

**TOWN COUNCIL MEETING**  
**August 19, 2019**

**I. ROLL CALL**

Town Council Members present:

Michael G. White, President  
Mary E. Meagher, Vice President  
Nancy A. Beye  
Randall White  
William J. Piva, Jr.

Also in attendance:

Andrew E. Nota, Town Administrator  
Peter D. Ruggiero, Town Solicitor  
Christina D. Collins, Finance Director  
Edward A. Mello, Police Chief  
Michael C. Gray, Public Works Director  
Lisa W. Bryer, Town Planner  
Andrew Wade, Recreation Director  
Betsey Anderson, Senior Service Director  
Denise Jennings, Water and Sewer Clerk  
Erin F. Liese, Town Clerk  
Angela Deneault, Lieutenant  
Joel Pinocci, Sergeant  
Karen Catlow, Sergeant  
Jason Hopkins, Sergeant  
Ronald Jacobson, Police Officer  
Nathan Schaffer, Police Officer  
Chad Specht, Police Officer  
David Bento, Police Dispatcher

**II. CALL TO ORDER, PLEDGE OF ALLEGIANCE**

Town Council President White called the regular meeting of the Jamestown Town Council to order at 6:32 p.m. in the Jamestown Town Hall Rosamond A. Tefft Council Chambers at 93 Narragansett Avenue, and led the Pledge of Allegiance.

A moment of Silence was observed in memory of Bruce Livingston, who passed away last week.

**A motion was made by Vice President Meagher with second by Councilor Piva to Convene as the Board of Water and Sewer Commissioners. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor White, Aye; Councilor Piva, Aye.**

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

The Town Council convened as the Board of Water and Sewer Commissioners at 6:33 p.m. and adjourned from sitting as the Board of Water and Sewer Commissioners at 6:42 p.m. See Board of Water and Sewer Commissioners Meeting Minutes.

#### IV. ACKNOWLEDGEMENTS, ANNOUNCEMENTS, PRESENTATIONS, RESOLUTIONS AND PROCLAMATIONS

A) Proclamations:

- 1) No. 2019-11: Cheryl Fernstrom Retirement

Cheryl Fernstrom was present.

Town Council Vice President Meagher read the Proclamation from the Town Council offering sincerest congratulations to Cheryl Fernstrom, Town Clerk, on the occasion of her retirement. (Applause)

**A motion was made by Vice President Meagher with second by Councilor Piva to adopt the Proclamation. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor White, Aye; Councilor Piva, Aye.**

Cheryl Fernstrom thanked the Council.

- 2) No. 2019-12: Andy Nota Town Administrator

Councilor Beye read the Proclamation from the Town Council offering thanks and congratulations to Andy Nota, Town Administrator on his position change to East Greenwich. (Applause)

**A motion was made by Vice President Meagher with second by Councilor Beye to adopt the Proclamation. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor White, Aye; Councilor Piva, Aye.**

Andy Nota thanked the Council.

B) Presentations:

- 1) Police Chief Edward A. Mello: Jamestown Police Department Life Saving Award

- a) Officer Nathaniel Schaffer, Jamestown Police Department

Chief Mello gave a brief synopsis of the lifesaving calls and experiences, with regards to the work of Police Officer's.

Chief Mello recognized Police Officer Nathan Schaffer with the Life Savings Award for his water rescue in December, 2018.

- 2) Executive Director Christine Crocker, RI Police Accreditation Commission and Captain Mathew Benson, Johnston Police Department
  - a) Jamestown Police Department RI Police Accreditation

Chief Mello introduced Christine Crocker and Mathew Benson representing the RI Police Accreditation Commission.

Executive Director Crocker and Captain Mathew Benson detailed the accreditation process, and further explained it as the best practices and standards for Police Departments.

Further recognition on this achievement went to Chief Edward Mello, Lt. Angela Deneault, and Sgt. Karen Catlow.

Chief Mello commented on the achievement and personally thanked Lt. Angela Deneault and Sgt. Karen Catlow for their work on the accreditation.

