



TOWN COUNCIL MEETING
Jamestown Town Hall
Rosamond A. Tefft Council Chambers
93 Narragansett Avenue
Monday, August 19, 2019
6:30 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.

Attachments for items on this meeting agenda are available to the public on the Town website at: <http://www.jamestownri.gov/town-government/town-council/town-council-meetings-minutes/2019-meetings-minutes/2019-meetings>

I. ROLL CALL

II. CALL TO ORDER, PLEDGE OF ALLEGIANCE

III. TOWN COUNCIL SITTING AS THE BOARD OF WATER AND SEWER COMMISSIONERS

A) Approval of Minutes; review, discussion and/or potential action and/or vote July 8, 2019 (regular meeting)

B) Open Forum

Comments are not limited to items on this agenda. However, items not on this agenda will only be heard and not acted upon by the Town Council. Note: Section 42-46-6 of the Open Meetings Act, and Department of the Attorney General Advisory Opinions relevant to this item on any public body meeting agenda specifically prohibits the Town Council from discussing, considering or acting on any topic, statement or question presented. The Town Council may, if warranted, refer such matters to an appropriate committee, to another body or official, or post the matter for consideration at a properly-noticed, future meeting.

1) Scheduled request to address – None.

2) Non-scheduled request to address

C) Report of Town Officials - Status Reports; review, discussion and/or potential action and/or vote

1) Pumping Report

2) Town Projects Reports (<http://www.jamestownri.gov/town-government/town-council/town-council-meetings-minutes/2019-meetings-minutes/2019-meetings>)

3) Town Wells

- 4) Water Treatment Plant
 - 5) Transfer Pumping/Reservoir
 - 6) Distribution System
 - 7) Wastewater Treatment Facility
 - 8) Clean Water Infrastructure Replacement Plan (July 2019), prepared by Pare Corporation.
 - 9) Finance Director's Report: Comparison of Budget to Actuals as of July 31, 2019 (<http://www.jamestownri.gov/town-government/town-council/town-council-meetings-minutes/2019-meetings-minutes/2019-meetings>)
- D) Letters and Communications; review, discussion and/or potential action and/or vote
- 1) Letter of Dennis H. Webster of 8 Mount Hope Avenue to Michael Gray, Public Works Director re: request for relief from excess sewer charges on his July 2019 water and sewer bill

Town Council Adjourns from sitting as the Board of Water and Sewer Commissioners

IV. ACKNOWLEDGEMENTS, ANNOUNCEMENTS, PRESENTATIONS, RESOLUTIONS AND PROCLAMATIONS

- A) Proclamations:
- 1) No. 2019-11: Cheryl Fernstrom Retirement
 - 2) No. 2019-12: Andy Nota Town Administrator
- B) Presentations:
- 1) Police Chief Edward A. Mello: Jamestown Police Department Life Saving Award
 - a) Officer Nathaniel Schaffer, Jamestown Police Department
 - 2) Executive Director Christine Crocker, RI Police Accreditation Commission and Captain Mathew Benson, Johnston Police Department
 - a) Jamestown Police Department RI Police Accreditation

V. PUBLIC HEARINGS, LICENSES AND PERMITS

The Town Council will review each license application and vote on it individually. 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) Bingo License Application; review, discussion and/or potential action and/or vote
- 1) Applicant Friend of Jamestown Seniors, Inc.
 Event: Bingo Games
 Dates: 09-01-2019 to 08-31-2020
 Location: 6 West Street
 - a) RI State Police Certificate of Approval to conduct Senior Center Bingo through August 31, 2020

- B) One Day Event License Application; review, discussion and/or potential action and/or vote
 - 1) Applicant Jamestown Community Food Pantry
 - Event: Yard Sale
 - Dates: October 12, 2019
 - Location: Fort Getty Pavilion
 - a) Request for Waiver of Pavilion Rental Fee

VI. OPEN FORUM

Please note that under scheduled requests to address, comments are not limited to items on this agenda. However, items not on this agenda will only be heard and not acted upon by the Town Council. Note: Section 42-46-6 of the Open Meetings Act and Department of the Attorney General Advisory Opinions relevant to this item on any public body meeting agenda specifically prohibits the Town Council from discussing, considering or acting on any topic, statement or question presented. The Town may, if warranted, refer such matters to an appropriate committee, to another body or official, or post the matter for consideration at a properly-noticed, future meeting.

