



TOWN COUNCIL MEETING
Jamestown Town Hall
Rosamond A. Tefft Council Chambers
93 Narragansett Avenue
Tuesday, January 21, 2020
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/2020-meetings-minutes/2020-meetings/-fsiteid-1>

- 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 December 16, 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 project reports
 - a) Town Wells
 - b) Water Treatment Plant
 - c) Transfer Pumping/Reservoir
 - d) Distribution System
 - e) Wastewater Treatment Facility
- 10) Finance Director's Report: Comparison of Budget to Actuals as of December 31, 2019
 - 1) RI Infrastructure Bank Refund

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

IV. **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

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

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) Town Administrator's Report: Jamie A. Hainsworth
 - 1) Jamestown Short Term Rentals
 - 2) U.S. Department of Housing & Urban Development - Jamestown Housing Authority Resident Commissioner
 - 3) Fireworks Display Fourth of July
 - 4) Jamestown Boat Yard Expansion - Application #2019-06-014, RIDEM WQD 19-123 DP 19-174 Jamestown Boat Yard – 60 Dumpling Drive
 - 5) CRMC Public Notice
 - a) CRMC Notice 2019-12-055 regarding the application of Walrus & Carpenter Oysters LLC c/o Jules Opton-Himmel for a 7.8 acre aquaculture site using floating cages in Narragansett Bay- West Passage
 - b) CRMC Notice 2019-12-079 regarding the application of Seakist Aquaculture LLC for an expansion of oyster farm using floating gear in Narragansett Bay- Dutch Island Harbor
 - 6) Conanicut Island Sailing Foundation

VI. 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: January 31, 2020 & February 7, 2020 at 10 a.m. February 3, 2020 & February 18, 2020 at 6:30 p.m.

VII. 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) Request of Chief Edward Mello regarding the approval of the 2020 Harbor Rates
 - 1) 2020 Proposed Harbor Permit Rates as approved by the Harbor commission on January 8, 2020

2020 PROPOSED HARBOR PERMIT RATES

Approved by The Jamestown Harbor Commission on 1/8/2020

Permit Type	2019 Rate	2020 Proposed Rate
Resident Mooring (per foot)*	\$4.60	\$4.60
Non-Resident Mooring (per foot)*	\$9.20	\$9.20
Commercial Mooring (per foot)	\$9.20	\$9.20
Yacht Club Mooring (flat rate)*	\$1,365.00	\$1,365.00
Recreational Outhaul (flat rate)*	\$500.00	
West Ferry Recreational Outhaul Rate*	\$500.00	\$550.00
Ft. Getty Recreational Outhaul Rate*	\$500.00	\$500.00
Commercial Outhaul (flat rate)*	\$430.00	
West Ferry Commercial Outhaul Rate*	\$430.00	\$500.00
Ft. Getty Commercial Outhaul Rate*	\$430.00	\$430.00
Recreational Pier (per foot)*	\$80.00	\$80.00
Commercial Pier (per foot)*	\$40.00	\$40.00
Beach - Under 12' (flat rate)*	\$63.00	\$63.00
Beach - Over 12' (per foot of beam)*	\$25.00	\$25.00
Wait List Fees (flat rate)**	\$11.00	\$11.00
Late Fee (per month)	\$100.00	\$100.00
West Ferry Dinghy Dock *	\$450.00	\$450.00

**Plus \$6 user fee for Online Mooring*

***Initial application only*

- 13) Request of Joseph Pinheiro, Sunset Beach Aquaculture regarding Fort Getty Upweller Pilot Program
 - 1) Memorandum to Town Administrator Jamie A. Hainsworth from Chief Edward Mello regarding the Fort Getty Upweller Pilot Program
 - 2) Letter to Sunset Oyster Farms from Chief Edward A. Mello regarding Fort Getty Upweller
- 14) Request of Seamus O. Hames, Education Director of Jamestown Arts Center regarding Environmental Arts Camp – Storm Drain Project- Requesting permission to paint 3-4 catch basins with milk paint to identify that they drain to the bay. In the vicinity of the Art Center and Lawn Avenue School on Watson/Pemberton/Lawn Avenues; with no public funding requested.

