

TOWN COUNCIL MEETING
August 4, 2014

I. ROLL CALL

Town Council Members Present:

Kristine S. Trocki, President
Mary E. Meagher, Vice President
Thomas P. Tighe
Eugene B. Mihaly
Blake A. Dickinson

Also in Attendance:

Lisa Bryer, Town Planner
Christina D. Collins, Finance Director
Donna Fogarty, Library Director
Michael Gray, Public Works Director
Cathy Kaiser, School Committee Chair
Edward A. Mello, Police Chief
Katherine Wineberg, Library Board of Trustees President
Craig Watson, Library Board of Trustees Vice President
Laura Yentsch, Library Board of Trustees Secretary
Karen Montoya, Library Board of Trustees Treasurer
Peter Carson, Library Board of Trustees
Paul Housberg, Library Board of Trustees
Delia Klingbeil, Library Board of Trustees
Bruce Dickinson, Tick Task Force
Maureen Coleman, Tick Task Force
Julie Janson, Tick Task Force
Thomas Mather, Tick Task Force
Christian Smith, Tick Task Force
Barbara Szepatowski, Tick Task Force
Wyatt A. Brochu, Town Solicitor
Cheryl A. Fernstrom, Town Clerk

II. CALL TO ORDER, PLEDGE OF ALLEGIANCE

Town Council President Trocki called the regular meeting of the Jamestown Town Council to order at 7:04 p.m. in the Jamestown Town Hall Rosamond A. Tefft Council Chambers at 93 Narragansett Avenue and Councilor Dickinson led the Pledge of Allegiance.

III. ACKNOWLEDGEMENTS, ANNOUNCEMENTS, PRESENTATIONS AND RESOLUTIONS

None.

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) Public Hearings

A motion was made by Mary Meagher with second by Eugene Mihaly to open the public hearings. President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; Councilor Dickinson, Aye.

- 1) Proposed amendment of the Jamestown Code of Ordinances, Chapter 70 Traffic and Vehicles, Sec. 70-87 Prohibited or restricted parking on specified streets and Sec. 70-52 Stop intersections; duly advertised in the *Jamestown Press* July 24th edition. Chief Mello in attendance

Police Chief Mello stated this amendment came out of our local Traffic Commission suggestion that boat trailer parking be prohibited on the west side of Bay View Drive from Conanicus Avenue to Davis Street. The 4-way stop at Helm Street and Mast Street would be moved to Helm Street and Bow Street as recommended by our local Traffic Commission.

A motion was made by Eugene Mihaly with second by Thomas Tighe to move adoption of the ordinance amendment. President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; Councilor Dickinson, Aye.

- 2) Proposed amendment to the Jamestown Code of Ordinances, Chapter 78 Waterways Article II. Harbor Management Ordinance Sec. 78-21 through Sec. 78-33; duly advertised in the *Jamestown Press* July 24th edition

The Town reviewed this ordinance multiple times. The language originally recommended by CRMC is before us (Page 17). Chief Mello stated CRMC did not accept the Town's proposed ordinance language allowing permit holders to seek relief through the Harbor Commission to transfer moorings. The original CRMC language allowing mooring transfers to immediate family members only is back in with no exception and no appeal.

A motion was made by Mary Meagher with second by Thomas Tighe approve the ordinance amendment as presented. President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; Councilor Dickinson, Aye.

A motion was made by Mary Meagher with second by Eugene Mihaly to close the public hearings. President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; Councilor Dickinson, Aye.

B) Licenses and Permits

1) One Day Event/Entertainment Licenses

- a) Applicant: Lydia Lis
Event: Lis Wedding
Date: August 9, 2014
Location: Fort Getty Pavilion

A motion was made by Mary Meagher with second by Eugene Mihaly to approve the license for the Lis Wedding. President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; Councilor Dickinson, Aye.

- b) Applicant: Jamestown Yacht Club
Event: Fools' Rules Regatta
Date: August 16, 2014 (rain date August 17, 2014)
Location: East Ferry Beach

A motion was made by Eugene Mihaly with second by Mary Meagher to approve the license for Fools' Rules Regatta. President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; Councilor Dickinson, Aye.

- c) Applicant: Michael Alper
Event: Alper Family Party
Date: August 17, 2014
Location: Fort Getty Pavilion

A motion was made by Eugene Mihaly with second by Blake Dickinson to approve the license for the Alper Family Party. President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; Councilor Dickinson, Aye.

