) Communications
 - 1) Letter of Maris Humphreys, Aquidneck Island Chapter Daughters of the American Revolution, requesting Town Council observance and adopting of a proclamation for Constitution Week, September 17th through September 23rd
 - 2) Email of Clark Poston re: target shooting in Jamestown and request for safety regulations
 - 3) Letter of Rebecca Singer on behalf of Peter and Beatric Porrizzo who wish to donate a plot of land to the Town of Jamestown
 - 4) Memorandum of Brian Cotsonas re: National Grid Clarke Street Substation Construction outlining concern and requesting Town Council assistance

- 5) Letter of Norma and Phil Willis re: concerns with use of neighboring rental property
- 6) Letter of CIAA President Elaine Porter requesting to change the date of their October Opening Reception to November 6, 2014, 5:00 to 8:00 p.m.
- 7) Letter of William Kelly on behalf of the Residents of Reservoir Circle thanking members of the Traffic Committee and Town Council for their concerns and positive actions re: traffic and parking issues on Reservoir Circle

XII. EXECUTIVE SESSION

The Town Council may seek to go into Executive Session to discuss, deliberate, and take possible action regarding the following items:

- A) Pursuant to RIGL §42-46-5(a) Subsection (5) real estate (acquisition of property/purchase and sales agreement); discussion, and/or potential action and/or vote in executive session and/or open session
- B) Pursuant to RIGL §42-46-5(a) Subsection (1) personnel (Town Administrator); discussion, and/or potential action and/or vote in executive session and/or open session

XIII. ADJOURNMENT

Pursuant to RIGL § 42-46-6(c) Notice of this meeting shall be posted on the Secretary of State's website and at the Town Hall and the Jamestown Philomenian Library.

In addition to the two above-mentioned locations, notice also may be posted, from time to time, at the following location: Jamestown Police Station; and on the Internet at www.jamestownri.net/council/council.html

ALL NOTE: This meeting location is accessible to the physically challenged. If communications assistance is needed or other accommodations to ensure equal participation, please call 1-800-745-5555, via facsimile to 401-423-7230, or email cfernstrom@jamestownri.net not less than three (3) business days prior to the meeting.



Town of Jamestown

Resolution of the Town Council

No. 2014-09

A Resolution Relative To Authorize Hunting On Town-owned Properties

WHEREAS, the Town of Jamestown owns several properties located throughout the Town and which are used for recreational use, conservation, and open space purposes; and

WHEREAS, the Town Council of the Town of Jamestown formed a Tick Task Force to research and recommend actions concerning the deer tick and the occurrence of Lyme Disease and to protect the public health and safety from deer tick borne Lyme Disease; and

WHEREAS, one of the several recommendations of the Tick Task Force was to allow limited hunting on Town-owned properties to reduce the deer herd on the island, which has been scientifically verified to reduce the deer tick population and, resultantly, the occurrence of deer tick borne Lyme Disease.

NOW, THEREFORE, BE IT RESOLVED, that we, the Town Council of the Town of Jamestown, do hereby authorize the Town Administrator and the Police Chief to devise a program and process to allow for hunting of deer on Town-owned properties. This hunting program may take effect immediately upon establishment. The Town Administrator and Police Chief shall provide a report to the Town Council on the hunting program at the next meeting of the Town Council.

By Order of the Jamestown Town Council

Kristine S. Trocki, President

Mary E. Meagher, Vice President

Thomas P. Tighe

Eugene B. Mihaly

Blake A. Dickinson

IN WITNESS WHEREOF, I hereby attach my hand and the official seal of the Town of Jamestown this 2nd day of September, 2014.

Cheryl A. Fernstrom, CMC, Town Clerk

**TOWN OF JAMESTOWN
TAX ASSESSOR
93 Narragansett Avenue
Jamestown, RI 02835**

To: PRESIDENT, JAMESTOWN TOWN COUNCIL

From: JAMESTOWN TAX ASSESSOR

Subject: ABATEMENTS/ADDENDA OF TAXES FOR **SEPTEMBER 2, 2014** MEETING

ABATEMENT TO 1992 TAX ROLL

#10-0002-00 J & R Electric	Motor Vehicle - Uncollectable	\$47.12
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ABATEMENT TO 1993 TAX ROLL

#10-0002-00 J & R Electric	Motor Vehicle - Uncollectable	\$51.41
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ABATEMENT TO 1994 TAX ROLL

#10-0002-00 J & R Electric	Motor Vehicle - Uncollectable	\$7.62
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ABATEMENT TO 2012 TAX ROLL

#07-0498-00M Glusman, Joan E.	Motor Vehicle - 2005 Subaru Reg. #949256 Vehicle totaled 2-28-11	\$16.44
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ABATEMENTS TO 2014 TAX ROLL

#01-0196-75 Allied Waste Services	Tangible Personal Property No assets in Jamestown as of 12-31-13	\$43.75
#02-0619-00 Burtron, Catherine C.	Plat 3, Lot 221 - Property transfer 7-31-14 to Account #04-0615-55	\$2,661.63
#02-1525-50 Buck, Brian R. & Trocki, Carol L.	Plat 9, Lot 311 - Property transfer 7-31-14 to Account #02-0058-80	\$4,300.28
#04-0256-05M Deaton, Laura D.	Motor Vehicle - 2013 Nissan Reg. #457132 Soldier/Sailor Exemption	\$119.56
#04-0256-06M Deaton, William C.	Motor Vehicle - 2011 VW Reg. #016074 Soldier/Sailor Exemption	\$132.55
#04-0696-05M Donnelly, Patricia A.	Motor Vehicle - 2011 BMW Reg. #PAD Registered in S. Kingstown on 4-15-13	\$175.24
#08-0713-15M Honeycutt, Jason C.	Motor Vehicles - 2011 Chevy, 2011 Ford, 2012 Harley Soldier/Sailor Exemption	\$444.41
#08-0974-50 Hunt, Marjorie Simmons, Trustee	Plat 14, Lot 182 - Property transfer 7-30-14 to Account #19-0877-00	\$2,271.38
#10-0002-00 Jacobsen, Margaret F & Gary B, Trustees	Plat 10, Lot 91 - Billed to wrong account Moved to Acct. #10-0020-00	\$22,419.88

#10-0095-00M Jannelle, Robert A. & Joan E.	MV – 2013 Kia Sorento Reg. #RJ 64 Duplication	\$111.53
#12-0026-50M Lacy, Kevin D.	Motor Vehicle - 2008 Cadillac - Reg. #663095 Duplication	\$161.40
#12-0604-50 Lilly, Daniel E. Jr. & Jean	Plat 5, Lot 205 - Property transfer 8-15-14 to Account #13-1998-75	\$3,816.63
#13-0262-00 Maguire, Mark G. & Julie L.	Plat 15, Lot 203 - Property transfer 8-8-14 to Account #11-0163-45	\$8,311.50
#13-1508-90 Merrill, Jay C. & Debra A.	Plat 9, Lot 108 - Property transfer 7-28-14 to Account #13-1943-30	\$2,935.30
#14-0469-00 Nunes, Robert Francis et al	Plat 8, Lot 85 - Property transfer 8-1-14 to Account #13-1960-90	\$1,857.78
#14-0469-01 Nunes, Robert Francis et al	Plat 8, Lot 569 - Property transfer 8-1-14 to Account #13-1961-00	\$3,431.33
#16-0147-95M Paquette, Joseph E. Jr.	Motor Vehicle - 2010 Chevrolet Registration #983483 Vehicle totaled 4-15-13	\$27.05
#18-0045-50M Ray, Michael E.	Motor Vehicles - 2008 Honda Reg. #461786 & 2013 Ford Reg. #457889 - Soldier/Sailor Exemption	\$227.51
#19-0690-00M Sheehan, Marion T. (Est)	Motor Vehicle - 2010 Toyota Reg. #KQ 540 Deceased (uncollectible)	\$72.10
#19-0803-24M Siegler, Elizabeth M.	Motor Vehicle - 2007 Land Rover Reg. #986413 Traded in on 11-8-13 Abate 53 days	\$38.58
#19-0877-00 Simmons, David W. & Katherine L.	Plat 14, Lot 182 - Property transfer 7-30-14 from Account #08-0974-50	\$2,271.38
#19-1293-95 Sousa, Lionel R.	Plat 8, Lot 569 - Property transfer 8-1-14 to Account #13-1961-00	\$1,416.50
#19-1326-75M Spelman, Lucy H.	Motor Vehicle - 2006 Toyota Reg. #095743 Transferred to Newport	\$47.59
#19-1339-15M Spotts, Jeffrey A.	Motor Vehicles – 2009 MB #HK 796 traded 9-24-13 and 2007 Toyota #097356 registered in TN on 11-22-13	\$71.61
#20-0505-90 Tormey, Robert J. & Browning, Carol A., Trustees	Plat 15, Lot 126 - Property transfer 8-18-14 to Account #02-1454-40	\$2,956.50
#22-0040-00M Varrecchione, Christopher Jon	Motor Vehicle - 2002 Ford Reg. #043669 Duplication	\$17.82
#22-0293-00 Vieira, Mary Lou, Trustee	Plat 8, Lot 217 - To compensate for lot size billing error	\$1,872.95
#22-0295-00 Vietri, Lynn Stoeckle	Plat 16, Lot 100 - Property transfer 8-15-14 to Account #08-0648-00	\$2,569.75
#23-1207-51 Wright, James L.	Plat 9, Lot 200 - Property transfer 8-15-14 to Account #19-0029-55	\$3,889.25

ADDENDA TO 2014 TAX ROLL

#02-0058-80 Baker, Michael L Jr & Tauser, Jennifer L	Plat 9, Lot 311 - Property transfer 7-31-14 from Account #02-1525-50	\$4,300.28
#02-1454-40 Browning, Carol A.	Plat 15, Lot 126 - Property transfer 8-18-14 from Account #20-0505-90	\$2,956.50
#03-0062-48 Cain, David E. Jr. & Ann B.	Plat 2, Lot 220 - Did not qualify for Volunteer Exemption	\$700.00
#03-0175-51M Cardarelli, Gillian A.	Motor Vehicles - 2009 Subaru & 2002 Honda Did not qualify for Volunteer Exemption	\$134.83
#03-0622-00M Chemical Company (TCC)	Motor Vehicle - 2012 Jeep Reg. #535311 Transfer from North Kingstown	\$307.74

