# TOWN COUNCIL MEETING

**September 18, 2017**

# ROLL CALL

Town Council Members present:

Kristine S. Trocki, President

Michael G. White, Vice President

Blake A. Dickinson

Mary E. Meagher

Eugene B. Mihaly

Also in attendance:

Andrew E. Nota, Town Administrator

Christina D. Collins, Finance Director

Michael C. Gray, Public Works Director

Lisa W. Bryer, Town Planner

Edward A. Mello, Police Chief

Andrew J. Wade, Parks and Recreation Director

Peter D. Ruggiero, Town Solicitor

Denise Jennings, Water Clerk

Cheryl A. Fernstrom, Town Clerk

# CALL TO ORDER, PLEDGE OF ALLEGIANCE

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.

# TOWN COUNCIL SITTING AS THE BOARD OF

# WATER AND SEWER COMMISSIONERS

The Town Council convened as the Board of Water and Sewer Commissioners at 7:05 p.m. and adjourned from sitting as the Board of Water and Sewer Commissioners at 7:10 p.m. See Board of Water and Sewer Commissioners Meeting Minutes.

**A motion was made by Councilor Meagher with second by Councilor Mihaly to move up Agenda Item No. VIII. A) Jamestown** **Community Playground Design Presentation to earlier in the agenda. President Trocki,** **Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

**VIII. UNFINISHED BUSINESS**

## Jamestown Community Playground Design Presentation: Parks and Recreation Director Andrew Wade

### Town Council review, recommendation and/or approval of Community Playground Design; review, discussion and/or potential action and/or vote

President Trocki introduced Director Wade who proceeded with a PowerPoint presentation that outlined:

How did we get here?

* 1990 Community Playground and 27 Years of Play

Planning for the Next Generation

* Initial Capital and Grant Funding; Public Workshops; Future Funding Sources

Ryan J. Bourque – Community Playground Fund

* Jamestown Police Officer Bourque killed May 23, 2016 by a wrong way drunk driver on Route 95
* Donations in his memory to benefit the children of Jamestown through renovation of the Community Playground

Next Steps

* Formation of Committee by Town Council February 2017 - Community Members Jen Cloud, Lee Bourque, Dick Trask, Matt Bolles, Michelle Bush, Betty Kinder, Christina Smith, Brad Parsons; Ad-hoc Members Planner Bryer, Police Chief Mello, Sergeant Esposito, Public Works Director Gray
* Overview of Committee Charge and Accomplishments;

Initial Planning & Development

* Review Committee Charge; School Children designs; Presentations from Leading Playground Manufacturers;
* Consultant Presentations; Playground Tours; Interviewed professionals; Remarks from 1990 Committee Member Bolles
* Selection of O’Brien & Sons/Landscape Structures ass Playground Consultant/Manufacturer

Presentation by Megan O’Brien, President of O’Brien & Sons, RI Representative for Landscape Structures of Minnesota reviewing:

* Overall Site Plan/Master Plan review, including structures and features
* 3D Renderings of proposed equipment from varying views (including tower, zip line, tall ship, lighthouse, monkey bars & swings)
* Environmentally friendly equipment 99% made in the USA, with high recycled and post-consumer materials; partner with America Forest to plant trees to offset carbon footprint

Director Wade displayed photo simulations of existing and proposed Playground including:

* Phase I with a total cost $256,708.36; Phase I funding total $258,000.00
* Demolition and Site Prep by Town staff and installation ready for May 2018
* Phase II – Adding to play value, to include completion of structures and equipment including Creative Corner, with cost estimate at $93,816
* Planned Fundraising Events include Memory Walk brick sales ($125), Capital Campaign, Wheels ‘N Steel event, 1st Annual Ryan J. Bourque November Neon Night 5K
* Equipment purchased through Massachusetts Higher Education Consortium

President Trocki opened Public Comment. There was no public comment.

**A motion was made by Councilor Meagher with second by Vice President White to approve the Playground Design. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye. (Applause)**

President Trocki thanked those in attendance and stated everyone looks forward to the new playground.

# ACKNOWLEDGEMENTS, ANNOUNCEMENTS, PRESENTATIONS, RESOLUTIONS AND PROCLAMATIONS

None.

