



TOWN COUNCIL MEETING
Jamestown Town Hall
Rosamond A. Tefft Council Chambers
93 Narragansett Avenue
Monday, October 7, 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 at the Office of the Town Clerk and 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. ACKNOWLEDGEMENTS, ANNOUNCEMENTS, PRESENTATIONS, RESOLUTIONS AND PROCLAMATIONS

A) Proclamations:

- 1) No. 2019-19:Resolution in Support of the Restoration of Southern Gould Island

IV. 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. Please Note in Accordance with Section 42-46-6 (b) the Council May Review, Discuss and/or take Action and/or Vote on the following items:

A) One Day Event License Applications:

- 1) Applicant Jamestown Rotary Club
Event: 44th Annual Jamestown Classic Bike Race
Dates: October 14, 2019
Location: John C. Rembijas Pavilion
 - a) Request for Waiver of Pavilion Rental Fee
- 2) Applicant Lawn School 8th Grade Class
Event: Duck Race
Dates: October 20, 2019
Location: East Ferry Beach
 - a) Request for Waiver of Application Fee
- 3) Applicant Jamestown Police Department
Event: Halloween
Dates: October 31, 2019
Location: Narragansett Ave

- B) Vendor/ Peddler License Application:
 - 1) Applicant Lawn School 8th Grade Class
 - Dates: Saturdays & Sundays in October
 - Location: Eldridge Field
 - a) Request for Waiver of Application Fee
 - 2) Applicant Noble Knots, LLC
 - Dates: October 31, 2019
 - Location: 20A Clinton Ave

V. 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- none
- B) Non-scheduled request to address

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

- A) Town Administrator’s Report: Christina D. Collins, Interim Town Administrator
 - 1) Mosquito Spraying and EEE Update

VII. UNFINISHED BUSINESS

Please Note in Accordance with Section 42-46-6 (b) the Council May Review, Discuss and/or take Action and/or Vote on the following items:

- A) Upcoming Meetings and Sessions – dates and times
 - 1) Town Council Meeting Schedule: October 9th and October 22nd 11:00 a.m. October 21st at 6:30 p.m.

VIII. NEW BUSINESS

Please Note in Accordance with Section 42-46-6 (b) the Council May Review, Discuss and/or take Action and/or Vote on the following items:

- A) Amendment of the Jamestown Cooperative Hunting Program as proposed by Chief Edward A. Mello to remove area #2 from the program
- B) Discussion on the Office of the Attorney General’s findings on Dickinson v. Jamestown Board of Canvassers and Murphy v. Jamestown Board of Canvassers

IX. ORDINANCES, APPOINTMENTS, VACANCIES AND EXPIRING TERMS

Please Note in Accordance with Section 42-46-6 (b) the Council May Review, Discuss and/or take Action and/or Vote on the following items:

- A) Letter of Resignation of Frank F. Sallee from the Discover Newport Board

X. 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) September 16, 2019 (regular meeting)
 - 2) September 16, 2019(executive session)

- B) Minutes of Boards/Commissions/Committees
 - 1) Jamestown Philomenian Library (August 13, 2019)

- C) Request of Tax Assessor for Specific Abatements & Addenda of Taxes

Detailed Abatements are part of the attachments available to the public at the Office of the Town Clerk and on the Town website at: <http://www.jamestownri.gov/town-government/town-council/town-council-meetings-minutes/2019-meetings-minutes/2019-meetings>

 - 1) Total of 8 Accounts for Abatement: \$ 2,362.01
 - 2) Total of 3 Accounts for Addenda: \$ 3,529.53

- D) Award of Bids:
 - 1) Public Works Department Road Paving to Cardi Corporation Inc. in the amount not to exceed \$590,725.00 for the following:
 - a) Bituminous Surface Course - \$71.00 per Ton
 - b) Bituminous Binder Course - \$66.50 per Ton
 - c) Pavement Reclamation - \$1.70 per Square Yard
 - d) Fine Grading and Compaction - \$ 1.50 per Square Yard
 - e) Bituminous Surface Course (Bike Path) - \$89.50 per Ton
 - f) Bituminous Binder Course (Bike Path) - \$89.50 per Ton

XI. 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) Copy of Letter to: Town Council
From: James Rugh, President East Passage Estates Lot Owners' Assoc.
Dated: September 11, 2019
Re: Cell Tower and Cellular Service

 - 2) Copy of Letter to: Town Council
From: Joan Jordan
Dated: September 12, 2019
Re: Cell Tower and Cellular Service

 - 3) Copy of Letter to: Town Council
From: Sarah Baines
Dated: September 10, 2019
Re: Cell Tower and Cellular Service

- 4) Copy of Email to: Town Council
From: Sav Rebecchi, Communications Volunteer Upper Shores Advocates
Dated: September 15, 2019
Re: Conservation Easements of 22 Shores lots
- 5) Copy of Letter to: Town Council and Town Solicitor
From: Bernie Courtney
Dated: September 10, 2019
Re: Jamestown Housing Authority Management
- 6) Copy of Letter to: Town Council Members
From: John Conroy
Dated: September 11, 2019
Re: Cell Tower and Cellular Service
- 7) Copy of Letter to: Town Councilors
From: Joan & John Biddick
Dated: September 14, 2019
Re: Cell Tower and Cellular Service
- 8) Copy of Letter to: Town Council
From: Jamie Engberg
Dated: September 15, 2019
Re: Cell Tower and Cellular Service
- 9) Copy of Letter to: Town Council
From: Robert Marcello
Re: Cell Tower and Cellular Service
- 10) Copy of Request for Resolution to: Town Council
From: Democratic Town Committee of Jamestown
Re: Assault Weapon and High Capacity Magazine Ban
- 11) Copy of Email to: Erin Liese, Town Clerk
From: Carol Nelson-Lee, Chairwoman Jamestown Board of Canvasser
Date: October 7, 2019
Re: Request for Placement on October 7, 2019 Agenda regarding Open Meetings Violation Response of the Attorney General dated June 26, 2019

XII. 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) Pending Litigation (IBPO Retiree Pension Benefits: File No. Balzer vs. Town of Jamestown, C.A. No. 1:19-cv-00109-WES-PAS; Dube, et al, vs. Town of Jamestown, C.A. No. 1:19-cv-00018-WES-PAS
- B) Pursuant to RIGL § 42-46-5(a) Subsection (2) Potential Litigation: Presentment of Claim and Demand Pursuant to § 45-15-5: Richard Bruno, individually and as Administrator of the Estate of Nathan Bruno, and Misty Kolbeck, individually
- C) Pursuant to RIGL § 42-46-5(a) Subsection (3) Cyber Security
- D) Pursuant to RIGL § 42-46-5(a) Subsection (5) Beavertail Lease

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 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 October 2, 2019