#04-0615-66 DiPaolo, Patricia	Plat 3, Lot 221 - Property transfer 7-31-14 from Account #02-0619-00	\$2,661.63
#04-0775-75 Douglas Enterprises, Ltd.	Plat 3, Lot 472 - Property transfer 7-21-14 from Account #19-1293-95	\$1,416.50
#08-0648-00 Holland, Robert Jr. & Kim Robak	Plat 16, Lot 100 - Property transfer 8-15-14 from Account #22-0295-00	\$2,569.75
#10-0020-00 Jacobsen, Gary B & Margaret F, Trustees	Plat 10, Lot 91 - Billed to wrong account Moved from Acct. #10-0002-00	\$22,419.88
#11-0163-45 Kelly, Susan Christine, Trustee	Plat 15, Lot 203 - Property transfer 8-8-14 from Account #13-0262-00	\$8,311.50
#12-0035-00 Lafazia, Thomas A. & Carol Ann	Plat 14, Lots 221 & 100 - Did not fully qualify for Volunteer Exemption	\$196.80
#13-0688-10M Masterson, Scott & Andrea	Motor Vehicles - 2001 Fords & 2004 Chevy - Did not qualify for Volunteer Exemption	\$8.65
#13-1943-30 Moody Brett D & Bodnar Christopher W	Plat 9, Lot 108 - Property transfer 7-28-14 from Account #13-1508-90	\$2,935.30
#13-1960-90 Moorehead, Nancy Lee Nunes	Plat 8, Lot 85 - Property transfer 8-1-14 from Account #14-0469-00	\$1,901.53
#13-1961-00 Moorehead, Robert E. Jr. & Christina	Plat 8, Lot 569 - Property transfer 8-1-14 from Account #14-0469-01	\$3,431.33
#13-1998-75 Moriarty, Matthew J. & Lauren M.	Plat 5, Lot 205 - Property transfer 8-15-14 from Account #12-0604-50	\$3,816.63
#13-2254-00 Murphy, Marlene B., Trustee	Plat 9, Lot 703 - Did not fully qualify for Volunteer Exemption	\$220.45
#13-2254-00M Murphy, William H.	Motor Vehicles - '04 Chevy, '08 Cadi, '02 Jeep, '05 Ford Did not fully qualify for Volunteer Exemption	\$71.60
#16-0054-80 Pages, Pierre M. & Michelle R,	Plat 16, Lot 223 - Did not qualify for the Volunteer Exemption	\$700.00
#16-0308-00 Pease, Fred F. III & Samra	Plat 9, Lots 404 & 542 - Did not fully qualify for the Volunteer Exemption	\$289.45
#18-0005-50 Rafanelli, Anthony J. & Karen S.	Plat 2, Lot 204 - Did not qualify for the Volunteer Exemption	\$700.00
#18-0007-00M Rafferty, Scott W.	Motor Vehicle - 2012 Chevy Reg. #724240 - Did not qualify for the Volunteer Exemption	\$46.07
#19-0029-55 Sallee, Lisa K. & Frank F.	Plat 9, Lot 200 - Property transfer 8-15-14 from Account #23-1207-51	\$3,889.25
#22-0293-12 Vieira, Matthew J. & Joy E.	Plat 8, Lot 274 - Did not qualify for the Volunteer Exemption	\$700.00

TOTAL ABATEMENTS	\$68,795.33
TOTAL ADDENDA	\$64,685.67

RESPECTFULLY SUBMITTED,

Kenneth S. Gray

KENNETH S. GRAY,
TAX ASSESSOR

Put on 9/12 agenda

LEGAL ADVERTISEMENT #2: Please insert in October 2nd, 9th & 16th Jamestown Press editions in the "Legal Ad" section (*just like the Zoning Board of Review ads are placed*).

JAMESTOWN, RHODE ISLAND

NOTICE OF A PUBLIC HEARING

NOTICE is hereby given that there will be a public hearing by and before the Town Council of the Town of Jamestown on November 3, 2013 at 7:00 p.m. at the Jamestown Town Hall, 93 Narragansett Avenue, Jamestown, RI pursuant to 5-24-1 of the General Laws of Rhode Island, 1956, and as amended, upon the following applications:

VICTUALING LICENSE WITH EXTENDED HOURS:

Jamestown Mist, LLC
Dbas: Jamestown Mist
35 Narragansett Avenue
Plat 9 Lot 246

APPLICATION OF JAMESTOWN MIST, LLC., dba: **Jamestown Mist**, for additional operational hours between 5:00 AM and 6:00 AM for said establishment, holder of a Victualing License issued by the Town of Jamestown. If granted, this will allow this establishment to continue to be open from 5:00 AM to 2:00 AM daily (RIGL 5-24-1 allows this establishment to be open until 2:00 AM).

Cumberland Farms, Inc.
dba: Cumberland Farms Store #1108
41 North Main Road
Plat 8 Lot 626

APPLICATION OF CUMBERLAND FARMS, INC., dba: **Cumberland Farms Store #1108**, for renewal of additional operational hours between 5:00 AM and 6:00 AM for said establishment, holder of a Victualing License issued by the Town of Jamestown. If granted, this will allow this establishment to continue to be open from 5:00 AM to 2:00 AM daily (RIGL 5-24-1 allows this establishment to be open until 2:00 AM).

All interested persons are notified to be present at said hearing to be heard for or against the granting of said applications. All interested persons at said hearing shall be given an opportunity to be heard on said application.

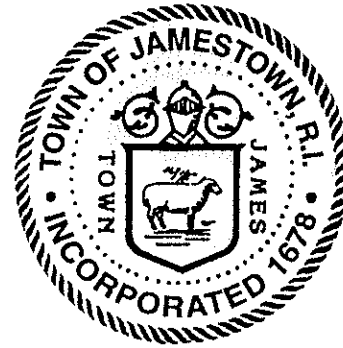
The above applications will be in order for hearing at a meeting of the Town Council on **MONDAY, NOVEMBER 3, 2013 at 7:00 pm.** at the Jamestown Town Hall, 93 Narragansett Avenue, in said Jamestown, at which time and place all remonstrates may make their objections against granting these licenses.

By Order of the Town Council
Cheryl A. Fernstrom, CMC
Town Clerk

This meeting location is accessible to the physically challenged. Hearing or speech impaired individuals requiring the services of an interpreter should call 401-423-9800 not less than 3 business days prior to the meeting.

**Town of
Jamestown, Rhode Island**

PO Box 377
Jamestown, RI 02835- 1509
Phone: (401) 423-7220
Fax: (401) 423-7229



Date: August 26, 2014

To: Andrew Nota
Town Administrator

From: Michael Gray
Public Works Director

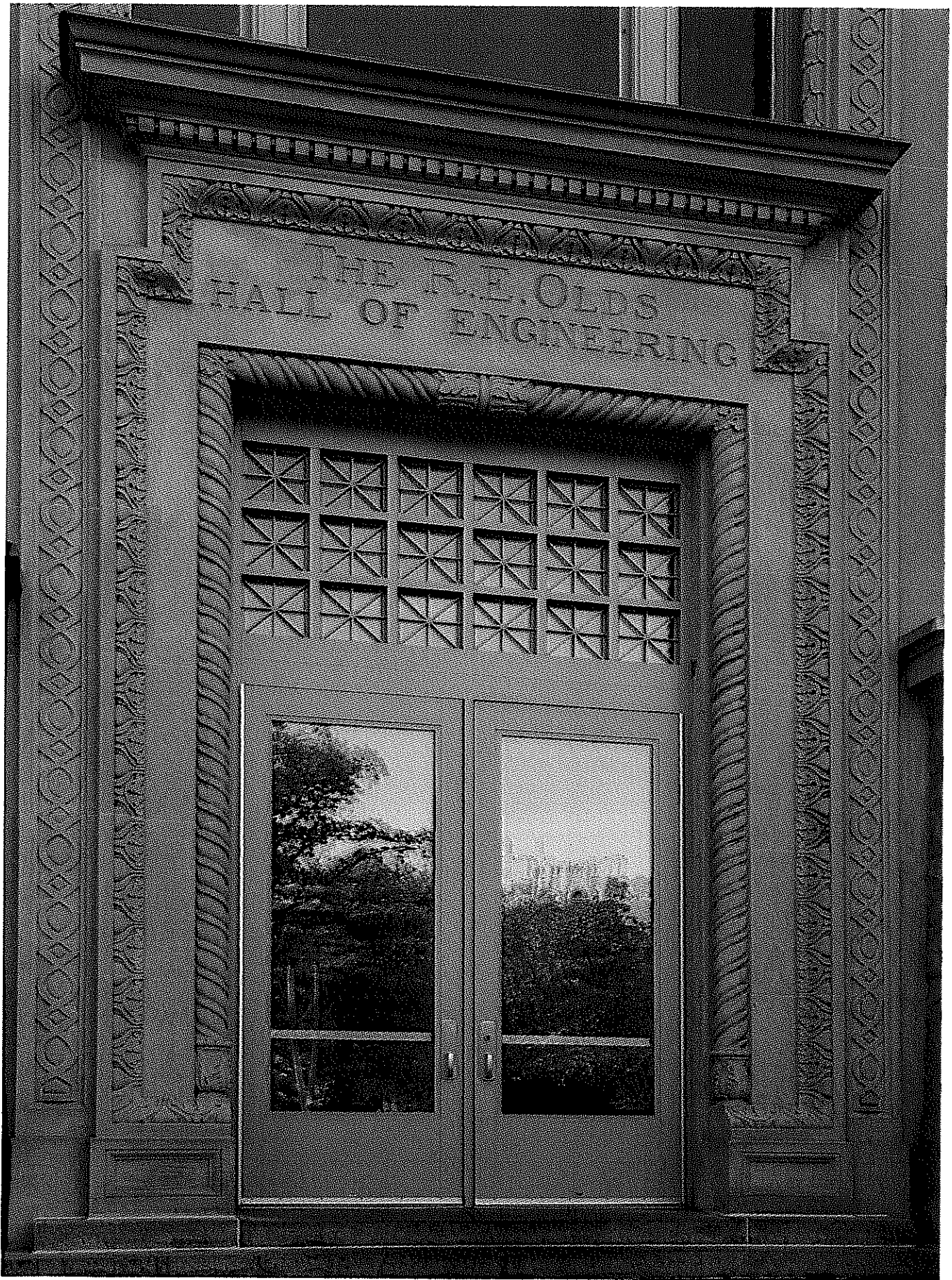
RE: Bid Award
Exterior Door Replacement Project
Town Hall

The annual budget included capital funding for the installation of new exterior doors with automatic operators at the main entrances to the Town Hall. I have attached a photo of similar doors that were specified for the project. They are constructed of aluminum with narrow stiles and rails to provide the maximum amount of glass to achieve the look of the existing doors. The 10" rail width at the bottom of the door is necessary to meet ADA. The color of the rear door will be green, matching the existing doors on the building and the color will be white for the front entrance. The hardware will include stainless pulls and not the brass hardware as shown in the photo.

Bids were advertised within the Providence Journal and received on August 26, 2014 where they were opened and read in public. A bid was received from one contractor for the project and reviewed for completeness.

I have reviewed the bid and recommend the project be awarded to New England School Services, Inc. for an amount not to exceed \$28,740.

New England School Services has completed projects in Jamestown at both schools and recently installed the automatic doors at the Jamestown Library.





*AQUIDNECK ISLAND CHAPTER
NS DAUGHTERS OF THE AMERICAN REVOLUTION*

Town of Jamestown
Kristine S. Trocki, Council President
93 Narragansett Ave
Jamestown, RI 02835

August 1, 2014

RE: Constitution Week

Dear Madam,

Constitution Week is an observance not only of our freedoms, but of our responsibilities as citizens as well. It provides an opportunity for all to join with family, friends, and community in an annual salute to the Constitution. Constitution Week is a legacy representing not only the respect we all share for our governing document, but also our commitment to educate all citizens, especially our youth---the leaders of tomorrow---concerning its history and principles.

In 1955 the Daughters of the American Revolution proposed devoting an entire week to the Constitution by extending the period of observance from September 17th thru the 23rd each year

Each year, our President issues a single proclamation designating September 17th thru 23rd as Constitution Week to commemorate the signing of the Constitution on September 17, 1787.

Will the Town of Jamestown join us in proclaiming September 17th thru 23rd as Constitution Week?

A sample proclamation has been enclosed for your convenience.

Will it be possible for your office to mail this document to me, my address is listed below. I thank you in advance for your prompt attention to this request. In Patriotic service, I remain,

Very truly yours,

Maris Humphreys (Mrs Keith C.)
129 Ethel Drive
Portsmouth, RI 02871

RECEIVED
TOWN OF JAMESTOWN, R.I.
14 AUG - 1 PM 1:29

SAMPLE PROCLAMATION FOR CONSTITUTION WEEK

WHEREAS: September 17, 2014 marks the two hundred twenty-seventh anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS: It is fitting and proper to accord official recognition to this magnificent document and its memorable anniversary; and to the patriotic celebrations which will commemorate the occasion; and

WHEREAS: Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 thru 23 as Constitution Week.