#### V. **PUBLIC HEARINGS, LICENSES AND PERMITS**

- 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

**A motion was made by Vice President Meagher with second by Councilor White to approve the Bingo License for the Friends of Jamestown Seniors, Inc. for the period September 1, 2019 to August 31, 2020. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor White, Aye; Councilor Piva, Aye.**

- 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

Barbra Szepatowski of Riptide Street explained the fundraising effort of the yard sale and requested a fee waiver for the Pavilion rental.

Vice President Meagher questioned if the date was approved, due to the lack of signatures on the application.

Recreation Director Wade advised the date was fine and the event had his full support.

**A motion was made by Vice President Meagher with second by Councilor White to approve the Yard Sale License for Jamestown Community Food Pantry and to waive the Pavilion Rental Fee. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beyne, Aye; Councilor White, Aye; Councilor Piva, Aye.**

## VI. OPEN FORUM

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

Roland and Martha Vigneault of East Shore Road addressed the Council and explained their request to limit the use of motocross and motorized sport activity in residential areas; due to noise and dust created by the activity. They further explained their neighbors track has an effect on the enjoyment of their property. They also suggested what other communities have done to address the issue. They also advised that Jamestown's Noise Ordinance is the least restrictive. They thanked Chief Mello, Building/Zoning Official Costa for their support on this issue and further thanked the Council for their consideration. They provided materials for the Council's review.

Council President White advised they will take this under consideration; however they cannot take further action in Open Forum.

Nick Robertson of Car Lane explained his opposition to further restriction of motorized recreational vehicles. He commented that restrictions would impact children and property rights. He suggested maybe limiting the time. He stated they need to stop regulating everything.

Tom Miozzi of Prospect Ave agreed with Mr. Robertson as to the effects of children by restricting outdoor activities. He suggested the neighbor place water on the track to control the dust and run a larger muffler to aid in the noise. He also suggested the neighbors should address this issue vs. implementing an ordinance. He stated do not take away the back yard from the kids.

Robert Bailey of East Shore Road advised he was the owner of the property in question. He clarified he has not built a track; however his children have created paths in the backyard. He explained his children's involvement in the National Racing Circuit. He further explained their involvement in the National Racing Circuit brings them out of town quite often. He advised the noise of the bikes are similar to a lawn mower; and that the noise has not exceeded the decibels in the noise ordinance. He has not received a citation and feels this could be addressed between neighbors. He would not want to see an ordinance handled like that of target shooting. He requested the Council to not consider limiting motorized recreational activities. He provided materials for the Council's review.

Peter Cowpwell of Narragansett Ave explained he has been living in Jamestown since 1965 and advised on historical tracks and locations on the island. He stated this is a positive activity for kids and suggested limiting times, but not banning. He also observed and noted the Bailey's are out of town often.

B) Non-scheduled request to address-

Charlotte Zarlengo of Seaside Drive speaking for Jamestown Shores thanked Andy for his work and support given over the years. She also thanked the Council. She questioned the status of the “Shores Lots” with regard to the Land Trust.

Town Administrator Nota stated this should be remedied by this fall and announced the Solicitor’s Office and Planning Director Breyer are currently working on the easements and currently there are no changes. Should there be any changes they will advise the public of the proposed changes.

Council President White stated they will take open forum issues under consideration; however does hope the neighbors can resolve their issue without the Council’s involvement.

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

- C) 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 AA Bond rating
  - 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

Town Administrator Nota commented on the meeting with RIDEM. He further explained with regard to the Beavertail lease. He advised the 40 year lease set to expire in January, 2020 and the timing element with regards to renewal. He further explained options the town and state would want to discuss. He emphasized the town does not need to take action and credited Frank Meyer on research he has done with Beavertail. He further advised on the support from Solicitors office to determine the lease applicability of the 20 acres. He also read the following email from Director Coit, stating concern on placement of the “Whale Tail” in Beavertail: We at the RI Department of Environmental Management (DEM) were surprised to learn last Friday that the Jamestown Town Council plans to consider a proposal this evening to locate a large Whale Tail art installation at Beavertail State Park. I first learned of this initiative when you mentioned it at