#  PUBLIC HEARINGS, LICENSES AND PERMITS

**A motion was made by Councilor Meagher with second by Councilor to convene as the Alcoholic Beverage Licensing Board at 7:48 p.m. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

## Town Council Sitting as the Alcoholic Beverage Licensing Board

### **REQUEST** that the applications listed below will be in order for hearing at a meeting of said Licensing Board on Monday, November 6, 2017 at 6:30 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, 2017 to November 30, 2018; review, discussion and/or potential action and/or vote:

President Trocki read the Liquor License renewals by Class as follows:

**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**

Bay Voyage, LLC

dba: 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 Restaurant Group, LLC

dba: Narragansett Café

25 Narragansett Avenue

New England Golf Course Management, Inc.

dba: Jamestown Golf and Country Club

aka: The Cady Shack

245 Conanicus Avenue (lower level rear)

Slice of Heaven, Inc.

dba: Slice of Heaven

32 Narragansett Avenue

ESJ, Inc.

dba: Simpatico Jamestown

13 Narragansett Avenue

KALI, LLC

dba: J Twenty-Two Tap & Table

22 Narragansett Avenue

**CLASS B – VICTUALER - LIMITED**

Lucky Ridge Co., LLC

dba: Spinnaker’s Café

3 Ferry Wharf

PP Jamestown, LLC

dba: Pink Pig BBQ

35 Narragansett Avenue

**CLASS D – FULL (CLUB)**

Conanicut Yacht Club

dba: Conanicut Yacht Club

40 Bay View Drive

#### **A motion was made by Councilor Mihaly with second by Councilor Meagher to proceed to advertise liquor license renewals for public hearing on November 6, 2017. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

#### **A motion was made by Councilor Meagher with second by Vice President White to adjourn as the Alcoholic Beverage Licensing Board at 7:52 p.m.** **President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

## Licenses and Permits

### **REQUEST** to advertise for extended hours [in accordance with RIGL §5-24-1 (a) and (b)] in the *Jamestown Press* for a public hearing on November 6, 2017: **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 6, 2017 at 6:30 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: **RENEWAL** application; review, discussion and/or potential action and/or vote:

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 to open at 5:00 a.m. 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 a.m. to 2:00 a.m. daily (RIGL §5-24-1 allows this establishment to be open from 6:00 a.m. until 2:00 a.m. without additional operating hours).

#### **A motion was made by Councilor Meagher with second by Councilor Dickinson to proceed to advertise the Extended Hours license renewal hearing. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

## Public Hearing:

### Proposed Amendment of the Jamestown Code of Ordinances, Chapter 22 Environment, Article VII. Plastic Bag Ban, Sec. 22-350 Legislative Finds and Intent (new), Sec. 22-351 Purpose (new), Sec. 22-352 Definitions (new), Sec. 353 Prohibited Acts (new), Sec. 22-354 Exemptions (new), Sec. 22-355 Enforcement; Violations and Penalties (new), Sec. 22-356 Hardship Variance (new) and Sec. 22-357 Effective Date; duly advertised in the *Jamestown Press* September 7, 2017 edition; review, discussion and/or potential action and/or vote

#### **A motion was made by Councilor Meagher with second by Vice President White to open the Public Hearing at 7:53 p.m. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

President Trocki noted procedures and conduct for the public hearing, opened Public Comment, and referenced a short video to be shown by citizens in favor of the ordinance. Councilor Dickinson noted preference to proceed to the public discussion.

Public Comment.

Victor Bell of Ocean Avenue, President of EPI Global Environmental Packaging & Product Stewardship Consultants located on Clinton Avenue, noted his company tracks bag laws for large companies and noted he reviewed the proposed ordinance. He suggested revising the required labeling for “Recyclable Paper Bag” by removing the language ~~or the universal recycling logo on the outside of the bag in green lettering at least one inch in size~~ as it is in conflict with Federal guidelines and standards for labeling as outlined in FTC Part 260 *Guides for the Use of Environmental Marketing Claims*. Mr. Bell noted he is in favor of the proposed ordinance.

Sue Plowden of Calvert Place and Kate Petrie of Ft. Getty Road gave a recap of their support for the proposed Plastic Bag Ban ordinance and thanked the Council for being proactive. They noted 100 Jamestown citizens signed the Clean Ocean Access petition calling for a ban on plastic bags, and local businesses support it - 12 in favor, 1 unsure, and 1 opposed. A Jamestown community reusable bag imprinted with the names of local businesses is in the works. They suggested April 22, 2018, Earth Day, as the effective date of the ordinance. Litter collected along Fort Getty Beach over a four-day period was displayed and the letter of the Barrington Town Council President was read encouraging Jamestown to join Barrington, Middletown and Newport in banning plastic bags. A short video (2 minutes) was shown describing the pollution caused by plastics in our environment. (Applause)

Gay Herud-Green of Howland Avenue commented she is against the plastic bag ban and is against all bans, and gave alternatives to a ban, including public education and collaboration to engage community members to work toward a goal rather than a ban. Various alternatives were noted. She feels Jamestown is too small for a ban.

Meg Myles of Felucca Avenue commented that education is a way to go, which the Conanicut Island Sailing Foundation teaches in its summer camps and in the schools. She is against bans, but the over-use of single-use plastics require a ban. She suggested banning plastic straws in the future. (Applause)

Marilyn Munger of Knowles Court representing Conanicut Marine commented the ordinance only covers check-out bags for established business and would affect those businesses monetarily, our core businesses that keep the downtown village alive. However, the ordinance exempts non-profit businesses and organizations. The proposed ordinance prohibits bags less than 4 mils in thickness, and the bags used at Conanicut Marine are 2.5 mils, which are reused by customers. Currently they have $5,000 worth of bags in stock (3 years of inventory) and request the Council reconsider this unfair provision or delay compliance.