- d) Applicant: Jamestown Community Chorus
Event: Jamestown Community Chorus Talent Show
Date: August 21, 2014
Location: Jamestown Recreation Center

A motion was made by Mary Meagher with second by Blake Dickinson to approve the license for the Talent Show. President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; Councilor Dickinson, Aye.

- e) Applicant: Serena Pyle
Event: Pyle Wedding
Date: August 24, 2014
Location: Fort Getty Pavilion

A motion was made by Mary Meagher with second by Eugene Mihaly to approve the license for the Pyle Wedding. President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; Councilor Dickinson, Aye.

- f) Applicant: Jamestown Yacht Club
- Event: Jamestown Yacht Club Family Day
- Date: September 7, 2014
- Location: Fort Getty Pavilion

A motion was made by Eugene Mihaly with second by Blake Dickinson to approve the license for the Yacht Club Family Day. President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; Councilor Dickinson, Aye.

- 2) Request for waiver of Fort Getty Pavilion fee by James Pemantell for reunion of former students of Carr and Clarke Schools (July 12, 2014)

A motion was made by Thomas Tighe with second by Mary Meagher to approve the waiver of the fee for the Pavilion for the reunion. President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; Councilor Dickinson, Aye.

- 3) Private Investigator License (new)
 - a) South Shore Investigative Agency
 - Malcolm Brown
 - 203 Seaside Drive, Jamestown

A motion was made by Mary Meagher with second by Thomas Tighe to approve the Private Investigator license for South Shore Investigative Agency, Malcolm Brown. President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; Councilor Dickinson, Aye.

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. None.
- B) Non-scheduled to address.

Chris Cannon of East Shore Road referenced the letters under Communications regarding the use of firearms for target shooting. Currently there is no regulation on target shooting and he requests the Council to review this issue with town staff for discussion and action at a future meeting.

President Trocki noted the letter of Mike deAngeli was not placed on the agenda but was distributed to all Council members.

Mike deAngeli of Court Street commented there has been some scary shooting going on. There are no Town or State regulations on target shooting, and this is an activity that should be regulated and restricted to a shooting range. He asks the Council to pass an ordinance to regulate the use of firearms.

President Trocki directed that the letters of Chris Cannon, Mike deAngeli and Liz Brazil be forwarded to Town staff for their review. Town Administrator Nota stated he and Chief Mello are familiar with this issue; they will conduct a review and report back at a future meeting.

Jack Heelan of Standish Road commented on the petition signed by Shoreby Hill residents listed under Communications. Some Shoreby residents felt there was a misrepresentation of how widely supported the Historic District ordinance and designation was. The petition shows 28 out of 50 Lower Shoreby Hill residents are opposed to any highly regulated ordinance. The petition proves what they felt was the truth and dispels the myth it was widely approved.

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

- A) Town Administrator's Report. Andrew E. Nota
1) Website Update.

Mr. Nota reported the website project is progressing. Historical data has been uploaded, and staff has a two-week period to debug the system and bring it up to date. In about three weeks Vision will load the site on the Town's system and we will be able to make adjustments. Out of caution the date was set back to meet quality expectations. Staff is comfortable with ease of movement through the site and it should be released to the public in September. Mike Glier will review the website with department heads tomorrow morning to determine additional needs. This will be on the September agenda.

2) Fort Getty - Progress of design and permitting project.
Town Administrator Nota reported he met with architect Arek Galle, Planner Lisa Bryer and Public Works Director Mike Gray on the progress of the project. Proposed improvements include road and drainage upgrades and dedicated restrooms. Project delay is due to bad perc tests resulting in proposal redesign with a tank system to allow regular pump-outs and changes to accommodate an OWTS. Costs are also being evaluated. Private donations were made for a 20 ft. story circle to accommodate a sitting wall and fire pit. We are trying to getting permitting in place for fall so that the majority of work can be completed for next summer. \$200,000 was budgeted for the project.

Vice President Meagher asked if permitting could be done without the septic portion. Mr. Nota stated there are options and we will work with architect Arek Galle. The area can't be disturbed until we are certain it will be finished. Key improvements include the road and drainage, retaining wall, relocating utilities, and improving the aesthetic look.