NOW, THEREFORE I, _____ by virtue of the authority vested in me as (Mayor/Council President) of (City/Town) , Rhode Island do hereby proclaim the week of September 17 thru 23 as

CONSTITUTION WEEK

AND ask our citizens to reaffirm the ideals of the Framers of the constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties, remembering that lost rights may never be regained.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the (city/town) to be affixed this _____ day of _____ in the year of our Lord two thousand fourteen.

Signed _____ SEAL attest _____

Cheryl Fernstrom

From: Clark Poston [cposton@iysr.edu]
Sent: Thursday, July 31, 2014 10:15 AM
To: cfernstrom@jamestownri.net
Subject: Gun control

It has come to my attention and others, that in Jamestown anyone can fire a gun or rifle calling it target practice at anytime on any sized property and it is legal, as there has never been any regulation of this dangerous practice. Jamestown needs to regulate this practice immediately.

Please note I am not talking about gun ownership laws and hunting laws, as those are in place and provide us safety.

When I first heard a handgun being fired I didn't know what was going on I thought the worst and called the police. They responded immediately, but said there was nothing they could do because our town does not have any laws that covers the issue of shooting at things like a pile of dirt. Taken to an extreme if 100 plus Jamestown residents wanted to, they could all fire away at a pile of dirt whenever they like, creating a dangerous situation, besides the noise, fear and confusion that goes with it.

Over the years many laws have been enacted in Jamestown for safety such as 25 MPH speed limits on certain roads. In certain areas you can't park a car park for more then two hours. These laws are created to promote safety, order and fairness. This is why we need to request our town's elected leaders to set safety regulations regarding shooting of guns and rifles in our community. If you go to ballistics101.com and check how far a 9mm bullet travels, its approximately 650 to 1000 MPH or 950 to 1400 Feet Per Second. That's pretty fast and hard to dodge.

The safe thing is for someone to fire their gun or rifle at a proper firing range where public safety is the most important goal, not in their yard.

Regards,
-Clark Poston

RECEIVED
TOWN OF JAMESTOWN, R.I.
14 AUG -7 AM 11:29

Peter and Beatrice Porrazzo
22 Trinidad Street
Providence, RI 02908

Cheryl A. Ferstrom, CMC
Jamestown Town Council
93 Narragansett Avenue
Jamestown, RI 02835

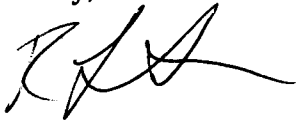
August 11, 2014

Dear Jamestown Town Council,

I am writing on behalf of my grandparents, Peter and Beatrice Porrazzo, who wish to donate a plot of land they own to the Town of Jamestown. The land we wish to donate is Plat 5 Lot 343 at Nautilus Street.

I look forward to hearing the Town Council's decision on this matter and will await further correspondence.

Sincerely,



Rebecca Singer

150 Slater Avenue
Providence, RI 02906
(401) 935-3775
rebeka.l.singer@gmail.com

RECEIVED
TOWN OF JAMESTOWN, R.I.
14 AUG 12 AM 11:32

To: The President and Members of the Jamestown Town Council
From: Brian Cotsonas
Date: August, 21, 2014
Subject: National Grid Clarke Street Substation Construction

RECEIVED
TOWN OF JAMESTOWN, R.I.
14 AUG 21 AM 11:23

To: Kristine Trocki and Members of the Town Council-

Please help me ensure the National Grid Clarke Street substation is safe, quiet and peaceful for the residents of Jamestown.

Recently we received notification that construction will begin in August on the substation. We are afraid that the noise, unsightliness and safety of the substation will become worse than it already stands. Based on our initial correspondence with Stacy Blundell and National Grid our fears have become greater. We ask for the strength of the town council to advocate for our neighborhood.

The Clarke Street Station property borders our backyard and many of our neighbors. Currently an eyesore, the Clarke Street buzzing din can be heard through house walls and closed windows especially at night and early morning.

Reason for concern:

- A. Two weeks after emailing National Grid/Stacy Blundell with specific questions regarding their "upgrades" she apologized for the delay in getting answers. She says it took longer than she thought to get answers because so many of the decision makers were on vacation.
- B. The answers we received are very generic but indicated that although the substation will be "upgraded", the noise level will most likely go UP and they cannot guarantee the EMF readings will be the same or less until after construction is complete.
- C. The original construction notification sent to Jamestown residents had the wrong email address and telephone number to contact should we have questions. I sent National Grid an email and it bounced back undeliverable email address.
- D. The letter states that construction will probably take more than a year, could happen from 7am to 5am Monday through Friday but could run into the night and could also be on weekends. I guess my three school children can play in the backyard and sleep before around National Grid's sporadic yearlong construction schedule.
- E. Some trees and fence maintenance were done by National Grid years ago in an attempt to hide the station and I thank them for addressing but the 8 small trees died a year ago and their brown remains are lower than the fence line and do not block the view....when the leaves fall the towers and wires are very obvious.

I am not trying to stop progress or energy efficiency. Upgrades should make the substation quieter with underground utilities or lower profile wires and towers not louder. Upgrades should make the neighborhood safer and add value to Jamestown not lower property values and quality of life. My family and our neighbors have spent time and money upgrading our homes and yards to make them more beautiful and enhance Jamestown. We are asking National Grid to do the same. I am afraid that cutting corners and saving money by National Grid will have a lifetime of impact on our kids. Stephanie and I love Jamestown and we will be here forever....we love our home and living in town....please help us.

Thank you,
Brian Cotsonas, 24 Columbia Avenue, Jamestown, RI 02835
Cell: 401-524-2273
Email: bcotsonas@smithoptics.com



National Grid Courtesy Notification

Clarke Street Substation, Jamestown RI

Dear Neighbors:

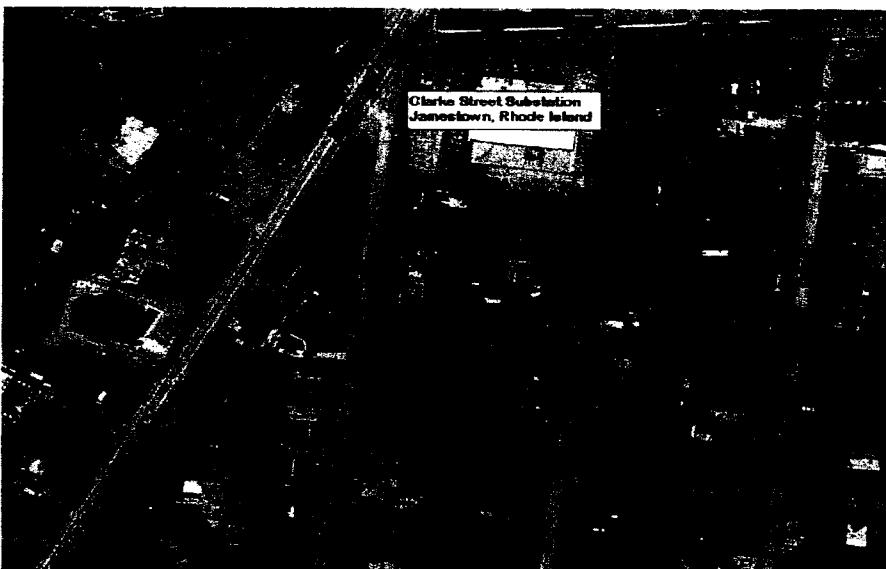
Beginning in August, 2014, National Grid will begin upgrading the electric substation near your home or business, located on Clarke Street in Jamestown, Rhode Island. For your convenience, the area has been identified on the map below. We are making improvements to the substation and wanted to notify you of the upcoming work in case you have any questions or concerns while the project is under construction.

This project will involve both the replacement and upgrade of various pieces equipment and fencing on the site as well as necessary site preparation and modification. During construction, you may notice increased activity such as more crews working in and around the substation and equipment deliveries. You may also see heavy construction and rigging work around the substation at various intervals throughout the construction period.

Work is scheduled to commence in August, 2014 and will continue at different intervals through late Fall, 2015. Most work will take place Monday through Friday, between the hours of 7:00 a.m. to 5:00 p.m. However, due to constraints of the electrical system, occasionally it will be necessary to work on weekends, or later into the day.

If you have any questions about this project, please feel free to contact me at (781) 907-3573 or by email at Stacy.Blundell@NationalGrid.com.

Sincerely,
Stacy M. Blundell
National Grid Stakeholder Relations Manager



The previous Project Notification contained an error in the email address for Stacy Blundell. The correct email address is Stacy.Blundell@NationalGrid.com

Please feel free to email me or call 781-907-3573 with any questions and or concerns. I apologize for any inconvenience this error may have caused.

Dear Members of the Town Council,

Thirty seven years ago my dear friend, Norma Watkins and I bought 50 acres off North Road and put in a circular drive. He divided his half into four lots, and I divided mine into 3 lots. Shortly afterwards Norman died from colon cancer at the age of 42, and his wife sold the lots on the north side to Sandy Kane and his mother and one to Ray Iannetta.

We sold our south lots to James Cardi and Susan Little and Bruce Turner. We all lived peacefully together for many years. We drove to the right and they drove to the left.

After Sandy's mother died Sandy moved into her house and sold his lot to Steve Benjamin from Norwalk, CT. Sadly at the same time, Ray Iannetta was getting a divorce and his house came on the market. Benjamin quickly bought it for a major amount!

Benjamin is now running a business in our R80 zone! I have enclosed a description of his advertisement on the internet.

We have had some miserable experiences with the weekend renters. A large group of people, adults and children on bicycles were coming around our way and Norma politely told them this was private property and they would have to go the other way. They said, "you don't own this road, you didn't build this road, this is a public road, you are "an old hag!" At another time a man walked through our yard looking for the beach.

The most recent experience happened yesterday, Sunday, August 24. Our grandchildren were visiting. They went outside to play and there was a white bull dog sitting on our front door step and it growled at them. We quickly got them inside. The dog came from the people renting Ray's house.

How can all this be permitted in an R 80 zone? We need relief from such intrusions.

Sincerely,

Norma and Phil Willis

RECEIVED
TOWN OF JAMESTOWN, R.I.
14 AUG 25 PM 12: 57

List your property (http://www.vrbo.com/info/list-your-property?icid=IL_LYP_O_Text_lyptopnav)

Jamestown, Rhode Island

Arrival

Depart

Search

[Home](http://www.vrbo.com)

[USA](http://www.vrbo.com/vacation-rentals/usa)

[Rhode Island](http://www.vrbo.com/vacation-rentals/usa/rhode-island)

[Jamestown](http://www.vrbo.com/vacation-rentals/usa/rhode-island/jamestown)

VRBO Listing #449908

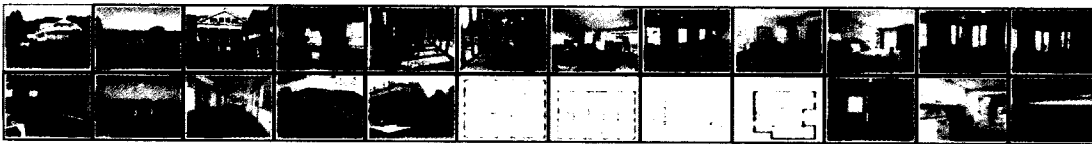
Like <

Incredible Seaside Getaway for Family & Friends.