Elsa Petrie of Ft. Getty Road (Kate’s daughter) stated she grew up with environmental stewardship, asks the Council to take into account the fact this affects our community and the environment, and other reusable options and alternatives should be encouraged along with a ban.

Susanne Leach and daughter Nicole of Whittier Road commented this is a complex problem and the ban could be seen as a benefit, as it would be a cost savings for local businesses over time. In Europe people pay for their single-use bags, and if this were instituted it would show people that using their own reusable bags will save money, help protect the environment, curb pollution of our oceans, and protect sea life. Other alternatives to curb the use of single-use plastics were noted.

Haley Barber, Program Director of the Conanicut Island Sailing Foundation, commented on their mission to record plastic debris picked up at Fort Getty and teaching students about environmental stewardship. It goes beyond recycling, as plastic debris doesn’t go away. We need to stop it now if we care about the future of our planet. (Applause)

Wil Tuthill of Stanton Road asked what the town spends clearing plastic debris from storm drains.

Kim Holcombe of Collins Terrace commented she doesn’t feel the ban will cause a financial hardship to local businesses and gave examples of other bans, including the non-smoking ban, which appeared to cause hardships and then worked. We need to be positive, change the mindset, and support the ban to protect the planet.

#### Beth Hatch of Grinnell Street and owner of Jamestown Outdoors commented as a business owner she understands the concern of other businesses. However, they ask their customers if they want a bag rather than automatically putting items in one. More and more of their customers say “no” to bags, their inventory is lasting longer, and they are saving money.

#### Tom Chaginsky of Collins Terrace commented the $5,000 inventory quoted earlier amounts to $4.60 a day, $138 per month, and the goodwill that could be generated by businesses getting on board would more than compensate for the loss of $4.60 per day, and the public would support those businesses that no longer use plastic bags.

#### Bill Munger of Cole Street and Conanicut Marine commented they are not opposed to the ban. They offer paper bags and many of their customers bring their own bags. Customers do prefer the plastic bags for heavier items. It would be helpful to work with core businesses and consider a phase-in to educate the public, use inventory, and give them time to adapt. Jamestowners are environmentally conscious and he has never seen a Conanicut Marine bag floating in the bay.

#### Pat Sheehan of Clarke Street expressed support for the ban as it is the right thing to do and it is the right time to do it.

Kathleen Brown of Baldwin Court stated her late husband served on the Conservation Commission and his livelihood was focused around the use of 100% recycled plastics, so this issue is huge to their family. Michael went around to local businesses and felt we could be an example for other communities by voluntary use of reusable bags. Unfortunately, this must be legislated, and she supports passage.

Michelle Owen of Buoy Street commented she and her husband are active members of Clean Ocean Access and as boat owners they always pick up plastic bags in the water. This is a health issue, it must be controlled, and it must be legislated.

Abby Jenkins of Fort Getty Road commented on the amount of plastic debris she removes from the beach. She likes that people use canvas bags and having a town tote bag would be a great idea for a fundraiser. She supports the ban.

Ray Iannetta of Maple Avenue stated he hates a lot of rules and regulations. He remembers when the Johnston Landfill was a hole in the ground, now it is a mountain, and we are running out of space. He referenced banned items that “we could not live without,” and we have survived without them, and companies that produced such items would never voluntarily comply. He supports the ban.

Pem Attaway of Decatur Avenue commented it takes 1,600,000,000 gallons of oil annually to make plastic bags, so let’s cut back on the use of oil by banning the use of plastic bags. They are everywhere, and if education alone worked, we wouldn’t be here this evening. She agrees with a phase-in over time, an exemption for thicker bags, requiring all businesses to comply, and supports the ban.

Dave McLaughlin of Clean Ocean Access thanked the Council for the opportunity to speak and noted that most businesses are not opposed to the ban. The largest impact is the point of sale, and non-profits could be added to the ordinance this evening or added later. He is in favor of a phase-in and 6 to 8 months is appropriate. Reusable bags comply with the spirit of Sustainable Jamestown, it will not be difficult for businesses to comply, and he is interested in working with the Town and Schools to promote education. Plastic bags never go away and we need to be responsible and protect our environment. Some laws need to be adopted, and eventually it becomes second nature. Over the last four years COA has removed over 210,000 pieces of debris from the shoreline. We all have the responsibility to protect our environment and promote a healthy ocean, and he looks forward to working with the Town to promote a Sustainable Jamestown. (Applause)

Council members support compliance for April 22, 2018, Earth Day.

Councilor Dickinson commented Jamestowners are good stewards and we can all do simple things. He believes a lot of the plastic debris is not from Jamestown and education is the answer. If we are to ban plastic bags, we should ban the use of all single-use plastics. He believes in leading by example and a phase-in would be appropriate.

