



TOWN COUNCIL MEETING
Jamestown Town Hall
Rosamond A. Tefft Council Chambers
93 Narragansett Avenue
Monday, May 20, 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
1) April 15, 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>)

- a) Town Wells
 - b) Water Treatment Plant
 - c) Transfer Pumping/Reservoir
 - d) Distribution System
 - e) Wastewater Treatment Facility
- D) New Business
- 1) Proposed Water Budget Program for FY2019/2020 (July 1, 2019 to June 30, 2020); review, discussion and/or potential action and/or vote
 - 2) Proposed Sewer Budget Program for FY2019/2020 (July 1, 2019 to June 30, 2020); review, discussion and/or potential action and/or vote
- E) Finance Director's Report: Comparison of Budget to Actuals as of April 30, 2019 (<http://www.jamestownri.gov/town-government/town-council/town-council-meetings-minutes/2019-meetings-minutes/2019-meetings>)

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

IV. ACKNOWLEDGEMENTS, ANNOUNCEMENTS, PRESENTATIONS, RESOLUTIONS AND PROCLAMATIONS

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) Town Council Sitting as the Alcoholic Licensing Board

- 1) **REQUEST** that the application listed below will be in order for hearing at a meeting of said Licensing Board on Monday, June 17, 2019 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 **NEW** application has been received by the Town Council for licenses under said Act, for the period June 17, 2019 to November 30, 2019; review, discussion and/or potential action and/or vote:

CLASS B-M (BREW/PUB/MANUFACTURER) LICENSE - RETAIL

Jamestown Beer Holdings LLC
 34 Narragansett Avenue
 Jamestown, RI 02835

- 2) Pursuant to Title 3 Chapter 7 of the General Laws of Rhode Island 1956 and as amended the following license application has been received under said Act for May 24, 2019;

CLASS F (NON-PROFIT)

Jamestown Philomenian Library Board of Trustees
26 North Road
Jamestown, RI 02835

- a) Approval of the **CLASS F (NON-PROFIT) LIQUOR LICENSE**; review and discussion and/or potential action and/or vote
 - b) Request for waiver of the **Class F (NON-PROFIT) Liquor License Fee (\$15.00)**; review, discussion and/or potential action and/or vote
- 3) Pursuant to Title 3 Chapter 7 of the General Laws of Rhode Island 1956 and as amended the following license application has been received under said Act for June 19, 2019;

CLASS F (NON-PROFIT)

Friends of the Jamestown Library
26 North Road
Jamestown, RI 02835

- a) Approval of the **CLASS F (NON-PROFIT) LIQUOR LICENSE**; review and discussion and/or potential action and/or vote
 - b) Request for waiver of the **Class F (NON-PROFIT) Liquor License Fee (\$15.00)**; review, discussion and/or potential action and/or vote
- B) Licenses and Permits
- 1) One Day Event/Entertainment License Applications; review, discussion and/or potential action and/or vote on each of the following applications and/or requests:
 - a) Applicant: Jamestown Library Board of Trustees
Event: Trustee Fundraiser
Date: May 24, 2019, 6:00 to 8:00 p.m.
Location: 26 North Road
 - b) Applicant: Friends of the Jamestown Public Library
Event: Friends Annual Meeting
Date: June 19, 2019, 6:00 to 8:30 p.m.
Location: 26 North Road

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) Frank Meyer of Southwest Avenue: RIDEM Forty-Year Lease for Town of Jamestown Property at Beavertail expiring in 2020 with automatic renewal to 2060
- B) Non-scheduled request to address

