



TOWN COUNCIL MEETING
Jamestown Town Hall
Rosamond A. Tefft Council Chambers
93 Narragansett Avenue
Monday, November 20, 2023
6:30 P.M.

THIS MEETING WILL BE CONDUCTED IN PERSON ONLY.

THIS MEETING WILL BE LIVE STREAMED: To view the meeting with no interaction:
<https://jamestownri.gov/how-do-i/watch-live-streamed-town-meetings>

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. The Town Council hopes 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:
<https://jamestownri.gov/town-government/town-council/town-council-meetings-minutes/2023-meetings-minutes>

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 Action and/or Vote:
1) October 16, 2023 (regular meeting)

B) Open Forum – Water & Sewer Matters

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 prohibit 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: Review, Discussion, and/or Action and/or Vote:
 - 1) Pumping Report
 - 2) Town Project Reports
 - a) Town Wells
 - b) Water Treatment Plant
 - c) Transfer Pumping/Reservoir
 - d) Distribution System
 - e) Wastewater Treatment Facility

- D) Letters and Communication: Review, Discussion, and/or Action and/or Vote:
 - 1) No items at this time.

- E) Unfinished Business:
 - 1) Review, Discussion, and/or Action and/or Vote: Continued from October 16, 2023, Water Supply System Management Plan-5 Year Update (October 2023)

- F) New Business:
 - 1) Review, Discussion, and/or Action and/or Vote: Application of Looking Upwards, Inc. (Bridges, Inc.) of 2 Hammett Court, Plat 9, Lot 183-2 for Utility Service Expansion/Change of Use.

 - 2) Review, Discussion, and/or Action and/or Vote: Permission to begin the process of updating the Rules and Regulations of the Board of Water and Sewer Commissioners.

 - 3) Review, Discussion, and/or Action and/or Vote: Permission to (1) draft a Resolution to Rhode Island General Assembly in support of an amendment to RIGL§46-15-2 limiting its application only within the legal boundaries of limited water districts such as in the Town of Jamestown; and (2) permission to request other municipalities join the Town of Jamestown in sending resolutions to Rhode Island State General Assembly in support of Jamestown's requested amendment to RIGL§46-15-2.

 - 4) Review, Discussion, and/or Action and/or Vote: At the recommendation of Public Works Director Gray approval of the Scope of Engineering Services for Wastewater Facilities Improvements to Weston & Sampson Inc. for an amount not to exceed \$95,000.00 as detailed in their proposal dated November 6, 2023.

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

IV. 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 prohibit 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.

- A) Scheduled request to address: None.
- B) Non-scheduled request to address: None.

V. ACKNOWLEDGEMENTS, ANNOUNCEMENTS, PRESENTATIONS, RESOLUTIONS, AND PROCLAMATIONS

- A) No items at this time.

VI. 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) Public Hearings
 - 1) Review, Discussion, and/or Action and/or Vote: Proposed Amendments to the Code of Ordinances, regarding Chapter 70 Section 52 – Traffic and Vehicles. These Amendments are proposed to update and modernize the existing Traffic and Vehicle Ordinance in conformance with 70-51 Stop and Yield Intersections, as advertised in the November 9th edition of the Jamestown Press.
 - a) Memorandum and presentation by Chief Campbell regarding the proposed three-way stop at the intersection of Sloop Street and North Main Road
 - b) Communications received in opposition to the proposed three-way stop sign:
 - i) Nicholas Steinbach
 - ii) Rebecca Miller
 - iii) Linda and John Chapman
 - iv) Craig Crawford
 - v) James Rugh
- B) Town Council Sitting as the Alcohol Beverage Licensing Board
 - 1) Pursuant to RIGL §3-7-14, the following license application has been received under said Act for a one-day license on December 1, 2023:
 - CLASS F (NON-PROFIT)
 - Out of the Box Studio & Gallery
 - 11 Clinton Avenue
 - Jamestown, RI 02835
 - a) Review, Discussion, and/or Action and/or Vote for Approval of the CLASS F (NON-PROFIT) LIQUOR LICENSE
- C) **The Town Council adjourns from sitting as the Alcohol Beverage Licensing Board**