our meeting in late July. As you are aware, many partners have worked for years to protect and preserve Beavertail State Park and its unique natural resources, fragile ecosystem, and historic and iconic lighthouse, buildings and view. While I understand the value and popularity of art in parks and natural settings, DEM has some concerns with the preliminary proposed location, including the impact on the views and historic property. Other concerns include the potential for vandalism and the maintenance costs and responsibilities over the long-term. We are also aware that there may be deed restrictions and other required approvals from the Beavertail Advisory Committee, National Parks Service, and Rhode Island Historic Preservation. As the Town Council continues to vet and consider this and other proposals, I would appreciate – as would our partners at Beavertail – close collaboration and communication going forward, including the ability to review and provide and consider input on any proposals affecting Beavertail State Park. We look forward to working with the Town and our partners on our shared goals of restoration, preservation and enjoyment of this beautiful park. He also read his response as follows: The Town Council has been hearing recommendations and options on the placement of a potential donation of a well-known local artists work for some time. The potential of a Beavertail location more recently surfaced and seems to be the preferred location of members of the Town's Public Art Committee and we'll find out more about the Town Council's thoughts this evening. Clearly any such interest in the site will be subject to securing whatever subsequent approvals would be required from the various agencies impacted by this placement. As discussed briefly at our recent meeting, there are several potential issues facing the possible renewal of the 20 acre parcel in Beavertail which may/may not have a bearing on a favorable response to your request, dated June 27, 2019 to exercise the 40 year renewal option. The matter as related to the placement of artwork, may/may not be a RIDEM issue, depending on the property ownership as of the lease expiration on or around January 14<sup>th</sup> 2020. As you can imagine the town has a sincere interest in the future maintenance, upkeep, preservation, management, public access and use of the Beavertail site, whether combined as one park, or should it have two ownership interests in that being the state and town. There is no interested party that cares for this property more than the residents of Jamestown that support the present and future preservation of this historic and meaningful property. The Town Council and community is cognizant of RIDEM's interest in the property and share your same concerns as noted in your email. As the Council concludes its discussion on the topic of the Whale Tail Sculpture, the Towns professional staff will follow up with you regarding next steps in the review of any such request that may involve RIDEM or other agencies and this property moving forward. The Town Council will also be taking up for further discussion the terms of the existing lease agreement, the request of RIDEM to exercise the 40 year renewal option and other matters of mutual interest regarding this and other property/programs involving the Town and RIDEM.

Town Administrator Nota stated it will be important in the coming months to prioritize these issues. He further advised on the tour of Gould Island recently and representation present. He explained the scope of cleanup and remediation that needs to occur. He commented on the remediation on Dutch and restriction of public access. He described the grant awarded at Lawn Ave. and the grant has met resistance of the Narragansett Tribe. He further explained the possibility to reapply and allocate the funds. He announced that outstanding topics such as short term rentals, EMS Barn Property and Parking, North Road, Shared- use Bike Path, Fort Getty Gate House, Mood's Investors Bond Rating, Good Energy, School Construction, ICMA

Northeast Region Programs, and League of Cities and Towns Programs will be covered in more detail in his exit memorandum later next week.

## VIII. UNFINISHED BUSINESS

- 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

**A motion was made by Vice President Meagher with second by Councilor Beye to waive reading of the Resolution. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor White, Aye; Councilor Piva, Aye.**

Town Solicitor Ruggiero advised these changed were recommended by Bond Council.

President White advised on the changes.

**A motion was made by Vice President Meagher with second by Councilor Beye to approve the Corrected Resolution as presented. President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor White, Aye; Councilor Piva, Aye**

- 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

Duncan Pendlebury thanked Andy for his service to the town. He further advised on the meeting held and explained they had received 190 comments regarding placement of the “Whale Tail”. He detailed the recommendation and advised the artist was no longer just interested in the East Ferry location and would be interested in Beavertail.

He read the following memorandum: At the July 24<sup>th</sup> meeting of the Ad Hoc Committee on Public Art, a motion was made by Mick Cochran and seconded by Peter Fay as follows: To recommend to the Town Council that they accept the application for public art gift known as the Jamestown's Whale Tail as modified in a letter on 7/20/19 with the recommendation for location being Beavertail Site #23 as described in the Report to the Town Council. Public Art in Jamestown. The Committee recommends the following conditions: That the maintenance be covered; time restriction of 12 months, start to finish from contract signing; the artist commits to it being one of a kind or a numbered limited edition; should the town council determine that it is a temporary placement, then escrow should be limited to 3-5 years. Voted unanimously. The motion has been submitted for your action.