[Photos](#) [Map](#) [Calendar](#)



exterior view from water



[Overview](#) [Reviews](#) [Rates](#) [Calendar](#) [Location](#) [Manager Info](#) [Photos](#)

Minimum stay:

2 nights

Pets considered:

Yes

Internet:

Yes

Wheel chair accessible:

No

Jamestown estate description

Breathtaking views, Spectacular sunsets, water front, hot tub, spacious home, the main house has 6 bedrooms and a room with a pull out couch. Each bedroom has its own bathroom and it can sleep 14 maximum. The carriage house has two more bedroom with full size beds an a each has a pull out couch. Sleeps 20 Maximum.

Save to my favorites

\$2,200

per night (USD)

2

8 Bedroom / 7.5 Bathroom
Sleeps 20

View calendar: Updated 08/24/14

Minimum stay: 2 nights

Arrival

Departure

[Get an instant quote](#)

Email manager

Speaks: english



Travel with confidence

Guaranteed, secure, with
no booking fees

[Learn how to pay safely](#)

Add vacation protection services to your booking

Three services to protect your trip:

Protect your payments in case you need to cancel.

Guarantee the rental meets your expectations.

Ensure you're prepared in case of accidental

We rent the house for lodging only. We do NOT allow weddings. During July and August we rent by the week only. See rates for less than one week rentals.

damage.

Get it now

Property Type

3 story Estate 8000 sq. ft.

Accommodation Type

Vacation Rental

Meals

Guests Provide Their Own Meals

Onsite Services

Housekeeper Optional

Suitability

Pets Considered:
on a case by case basis, we love pets, just want to know more

Smoking Allowed:
Outside only

Children Welcome
Limited Accessibility

Bedrooms: 8 Bedrooms, Sleeps 20, Beds for 18-20

Bedroom 3: 1 queen

south west side, with private bath, TV

Bedroom 4: 1 queen

South east side, Private bath, TV,

Bedroom 2: 1 queen

South west side water side, private bath, TV

Bedroom 5: 2 double

south east side, private bath, TV

Bedroom 6: 2 double

South east side, private bath, TV

Bedroom 7: 1 double

Apartment suite, private bath, TV

Bedroom 1: 1 queen

French doors leading to 2nd deck w/ Waterviews, TV, bath

Bedroom 8: 1 double, 1 sleep sofa /futon

Apartment suite, private bath, TV

Bedroom 9: 1 sleep sofa /futon

den in first floor of the main house, has private bath

8 bedrooms and a den with a sleep sofa in the main house sleeps 14, The Carriage house has two more bedrooms can sleep 3, each unit has pull out couches and a double bed

Bathrooms: 7 Bathrooms, 1 Half Bathroom

Master Bath: toilet, shower, jetted tub

Master Bath- Features Rain Shower with handheld shower wand.

Bathroom 7: shower, toilet

Bathroom 2: shower, toilet

Bathroom 4: shower, toilet

Bathroom 6: combination tub/shower, toilet

Bathroom 5: shower, toilet

Bathroom 3: shower, toilet

Bathroom 8: toilet

Each bedroom has a private bath

Kitchen & Dining

Kitchen:	Stove	Coffee Maker
<i>Granite, island with chairs, opens up to living area. Smart</i>	Microwave	Toaster
Dining:	Dishwasher	Ice Maker
<i>Dining area off of the kitchen in the sunporch</i>	Dishes & Utensils	Seating for 20 people
Dining Area Seats: 20		
Refrigerator		

Amenities

Living Room: <i>on the first floor and the third floor. The apartments have more</i>	Washing Machine: <i>2 washing machines total</i>	Clothes Dryer: <i>2 dryers total</i>
Fireplace: <i>an outdoor fire pit, no indoor fireplaces</i>	Towels Provided: <i>yes and beach towels</i>	Air Conditioning: <i>central</i>
Parking: <i>parking area across the street</i>	Garage: <i>four car garage</i>	Linens Provided: <i>yes</i>

Other Amenities

The house is located 6 miles from the Village of Jamestown which is where all of the shops and restaurants are located. The East Ferry area has a boat launch and beach. The town beach has a per day fee. The state parks are Beavertail light house, Fort Wetherill which do not require a sticker. Fort Getty is a camping area which does require a town beach pass to access. Newport is just over the bridge, or take a ferry from Jamestown.

Entertainment

Television: <i>There is a TV in each bedroom, living room and den. It is amore</i>	Satellite / Cable: <i>There is a TV in each bedroom, living room and den. It is amore</i>	Stereo: <i>Yes part of the smart house technology</i>
---	--	--

Communications

Internet:
wireless

Pool & Spa

Hot Tub:
Third floor balcony has a hot tub

Outdoor Features

Balcony: <i>4 balconies, two in the main house, one for each apartments</i>	Lawn / Garden: <i>lovely rolling lawn to the water</i>	Deck / Patio: <i>lovely area for sitting/dining</i>
		Outdoor Grill:



The Conanicut Island Art Association

Elaine Porter ,President ,CIAA

artinjamestown@gmail.com

401-423-2347

August, 27, 2014

Dear members of the Council,

The Conanicut Island Art Association is planning a Holiday Exhibition.

We would like to change our opening reception for that show from October to November 6 from 5-8 pm.

We would like to make the reception more Holiday themed.

Thank You for your time and consideration.

Best Regards,

Elaine Porter

Pres., Conanicut Island Art Association

The Residents
Reservoir Circle
Jamestown, Rhode Island

August 25, 2014

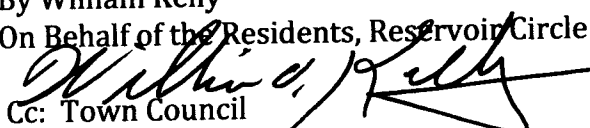
Tom Tighe
Chairman, Traffic Committee
Mary Meagher
Acting Chair
Members of the Traffic Commission

RECEIVED
TOWN OF JAMESTOWN, R.I.
14 AUG 28 AM 11:28

Dear Members:

On behalf of the residents of Reservoir Circle we would like to thank the members of the Commission for listening and showing your deep concern for the traffic and parking issues that we are dealing with on Reservoir Circle. The residents left the Committee's meeting with a feeling that you patiently listened to our concerns, asked the appropriate questions, were very sympathetic and acted on our behalf in forwarding your opinion to the Town Council. With your input and the ~~and the~~ subsequent positive action of the Town Council we, the Residents of Reservoir Circle, feel these issues will be resolved to the satisfaction of all including the safety of the children who ride their bikes, skateboards and scooters around the Circle.

At this point we firmly belief with the able help of our Town Administrator, the Town Solicitor and the speedy action of the Council we will finally, with the elimination of our traffic issues, once again begin to enjoy the peace and tranquility of Reservoir Circle the main reason all of us bought our homes here. Thank you again for your consideration in this matter and hopefully its speedy resolution.

Respectfully Submitted,
By William Kelly
On Behalf of the Residents, Reservoir Circle

Cc: Town Council
A. Nota, Town Administrator
Police Chief Mello



State of Rhode Island and Providence Plantations
Coastal Resources Management Council
Oliver H. Stedman Government Center
4808 Tower Hill Road, Suite 116
Wakefield, RI 02879-1900

(401) 783-3370
Fax (401) 783-3767

SEPTEMBER 2014 CALENDAR

- Tuesday, September 09** **Semi-Monthly Meeting.** Dept of Administration, Conference Room A, One Capitol Hill, Providence, RI
6:00 p.m.
- Friday, September 12** **Administrative Fine Hearings.** East Providence City Hall, Conference Room, 145 Taunton Avenue, East Providence, RI
9:30 a.m.
- Tuesday, September 16** **Policy and Planning Subcommittee Meeting.** Offices of CRMC; Conference Room, Oliver Stedman Government Center, 4808 Tower Hill Road, Wakefield, RI.
8:30 a.m.
- Tuesday, September 23** **Rights-of-Way Subcommittee Meeting.** Dept of Administration, Conference Room A, One Capitol Hill, Providence, RI
5:45 p.m.
- Tuesday, September 23** **Semi-Monthly Meeting.** Dept of Administration, Conference Room A, One Capitol Hill, Providence, RI
6:00 p.m.

Individuals requesting interpreter services for the hearing impaired for any of the above meetings must notify the Council office at (783-3370) 72-hours in advance of the meeting date.

Put on 9/2
Agenda

LEGAL ADVERTISEMENT: Please insert in the October 9th & 16th Jamestown Press editions in the "Legal Ad" section (*just like the Zoning Board of Review ads are placed*).

JAMESTOWN, RHODE ISLAND

NOTICE

Is hereby given by the Town Council of the Town of Jamestown, being the Licensing Board in said Town as provided under Title 3, Chapters 1-12 of the General Laws of Rhode Island 1956, and as amended that the following RENEWAL applications have been received by the Town Council for licenses under said Act, for the year December 1, 2014 to November 30, 2015:

RENEWAL:

CLASS A (PACKAGE STORE) - RETAIL

Tunstall, LLC

dba: Grapes & Gourmets

9 Ferry Wharf

Varsha, Inc.

dba: Jamestown Wine & Spirits

30 Southwest Avenue

CLASS B - TAVERN

Plantation Catering Inc.

Db: Plantation at The Bay Voyage

150 Conanicus Avenue

CLASS B - VICTUALER

Islandish, Ltd.

dba: Chopmist Charlies

40 Narragansett Avenue

Jamestown Culinary Partners, LLC

dba: Jamestown Fish

14 Narragansett Avenue

Jamestown Oyster Bar, Inc.

dba: Jamestown Oyster Bar

22 Narragansett Avenue

Jamestown Restaurant Group, LLC

dba: Narragansett Café

25 Narragansett Avenue

New England Golf Course Management, Inc.

dba: Jamestown Golf and Country Club

aka: the Caddy Shack

245 Conanicus Avenue (lower level rear)

Portuguese American Citizens Club
Db: Jamestown Bar & Grille
11 Pemberton Ave

Slice of Heaven, Inc
dba: Slice of Heaven
32 Narragansett Avenue

ESJ, Inc.
dba: Simpatico Jamestown
13 Narragansett Avenue

CLASS D FULL (CLUB)
Conanicut Yacht Club
40 Bay View Drive

CLASS B – LIMITED

Lucky Ridge Co LLC
Db: Spinnaker's Café
3 Ferry Wharf

The above applications will be in order for hearing at a meeting of said Licensing Board on **MONDAY, NOVEMBER 3, 2014 at 7:00 p.m.** at the Jamestown Town Hall in the Rosamond A. Tefft Town Council Chambers, 93 Narragansett Avenue, in said Jamestown, at which time and place all remonstrates may make their objections against granting these licenses.

By Order of the Town Council
Cheryl A. Fernstrom, CMC
Town Clerk

This meeting location is accessible to the physically challenged. Hearing or speech impaired individuals requiring the services of an interpreter should call 401-423-9800 or fax 401-423-7230 not less than 3 business days prior to the meeting.

on 9/2
Agenda

MEMORANDUM

To: The Honorable Town Council
From: Heather Lopes, CMC, Assistant Town Clerk
Date: August 27, 2014
RE: Liquor License Advertisements

Local liquor licenses will expire on December 1, 2014. The following is a list of local businesses that require a liquor license for their establishment. On August 15, 2014 each business was sent a letter requesting their license renewal application with a copy of their menu (in accordance with RIGL 3-7-7), site or seating plan, a current Department of Health Certificate, RI retail sales permit and Alcohol Server Training certification all to be completed and returned to the Town Clerk's Office in a timely manner.