Councilor Meagher commended Council members for their efforts and we have to start where we can. She doesn’t want to hurt anyone’s business and a phase-in is appropriate. We all have to be responsible stewards and that is what this ordinance promotes.

Vice President White stated the Council introduced this ordinance to make a statement to protect our environment for the future. We use plastic bags for groceries and then dispose of them. He referenced summer concerts on the Green and the majority of people remove their trash and others clean-up after those who don’t. Plastic bags are a problem and we need to make a statement. Mr. White referenced things banned in the past that turned out to be good, we adjusted, and this is a good thing.

Councilor Mihaly commented on serving on a Destroyer and seeing plastic bags floating in the ocean. He hopes the petrochemical industry will produce degrading disposable bags for animal waste. Humanity depends on the ocean, the oceans are stressed, and it is time to start the process and do our bit to turn the tide.

President Trocki noted the many passionate comments made this evening and we are all concerned about our businesses, health, safety, and our oceans. We must weigh the needs of our community and this is a no-brainer. Once this becomes a habit it will be good for all humanity not just Jamestown. She supports this ordinance as proposed with Victor Bell’s edits, effective as of April 22, 2018, Earth Day, with amendments if needed in the future.

#### **A motion was made by Councilor Meagher with second by Councilor Mihaly to approve this ordinance with the one amendment which states in the section of the ordinance RECYCLABLE PAPER BAG means a paper bag that is fully recyclable overall and contains a minimum of 40% post-consumer recycled content and contains no old growth fiber. The bag should display the words “Reusable” and “Recyclable” and the next line is crossed out ~~or the universal recycling logo on the outside of the bag in green lettering at least one inch in size~~ and adding the language or other marking in compliance with the Federal Trade Commission (FTC) Part 260 *Guides for the Use of Environmental Marketing Claims or as amended* with the effective date of April 22, 2018.**

Discussion. Sec. 22-356 Hardship Variance states “The Town Administrator may grant a variance from the requirements of this article only after determining that: Application of this article would cause undue hardship based upon unique circumstances” and this point may be pertinent to Conanicut Marine.

Back to the vote on the motion. **President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Nay; Councilor Meagher, Aye; Councilor Mihaly, Aye. Motion passes by a majority vote in the affirmative.**

The public hearing was closed at 9:11 p.m.

# OPEN FORUM

## Scheduled to address. None.

## Non-scheduled to address.

Carol Nelson-Lee asked for follow-up on the memos sent to the Town Council by the Conservation recommending reinstituting the Water Resources Protection Committee.

Town Administrator Nota stated he and Town Planner Lisa Bryer met with Conservation Commission Member Dave Reardon at length, and Dave will bring that information back to the Conservation Commission, who will determine whether this should be a full committee or a working group of Conservation Commission members. Also discussed were properties in the Shores that may potentially go on the market and a process for individuals to sell or donate properties and encroachment issues on Rights-of-Way and preserved properties. Mr. Nota stated he would be happy to discuss this with her further.

Ms. Nelson-Lee offered the services of experienced individuals who would like to serve on the Water Resources Protection Committee.

# COUNCIL, ADMINISTRATOR, SOLICITOR, COMMISSION/COMMITTEE COMMENTS & REPORTS

## Town Administrator’s Report: Andrew E. Nota

Town Administrator Nota would like to have Chief Mello give an update.

### Coyote Management Update

Chief Mello outlined the four action areas developed from the last meeting to deal with coyote challenges and their status:

Objective 1: Public Education – to educate the public on living with coyotes and reducing food sources

#### Produce a poster to be located in public areas throughout town

#### Produce long-term signage to be posted at visitor/recreation locations throughout Town

* Use Social media and Website
* Produce 3-minute public service video
* Educate military families about coyotes issues
* Advise farming community on coyote issues and safe disposal of livestock
* Confirm removal of deceased animals with RIDEM and Jamestown Public Works

Objective 2: Tracking and monitoring coyote populations

* Engage professional to monitor coyote populations/packs to determine status, changes and locations; identify unnatural food sources and mitigate
* Engaged Dr. Numi Mitchell to track populations upon delivery of tracking devices (grant funding)
* Develop method to monitor coyote sightings and interactions reported to Police Department

Objective 3: Train/Equip Police Officers to mitigate coyotes that pose a threat

* Develop and review specific policy to address coyote reports
* Develop internal tracking system of reported coyote contacts
* Identify and procure appropriate weapons to dispatch coyotes
* Provide officer training in safe handling of weapons

Objective 4: Trapping and Removal

* Enter into MOU with RIDEM licensed trapper in cases where other mitigation techniques are not successful and/or practical (challenges noted)

Chief Mello reported information is being standardized and the “Guidance on Living with Coyotes” notice will appear in the *Jamestown Press* (twice). Education is key and informing our citizens will continue. The Council expressed appreciation for Chief Mello’s quick response to the coyote issue. Council members would like more information on coyote habits and how they arrived in Jamestown. Lengthy discussion ensued.