This is an opportunity to view the entire project long term. The goal is to finish this phase by spring so we can look at other needs.

Councilor Dickinson asked what benefit there is to having a permanent bathroom facility. There have been portable systems that could be used for seasonal purposes for elegant special events. We don't own and don't manage them, and we can send them back when done with them. The Town could facilitate the service but not pay for it. Vice President Meagher appreciates his looking at alternatives.

Town Administrator Nota stated the Town is looking for the best and least expensive alternatives. Initial estimates were \$350,000 to \$400,000 for the project. The \$200,000 budgeted sounds like a lot. There are a many variables and a lot relies on resources, skilled town staff being there, and the weather cooperating. Updates will be given as we move along.

3) Eco Depot October 25th

Working with RI Resource Recovery Corporation, the Eco Depot will be held at Melrose School for disposal of household articles not usually allowed. We hope to expand it to several times per year. More information will follow.

4) RIDEM Grants

The Town received two RIDEM grants amounting to \$24,000 for a total project of \$31,000 for overhaul of the two pump-out stations at Dutch Harbor and East Ferry. Thanks to Kim Devlin and Chief Mello for their hard work in submitting, preparing and receiving the grants.

B) Second Quarter 2014 GZA Monitoring Report. Public Works Director Gray. Mr. Gray referenced the summary pages of the report distributed to Council members. This is an ongoing monitoring program and assessment of groundwater quality, with eleven test wells examined on a quarterly basis. Of the four organic and nine inorganic parameters, none of them exceeded EPA standards. We look at statistical trends in the data, and levels remain constant, fluctuating seasonally due to groundwater levels. Monitoring has been performed for fourteen years, with 11 significant decreases. We may be going to annual monitoring, as things are improving at the landfill. The agreement with RIDEM will be reviewed.

VII. UNFINISHED BUSINESS

A) Jamestown Philomenian Library Board of Trustees – Library Renovation Design details; review and possible action.

Craig Watson, Vice President of the Library Board of Trustees and Chair of the Renovation Committee, referenced the Council package that answers questions asked at the June 26th work session. They have two major comments. They would like the Council to appoint a member to be a liaison with the Library Board of Trustees and this project to keep the lines of communication open, and they are not asking for a vote of endorsement

of the design, but of the process they wish to pursue. The architectural program with notations and solutions and a report that addressed specific concerns raised at the June 26th work session were referenced. Issues in the design not under the purview of their committee were referenced, such as the sidewalk. He asked if there are further questions of him, other members, or architect Mohamad Farzan. Vice President Meagher noted he articulated the project process and outlined the program, and she heartily endorses it.

Councilor Mihaly agreed. President Trocki asked what they need from the Council. Mr. Watson stated they would like an endorsement of the project process for the Library Trustees to go forward, and a member of the Council appointed to the Committee to clear up any confusion. There are two committees - a Building Committee working with the architect and a Fundraising Committee that is just getting started. President Trocki is in favor of endorsing the process.

A motion was made by Mary Meagher with second by Eugene Mihaly to endorse the project process that the Library is embarking upon in terms of renovating the Library. President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; Councilor Dickinson, Aye.

A motion was made by Kristine Trocki with second by Blake Dickinson to appoint Mary Meagher as the Council Liaison.

Discussion. Vice President Meagher stated she would be honored to participate as the Council Liaison.

Back to the vote on the motion. **President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; Councilor Dickinson, Aye.**

VIII. NEW BUSINESS

A) Tick Task Force Recommendations to Town Council for review and possible action

President Trocki referenced the Council work session from 6:00 p.m. to 7:00 p.m. with the Tick Task Force assigned to research the issue and they have recommendations to bring forward.

Council Member and Tick Task Force (TTF) Chair Eugene Mihaly stated there are two pillars to their approach that require action: Education and Prevention and Tick Reduction - which requires deer reduction. The current deer population is 400 to 500, with a population goal of 100. For Education and Prevention the focus is on the formation or continuation of a committee to work within the community at large and in the schools and to intensify the relationship with URI and the Vector Borne Disease Center. The simplest step would be to extend the mandate for the TTF and open it up to more people who would like to participate. The Recommendation packet available on the Town website was referenced (no more hard copies available this evening).

A motion was made by Eugene Mihaly with second by Mary Meagher to extend the life of the Tick Task Force and open it up to new members, and its mandate be per the recommendations in our document. President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; Councilor Dickinson, Aye.