Establishment	Class	Menu	Site Plan	Department of Health Certificate	Alcohol Server Training Certification
Conanicut Yacht Club 40 Bayview Drive	D				
Plantation at Bay Voyage 150 Conanicus Avenue	BT				
Jamestown Fish 14 Narragansett Avenue	BV				
Chopmist Charlies 40 Narragansett Avenue	BV				
Jamestown Country Club aka: Caddy Shack 245 Conanicus Avenue	BV				
Jamestown Oyster Bar 22 Narragansett Avenue	BV				
Narragansett Café 25 Narragansett Avenue	BV				
Simpatico Jamestown 13 Narragansett Avenue	BV				
Slice of Heaven 32 Narragansett Avenue	BV				
Jamestown Wine & Spirits 30 Southwest Avenue	A	N/A	N/A		N/A
Grapes & Gourmets 9 Ferry Wharf	A	N/A	N/A		N/A
Spinnaker's Café 3 Ferry Wharf	BV-L				
Jamestown Bar & Grille 11 Pemberton Ave	BV				

If the Town Council deems favorable, the advertisement is scheduled for October 9th and October 16th for a Public Hearing to occur the night of November 3, 2014.



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

Department of Transportation
PLANNING & FINANCE DIVISION
Two Capitol Hill
Providence, RI 02903 - 1124

OFFICE (401) 222-6940
FAX (401) 222-3867

July 18, 2014

Ms. Lisa Bryer, AICP
Town Planner
Town of Jamestown
P.O. Box 377
93 Narragansett Avenue
Jamestown, RI 02835

SUBJECT: Title VI of the Civil Rights Act of 1964; Nondiscrimination Assurances

Dear Ms. Bryer,

As you are aware, the Rhode Island Department of Transportation (RIDOT) is a direct recipient of federal funds under the Federal-aid highway program of the Federal Highway Administration (FHWA) and, as such, is under an obligation pursuant to federal regulations to provide nondiscrimination assurances in accordance with Title VI of the Civil Rights Act of 1964, 42 U.S.C. §§ 2000d - 2000d-4. Moreover, RIDOT is under an obligation to obtain nondiscrimination assurances from current sub-recipients and sub-grantees of Federal-aid highway program funds.

RIDOT recently reviewed its file related to Project No. 2013-CI-002, the Jamestown Safe Routes to School Infrastructure Project - Melrose and Lawn Avenue School, and found that no nondiscrimination assurance exists. RIDOT therefore requests that you obtain an authorized signature on the enclosed document and return it to RIDOT at your earliest convenience.

Thank you for your prompt attention to this matter.

Sincerely,

Diane L. Badorek, PhD, PE
Chief Civil Engineer
Planning & Program Development

ATTACHMENTS

cc: Steven Church, Melissa Long

JAMESTOWN SAFE ROUTES TO SCHOOL

PROJECT AGREEMENT

By and between the

RHODE ISLAND DEPARTMENT OF TRANSPORTATION

And the

TOWN OF JAMESTOWN

AMENDMENT 1

Agreement made and entered into by and between the State of Rhode Island and Providence Plantations through its Department of Transportation (the State) and the Town of Jamestown (the Town).

WHEREAS, the State is the recipient of funding from the United States Department of Transportation, administered through the Federal Highway Administration (FHWA); and

WHEREAS, the State and the Town entered into a Safe Routes to School Project Agreement dated September 2, 2008, for the purpose of funding the Jamestown Safe Routes to School Infrastructure Improvement Project; and

WHEREAS, the State and the Town wish to enter into an agreement whereby the Town provides sub-recipient assurances under Title VI of the Civil Rights Act of 1964 and related non-discrimination provisions.

NOW THEREFORE, in consideration of the foregoing, the mutual covenants and obligations contained herein and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the State and the Town agree as follows:

1. The Town is a sub-recipient of federal financial assistance from FHWA through the State.
2. As a condition to receiving any federal financial assistance from the FHWA through the State, the Town is subject to and must comply with Title VI of the Civil Rights Act of 1964, 42 U.S.C. §§ 2000d - 2000d-4, 49 C.F.R. Part 21, Nondiscrimination in Federally-Assisted Programs of the Department of Transportation – Effectuation of Title VI of the Civil Rights Act of 1964, and other pertinent anti-discrimination directives that form the basis of the State's Title VI/Nondiscrimination Program, including 23 U.S.C. § 109(h); 23 U.S.C. § 324; Section 504 of the Rehabilitation Act of 1973, 29 U.S.C. § 794; Title VIII of the Civil Rights Act of 1968, 42 U.S.C. §§ 3601 – 3619; Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, 42 U.S.C. §§ 4601 – 4655; the Age Discrimination Act of 1975, 42 U.S.C. §§ 6101 – 6107; Title II of the Americans with

Disabilities Act of 1990, 42 U.S.C. §§ 12131 – 12165; 49 U.S.C. § 5332; Executive Order No. 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations; Executive Order No. 13166, Improving Access to Services for Persons with Limited English Proficiency; and the requirements detailed in the Rhode Island Department of Transportation Title VI/Nondiscrimination Program Assurance, attached to this Amendment 1, marked Attachment A, and incorporated and made part of this Amendment 1 by reference.

3. This sub-recipient assurance is given in consideration of and for the purpose of obtaining any and all federal grants, loans, contracts, agreements, property, and/or discounts, or other federal-aid and federal financial assistance extended after the date hereof to the recipients by the U.S. Department of Transportation and is binding on it, other recipients, sub-recipients, sub-grantees, contractors, subcontractors and their subcontractors, transferees, successors in interest, and any other participants in U.S. Department of Transportation programs. The person or persons whose signature appears below are authorized to sign this assurance on behalf of the Town.

4. Terms not changed stay in full effect except as modified herein.

THIS SPACE LEFT BLANK INTENTIONALLY

IN WITNESS WHEREOF, the State and the Town have caused this Amendment 1 to be executed by their duly authorized officials this 3rd day of July, 2014.

RECOMMENDED FOR APPROVAL:

Kay Ford
CHIEF ENGINEER
DEPARTMENT OF TRANSPORTATION
DATE: 6/30/14

Robert A. Farley
ROBERT A. FARLEY
CHIEF FINANCIAL OFFICER
DATE: 6-30-14

APPROVED:

[Signature]
DIRECTOR
DEPARTMENT OF TRANSPORTATION
DATE: 7/3/14

[Signature]
TOWN MANAGER
DATE: 8/6/14

APPROVED AS TO FORM:

[Signature]
EXECUTIVE COUNSEL
DEPARTMENT OF TRANSPORTATION
DATE: 7/1/14

TOWN SOLICITOR
DATE: _____

EXAMINED AND APPROVED:

[Signature]
for DIVISION ADMINISTRATOR
U.S. DEPARTMENT OF TRANSPORTATION
FEDERAL HIGHWAY ADMINISTRATION
DATE: 7-15-14

ATTACHMENT A

Rhode Island Department of Transportation
Title VI/Nondiscrimination Program Assurance

The State of Rhode Island and Providence Plantations, acting through its Department of Transportation (the Department), agrees that as a condition to receiving any federal financial assistance from the U.S. Department of Transportation, the Department will comply with Title VI of the Civil Rights Act of 1964, 42 U.S.C. §§ 2000d - 2000d-4 (the Act), 49 C.F.R. Part 21, Nondiscrimination in Federally-Assisted Programs of the Department of Transportation – Effectuation of Title VI of the Civil Rights Act of 1964 (the Regulations), and other pertinent anti-discrimination directives that form the basis of the Department's Title VI/Nondiscrimination Program, including 23 U.S.C. § 109(h); 23 U.S.C. § 324; Section 504 of the Rehabilitation Act of 1973, 29 U.S.C. § 794; Title VIII of the Civil Rights Act of 1968, 42 U.S.C. §§ 3601 – 3619; Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, 42 U.S.C. §§ 4601 – 4655; the Age Discrimination Act of 1975, 42 U.S.C. §§ 6101 – 6107; Title II of the Americans with Disabilities Act of 1990, 42 U.S.C. §§ 12131 – 12165; 49 U.S.C. § 5332; Executive Order No. 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations; and Executive Order No. 13166, Improving Access to Services for Persons with Limited English Proficiency.

In accordance with the Act, Regulations, and the Title VI/Nondiscrimination Program, no person in the United States shall, on the grounds of race, color, sex, national origin, age, or disability, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity (particularly in the level and quality of transportation services and transportation-related benefits) for which the Department receives federal financial assistance from the U.S. Department of Transportation, including the Federal Highway Administration (FHWA), the Federal Transit Administration (FTA), and the National Highway Traffic Safety Administration (NHTSA). Moreover, the Department acknowledges that its nondiscrimination obligations extend to all programs and activities of the Department, whether or not such programs and activities are federally-assisted. The Department HEREBY GIVES ASSURANCE THAT it will promptly take any measures necessary to effectuate this agreement. This assurance (the Assurance) is required by subsection 21.7(a)(1) of the Regulations.

More specifically and without limiting the above general Assurance, the Department agrees as follows with respect to its Federal Aid Highway Program:

1. Each “program” and each “facility”, as defined in subsections 21.23(e) and 21.23(b) of the Regulations, will be conducted (with regard to a “program”) or operated (with regard to a “facility”) in compliance with all requirements imposed by, or pursuant to, the Regulations.
2. The Department shall insert the following notification in all solicitations for bids for work or material subject to the Regulations:

The Rhode Island Department of Transportation, in accordance with Title VI of the Civil Rights Act of 1964, 42 U.S.C. §§ 2000d - 2000d-4 and 49 C.F.R. Part 21, Nondiscrimination in Federally-Assisted Programs of the Department

Rhode Island Department of Transportation
Title VI/Nondiscrimination Program Assurance

of Transportation – Effectuation of Title VI of the Civil Rights Act of 1964, issued pursuant to such Act, hereby notifies all bidders that it will affirmatively insure that in any contract entered into pursuant to this advertisement, Disadvantaged Business Enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, sex, national origin, age, or disability in consideration for an award.

The Department shall also include an adapted form of the above notification in all proposals for negotiated agreements.

3. The Department shall insert the clauses of Appendix A of this Assurance in every contract subject to the Act and the Regulations.
4. The Department shall insert the clauses of Appendix B of this Assurance, as a covenant running with the land, in any deed from the United States effecting a transfer of real property, structures, or improvements thereon, or interest therein.
5. Where the Department receives federal financial assistance to construct a facility, or part of a facility, the Assurance shall extend to the entire facility and facilities operated in connection therewith.
6. Where the Department receives federal financial assistance in the form of, or for the acquisition of real property or an interest in real property, the Assurance shall extend to rights to space on, over or under such property.
7. The Department shall include the appropriate nondiscrimination covenants and clauses set forth in Appendix C of this Assurance, as covenants running with the land where appropriate, in any future deeds, leases, permits, licenses, and similar agreements entered into by the Department with other parties:
 - (a) for the subsequent transfer of real property acquired or improved under the Federal Aid Highway Program; and
 - (b) for the construction or use of, or access to space on, over or under real property acquired, or improved under the Federal Aid Highway Program.
8. This Assurance obligates the Department for the period during which federal financial assistance is extended to its programs, except where the federal financial assistance is to provide, or is in the form of, personal property, or real property or interest therein or structures or improvements thereon, in which case the Assurance obligates the Department or any transferee for the longer of the following periods:
 - (a) the period during which the property is used for a purpose for which the federal financial assistance is extended, or for another purpose involving the provision of similar services or benefits; or

Rhode Island Department of Transportation
Title VI/Nondiscrimination Program Assurance

- (b) the period during which the Department retains ownership or possession of the property.
9. The Department shall provide for such methods of administration for its federally-assisted programs as are found by the Secretary of Transportation or the official to whom he delegates specific authority to give reasonable guarantee that it, other recipients, sub-grantees, contractors, subcontractors, transferees, successors in interest, and other participants of federal financial assistance under such programs will comply with all requirements imposed or pursuant to the Act, the Regulations and this Assurance.
10. The United States has a right to seek judicial enforcement with regard to any matter arising under the Act, the Regulations, and this Assurance.