- A) Scheduled request to address
 - 1) Roland and Martha Vigneault regarding Motocross Track on East Shore Road
- B) Non-scheduled request to address

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

- A) Town Administrator’s Report: Andrew E. Nota
 - 1) Short –term Rental Management
 - 2) EMS Barn Property and Parking
 - 3) North Road
 - 4) Shared- use Path (Bike/Pedestrian)
 - 5) Fort Getty Gate House and Lower Restroom Projects
 - 6) Gould Island Site Visit
 - 7) Moody’s Investors Services Bond Rating Review
 - 8) Good Energy, LP-Community Energy Aggregation
 - 9) School Construction Proposed Roof-top Solar Installation
 - 10) ICMA Northeast Region Program Opportunity
 - 11) Rhode Island League of Cities and Towns Program Updates
 - 12) Town Administration Meeting with RI DEM
 - a) Beavertail Lease
 - b) Gould Island
 - c) Dutch Island
 - d) RI Open Space and Recreation Development Grant

VIII. UNFINISHED BUSINESS

For past discussion documentation please visit: <http://www.jamestownri.gov/town-government/town-council/town-council-meetings-minutes/2019-meetings-minutes/2019-meetings>

- A) Adoption of Corrected Resolution No. 2015-05 “A Resolution Making an Appropriation of \$5,900,000 and Authorization for the Town of Jamestown to Finance Replacements, Renovations and Improvements and Related Equipment at the Jamestown Public Schools and to Issue not more than \$5,900,000 Bonds and Notes and enter into a Financing Agreement with the Rhode Island Health and Educational Building Corporation” adopted by a unanimous vote of the Town Council on April 1, 2019 to correct Local Acts numbers (listed as Local Acts 147 and 150 of 2018 revised to Local Bond Acts 149 and 152 of 2018); review, discussion and/or potential action and/or vote
- B) Ad Hoc Committee on Public Art: Recommendation to the Town Council to accept the modified application, for Public Art Gift known as the “Whale’s Tail”, proposed location at Beavertail Site #23, and proposed conditions: 1) Maintenance be Covered, 2) Time Restriction of Completion of Twelve (12) Months from Contract Signing, 3) Artist Commitment of it being One of a Kind or a Numbered Limited Edition, 4) If Town Council determines that it is a temporary placement, then escrow should be limited to 3-5 years; review, discussion and/or potential action and/or vote
 - 1) Memorandum from Duncan Pendlebury, Chair, Ad-Hoc Committee for Public Art dated July 30, 2019
 - 2) Jamestown’s Whale Tail Proposal for Public Art Gift Application dated June 21, 2019
- C) Upcoming Meetings and Sessions – dates and times
 - 1) Town Council Meeting Schedule: September 3rd (Tuesday), September 16th, October 7th and October 21st at 6:30 p.m.; review, discussion and/or potential action and/or vote

IX. NEW BUSINESS

- A) Jamestown Community Food Pantry Donation Request in the amount of \$2,500.00; review, discussion and/or potential action and/or vote
- B) Town Council Liaison to Jamestown Housing Authority; request of Councilor Beye; review, discussion and/or potential action and/or vote
- C) Appointment of Interim Town Administrator; review, discussion and/or potential action and/or vote
- D) Town Administrator Search Process; review, discussion and/or potential action and/or vote

X. ORDINANCES, APPOINTMENTS, VACANCIES AND EXPIRING TERMS

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 for review, discussion and/or potential action and/or vote. A Consent Agenda item or items may be removed by the Town Council for review, discussion and/or potential action and or vote.

- A) Adoption of Town Council Minutes
 - 1) July 8, 2019 (regular meeting)
 - 2) July 8, 2019 (executive session)
 - 3) August 2, 2019 (special meeting)
- B) Minutes of Boards/Commissions/Committees
 - 1) Jamestown Planning Commission (May 15, 2019)
 - 2) Jamestown Planning Commission (June 5, 2019)
 - 3) Jamestown Planning Commission (June 19, 2019)
 - 4) Jamestown Zoning Board of Review (June 25, 2019)
 - 5) Jamestown Philomenian Library Board of Trustees (June 11, 2019)
 - 6) Jamestown Ad-Hoc Committee on Public Art (July 24, 2019)
 - 7) Jamestown Ad-Hoc Committee on Public Art (August 7, 2019)
- C) CRMC Notices
 - 1) Public Notice of Rule- Making for Amendments to 650-RICR-20-05-11 Ocean Special Area Management Plan
 - 2) August 2019 Meeting Calendar Amended July 31, 2019
- D) Public Notice
 - 1) State Planning Council Transportation Advisory Committee - State Transportation Improvement Program - Major Amendment #19
 - 2) Public Notice of Jamestown Chamber of Commerce - Installation of New Parking signage and pavement markings in East Ferry
- E) Approval Police Department Mutual Aid Agreements
 - 1) City of Newport: No. 2019-13
 - 2) Town of North Kingstown: No. 2019-14
- F) Abatements/Addenda of Taxes
 Total Abatements \$ 744.46 Total Addenda \$7,486.92