President Trocki asked Councilor Mihaly to give an overview of TTF activities over the past year. Councilor Mihaly noted the cross section of the community that made up the TTF (Eugene Mihaly, Chair, Blake Dickinson, Council Member, Maureen Coleman, Julie Janson, Jemma Craig, Joseph England, MD, Bruce Dickinson, Barbara Szepatowski, Clifford Kurz, Christian Smith, Jeff McDonough, Randy Keck and David Fuqea, with Thomas Mather, Science Adviser and Andrew Nota, ex officio). The TTF met frequently, reviewed issues, held forums, ran articles in the *Jamestown Press*, and came to a set of recommendations agreed upon unanimously on education, prevention and tick reduction. The TTF did not make any recommendations on chemical spraying. Citizens are advised to review chemical spraying information available online and make their own decisions.

Tom Mather did a tick survey of the schools and soccer field. A satellite view of the schools and immediate area with red showing high risk, yellow medium risk, and green no risk, which is a valuable tool. We want the schools to be active as children are at risk. When kids go home with good materials, their families are involved and the process is reinforced.

Councilor Dickinson commented we felt it wasn't controversial to move the education component forward and the Memorial Day Parade was our first initiative. The TTF would like to perform a risk assessment at the schools, ball field and soccer field. We did not recommend spraying, which is a regulated activity the State oversees, but people in town do so, and a risk assessment is recommended prior to spraying. Seasonal education posters are also displayed. Councilor Mihaly referenced our relationship with URI and we can explore together. If the program continues, a long-term budget will be developed. On deer reduction, it was determined 10 deer per square mile, or 100 in total, is our target, based on research and other communities' experiences, as well as RIDEM's recommendations on healthy wildlife management.

President Trocki noted it is important for citizens to know the TTF worked with hunters, researched many areas, and did a fabulous job outlining all possibilities and why they reached their recommendations. The deer reduction concepts researched were referenced and discussed and why some measures were rejected for Jamestown explained. Councilor Mihaly referenced the three appendices to the report and noted the TTF explored every serious methodology in the life cycle of the deer tick. Successful deer population reduction tactics used by other communities were referenced and discussed.

Councilor Dickinson stated Block Island was studied in depth. Realistically stakeholders could solve the problem and help reduce the deer herd by 200 (estimated net target), working with RIDEM. Last year the herd was reduced by 127 by hunters and accidents. The TTF with assistance by the hunters can develop a policy to increase the yearly harvest of deer that is realistic, and the TTF is requesting the Council vote to support their charge to develop a deer reduction policy that is reasonable.

Bruce Dickinson, TTF member, commented on the slowly decreasing deer population. The TTF discussed what can be done to increase the number of deer harvested yearly with hunters and is asking for resources from the Town and help from the community to have recreational hunters do the job.

Councilor Mihaly commented on the hunters' limitations, as they can only hunt as much as can be placed in their freezers. Each hunter is allowed eight deer, but only take one or two, as the problem is cold storage. The cold storage trailer method was referenced; there is also a sparse population of processors in RI. The TTF is negotiating with RIDEM for temporary changes in their rules on bait and lengthening the season for Jamestown so that we can reach our target. The major expenses would be for cold storage, and subsidies to help hunters pay for expensive processing (under review).

Bruce Dickinson stated this is a work in progress and nothing is set in stone. We are trying to do this on a limited budget. If Council accepts the recommendations and they work, the TTF will revise the program as needed. Councilor Dickinson asked that Council adopt the education and outreach proposed, charge the Town Administrator to work with the TTF to develop a budget for education and outreach, and charge the TTF with producing a realistic deer reduction policy.

The TTF recommends the Town Council charge them with the following:

- A. Establish a target population for the deer herd on Jamestown at 10 per square mile or a total herd size of approximately 100.
- B. Establish a deer herd reduction program that intensifies the existing Rhode Island sanctioned recreational hunting program on Jamestown as described in Option B (intensification of existing RI sanctioned recreational hunting program on Jamestown).
- C. Work closely with RIDEM to achieve herd reduction goals.
- D. Appoint a local volunteer director of the Jamestown deer reduction program. His/her charge will be to take all steps necessary to reach the goal through, but not limited to, paring of available land and proficient hunters plus facilitation of legally acceptable distribution of excess harvest to land owners and any participating food pantries (The TTF recommends Bruce Dickinson).
- E. Request RIDEM to open Dutch Island (and possibly Gould Island) to hunting to prevent the island(s) from becoming a refuge for Jamestown deer that might swim there in the hunting season and return thereafter. Note: there is evidence that our herd originated in good part through migration from Prudence Island.