THIS ASSURANCE is given in consideration of and for the purpose of obtaining any and all federal grants, loans, contracts, property, discounts or other federal financial assistance extended after the date hereof to the Rhode Island Department of Transportation under federally-assisted programs of the U.S. Department of Transportation and is binding on it, other recipients, sub-grantees, contractors, subcontractors, transferees, successors in interest and other participants in the federally-assisted programs of the U.S. Department of Transportation. The person or persons whose signatures appear below are authorized to sign this Assurance on behalf of the Rhode Island Department of Transportation.



Michael P. Lewis, Director
Rhode Island Department of Transportation

5/15/11

Date

During the performance of this Contract, the contractor, for itself, its assignees and successors in interest (the Contractor) agrees as follows:

- (1) **Compliance with Regulations:** The Contractor shall comply with the regulations relative to nondiscrimination in federally-assisted programs of the Rhode Island Department of Transportation (the Department), 49 C.F.R. Part 21, as they may be amended from time to time (the Regulations), and which are herein incorporated by reference and made a part of this Contract.
- (2) **Nondiscrimination:** The Contractor, with regard to the work performed by it during the Contract, shall not discriminate on the grounds of race, color, sex, national origin, age, or disability in the selection and retention of subcontractors, including procurements of materials and leases of equipment. The Contractor shall not participate either directly or indirectly in the discrimination prohibited by section 21.5 of the Regulations, including employment practices when the Contract covers a program set forth in Appendix B of the Regulations.
- (3) **Solicitations for Subcontractors, Including Procurements of Materials and Equipment:** In all solicitations either by competitive bidding or negotiation made by the Contractor for work to be performed under a subcontract, including procurements of materials or leases of equipment, each potential subcontractor or supplier shall be notified by the Contractor of the Contractor's obligations under this Contract and the Regulations relative to nondiscrimination on the grounds of race, color, sex, national origin, age, or disability.
- (4) **Information and Reports:** The Contractor shall provide all information and reports required by the Regulations or directives issued pursuant thereto, and shall permit access to its books, records, accounts, other sources of information, and its facilities as may be determined by the Department or the Federal Highway Administration to be pertinent to ascertain compliance with such Regulations, orders and instructions. Where any information required of the Contractor is in the exclusive possession of another who fails or refuses to furnish this information, the Contractor shall so certify to the Department, or the Federal Highway Administration, as appropriate, and shall set forth what efforts it has made to obtain the information.
- (5) **Sanctions for Noncompliance:** In the event of the Contractor's noncompliance with the nondiscrimination provisions of this Contract, the Department shall impose such contract sanctions as it or the Federal Highway Administration may determine to be appropriate, including, but not limited to:
 - (a) withholding of payments to the Contractor under the Contract until the Contractor complies, and/or
 - (b) cancellation, termination or suspension of the Contract, in whole or in part.

- (6) **Incorporation of Provisions:** The Contractor shall include the provisions of paragraphs (1) through (6) in every subcontract, including procurements of materials and leases of equipment, unless exempt by the Regulations or directives issued pursuant thereto.

The Contractor shall take such action with respect to any subcontract or procurement as the Department or the Federal Highway Administration may direct as a means of enforcing such provisions, including sanctions for non-compliance; provided, however, that in the event the Contractor becomes involved in or is threatened with litigation with a subcontractor or supplier as a result of such direction, the Contractor may request the Department to enter into such litigation to protect the interests of the Department and, in addition, the Contractor may request the United States to enter into such litigation to protect the interests of the United States.

Rhode Island Department of Transportation
Title VI Assurance

Appendix B

The following clauses shall be included in any and all deeds effecting or recording the transfer of real property, structures or improvements thereon, or interest therein from the United States.

(GRANTING CLAUSE)

NOW, THEREFORE, the U.S. Department of Transportation, as authorized by law, and upon the condition that the State of Rhode Island, acting through its Department of Transportation (the Department) will accept title to the lands and maintain the project constructed thereon, in accordance with Title 23 of the United States Code, the regulations for the Federal Highway Administration, and the policies and procedures prescribed by the Federal Highway Administration of the U.S. Department of Transportation and, also in accordance with and in compliance with all requirements imposed by or pursuant to 49 C.F.R. Part 21, Nondiscrimination in Federally-Assisted Programs of the Department of Transportation – Effectuation of Title VI of the Civil Rights Act of 1964 (the Regulations) pertaining to and effectuating the provisions of Title VI of the Civil Rights Act of 1964, 42 U.S.C. §§ 2000d – 2000d-4, does hereby remise, release, quitclaim and convey unto the Department all the right, title and interest of the U.S. Department of Transportation in and to said lands described in Exhibit A attached hereto and made a part hereof.

(HABENDUM CLAUSE)

TO HAVE AND TO HOLD said lands and interests therein unto the State of Rhode Island, acting through its Department of Transportation (the Department) and its successors forever, subject, however, to the covenants, conditions, restrictions and reservations herein contained as follows, which will remain in effect for the period during which the real property or structures are used for a purpose involving the provision of similar services or benefits and shall be binding on the Department, its successors and assigns.

The Department, in consideration of the conveyance of said lands and interests in lands, does hereby covenant and agree as a covenant running with the land for itself, its successors and assigns, that:

- (1) no person shall, on the grounds of race, color, sex, national origin, age, or disability, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination with regard to any facility located wholly or in part on, over or under such lands hereby conveyed;
- (2) the Department shall use the lands and interests in lands and interests in lands so conveyed, in compliance with all requirements imposed by or pursuant to 49 C.F.R. Part 21, Nondiscrimination in Federally-Assisted Programs of the Department of Transportation – Effectuation of Title VI of the Civil Rights Act of 1964, and as said regulations may be amended; and

Rhode Island Department of Transportation
Title VI Assurance

Appendix C

A. Where the State of Rhode Island, through its Department of Transportation (the Department), subsequently transfers or grants an interest in real property acquired or improved under the Federal Aid Highway Program, the Department shall include the following nondiscrimination covenants in all deeds, licenses, leases, permits, or similar instruments entered into by the Department, pursuant to the provisions of Assurance No. 7(a).

The [Grantee, Licensee, Lessee, Permittee, etc., as appropriate] for himself, his heirs, personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree [in the case of deeds and leases, add "as a covenant running with the land"] that in the event facilities are constructed, maintained, or otherwise operated on the said property described in this [deed, license, lease, permit, etc.] for a purpose for which a U.S. Department of Transportation program or activity is extended or for another purpose involving the provision of similar services or benefits, the [Grantee, Licensee, Lessee, Permittee, etc.] shall maintain and operate such facilities and services in compliance with all other requirements imposed pursuant to 49 C.F.R. Part 21, Nondiscrimination in Federally-Assisted Programs of the Department of Transportation – Effectuation of Title VI of the Civil Rights Act of 1964 (the Regulations), and as the Regulations may be amended.

B. Where the Department authorizes the construction or use of, or access to space on, over or under real property acquired or improved under the Federal Aid Highway Program, the Department shall include the following nondiscrimination covenant in all deeds, licenses, leases, permits, or similar instruments entered into by the Department, pursuant to the provisions of Assurance No. 7(b).

The [Grantee, Licensee, Lessee, Permittee, etc., as appropriate] for himself, his personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree [in the case of deeds and leases, add "as a covenant running with the land"] that

- (1) no person shall, on the grounds of race, color, sex, national origin, age, or disability, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination in the use of said facilities;
- (2) in the construction of any improvements on, over, or under such land and the furnishing of services thereon, no person shall, on the grounds of race, color, sex, national origin, age, or disability, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination; and
- (3) the [Grantee, Licensee, Lessee, Permittee, etc., as appropriate] shall use the premises in compliance with all other requirements imposed by or pursuant to 49 C.F.R. Part 21, Nondiscrimination in Federally-assisted Programs of the Department

of Transportation – Effectuation of Title VI of the Civil Rights Act of 1964 (the Regulations), and as the Regulations may be amended.

C. The Department shall include the following reverter clause and related language only when it is determined that such a clause is necessary in order to effectuate the purposes of Title VI of the Civil Rights Act of 1964.

[Reverter Clause for Licenses, Leases, Permits, etc.]

That in the event of breach of any of the above nondiscrimination covenants, the Department shall have the right to terminate the **[license, lease, permit, etc.]** and to re-enter and repossess said land and the facilities thereon, and hold the same as if said **[license, lease, permit, etc.]** had never been made or issued.

[Reverter Clause for Deeds]

That in the event of breach of any of the above nondiscrimination covenants, the Department shall have the right to re-enter said land and the facilities thereon, and the above-described lands and facilities shall thereupon revert to and vest in and become the absolute property of the Department and its assigns.

JAMESTOWN SAFE ROUTES TO SCHOOL
SAFE ROUTES TO SCHOOL PROJECT AGREEMENT

By and Between

RHODE ISLAND DEPARTMENT OF TRANSPORTATION

And the

TOWN OF JAMESTOWN

AGREEMENT made and entered into by and between the State of Rhode Island and Providence Plantations acting through its Department of Transportation (hereinafter the State) and the Town of Jamestown (hereinafter the Town).

WHEREAS, the State is the recipient of safe routes to school funding from the United States Department of Transportation, administered through the Federal Highway Administration (hereinafter FHWA); and

WHEREAS, the State of Rhode Island has approved the Town's application for funding the Jamestown Safe Routes to School Infrastructure Improvements (hereinafter the Project); and

WHEREAS, the Town agrees to be responsible for the design and construction of the Project; and

WHEREAS, the Project will be implemented under the provisions established in the Federal-Aid Policy Guide of the FHWA; and

WHEREAS, the State and the Town recognize that Project funds may be reduced based upon obligational authority limitations. The State will work with the Safe Routes to School Steering Committee (Subcommittee to the State Planning Council's Transportation Advisory Committee) to set priorities based on limitations on available funding; and

WHEREAS, the State has agreed to contribute funds not exceeding Two Hundred Fifty Thousand Dollars (\$250,000) towards the Project, of this amount One Hundred Percent (100%) or up to Two Hundred Fifty Thousand Dollars (\$250,000) is federally funded.

NOW, THEREFORE, in consideration of the foregoing premises and the mutual obligations contained herein, the State and the Town hereby agree as follows:

1. The Project elements will provide for improved pedestrian circulation from residential neighborhoods to include Americans with Disabilities Act (ADA) compliant sidewalks, crosswalks, curbing modifications and walking paths connecting schools and recreational facilities. The Town will develop a prioritized list of these projects to fit the Project budget and refine the list as engineering design proceeds to ensure the Project remains within the established budget.
2. The Town will be responsible for the design and construction of the Project in accordance with the plans and specifications approved by the State.
3. The Town will be responsible for payment of all costs associated with design and construction of the Project; the State will reimburse the Town up to and not exceeding Two Hundred Fifty Thousand Dollars (\$250,000) for such costs; costs in excess of said reimbursement are the responsibility of the Town. Supporting documentation of payment will be required for all reimbursements.
4. The Town will acquire any property or interest in property necessary for the Project with Town funds, subject to reimbursement by the State.
 - A. Acquisitions shall be in accordance with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 as amended (hereinafter the Act).
 - B. The Town will obtain an appraisal by a qualified appraiser certified and licensed in the State of Rhode Island. The Town will submit the appraisal to the State for review and approval.
 - C. The Town will make a written offer to the property owner(s) at an amount not less than the appraised value.
 - D. The Town will record and document all meetings with the property owner(s) pertaining to the acquisition. The Town will maintain documentation that the property owner(s) have received compensation for land and easements necessary to construct the Project, unless the owner has acknowledged the offer and waived the right to compensation in writing. Said documentation will be made available for review by the State.