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

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) Ad Hoc Committee on Public Art; review, discussion and/or potential action and/or vote on each listed item
 - 1) Report to the Town Council: Public Art in Jamestown, as submitted by the Jamestown Ad Hoc Committee on Public Art
 - 2) Public Art Policies and Procedures, as recommended by the Ad Hoc Committee on Public Art on April 24, 2019
 - 3) Recommendation to the Town Council on the proposed Public Art Gift by the Whale's Tail Donor Committee
- B) Creation of a Municipal Jamestown Fire Department, pursuant to the relevant requirements of Jamestown Charter Article IV. Administrative Departments Sec. 401. Creation of Departments and to authorization the Town Administrator to implement the proposed Reorganization; review, discussion and/or potential action and/or vote
- C) Upcoming Meetings and Sessions – dates and times
 - 1) Town Council Meeting Schedule: Financial Town Meeting, June 3rd at 7:00 p.m.; Regular Meeting, June 17th at 6:30 p.m.; review, discussion and/or potential action and/or vote
 - 2) Town Council Summer Meeting Schedule: Potential dates of July 8th and August 19th at 6:30 p.m.; review, discussion and/or potential action and/or vote

IX. NEW BUSINESS

- A) Approval of Solid Waste and Recycling Services Agreement between the Rhode Island Resource Recovery Corporation and the Town of Jamestown For the term of July 1, 2019 to June 30, 2021 and authorization for signing of the Agreement by Town Administrator Nota; review, discussion and/or potential action and/or vote
 - 1) Attachments to the Agreement
 - a) On-Site Safety Policy

- b) Municipal Cap Calculation Procedure
- c) Materials Acceptance Criteria
- d) Municipal Transfer Policy
- e) Fee Schedule
- f) Municipal Leaf and Yard Debris Cap Sharing Policy
- g) Compost Distribution Policy
- h) Recycling Profit Share Reporting Form
- i) Municipal Grant Policy
- 2) Town of Jamestown 2019-2020 Solid Waste Diversion Plan
- B) Proposal by the Jamestown Arts Center, Outdoor Art Experience (OAE) Proposed Exhibition, Summer 2020; review, discussion and/or potential action and/or vote
 - 1) Jamestown Ad Hoc Committee for Public Art endorsement for the Jamestown Arts Center Outdoor Art Experience (OAE)

X. ORDINANCES, APPOINTMENTS, VACANCIES AND EXPIRING TERMS

- A) Ordinances
 - 1) Proposed Amendments to the Jamestown Code of Ordinances Appendix C – Schedule of Fees - Chapter 42 Parks and Recreation Sec. 42-58 (c) Parking fee at Mackerel Cove Beach, daily; and Sec. 42-62 Annual Permit for Jamestown Shores Beach; review, discussion and/or potential action and/or vote to proceed to advertise in the *Jamestown Press* June 6, 2019 edition for public hearing on June 17, 2019
 - 2) Proposed Amendments to the Jamestown Code of Ordinances Chapter 22 Environment, Article IIIA Construction and Landscape Sec. 22-69 Activities Related to Building and Landscape Construction, Home and Landscape maintenance; Sec. 22-70 Definitions; Sec. 22-71 Exemptions; Sec. 22-72 Enforcement; Sec. 22-73 Penalties; Sec. 22-74 Sunset Clause (remove); and Sec. 22-74 – Sec. 22-85 Reserved; review, discussion and/or potential action and/or vote to proceed to advertise in the *Jamestown Press* June 6, 2019 edition for public hearing on June 17, 2019
 - 3) Proposed Amendment to the Jamestown Code of Ordinances Chapter 70 Traffic and Vehicles Article III Specific Street Regulations Sec. 70-87 Prohibited Parking on Specified Streets *Fort Getty Road*; review, discussion and/or potential action and/or vote to proceed to advertise in the *Jamestown Press* June 6, 2019 edition for public hearing on June 17, 2019
- B) Appointments, Vacancies, and Expiring Terms; review, discussion and/or potential action and/or vote on each listed appointment, vacancy and/or expiring term
 - 1) Jamestown Affordable Housing Committee (One vacancy with a three-year term ending date of May 31, 2022); duly advertised; no applicants

- 2) Jamestown Conservation Commission (One vacancy with an unexpired three-year term ending date of December 31, 2020); duly advertised; no applicants
- 3) Jamestown Fire Department Compensation Committee (One Citizen-at-Large vacancy with a three-year term ending date of May 31, 2021 and One Citizen-at-Large vacancy with a three-year term ending date of May 31, 2022); duly advertised; no applicants
- 4) Jamestown Harbor Commission (One vacancy with an unexpired three-year term ending date of December 31, 2019); duly advertised; no applicants
- 5) Jamestown Tax Assessment Board of Review Member (One vacancy with a three-year term ending date of May 31, 2022); duly advertised; no applicants
- 6) Jamestown Traffic Committee Harbor Commission Member (One vacancy with a three-year term ending date of December 31, 2019); no recommendation