- F. Craft a personal letter to all landowners with parcels suitable for hunting, including non-profit boards controlling conservation lands. The letter would request their support for the Town's managed hunting program by allowing coordinated and controlled hunting on their properties to support our response to Jamestown's public health crisis (Should come from entire Town Council and Town Administrator to approach land owners, including the Land Trust and State-owned land).
- G. Request that the State of Rhode Island allow recreational hunting on two parcels of state land: 70 acres adjacent to the water pumping station north and west of the creek and 35 acres southeast of the North Road/Route 138 overpass.
- H. Authorize hunting on selected parcels of land owned by the Town. See list in Attachment D (Council direct oversight and Water Commission direct oversight; school property off limits).
- I. Authorize and fund the use of tick tubes on selected parcels of Town land and publically encourage community members to consider purchase and distribution of tubes on their personal properties (biodegradable cardboard tubes filled with Permethrin treated cotton; harmless to mice, kills ticks).
- J. Authorize the Town GIS department to create an interactive map that allows the pairing and tracking of hunters with available properties in Jamestown.

Maureen Coleman commented on the tick tubes stating there is no evidence they are harmful. Discussion continued. Recommendations A through J were unanimously accepted by TTF members. A property list should be developed. A volunteer director could be nominated by the TTF. Barbara Szepatowski noted the dangers to area residents and pets from hunters not from Jamestown who are unfamiliar with the area.

A motion was made by Mary Meagher with second by Eugene Mihaly to support the Recommendations A to J accepted by the Tick Task Force and develop a list of town-owned properties.

An amendment to the motion was made by Blake Dickinson with second by Eugene Mihaly to have the Tick Task Force report back at the next Council meeting with the request fulfilled.

Discussion. Town Administrator Nota referenced Town ordinances that prohibit hunting in specified areas. Once the list is crafted, it must be reviewed and amended accordingly. Also, for control access to hunting should be limited to registered local hunters. Councilor Mihaly noted the law allows any RI citizen with a deer tag to hunt with permission of the land owner. Barbara Szepatowski noted as this is a special program it could be restricted and the desired control enacted. Councilor Mihaly commented if the season is extended then the State may allow hunter restriction. Councilor Dickinson noted the 2014 season starts in one month and the likelihood of RIDEM changing hunting regulations is unlikely. The TTF wants to formulate a goal and manage the process based on what hunters told us. If adopted and the TTF charged with formulating the program, we can do that. At a future meeting in September the TTF would report back to the Town Council Meeting 08.04.2014

Council with a clear and concise tick reduction policy and an agreement with RIDEM. We will work to develop a reduction policy and budget after working with the Town Administrator that indicates the steps we are taking, and by the end of the season we will have a measurement whether this is working and make adjustments accordingly. President Trocki stated we are taking baby steps as we do not have an exact budget and will have a better idea on funding for a line item for next year.

An amendment to the motion is made by Thomas Tighe with second by Blake Dickinson to have the Tick Task Force appoint the Director.

Discussion. Bruce Dickinson stated we may need to go to the Water Commission to open certain lands at certain times. If the community does not support opening certain lands, we will then have to go to the Water Commission. Ray Ianetta of North Road commented on the statement hunting is open to anyone who has a tag, as this would be a problem for local land owners. It should be made apparent to landowners this is only open to local hunters and introduce them to each other so they get to know each other. If local land owners think a bunch of unknown people will invade their property, they will not agree. The pairing of hunters with certain lands option would alleviate such a problem. President Trocki stated we want the community to embrace this is a public health issue as well as the efforts of the proposed deer reduction program. It is our goal to get Lyme disease down and make the herd healthier. Discussion ensued of donations of venison to food banks, which are unacceptable as only USDA approved meat can be donated to food banks. Councilor Mihaly noted there is an effort to establish a state approval process, but this is a ways off. The GIS map for hunting will be available to the public and the process will be managed. Discussion ensued of the motion and amendments for clarity.