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

Please Note the Following Items are Status Reports and Matters of Interest to the Council and are for Informational Purposes unless Indicated Otherwise:

- A) Town Administrator's Report: Edward A. Mello
 - 1) Senior Center feasibility study draft summary.
 - 2) Conanicus Avenue Seawall repair/construction update.
 - 3) North Road Bike Path/town roads paving update.
 - 4) Harbor Budget and Harbor Rates (agenda item).
 - 5) Harbor Division Rule Book (agenda item).
 - 6) Ft. Getty Pier Use/Upweller agreement (agenda item).
 - 7) Town of Jamestown Facility(s) Tour.
 - 8) 91 Carr Lane update.
 - 9) Short -Term Rental Registration status update.
 - 10) Beavertail Lighthouse Ceremony postponed.
 - 11) Ferry Dock/Operations 2023 (agenda item).

VIII. UNFINISHED BUSINESS

- A) Review, Discussion, and/or Action and/or Vote: Approval of Parks & Recreation Director DeFalco recommendation for the 2024 Fort Getty Season Rates and Season Dates.
 - 1) Memorandum from Parks and Recreation Director DeFalco with revised 2024 Fort Getty Season Rates and Season Dates.

IX. NEW BUSINESS

- A) Review, Discussion, and/or Action and/or Vote: At the recommendation of the Harbor Management Commission, approval of the Sunset Oyster Farms request for a one-year lease for a floating upweller vessel to be operated at Fort Getty Pier.
 - 1) Copy of the 2022 Sunset Oyster Farms floating upweller located at Fort Getty approval letter; and request from Joseph and Tony Pinheiro to renew the one-year lease.
- B) Review, Discussion, and/or Action and/or Vote: At the recommendation of the Harbor Management Commission, approval of the Harbor Management Rule Book
 - 1) Memorandum from Harbor Executive Director Bois to Town Administrator Mello with amendments and additions to the Harbor Management Rule Book.
- C) Review, Discussion, and/or Action and/or Vote: At the recommendation of the Harbor Management Executive Director, approval of the annual license Agreement between the Town of Jamestown and Conanicut Marine Services, Inc. DBA Jamestown Newport Ferry
 - 1) Memorandum from Town Administrator Mello and memorandum from Harbor Executive Director Bois regarding the 2023 ferry and charter service operations at East Ferry.

- D) Review, Discussion, and/or Action and/or Vote: Approval of the FY2024-2025 Harbor Management Division Operating Budget, Capital Improvement Budget, and 2024 Mooring Rates, unanimously approved by the Harbor Management Commission on November 8, 2023:
 - 1) FY2024-2025 Harbor Management Division Proposed Operating Budget
 - 2) FY2024-2025 Harbor Management Division Proposed Capital Improvement Budget
 - 3) 2024 Proposed Mooring Rates

X. ORDINANCES, APPOINTMENTS, VACANCIES, AND EXPIRING TERMS

- A) Ordinances: Discussion and Possible Action to Order to Advertise in the Jamestown Press; Notice of a Public Hearing to take place on December 18, 2023, at 6:30 p.m. for Proposed Amendments to the Zoning Code of Ordinances.