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) May, 6, 2019 (regular meeting)
 - 2) May 6, 2019 (executive session)
- B) CRMC Notices
 - 1) May 2019 Calendar
- C) Abatements/Addenda of Taxes

Total Abatements: \$7,237.66 Total Addenda: \$7,105.50

 - 1) Abatement to 2018 Motor Vehicle Roll

<u>Account/Abatement Amount</u>	
a) 01-0202-20M	\$ 132.16
 - 2) Real Estate/Tangible Abatements to 2018 Tax Roll

<u>Account/Abatement Amount</u>	
a) 04-0593-97	\$1,020.94
b) 18-0856-00	\$2,649.34
c) 22-0007-98	\$ 534.54
d) 22-0008-00	\$2,366.14
e) 22-0008-01	\$ 534.54
 - 3) Addenda to 2018 Tax Roll

<u>Account/Addenda Amount</u>	
a) 12-0440-50	\$1,020.94
b) 18-0120-44	\$2,649.34
c) 22-0007-90	\$ 534.54

- d) 22-0007-91 \$2,366.14
- e) 22-0007-92 \$ 534.54
- D) One Day Event/Entertainment License Applications
 - 1) Applicant: Nathan L. Rusin
Event: Col. Nathan L. Rusin Promotion Ceremony
Date: June 14, 2019
Location: Veteran's Memorial
 - 2) Applicant: Central Baptist Church
Event: Central Baptist Church June Festival

Date: June 15, 2019
Location: Church and Town Parking Lots
 - 3) Applicant: Town of Jamestown Parks and Recreation Dept. and
Jamestown Chamber of Commerce
Event: Jamestown Day – Autumn Music and Arts Street
Festival
Date: October 6, 2019
Location: 41 Conanicus Avenue
- E) Acceptance and receipt of Jamestown School Department Reroofing and HVAC Upgrade Projects for the Melrose School and Lawn School
- F) Finance Director's Report: Comparison of Budget to Actuals as of April 30, 2019 (<http://www.jamestownri.gov/town-government/town-council/town-council-meetings-minutes/2019-meetings-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) Email of Clean Ocean Access Executive Director Dave McLaughlin requesting the Town Council adopt a Resolution opposing the proposed State Plastic Bag Ban law that will reintroduce thick plastic bags into our community Statewide Planning April 2019 Newsletter
 - a) Draft Resolution No. 2019-08
 - 2) Letter of the Taxpayers Association of Jamestown regarding the Moderator's adherence to the posted start time of 7:00 p.m. as listed on the Financial Town Meeting agenda
 - 3) Letter of the Jamestown Shores Association expressing appreciation for the placement of the 33 unbuildable lots in the Shores under the protection of the Conanicut Island Land Trust Conservation Easement
- B) Proclamations and Resolutions from other Rhode Island Cities and Towns
 - 1) Resolution of the Pawtucket School Committee requesting the RI

- General Assembly Support House Bill 5033 and Senate Bill 0112
- 2) Proclamation of the Portsmouth Town Council declaring May 5 – May 11, 2019 Small Business Week

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) Paper streets in Jamestown and water access
- B) Proposed Water Resources Protection Committee discussion (June)
- C) Town Council Goals and Objectives for the 2018-2020 Council Term (June)
- D) Taxation items: RIGL § 44-3-12 Visually Impaired Persons – Exemption and RIGL § 44-3-5 Golf Star Parents' Exemption (June)

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 (1) Personnel (Town Administrator's Performance Review); review, discussion and/or potential action and/or vote in executive session and/or open session

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 cfernstrom@jamestownri.net not less than three (3) business days prior to the meeting.

Posted on the RI Secretary of State website on May 16, 2019