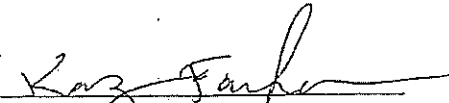
- E. The Town will provide documentation and backup for reimbursement of acquisition costs in accordance with State procedures.
 - F. Any displacement of individuals, families, businesses, non-profit organizations or farm operations will require relocation assistance in accordance with the Act.
 - G. In the event the Town and the State determine the acquisition is not feasible, the Project shall proceed under an alternative design provided by the Town within the funding amount programmed under Paragraph 3 of this Agreement.
- 5. The Town will select a Project Manager to administer the Project. Such administration will include but not be limited to the maintenance of a Project account, as well as processing invoices, change orders, and contract addenda. The Town will maintain all financial records.
 - 6. Pursuant to the provisions of Title 37, Chapter 14.1 of the General Laws of Rhode Island, the State reserves the right to apply additional considerations to ensure that Minority Business Enterprises as defined therein have the maximum opportunity to compete for and perform contracts and subcontracts under this Agreement. The Town and its contractors shall not discriminate on the basis of race, color, national origin or sex in the award and performance of work under this Agreement.
 - 7. The Town will select a consultant to design the Project and develop the bid documents.
 - A. In selecting the consultant, the Town will prepare a Request for Proposals (RFP) seeking an engineering consultant to develop the design and bid documents for the Project. The RFP will include the purpose of the Project, the scope of services, description of the work product to be provided, request for a budget, and schedule for completion of the Project, as well as the qualifications of the applicant.
 - B. The Town will submit the RFP to the State for review and approval. Upon such approval, the City will advertise and issue the RFP in accordance with Federal and State statutes, regulations, and procedures.


- C. All procurement actions by the Town will comply with 23 CFR Part 172.7 and 23 USC 112(b)(2). Federal reimbursement will be limited to the federal share of costs allowable under 48 CFR Part 31 (Federal Acquisition Regulations).
 - D. The State will perform a final audit of the contract(s) according to State approved procedures. The State will not make final payment to the Town until the State has completed the audit.
8. The design of the Project will conform to all State design standards and policies.
- A. The Town will submit the design plans to the State for review and approval at the preliminary stage of design and submit the plans, specifications, and estimates (hereinafter PS&E) at the 90% stage of design and at the PS&E stage of design. Such submissions will include but not be limited to all engineering, landscaping, and permitting requirements, as applicable to the Project.
 - B. The State will respond to the submissions within thirty (30) day of their receipt.
 - C. Review by the State is for the limited purpose of confirming that final design documents will be acceptable to the State and is not intended to relieve the Town of full responsibility with respect to errors and omissions.
9. The Town will work with the State to obtain an Environmental Determination of no significant impact for the Project in accordance with FHWA regulation at 23 CFR Part 771.117. Construction of the Project may proceed only after receipt of said Environmental Determination.
10. The Town will construct the Project using the design approved by the State.
- A. In awarding the construction contract to the lowest qualified bidder, the Town will use competitive bidding for the Project in conformance with 23 CFR Part 635 and will comply with all provisions of Title 37, Chapter 2 of the Rhode Island General Laws.

- B. The Town will obtain consultant services for construction oversight within the state right-of-way. Said consultant will monitor construction activities to ensure and certify the work is accomplished in accordance with the approved plans and specifications. The Town will provide a copy of said certification to the State for each reimbursement invoice for construction. In addition, the Town will provide a copy of a Final Report on the Project to the State. The report will contain a summary of costs along with a certification that the Project was constructed in accordance with the approved plans and specifications.
- C. The Town will invoice the State for work done by the contractor on the Project and the cost of materials supplied by the contractor to the Project in accordance with State requirements and procedures.
11. Upon completion of the Project, the Town will be responsible to maintain all aspects of the Project in accordance with the plans and specifications developed for the Project at its own cost and expense.
12. All costs billed under the Agreement are subject to audit. The Town agrees to maintain all records pertaining to the costs incurred in performance of this Agreement for a period of three (3) years from the date of final payment and all other pending matters are closed.
13. The State reserves the right to terminate this Agreement if state or federal funds are rescinded or not authorized.
14. The Town Manager will take all necessary steps to receive authority from the Town Council to enter into and execute this Agreement including but not limited to submission of this Agreement to the Town Council for ratification and proof of such authority to the State prior to design of the Project.
15. The Agreement may not be altered or amended except by written agreement signed by all the parties.


IN WITNESS WHEREOF, the Rhode Island Department of Transportation and the Town of Jamestown have caused this Agreement to be executed by duly authorized officials on the _____ day of _____, 2008.

RECOMMENDED FOR APPROVAL:

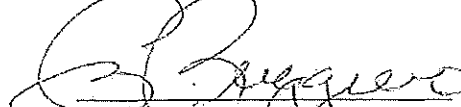

CHIEF ENGINEER
DATE: 9/10/08


ASSOCIATE DIRECTOR
FINANCIAL MANAGEMENT
DATE: 9/4/08

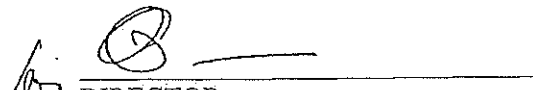
APPROVED AS TO FORM:


EXECUTIVE COUNSEL
DATE: 9/2/08

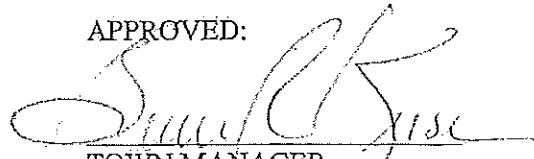
APPROVED AS TO FORM:


TOWN SOLICITOR
DATE: 2-12-09

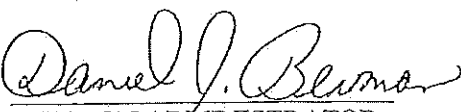
APPROVED:


DIRECTOR
DATE: 9/5

APPROVED:


TOWN MANAGER
DATE: 2/18/09

EXAMINED AND APPROVED:

For 
DIVISION ADMINISTRATOR
U.S. DEPARTMENT OF TRANSPORTATION
FEDERAL HIGHWAY ADMINISTRATION
DATE: 10/21/2008

**PUBLIC HEARING NOTICE
TOWN OF JAMESTOWN**

Notice is hereby given that the Town Council of the Town of Jamestown will conduct a public hearing on October, 6, 2014 at 7:00 p.m. at the Jamestown Town Hall, 93 Narragansett Avenue on the following proposed amendment to the Code of Ordinances regarding Chapter 38 – Offenses and Miscellaneous Provisions. Opportunity shall be given to all persons interested to be heard upon the matter at the public hearing. The following proposed ordinance amendment is under consideration and may be adopted and/or altered or amended prior to the close of the public hearing without further advertising, as a result of further study or because of the views expressed at the public hearing. Any alteration or amendment must be presented for comment in the course of the public hearing. The proposed amendment is available for review and/or purchase at the Town Clerk’s Office between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday, excluding Holidays and on the Town’s web site at www.jamestownri.net.

Section 1. Be it hereby ordained by the Town Council of the Town of Jamestown that the Jamestown Code Of Ordinances, Chapter 38, Offenses and Miscellaneous Provisions, as the same may have been heretofore amended, is hereby amended by changing the text of the Chapter, as follows:

NOTE: words set as ~~strikethrough~~ are to be deleted from the ordinance;
words underlined are to be added to the ordinance.

See Exhibit A, attached hereto and incorporated herein by reference.

Section 2. The Town Clerk is hereby authorized to cause said changes to be made to Chapter 70 of the Town of Jamestown’s Code of Ordinances.

Section 3. This Ordinance shall take effect upon its passage.

Ad Date(s): _____

Publication Source: Jamestown Press

Hearing Date: _____

Action: _____

Certified: _____

Exhibit A

38-112. Shooting in proximity to dwellings.

No person shall shoot or discharge any firearm, pistol, rifle or weapon as defined in Chapter 47, Title 11, Section 2, as amended, within five hundred feet (500') of any dwelling house, residence or other building which may be occupied by human beings without specific written permission of the affected property owner. The specified distance shall be determined by measuring from both the location at which the firearm is discharged and the location at which the projectile is received.

Violations and penalties. Any person, firm and/or corporation violating a provision of this section shall be punished by a fine of \$75.00 per offense.

**PUBLIC HEARING NOTICE
TOWN OF JAMESTOWN**

Notice is hereby given that the Town Council of the Town of Jamestown will conduct a public hearing on October, 6, 2014 at 7:00 p.m. at the Jamestown Town Hall, 93 Narragansett Avenue on the following proposed amendment to the Code of Ordinances regarding Chapter 70 – Traffic and Vehicles. Opportunity shall be given to all persons interested to be heard upon the matter at the public hearing. The following proposed ordinance amendment is under consideration and may be adopted and/or altered or amended prior to the close of the public hearing without further advertising, as a result of further study or because of the views expressed at the public hearing. Any alteration or amendment must be presented for comment in the course of the public hearing. The proposed amendment is available for review and/or purchase at the Town Clerk’s Office between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday, excluding Holidays and on the Town’s web site at www.jamestownri.net.

Section 1. Be it hereby ordained by the Town Council of the Town of Jamestown that the Jamestown Code Of Ordinances, Chapter 70, Traffic and Vehicles, as the same may have been heretofore amended, is hereby amended by changing the text of the Chapter, as follows:

NOTE: words set as ~~striketrough~~ are to be deleted from the ordinance;
words underlined are to be added to the ordinance.

See Exhibit A, attached hereto and incorporated herein by reference.

Section 2. The Town Clerk is hereby authorized to cause said changes to be made to Chapter 70 of the Town of Jamestown’s Code of Ordinances.

Section 3. This Ordinance shall take effect upon its passage.

Ad Date(s): _____

Publication Source: Jamestown Press

Hearing Date: _____

Action: _____

Certified: _____

Exhibit A

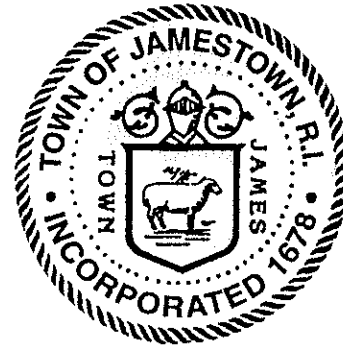
Sec. 70-55. Restrictions on certain streets.

~~Through trucking~~ Any commercially-registered vehicle weighing over 7,000 pounds GVRW is prohibited on Carr Lane and Reservoir Circle. This prohibition shall not apply to commercially-registered vehicles going to or coming from places upon such streets for the purpose of making deliveries of goods or providing services to property owners or similar activities for abutting lands or buildings, or except for federal, state, public service corporation or town-owned vehicles or, emergency response vehicles and home pick-ups and deliveries. For the purposes of this provision, a truck is considered any commercially registered vehicle weighing over 7,000 pounds GVRW. Carr Lane and Reservoir Circle shall be posted on each end with the use restriction information by the Department of Public Works. The Department of Public Works shall also post signage on East Shore Road and Route 138 as the "Truck Route."