Account/Abatement Amount

- 1) Motor Vehicle Abatements to 2000 Tax Roll
 - a) 19-1123-00M \$218.59
- 2) Motor Vehicle Abatements to 2006 Tax Roll
 - a) 22-0312-73M \$309.07
- 3) Motor Vehicle Abatements to 2007 Tax Roll
 - a) 22-0312-73M \$146.05
- 4) Motor Vehicle Abatements to 2019 Tax Roll
 - a) 07-0850-74M \$37.94
 - b) 20-0535-50M \$32.81
- 5) Addenda to Real Estate and Real Property 2019 Tax Roll
 - a) 01-0139-99 \$53.81
 - b) 03-0062-46 \$2,375.12
 - c) 15-0318-80 \$2,119.67
 - d) 16-0555-00 \$250.00
 - e) 19-0593-00 \$250.00
 - f) 19-1371-70 \$733.02
 - g) 20-0622-00 \$1,705.30

- G) One Day Vendor/ Peddler License; review, discussion and/or potential action and/or vote
 - 1) Applicant: Just Dogs- Rebecca Madeiro
 - Event: Seaside Family Cruise
 - Date: September 1, 2019
 - Location: Fort Getty
- H) Finance Director's Report: Comparison of Budget to Actuals as of July 31, 2019 (<http://www.jamestownri.gov/town-government/town-council/town-council-meetings-minutes/2019-meeting-minutes/2019-meetings>)

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

The Council may acknowledge any of the listed Communications and Proclamations and Resolutions. Should any member wish to have a conversation on any of the matters, the item will be placed on a future agenda for review, discussion and/or potential action and/or vote.

- A) Communications
 - 1) Statewide Planning Newsletter July/ August 2019
 - 2) Letter of Annual Award Breakfast from the Rhode Island Coalition for the Homeless
 - 3) Letter of Liz and Blair Boyer regarding acceptance and installation of Peter Diepenbrock's Whale's Tail
 - 4) Memorandum of Alma Davenport regarding Whale's Tail Sculpture
 - 5) Letter of Alma Davenport regarding Ad Hoc Public Art meeting
 - 6) Letter of Cynthia Levesque regarding crosswalk signs
 - 7) Letter of Alma Davenport regarding parking for Library, Playground, and Jamestown Arts Center
 - 8) Letter of thanks for support against siting the Invenergy Power Plant from Burrillville Town Council
 - 9) Letter of Sandra Reynolds regarding Park Dock Beach and the North End of Jamestown
 - 10) Letter of Roland and Martha Vigneault regarding Motocross Track on East Shore Road
 - 11) Petition of East Shore Neighbors regarding Motocross Track
 - 12) Letter of Joseph A. Bucci, P.E., RIDOT regarding Physical Alteration Permit application to install decorative sidewalk and a crosswalk within the State Right-Of-Way on Conanicus Avenue

XIII. AGENDA ITEMS FOR THE NEXT MEETING AND FUTURE MEETINGS

The following matters may be discussed by the Town Council for placement on a future Council agenda for review, discussion, and/or potential action and/or vote. No item listed in this section will be acted upon by the Town Council other than for scheduling purposes.

- A) Museler Appeal of Jamestown Harbor Commission Decision (September)
- B) Future Items for Consideration to be included in the Exit Memorandum of Town Administrator Nota

XIV. EXECUTIVE SESSION

The Town Council may seek to enter into Executive Session for review, discussion and/or potential action and/or vote on the following:

- A) Pursuant to RIGL § 42-46-5(a) Subsection (2) Potential Litigation (RIDEM, File No. OCI-UST-18-19-01866); review, 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) Potential or Pending Litigation (IBPO Retiree Pension Benefits: File No. Balzer vs. Town of Jamestown, C.A. No. 1:19-cv-00109-WES-PAS; Dube, etal, vs. Town of Jamestown, C.A. No. 1:19-cv-00018-WES-PAS) review, discussion and/or potential action and/or vote

XV. 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. Notice is also posted at the Jamestown Police Station and on the Internet at www.jamestownri.gov.

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, or contact the Town Clerk at 401-423-9800, via facsimile to 401-423-7230, or email to 0 not less than three (3) business days prior to the meeting.

Posted on the RI Secretary of State website on August 14, 2019