- B) Appointments, Vacancies, and Expiring Terms; Review, Discussion, and/or Action and/or Vote:
 - 1) Beavertail State Park Advisory Committee, One (1) member vacancy; with a three-year term ending 12/31/2026, duly advertised in the October 5th and 12th editions of the Jamestown Press:
 - a) Letter of resignation:
 - i) Kathleen Schweitzer (not seeking reappointment)
 - b) Interested Applicant(s):
 - i) Gordon Rapkin
 - i. Application received November 6, 2023

 - 2) Conservation Commission, Two (2) member(s) vacancy; with a three-year term ending 12/31/2026, duly advertised in the October 5th and 12th editions of the Jamestown Press; and Two (2) member vacancy(s), with an unexpired three-year term ending 12/31/2024 and 12/31/2025, permission to order to advertise vacancy(s):
 - a) Request for reappointment:
 - i) Barbara Lundy
 - ii) Susan Shim Gorelick
 - b) Unexpired term vacancy(s):
 - i) Robert Shein, unexpired term ending 12/31/2024
 - ii) Anne Kuhn-Hines, unexpired term ending 12/31/2025
 - c) Permission to order to advertise vacancy(s):
 - i) One (1) unexpired three-year term ending 12/31/2024
 - ii) One (1) unexpired three-year term ending 12/31/2025

- 3) Harbor Management Commission, Two (2) member(s) vacancy, with a three-year term ending 12/31/2026 duly advertised in the October 5th and 12th editions of the Jamestown Press; and One (1) member vacancy, with an unexpired three-year term ending 12/31/2024:
 - a) Request for reappointment:
 - i) Jessica McCarthy
 - ii) Mark Campbell
 - b) Permission to order to advertise the One (1) member vacancy, with an unexpired three-year term ending 12/31/2024; and/or Appointment of previously interviewed applicant(s) for the One (1) member vacancy, with an unexpired three-year term ending 12/31/2024:
 - i) Paul Sprague
 - i. Application(s) received November 29, 2021 and October 2, 2023.
 - ii. Interviewed on January 10, 2022.
 - iii. Opted-in to keep an application on file for one year.
 - ii) Kristopher Matthews
 - i. Application received March 30, 2023.
 - ii. Interviewed on May 15, 2023.
 - iii. Opted-in to keep an application on file for one year.
 - iii) James (Jim) Archibald
 - i. Application received September 15, 2023
 - ii. Interviewed October 16, 2023
 - iii. Opted-in to keep an application on file for one year
 - iv) Karl Seelig
 - i. Application received September 27, 2023
 - ii. Interviewed on October 16, 2023
 - iii. Opted-in to keep an application on file for one year
- 4) Jamestown Housing Authority, One (1) Resident Commissioner vacancy, with a five-year term ending 12/31/2028, duly advertised in the October 5th and 12th editions of the Jamestown Press:
 - a) Results of the November 16, 2023 open election*:
 - i) Gerry Precious (seeking reappointment)

*According to RIGL 45-26-4 (a) (2) a public housing resident commissioner shall be appointed by the appointing authority from a list of nominees chosen in open election by the occupants of public housing.

- 5) Juvenile Hearing Board, Two (2) full member(s) vacancy, with a three-year term(s) ending 12/31/2026, and One (1) alternate member vacancy, with a two-year term ending 12/31/2025; duly advertised in the October 5th and 12th editions of the Jamestown Press:
- b) Request for reappointment:
 - i) Gary P. Cournoyer
 - ii) Jill Harrison
 - iii) Barbara Szepatowski*
- *requesting full membership
- 6) Library Board of Trustees, Three (3) member(s) vacancy, with a three-year term ending 12/31/2026; duly advertised in the October 5th and 12th editions of the Jamestown Press
- c) Letter of resignation:
 - i) Robert Flath (not seeking reappointment)
 - a) Request for reappointment:
 - i) Devi Ross
 - ii) Christopher Walsh
 - b) Interested applicant(s):
 - i) Gordon Rapkin
 - i. Application received November 6, 2023
 - ii) Holly Turton
 - i. Application received November 15, 2023
- 7) Tree Committee, Two (2) member(s) vacancy, with a three-year term ending 12/31/2026; duly advertised in the October 5th and 12th editions of the Jamestown Press:
- a) Request for reappointment:
 - i) Darcy Margratten
 - ii) Thomas Waddington
 - b) Interested applicant(s):
 - i) Gordon Rapkin
 - i. Application received November 6, 2023