Violations and penalties. Any person, firm and/or corporation violating a provision of this section shall be punished by a fine of \$75.00 per offense.

**Town of
Jamestown, Rhode Island**

PO Box 377
Jamestown, RI 02835- 1509
Phone: (401) 423-7220
Fax: (401) 423-7229



Date: August 26, 2014

To: Andrew Nota
Town Administrator

From: Michael Gray
Public Works Director

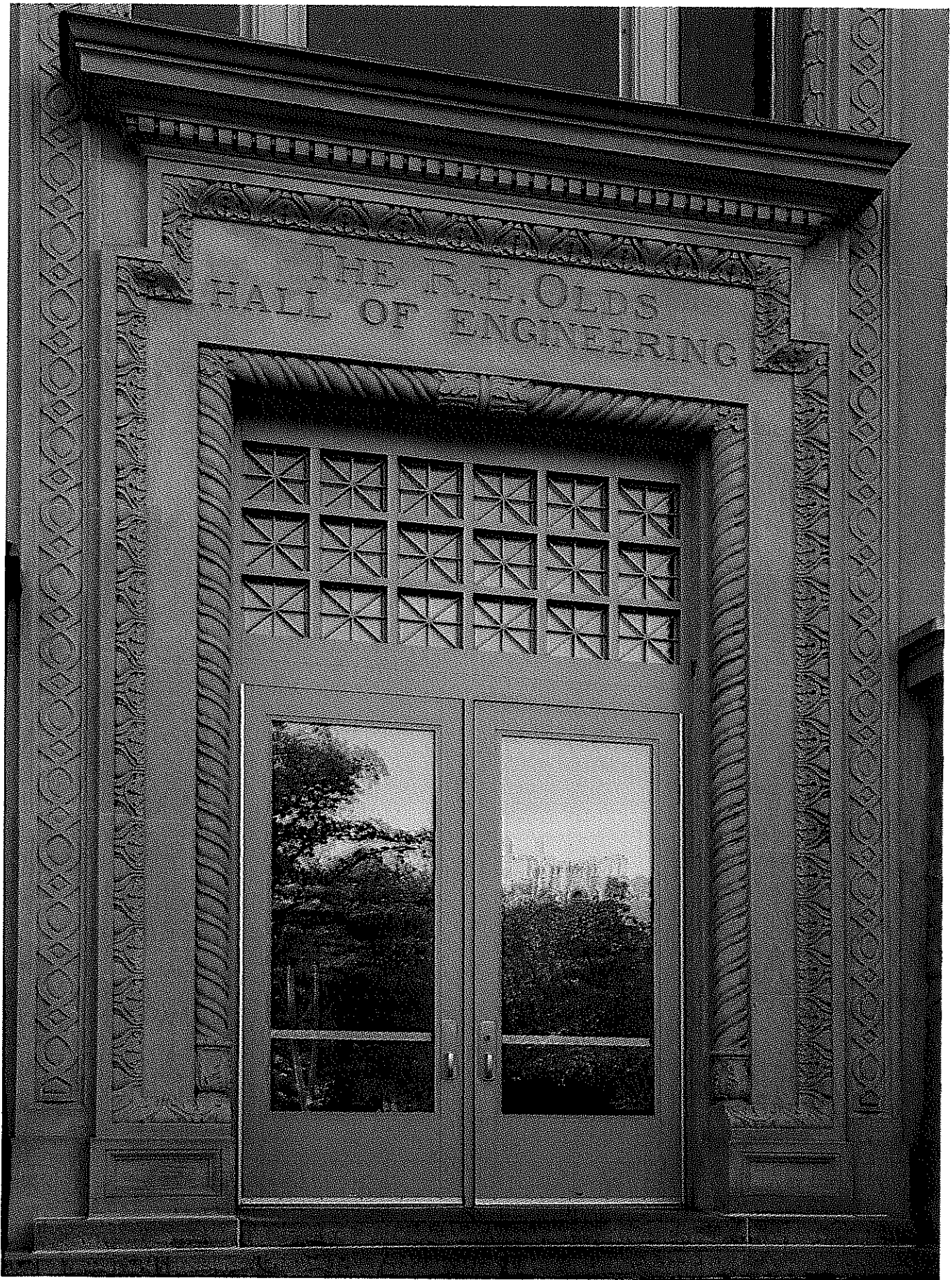
RE: Bid Award
Exterior Door Replacement Project
Town Hall

The annual budget included capital funding for the installation of new exterior doors with automatic operators at the main entrances to the Town Hall. I have attached a photo of similar doors that were specified for the project. They are constructed of aluminum with narrow stiles and rails to provide the maximum amount of glass to achieve the look of the existing doors. The 10" rail width at the bottom of the door is necessary to meet ADA. The color of the rear door will be green, matching the existing doors on the building and the color will be white for the front entrance. The hardware will include stainless pulls and not the brass hardware as shown in the photo.

Bids were advertised within the Providence Journal and received on August 26, 2014 where they were opened and read in public. A bid was received from one contractor for the project and reviewed for completeness.

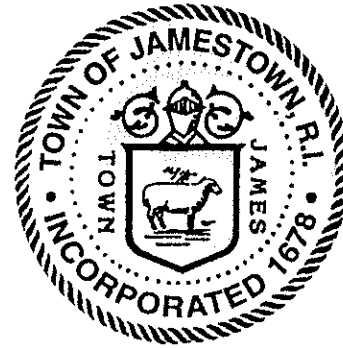
I have reviewed the bid and recommend the project be awarded to New England School Services, Inc. for an amount not to exceed \$28,740.

New England School Services has completed projects in Jamestown at both schools and recently installed the automatic doors at the Jamestown Library.



**Town of
Jamestown, Rhode Island**

PO Box 377
Jamestown, RI 02835- 1509
Phone: (401) 423-7220
Fax: (401) 423-7229



Date: August 26, 2014

To: Andrew Nota
Town Administrator

From: Michael Gray
Public Works Director

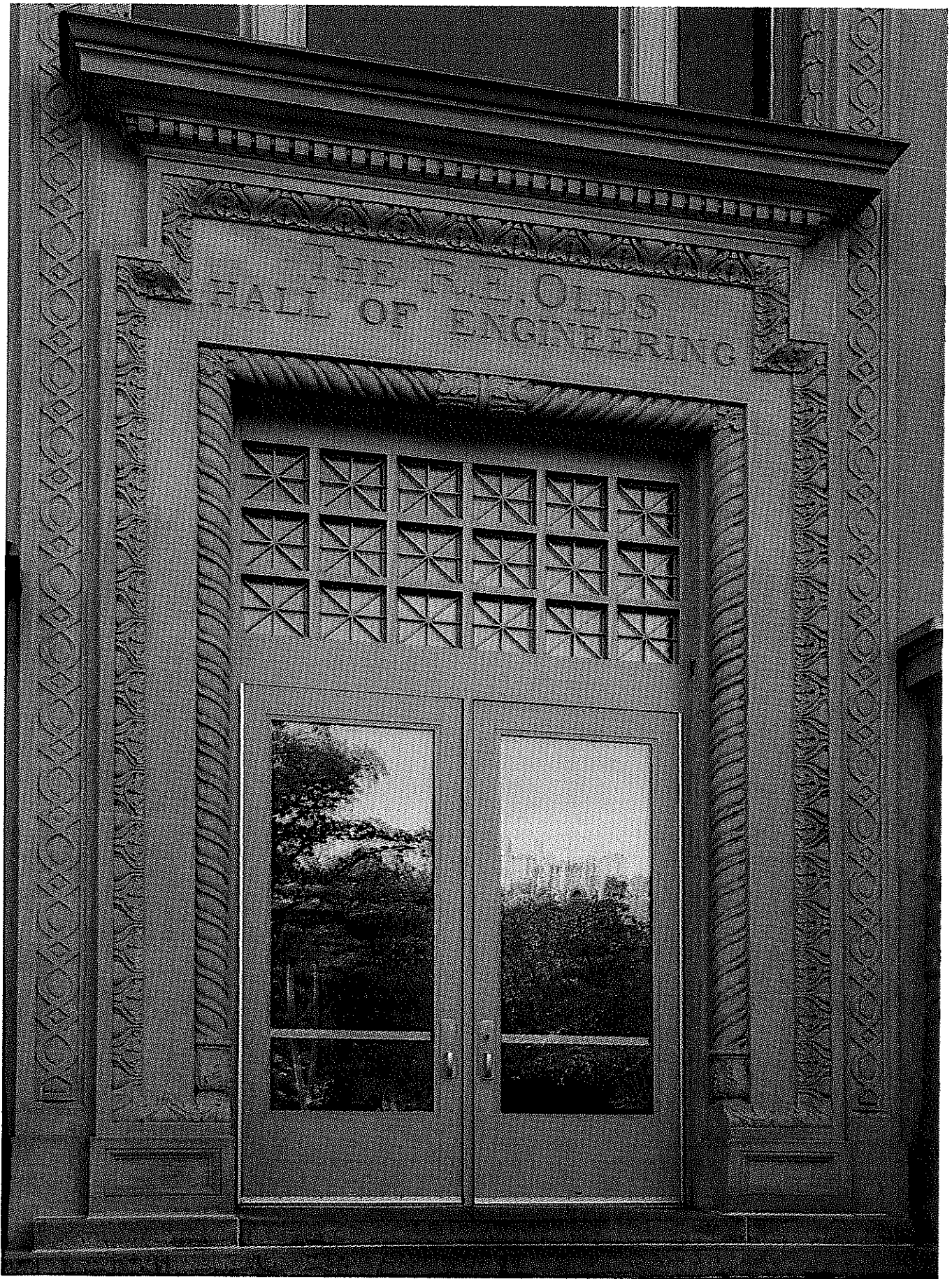
RE: Bid Award
Exterior Door Replacement Project
Town Hall

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FRANK F. SALLEE
SALLEE LAW OFFICE
P.O. Box 37
JAMESTOWN, RHODE ISLAND 02835
401-536-1880 FAX 401-423-7469
FSALLEE@SALLEELAWFIRM.COM

August 3, 2014

Kristine S. Trocki, President
Jamestown Town Council
c/o Cheryl Fernstrom, Town Clerk
93 Narragansett Avenue
Jamestown, Rhode Island 02835

RECEIVED
TOWN OF JAMESTOWN, R.I.
14 AUG -5 PM 3:20

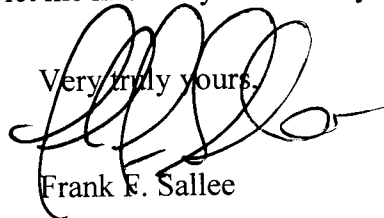
Re: Discover Newport Board Position

Dear Ms Trocki,

I am advised by the Town Clerk that my term as the Jamestown representative on the board of directors of Discover Newport is to expire on September 7, 2014, and that I should send a letter of interest for reappointment. My time in this position has been quite short, having been appointed to fill an unexpired term, and I have only begun to "get my feet wet" in the position. I am impressed with and encouraged by my fellow board members, as well as the Discover Newport staff, and believe that if I am reappointed I will definitely be able to serve and advance the interests of Jamestown in the travel sector. I therefore enthusiastically request that the Town Council reappointment me to the next term in this position.

Thank you for your consideration. Please let me know if you need anything further from me.

Very truly yours,



Frank F. Sallee