Councilor Piva questioned how the committee determined escrow. Mr. Pendlebury advised it was an estimate.

Vice President Meagher thanked the committee on the work and explained they had also developed the criteria on how public art would be accepted and located in the future. She also recommended to future Councils to keep the committees smaller. She supported the recommendation and would take the consequences if and when they come with RI DEM and Nature Conservancy. She also thanked the Donor Committee for their patience and generosity.

Councilor White agrees with Vice President Meagher comments.

Council President White advised at this time they would not discharge the committee.

Varoujan Karentz of Clarks Village Lane and member with the Beavertail Lighthouse Museum spoke in opposition to the placement in Beavertail. He advised the Beavertail Association would reject such location as the board's charge is to keep Beavertail in its natural state. He further described the intent to remove utility lines; membership of the committee; and reported that their next meeting is October 16<sup>th</sup> at 3 p.m.

Discussion ensued on clarification and placement with regards to the Beavertail Lighthouse Museum Association.

Discussion ensued on procedure moving forward such as location approval and vetting.

Frank Meyer of South West Avenue, commented on deed restrictions. He further clarified deed restrictions remain in perpetuity and that deed restrictions can be changed if Jamestown and National Park Service meet and facilitate the change. He further discussed battery lighting and questioned the land swap with regard to Newport Street.

Varoujan Karentz of Clarks Village Lane advised on the lighthouse and turnover to the General Services Administration and National Park Service. He further explained the lead mitigation of the soil at the lighthouse.



Councilor White discussed the role of the Council with the multiple authorities involved in Beavertail. He recommended taking the next step with the gift of the “Whale Tail” and accept the recommendation on the location in Beavertail Site #23.

Discussion ensued on DEM and procedure moving forward.

**A motion was made by Councilor White with second by Vice President Meagher to accept the recommendation of the Ad-Hoc Committee on Public Art with regard to the public art gift known as the Jamestown’s Whale Tail as modified in a letter dated July 20, 2019, with the placement being Beavertail Site #23.**

Councilor Beye advised she was not in favor of the Beavertail location, so would not be voting affirmative tonight.

Back to the vote on the motion. **Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Nay; Councilor White, Aye; Councilor Piva, Aye.**

## 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

Barbra Szepatowski of Riptide Street advised a majority of the board was present this evening and explained they are not affiliated with the Baptist Church; however they were generously given the space.

Bobby Parsons of Ginnell Street and Treasurer of the Jamestown Food Pantry detailed the development of the Jamestown Community Food Pantry. He explained the pantry is run with volunteers and on donations and contributions. He stated they have served 17 families (31 individuals) since opening on July 7, 2019.

Vice President Meagher stated this was a terrific idea and advised on the need to donate reusable bags. She also requested this be added to the yearly budget request for consideration. She also explained the ability to fund in this current budget cycle, by allocating money from the contingency/emergency fund.

**A motion was made by Vice President Meagher to grant the request of \$2,500 in donation to the Jamestown Community Food Pantry with second Councilor White. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Nay; Councilor White, Aye; Councilor Piva, Aye.**

- B) Town Council Liaison to Jamestown Housing Authority; request of Councilor Beye; review, discussion and/or potential action and/or vote

Councilor Beye expressed the importance of a liaison to serve on the Jamestown Housing Authority.

**A motion was made by Vice President Meagher to appoint Nancy Beye as Council Liaison to the Jamestown Housing Authority with second by Councilor Beye. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor White, Aye; Councilor Piva, Aye.**

Barbra Szepatowski, of Riptide St. advised a liaison is an important role and has been needed for years. She is grateful to have the Council's involvement.

- C) Appointment of Interim Town Administrator; review, discussion and/or potential action and/or vote

Vice President Meagher advised on her involvement with the transition of five of the seven Town Administrators and part of 3 Interim Town Administrator appointments. She commented on the quality of the town's professional staff and expressed confidence in moving forward during this transition. She further recommended Christina Collins, Finance Director as Interim Town Administrator due to her previous experience as Interim and her role within the Town as Finance Director. She also remarked that she feels Tina is underpaid.