- 8) Zoning Board of Review, One (1) full member vacancy, with a five-year term ending 12/31/2028, and three (3) alternate member(s) vacancy, with a one year-term ending 12/31/2024; duly advertised in the October 5th and 12th editions of the Jamestown Press:
 - a) Request for reappointment:
 - i) Terrance Livingston
 - ii) Robert Maccini
 - iii) John Shekarchi
 - iv) James Sisson
 - b) Interested applicant(s):
 - i) Gordon Rapkin
 - i. Application received November 6, 2023

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 the 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) Minutes of Boards/Commissions/Committees
 - 1) Affordable Housing Committee Attendance (2023)
 - 2) Board of Canvassers (September 1, 2023)
 - 3) Board of Canvassers (September 5, 2023)
 - 4) Board of Canvassers (September 15, 2023)
 - 5) Board of Canvassers (October 17, 2023)
 - 6) Board of Canvassers (November 1, 2023)
 - 7) Conservation Commission Attendance (2022-23)
 - 8) Harbor Management Commission Attendance (2023)
 - 9) Harbor Management Commission (October 3, 2023)
 - 10) Harbor Management Commission (October 11, 2023)
 - 11) Juvenile Hearing Board Attendance (2023)
 - 12) Planning Commission Attendance (2023)
 - 13) Planning Commission (October 18, 2023)
 - 14) Zoning Board of Review Attendance (2023)

- B) Tax Assessor’s Abatements and Addenda of Taxes

ADDENDA TO THE 2023 TAX ROLL		
02-1034-00	SW/ISDS CHANGE	\$ 20.00
02-1034-00	C/O ISSUED 10/26/2023	\$ 586.07
TOTAL ADDENDA/GRAND TOTAL TO TAX ROLL		\$ 606.07

- C) At the recommendation of Public Works Director Michael Gray authorization to approve awarding the East Ferry Sidewalk Improvements Project bid to New England Building and Bridge for an amount not to exceed \$246,635.00.
- D) At the recommendation of Tax Assessor Christine Brochu authorization to approve awarding the Statistical Revaluation of Property Values as of December 31, 2024 contract to Catalis for an amount not to exceed \$72,900.00
- E) One-Day Event/Entertainment Applications:
 - 1) Applicant: Out of the Box Gallery & Studio
 - Event: Sip & Paint
 - Date: December 1, 2023
 - Location: 11 Clinton Avenue

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 Received:
 - 1) Copy of Email to: Town Clerk Roberta Fagan
 - From: Deirdra Hayes, RI Department of Transportation
 - Dated: November 14, 2023
 - Re: Conanicus Seawall Repairs
 - 2) Copy of Letter to: Town Council
 - From: Johnathan J. Lucido, Amanda Lucido, Susan Little, Allen Sexton, Phillip Tickner, John Russo, Cathy Russo, Kevin Evans, Cathy Page-Evans, and John Gouvin
 - Dated: November 14, 2023
 - Re: Town Council’s vote regarding the tree located on the Steamboat Street Right of Way.
 - 3) Copy of Letter to: RI State Representative Alex Finkelman
 - From: Taxpayers Association of Jamestown
 - Dated: November 12, 2023
 - Re: RI Energy Rate Increase
 - 4) Copy of Letter to: Jamestown School Committee
 - From: Taxpayers Association of Jamestown
 - Dated: November 12, 2023
 - Re: 2024-2025 Proposed School Budget

XIII. ADJOURNMENT

Pursuant to RIGL § 42-46-6(c), Notice of this meeting shall be posted on the Secretary of State's website and at the Town Hall and the Jamestown Clubhouse Library. Notice is also posted at the Jamestown Police Station and on the Internet at www.jamestownri.gov.

ALL NOTE: 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 rfagan@jamestownri.net not less than three (3) business days prior to the meeting.

Posted on the RI Secretary of State website on November 16, 2023.