Public comments.

Kerry Clarke of Bay View Drive commended the Police Department and Town Council for their continued efforts and noted families have lost pets to nuisance coyotes. She looks forward to a solution, as this is a public health and safety issue.

Steve Lepre of Wright Lane noted his dog, a 40-pound puggle, attached by three coyotes and killed. The coyote behavior was frightening, he has concerns for area children, and stressed the urgency for a solution to the coyote problem.

Councilor Dickinson noted the coyotes’ lack of fear of humans as they have become habituated. We need to reinstate nature into the equation and re-instill coyotes’ fear of humans. He commends the Police Department for their pro-active efforts.

### East Ferry Renovation Project

### Town Administrator Nota reported that Town staff made 3 modifications to the final plan based on concerns and discussion at the August meeting as follows:

* One additional pedestrian access on the sidewalk along the water, providing three access points from the parking area
* Widening of the travel way from 60 ft. to 62 ft. while preserving the green space along the water and opening up the travel way
* Provide more safety access from parking spaces onto a hardscape sidewalk

The three amendments leave enough space to accommodate all interests while leaving space for activities on the triangle, including holiday festivities. Bid specs are being developed by Town staff and should be finalized in the coming weeks. Council members thanked the Town Administrator and staff for making the accommodations.

### Storm Update

Town Administrator Nota reported two EMA Team meetings have taken place, one this afternoon to review Hurricane Jose. Chief Mello is in constant contact with State agencies. Sustained winds of 30 to 50 mph are expected, but this storm does not warrant opening of the Shelter. Hurricane Maria is being tracked and updates will continue, the generator is being brought to Town Hall, Shelter personnel are on alert, and the Code Red system will be used for messages to the community as needed.

### Statewide School Facility Conditions Assessment

Town Administrator Nota reported on the 2017 RI School Facilities Report released on September 13th. The report assessed a total of $2.2 billion in needed infrastructure improvements statewide overall, with over $600 million of critical infrastructure improvements. The findings for Jamestown Schools is estimated at $16,293,628 - $6,728,721 for Melrose and $9,564,907 for Lawn. Our School District has engaged RGB Consulting to conduct an internal district assessment. Governor Raimondo has formed a State Task Force to develop an Action Plan, and Mr. Nota has been appointed to that Task Force. Short-term needs amount to less than $100,000 to keep our schools open. A local Committee is being formed with a Council appointment later in the agenda. Discussion ensued of State reimbursements, which are expected at 35% for Jamestown. Lengthy discussion ensued of long-term needs and funding for this project. More information will be forthcoming.

### Local Internet Service

Town Administrator Nota reported on the quality of the internet service for Jamestown. The only provider available for television and internet is Cox, who is operating with 25 to 30 year old copper equipment. Per Jamestown IT Specialist Mike Glier the problem is mostly likely a band with issue, due to the demand for services, increased use of wireless equipment, and age of the equipment. Lengthy discussion ensued. Mike is continuing his research and will have more information available in the near future.

### RITBA Fall Construction Schedule

Mr. Nota reported on the Newport Bridge deck construction to commence later this week through Thanksgiving. The 2018 work schedule is unknown at this time. Chief Mello is coordinating with RITBA to monitor local traffic challenges due to the bridge construction. The use of signage and a law enforcement presence may be needed to dissuade motorists from detouring through town to gain a faster route to the bridges.

### Senior Coordinator and Food Service Positions

The lunch program Coordinator, Ernie Anthony, has moved on and Carrie Anderson was hired to fill the position. Councilor Meagher a letter be sent to Butch for his services.

Senior Coordinator Ellen Vietri has stepped down, Recreation Department personnel are filling in at present, a revised job description is being developed, and the position will be advertised.

## Quonset Development Corporation Board of Directors Report: Jamestown Member Job Toll

## Job Toll gave a report on the status of the 3,212 acre Quonset Business Park, with its 200 companies employing over 11,000 people (16-30 from Jamestown). Of the 1,881 developable acres, there are only 260 available acres for development, consisting of 36 parcels, only 2 greater than 30 acres and 7 greater than 10 acres. Over 215,000 vehicles arrive annually by sea to the Port of Davisville, and over 40,000 vehicles arrive by rail. It also served as the port for Deep Water Wind during construction of the Block Island Wind Farm. The Board is comprised of representatives of North Kingstown (2), East Greenwich (1), Jamestown (1), and (6) directors appointed by the Governor. Job invites the Council to visit Quonset.