**A motion was made by Vice President Meagher with second by Councilor White to recommend Christina Collins to serve as Interim Town Administrator.**

Councilor White concurred with Vice President Meagher on appointment of Christina Collins. He also advised that many Department Heads are well equipped to serve as Town Administrator and encourage existing staff to apply for the position.

Councilor Piva agreed to support the appointment of Tina; however he felt the Police Department would have the staffing support to continue in full capacity if Chief Mello was appointed Interim. He suggested Chief Mello due to the demands and staffing of the Finance Office.

Councilor Beye stated she would support the appointment of Tina; but noted that Lisa Bryer has served the town for a long time and deserves recognition and could also fulfill the role of Interim.

President White advised he would support the appointment of Tina, due to her previous work as Interim. He further stated concern with her workload and to reach out to the Council if the burden becomes too much.

Back to the vote on the motion. **Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor White, Aye; Councilor Piva, Aye.**

Interim Town Administrator/ Finance Director Collins remarked that the Town is grateful to have excellent Department Heads that will assist during the period of transition.

- D) Town Administrator Search Process; review, discussion and/or potential action and/or votes

Vice President Meagher suggested the Council follow similar procedure as East Greenwich and the Council act as the Search Committee.

President White commented on the diversity of the Council and the ability of the Council to serve as the selection committee.

**A motion was made by Vice President Meagher with second by Councilor President White for the Town Council to serve as the Search Committee for Town Administrator, with support of the staff and Town Solicitor's Office. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor White, Aye; Councilor Piva, Aye**

Town Solicitor Ruggiero suggested setting up an organizational meeting, separate from the regular Council meeting and further advised the Town Clerk can facilitate this at a future time.

**A motion was made by Vice President Meagher with second by Councilor Piva to approve and accept the Consent Agenda. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor White, Aye; Councilor Piva, Aye.**

The Consent Agenda approved consists of the following:

- 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
- | <u>Account/Abatement Amount</u>                           |  |            |
|---|--|------------|
| 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>)

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

**A motion was made by Vice President Meagher with second by Councilor Beye to receive the Communications. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor White, Aye; Councilor Piva, Aye.**

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

- A) Communications
- 1) Statewide Planning Newsletter July/ August 2019
  - 2) Letter of Annual Award Breakfast from the Rhode Island Homeless Coalition

- 3) Letter of Liz and Blair Boyer regarding acceptance and installation of Peter Diepenbrock's Whale Tail
- 4) Memorandum of Alma Davenport regarding Whale 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

#### **XI. AGENDA ITEMS FOR THE NEXT MEETING AND FUTURE MEETINGS**

- 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

Town Administrator Nota advised he would have a detailed Memorandum with topics the Council can consider for future meetings.

Vice President Meagher suggested adding Noise Ordinance and Park Dock for future items.

Council President White suggested adding Land Trust property transfer for future items.

#### **XII. EXECUTIVE SESSION**

- 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

**A motion made by Vice President Meagher with second by Councilor Piva to enter into Executive Session at 8:43 p.m. Pursuant to RIGL § 42-46-5(a) Subsection (2) Potential Litigation (RIDEM, File No. OCI-UST-18-19-01866) also 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) Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor White, Aye; Councilor Piva, Aye.**

Councilor Piva entered into Executive Session; however recused from 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 and departed Council Chambers at 8:52 p.m.

The Town Council reconvened the regular meeting at 9:12 p.m.

It was announced no votes were taken in Executive Session.

**A motion was made by Vice President Meagher with second by Councilor Beye to seal the Minutes of the Executive Session. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor White, Aye; Councilor Piva, Aye.**

### XIII. ADJOURNMENT

**A motion was made by Vice President Meagher with second by Councilor Beye to adjourn. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor, White, Aye.**

The regular meeting was adjourned at 9:13 p.m.

Attest:

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Erin F. Liese, CMC, Town Clerk

Copies to:     Town Council  
                  Town Administrator  
                  Town Solicitor  
                  Finance Director