Back to the vote on the amendments to the motion. **President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; Councilor Dickinson, Aye.**

Back to the vote on the original motion as amended (to adopt Tick Task Force Recommendations A to J and develop a list of town-owned properties, to have the Tick Task Force report back at the next Council meeting with the request fulfilled, and to have the Tick Task Force appoint the Director). **President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; Councilor Dickinson, Aye.**

B) Review and possible approval - Recycling Contract with RI Resource Recovery Corporation

Town Administrator Nota, Solicitor Ruggiero, and Public Works Director Gray have reviewed the three-year agreement. Council approval is needed as well as authorizing for signing by the Town Administrator and Solicitor.

A motion was made by Mary Meagher with second by Blake Dickinson to approve the Recycling Contract with RI Resource Recovery Corporation and authorize

signing by the Town Solicitor and Town Administrator. President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; Councilor Dickinson, Aye.

- C) Awarding of Bid: Logging Recorder for Jamestown Fire Department to Dictronics of Needham, MA for an amount not to exceed \$10,213.20 as bid as recommended by Chief James Bryer

A motion was made by Blake Dickinson with second by Mary Meagher to award the bid for the Logging Recorder to Dictronics as recommended by Chief Bryer. President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; Councilor Dickinson, Aye.

IX. ORDINANCES AND APPOINTMENTS

None.

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 motion was made by Thomas Tighe with second by Mary Meagher to approve and accept the Consent Agenda. President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; Councilor Dickinson, Aye.

The Consent Agenda approved consists of the following:

- A) Adoption of Council Minutes
- 1) July 7, 2014 (interview session)
 - 2) July 7, 2014 (regular meeting)
 - 3) July 7, 2014 (executive session)
- B) Minutes from Boards, Commissions and Committees
- 1) Jamestown Conservation Commission (03/11/2014)
 - 2) Jamestown Conservation Commission (06/12/2014)
 - 3) Jamestown Fire Department Compensation Committee (07/15/2014)
 - 4) Jamestown Harbor Commission (05/15/2014)
 - 5) Jamestown Harbor Commission (05/28/2014)
 - 6) Jamestown Philomenian Library Board of Trustees (05/28/2014)
 - 7) Jamestown Philomenian Library Board of Trustees (06/26/2014)
 - 8) Jamestown Tree Preservation & Protection (06/17/2014)
- C) CRMC Notices
- 1) Public Notice of application for Assent by Mark A. Bard to construct and maintain a new 3 bedroom 24' x 62' dwelling at Clarkes Village Road, Plat 12 Lot 87

- 2) Notice of Rescheduled Public Hearing on proposed amendments to the CRMC Program Section 210.3 and Glossary to Tuesday, August 26, 2014 at 6:00 pm. Conference Room A, One Capitol Hill, Providence
- D) Abatements/Addenda of Taxes
- E) Finance Director's Report

XI. COMMUNICATIONS AND PETITIONS

A motion was made by Thomas Tighe with second by Mary Meagher to forward Communication 7) to the Traffic Committee for Review. President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; Councilor Dickinson, Aye.

Communication 4) from Marsha Brome regarding the sound shell for the Community Band will be reviewed by Town Administrator Nota as part of performing arts.

A motion was made by Mary Meagher with second by Blake Dickinson to accept the Communications. President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; Councilor Dickinson, Aye.

The Communications accepted consist of the following:

- A) Communications
 - 1) Letter of James Rugh re: Quonset Development Corporation signing of 25-year lease with Edisia (creating 65 jobs), 50-year lease with GreenCore (creating 360 jobs), significant expansions by Ocean State Job Lot and Electric Boat, and his negative vote on the option to lease to Cape Wind
 - 2) Letter of Elizabeth, William, and Jarrett Brazil re: health and safety issue of target shooting at neighboring property
 - 3) Letter of Elizabeth Brazil re: development of Town ordinance regulating target shooting
 - 4) Letter of Marsha Brome re: Town Council support for the purchase of a sound shell for the Jamestown Community Band
 - 5) Letter of C. Christopher Cannon and Carol Hopkins re: need for regulation of target shooting
 - 6) Letter of Shelley G. Widoff with petition of July 16, 2014 signed by property owners of Lower Shoreby Hill opposed to the regulatory approach to historic districts and buildings of value in the draft Preservation Guidelines of June 2014 and Town Council and Planning Commission reference to "majority of residents" of Lower Shoreby Hill
 - 7) Letter and petition of the Residents of Reservoir Circle objecting to use of their street as a construction staging area and parking area for vehicles working at East Shore Road properties, blocking resident access, and their request for signage: "NO TRUCK PARKING and NO THRU TRUCKING"