##  Town Clerk’s Office Report: Cheryl A. Fernstrom

The Clerk updated the Council on the Town Clerk’s Office, Elections, and Probate Court. The Special Primary and Special Election went smoothly, and Dawn Euer was elected to fill the District 13 Senate seat. The E-Poll Books were used, streamlining the operation and saving time. The Probate Court has the new mandated Probate Forms in operation and working well, ahead of the October 1st deadline. The Town Clerk’s Office historical project that began in 2011 to microfilm, index, and image all land evidence documents for Volumes 225 back to Volume 1 into the ACS Land Evidence System is now complete. The total cost of $36,452.82 was funded through the Historical Records Trust Act established in 1993, and no taxpayer dollars were used. House Bill 6323 passed in the 2017 General Assembly and became law, revising the notice and posting requirements outlined in the Open Meetings Act. All departments and boards, commissions, committees have been notified of the revisions and requirements and are meeting individually with the Clerk to review the new procedures to assure compliance by the January 1, 2018 deadline.

# UNFINISHED BUSINESS

## Playground Design – addressed previously

## Upcoming Meetings and Sessions – dates and times. None.

# NEW BUSINESS

## Jamestown School Department Building Committee: appointment of Town Council Member

**A motion was made by Councilor Meagher with second by Councilor Mihaly to appoint Vice President Michael White to the Building Committee. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

# ORDINANCES AND APPOINTMENTS AND VACANCIES

President Trocki announced that interviews were conducted earlier this evening and on August 18th. Council is pleased to have so many talented volunteers come forward, including six candidates for Affordable Housing and three for Discover Newport, and a considerable amount of time was given to interview all candidates.

## Appointments, Vacancies and Expiring Terms; review, discussion and/or potential action and/or vote

### Discover Newport (Newport and Bristol County Convention and Visitors Bureau) (One vacancy with a three-year term ending date of September 7, 2020); duly advertised; interviews conducted

#### Letter of interest for reappointment

##### Frank “Rusty” Sallee

#### Letters of interest for appointment

##### James Rugh

##### Richard Lynn

**A motion was made by Councilor Meager with second by Councilor Dickinson to reappoint Rusty Sallee to Discover Newport.** **President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

### Jamestown Affordable Housing Committee (One vacancy with an unexpired three-year term ending date of May 31, 2018); duly advertised; interviews conducted

#### Letter of interest for reappointment

##### Jerome Scott

#### Letters of interest for appointment

##### Valerie Malloy

##### Lisa Carlisle

##### Edie Flynn

##### John Gillespie

##### Richard Lynn

Councilor Meagher recuses on this appointment, files the appropriate form, and leaves the Council table.

Council members noted the importance of the Committee, the excellent candidates, and the need for new energy. Candidates Flynn and Gillespie were of special note. Any candidate not appointed this evening should apply in the next round.

**A motion was made by Vice president White with second by President Trocki to appoint Edie Flynn for this spot.**

Discussion. It is admirable to have so much interest in the position.

Back to the vote on the motion. **President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Abstains. Motion passes by a majority vote in the affirmative.**

### Jamestown Tree Preservation and Protection Committee (One vacancy with a three-year term ending date of December 31, 2019); duly advertised; interview conducted

#### Letters of interest

##### Richard Lynn

Discussion ensued of Mr. Lynn’s past services and willingness to serve on the Tree Committee.

**A motion was made by Vice President White with second by Councilor Meagher to appoint Dick Lynn to the Tree Committee. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

**XI. 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 Councilor Mihaly with second by Councilor Meagher to approve and accept the Consent Agenda. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

The Consent Agenda approved consists of the following:

## Adoption of Council Minutes

### August 21, 2017 (interview session)

### August 21, 2017 (special meeting)

### August 21, 2017 (special executive session)

### August 21, 2017 (regular meeting)

### August 21, 2017 (regular executive session)

## Minutes of Boards/Commissions/Committees

### Jamestown Community Playground Renovation (03/03/2017)

### Jamestown Community Playground Renovation (03/10/2017)

### Jamestown Community Playground Renovation (03/24/2017)

### Jamestown Community Playground Renovation (04/07/2017)

### Jamestown Community Playground Renovation (04/28/2017)

### Jamestown Community Playground Renovation (05/12/2017)

### Jamestown Community Playground Renovation (05/19/2017)

### Jamestown Community Playground Renovation (06/09/2017)

### Jamestown Community Playground Renovation (06/22/2017)

### Jamestown Community Playground Renovation (07/14/2017)

### Jamestown Community Playground Renovation (07/28/2017)

### Jamestown Community Playground Renovation (08/04/2017)

### Jamestown Planning Commission (08/02/2017)

### Jamestown Planning Commission (08/16/2017)

### Jamestown Traffic Committee (06/15/2017)

### Jamestown Zoning Board of Review (07/25/2017)

## CRMC Notices

### September 2017 Calendar

### Letter re: Request for Public Notice Extension End Date for CRMC File No. 2014-12-056 (Joseph & Antonio Pinheiro) granted to September 30, 2017

### Semi-Monthly Meeting Agenda for September 26, 2017

### Public Notice for Proposed Rule-Making Public Hearing on October 24, 2017 at 5:00 p.m., RI Department of Administration Cafeteria (basement floor), One Capitol Hill, Providence, RI with written comments due by October 16, 2017

## Abutter Notifications

### Notice is hereby given that the Jamestown Zoning Board of Review will hold a Public Hearing September 26, 2017 at the Jamestown Town Hall, 93 Narragansett Avenue, Jamestown, Rhode Island at 7:00 p.m. upon the following: Application of David & Marylou Howard, whose property is located at 59 Ferry Street, and further identified as Assessor’s Plat 5, Lot 58, for a special use permit from Article 3, Section 82-314 High Groundwater, Table C, Development Within Sub-district A, Article 6, Section 82-601 to construct a 8’ x 20’ covered front porch. Said property is located in a R40 zone and contains 14,400 sq. ft.

### Notice is hereby given that the Jamestown Zoning Board of Review will hold a Public Hearing September 26, 2017 at the Jamestown Town Hall, 93 Narragansett Avenue, Jamestown, Rhode Island at 7:00 p.m. upon the following: Application of Christina D Scully, whose property is located at 113 Frigate Street, Jamestown, Rhode Island, and further identified as Tax Assessor’s Plat 16, Lot 218 for a Special Use Permit granted under Article 6 Section 82-600 and 602, pursuant to Article 3 Section 82-314, High Groundwater Table and Impervious Overlay District Sub-District A. The application also seeks a Variance, pursuant to Article 6, Sections 82-600 and 82-605, from Article 3 Section 82-302, Table 3-2, District dimensional regulations, to repair and remodel the property where the front setback is proposed to be 21’ 8” feet where 30 feet is required and from Article 3 Section 82-314 (C) (4), Percent of Maximum Impervious Cover for Sub-District A, where the existing lot impervious coverage is proposed to be 12.1% where 9.0% is allowable and the existing lot impervious coverage is 12.4%. The application also seeks a Variance from Article 7, Section 82-705, Alteration of a nonconforming structure, in order to perform the requested remodel and repairs as the current structure has a front setback of 21’ 8” where 30 feet is required. Said property is located in a R40 Zone and contains 8,385 square feet.