VIII. NEW BUSINESS, continued

- D) Agenda items for September 2, 2014 regular meeting
 - 1) Fort Getty update
 - 2) Tick Task Force Recommendation
 - 3) Town website update
 - 4) Tick Task Force recommendations re: Water shed land for first Water & Sewer Meeting agenda
 - 5) Liquor License and After Hours license renewals vote to proceed to advertise (1st or 2nd September meeting)
 - 6) Traffic Committee Report (North Road, parking, and other issues)

XII. EXECUTIVE SESSION

The Town Council may seek to go into Executive Session to discuss the following items:

- A) Pursuant to RIGL §42-46-5(a) Subsection (2) collective bargaining (IBPO Contract); discussion and/or potential action and/or vote in executive session and/or open session
- B) Pursuant to RIGL §42-46-5(a) Subsection (2) pending litigation (Fargnoli v. Town of Jamestown); discussion and/or potential action and/or vote in executive session and/or open session
- C) Pursuant to RIGL §42-46-5(a) Subsection (2) disposition of litigation (State v. Masterson); discussion and/or potential action and/or vote in executive session and/or open session
- D) Pursuant to RIGL §42-46-5(a) Subsection (2) pending litigation (Tarbox v. Jamestown Zoning Board of Review); discussion and/or potential action and/or vote in executive session and/or open session
- E) Pursuant to RIGL §42-46-5(a) Subsection (2) pending litigation (PBH Realty, LLC and PBH Vineyards, LLC v. Jamestown Zoning Board of Review); discussion and/or potential action and/or vote in executive session and/or open session
- F) 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
- G) 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

A motion was made by Blake Dickinson with second by Mary Meagher to enter into Executive Session pursuant to RIGL §42-46-5(a) Subsection (2) Collective Bargaining, RIGL §42-46-5(a) Subsection (2) Pending Litigation, RIGL §42-46-5(a) Subsection (2) Disposition of Litigation, RIGL §42-46-5(a) Subsection (2) Pending Litigation, RIGL §42-46-5(a) Subsection (2) Pending Litigation, RIGL §42-46-5(a) Subsection (5) Real Estate, and RIGL §42-46-5(a) Subsection (1) Personnel.

Pursuant to RIGL §42-46-5(a) Subsection (2) Collective Bargaining, RIGL §42-46-5(a) Subsection (2) Pending Litigation, RIGL §42-46-5(a) Subsection (2) Disposition of Litigation, RIGL §42-46-5(a) Subsection (2) Pending Litigation, RIGL §42-46-5(a) Subsection (2) Pending Litigation, RIGL §42-46-5(a) Subsection (5) Real Estate, and RIGL §42-46-5(a) Subsection (1) Personnel the following vote was taken by the Jamestown Town Council to enter into Executive Session: President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; and Councilor Dickinson, Aye.

The Jamestown Town Council reconvened the regular meeting at 10:35 p.m. President Trocki announced that no votes were taken in the Executive Session.

A motion was made by Mary Meagher with second by Eugene Mihaly to seal the Minutes of the Executive Session. President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; Councilor Dickinson, Aye.

A motion was made by Eugene Mihaly with second by Mary Meagher to authorize our Town Solicitor to enter into a settlement agreement regarding Executive Session Item B) Fargnoli v. Town of Jamestown with approval by Tax Assessor Gray. President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; and Councilor Dickinson, Aye.

President Trocki announced the Council has no comment at this time regarding the purchase and sales agreement, Executive Session Item F), and there will be discussion on this item at the next meeting.

XIII. ADJOURNMENT

A motion was made by Blake Dickinson with second by Thomas Tighe to adjourn the meeting. President Trocki, Aye; Vice President Meagher, Aye; Councilor Tighe, Aye; Councilor Mihaly, Aye; and Councilor Dickinson, Aye.

The regular meeting was adjourned at 10:40 p.m.

Attest:

Cheryl A. Fernstrom, CMC, Town Clerk

Copies to: Town Council (5)
 Town Administrator
 Town Solicitor
 Finance Director