## Abatements/Addenda of Taxes

Total Abatements: $126,280.25 Total Addenda: $122,471.50

### Real Property/Motor Vehicle/Tangible Abatements to 2017 Tax Roll

 **Account/Abatement Amount**

#### 04-0696-05M $ 88.15

#### 06-0165-12M $ 358.76

#### 07-0694-50M $ 41.75

#### 16-0650-05M $ 88.91

#### 18-0246-50M $ 76.40

#### 01-0025-00 $ 7,525.99

#### 02-0262-00 $ 1,164.85

#### 01-0474-72 $ 4,328.95

#### 02-0126-10 $ 1,515.58

#### 02-0314-85 $ 3,842.01

#### 02-0505-50 $ 1,728.62

#### 02-1059-00 $ 6,389.43

#### 03-0430-30 $ 1,002.98

#### 03-0731-25 $16,666.17

#### 03-1126-05 $ 387.75

#### 03-1154-40 $ 2,807.65

#### 04-0016-10 $ 783.73

#### 04-0632-00 $ 3,869.85

#### 04-0775-76 $ 1,028.89

#### 05-0312-10 $13,354.45

#### 06-0303-00 $ 5,329.45

#### 07-0035-00 $ 8,257.76

#### 07-0940-40 $ 4,043.81

#### 08-1022-01 $ 2,051.50

#### 10-0262-50 $ 940.48

#### 11-0573-25 $ 32.04

#### 12-0280-26 $ 6,082.87

#### 12-0510-25 $ 4,367.21

#### 12-1020-00 $ 3,664.27

#### 13-0409-03 $ 1,607.30

#### 13-0423-00 $ 2,585.09

#### 13-1450-00 $ 3,742.07

#### 13-1586-60 $ 2,396.30

#### 14-0092-25 $ 3.38

#### 16-0286-01 $ 4,193.25

#### 19-0593-00 $ 879.01

#### 19-0880-00 $ 5,940.49

#### 20-0033-75 $ 1,002.98

#### 22-0002-55 $ 1,660.12

### Real Property/Motor Vehicle/Tangible Addenda to 2017 Tax Roll

 **Account/Addenda Amount**

#### 02-0004-25M $ 332.58

#### 01-0001-66 $ 1,515.58

#### 02-0093-35 $ 8,257.76

#### 02-0126-35 $ 4,328.95

#### 02-0260-50 $ 3,742.07

#### 02-1265-58 $ 3,905.74

#### 03-0595-35 $ 2,501.50

#### 03-1144-92 $ 2,807.65

#### 03-1154-40 $ 4,043.81

#### 04-0641-98 $ 6,389.43

#### 04-1037-21 $ 1,660.12

#### 06-0000-07 $ 7,525.99

#### 06-0452-90 $ 5,329.45

#### 07-0035-01 $ 3,842.01

#### 08-0058-80 $ 783.73

#### 08-0063-70 $16,666.17

#### 12-0843-00 $ 3,664.27

#### 13-0848-40 $ 5,940.49

#### 13-0946-00 $ 4,367.21

#### 13-1282-19 $ 2,396.30

#### 13-1397-18 $ 6,082.87

#### 18-0140-07 $ 2,585.09

#### 18-0730-83 $ 1,728.62

#### 19-1371-70 $ 1,164.85

#### 19-1451-80 $ 4,193.25

#### 19-1482-50 $ 1,028.89

#### 19-1482-50 $ 725.37

#### 23-0110-76 $13,354.45

## One Day Event/Entertainment License

### Applicant: Jamestown Rotary Club

###  Event: 42nd Annual Jamestown Classic Bike Race

###  Date: October 9, 2017

 Location: Fort Getty/streets of Jamestown/Fort Getty

**XII. COMMUNICATIONS, PETITIONS, AND PROCLAMATIONS AND RESOLUTIONS FROM OTHER RHODE ISLAND CITIES AND TOWNS**

**A motion was made by Councilor Meagher with second by Vice President White to** **receive the Communications. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

The Communications and Resolutions and Proclamations from other RI cities and towns received consists of the following:

## Communications; review, discussion and/or potential action and/or vote

### Email of Lions Club President John Murphy re: newly installed memorial benches at Fort Getty

### Letter of ACLU and other public service agencies re: protecting Rhode Island’s DACA recipients

### Announcement of RI Division of Statewide Planning Discovery Workshop Series for knowledge and insight on the transportation network September 21, 25, and 28, 2017

## Resolutions and Proclamations from other Rhode Island Cities and Towns; review, discussion and/or potential action and/or vote

### Resolution of the North Smithfield Town Council In Support of Bill H 6204 - An Act Relating to Maintenance of Town Roads

### Resolution of the North Smithfield Town Council In Opposition to Bills H 5475 and S 0481 – An Act Relating to Cities and Towns – Subdivision of Land

### Resolution of the Hopkinton Town Council In Opposition to Bills H 5475 and S 0481 – An Act Relating to Cities and Towns – Subdivision of Land

### Resolution of the Hopkinton Town Council In Support of Bill H 6204 – An Act Relating to Maintenance of Town Roads

Helen O’Grady requests to speak to Communication 2) ACLU letter on the DACA issue, and it was granted.

Helen O’Grady of Schooner Avenue thanked the Council for the opportunity to speak and support Communication 2) to protect Rhode Island’s DACA recipients, noted the 17 agencies that signed the letter, and looks forward to hearing the Council’s support and institution of steps to protect DACA recipients, including adoption of an ordinance like the example outlined by the ACLU, as this is a human rights issue.

Stefan Gislason of Beavertail Road noted his support and endorsement for Communication 2). Adoption of an ordinance would be public record that DACA recipients know they can come to Jamestown and how they can expect to be treated here.

Richard Hitt of Schooner Avenue expressed support for Communication 2) to protect DACA recipients, as this is a human rights issue.

President Trocki noted Councilor Dickinson’s point of order, as this is Communications, but substantive discussion cannot take place as it is not properly on the agenda to take action. This could be addressed in the future as an agenda item. Solicitor Ruggiero commented this could be put on a future agenda for action or under Open Forum Request to Address with proper backup.

# XIII. AGENDA ITEMS FOR THE NEXT MEETING AND FUTURE MEETINGS

## Golf Course Design Discussion (October 2)

## Financial Town Meeting Rules and Procedures (October 2)

## Review of Town, School and Combined Budgets and Warrant items exceeding $50,000 through paper ballot, electronic ballot, FTM or Referendum (October 2, special session)

## Fort Getty Discussion re: future planning (October 16)

Council will move the Golf Course Discussion to October 16 along with the Fort Getty Discussion. The Financial Town Meeting Rules and Procedures and Review of Town, School and Combined Budgets and Warrant items exceeding $50,000 through paper ballot, electronic ballot, FTM or Referendum will be on the October 2 agenda, as part of the regular meeting. Backup information as to process and procedure for the two items will be available to Council and the public prior to the October 2 meeting. Solicitor Ruggiero noted two Executive Session items, which will be on the October 2 agenda. Additional information on the Coyote issue will appear on an agenda as soon as it becomes available.

**XIV. EXECUTIVE SESSION**

None.

**XIV. ADJOURNMENT**

**A motion was made by Councilor Mihaly with second by Vice President White to adjourn. President Trocki, Aye; Vice President White, Aye; Councilor Dickinson, Aye; Councilor Meagher, Aye; Councilor Mihaly, Aye.**

The Jamestown Town Council adjourned the regular meeting at 10:39 p.m.

Attest:

Cheryl A. Fernstrom, CMC, Town Clerk

Copies to: Town Council

 Town Administrator

 Finance Director

 Town Solicitor