V III. 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) Appointments, Vacancies, and Expiring Terms; review, discussion and/or potential action and/or vote:
 - *has applied for more than one committee
 - 1) Tree Preservation and Protection Committee (three vacancies with a three-year term expiring December 31, 2021 and December 31, 2022)
 - a) Letters of interest for appointment
 - i) Carol Coleman
 - ii) Thomas Farrell
 - iii) Steve Heath
 - 2) Jamestown Housing Authority (one vacancy with a five-year term expiring December 31, 2024)
 - a) Letters of interest for appointment
 - i) Jessica McCarthy*
 - 3) Jamestown Representative Beavertail State Park (One vacancy with a remaining term ending date of December, 2020);
 - a) Letter of interest for reappointment
 - i) Job Toll
 - b) Letters of interest for appointment
 - i) Jessica McCarthy*
 - ii) Leo Orsi*
 - iii) Lisa Primiano
 - 4) Jamestown Tax Assessment Board of Review (One vacancy with a remaining term ending date of May, 2020)
 - a) Letters of interest for appointment
 - i) David E. Dolce

- 13) Discussion an Order to Advertise in the Jamestown Press; Notice of a Public Hearing for Proposed Amendments to the Code of Ordinances regarding Chapter 78- Harbor Management Ordinance

IX. **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) Finance Director's Report: Comparison of Budget to Actuals as of December 31, 2019

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

MOTOR VEHICLE ABATEMENTS TO 2019 TAX ROLL		
18-0140-06M	Motor Vehicle	\$31.70
REAL ESTATE ABATEMENTS TO 2019 TAX ROLL		
12-0300-02	Plat 8, Lot 482	\$84.53
23-1069-70	Plat 5, Lot 129	\$62.50
REAL ESTATE ADDENDA TO 2019 TAX ROLL		
04-0949-75	Plat 15, Lot 325	\$182.53
05-0045-15	Plat 5, Lot 219	\$192.23
15-0352-44	Plat 9, Lot 826	\$167.79
TOTAL ABATEMENTS		\$ 178.73
TOTAL ADDENDA		\$ 542.55

X. **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 Email to: Jamestown Town Council
From: Pebbles Wadsworth
Dated: January 3, 2020
Re: JBY Current Proposal
- 2) Copy of Letter to: CRMC
From: Anne Kuhn- Hines, Conservation Commission
Dated: August 26, 2019
Re: CRMC Application File Number: 2019-06-014

- 3) Copy of Email to: Erin Liese
From: James V. Taylor
Dated: January 5, 2020
Re: Opposition Boat Yard Expansion
- 4) Copy of Email to: Jamestown Town Council
From: Thomas Shevlin
Dated: January 5, 2020
Re: Jamestown Boat Yard
- 5) Copy of Email to: Erin Liese
From: Eleanor Burgess
Dated: January 5, 2020
Re: JBY Expansion
- 6) Copy of Letter to: Jamestown Town Council
From: Paula Shevlin
Dated: January 6, 2020
Re: JBY Expansion
- 7) Copy of Email to: Erin Liese
From: William Chew & Nicole Shalette
Dated: January 5, 2020
Re: JBY Expansion
- 8) Copy of Email to: Erin Liese
From: David Beretta
Dated: January 5, 2020
Re: JBY Expansion
- 9) Copy of Email to: Jamestown Town Council
From: Cornelia & Spencer Potter
Dated: January 3, 2020
Re: Opposition to Jamestown Boat Yard Expansion
- 10) Copy of Letter to: Jamestown Town Council
From: Caroline & Jeff Boden
Dated: January 2, 2020
Re: JBY Expansion
- 11) Copy of Letter to: Erin Liese
From: William Pratt
Dated: December 31, 2019
Re: JBY Expansion

- 12) Copy of Letter to: Jamestown Town Council
From: Leslie Banker & William Mullins
Dated: December 30, 2019
Re: JBY Expansion
- 13) Copy of Email to: Jamestown Town Council
From: Paul & Katherine Grimes
Dated: January 2, 2020
Re: JBY Expansion
- 14) Copy of Email to: Jamestown Town Council
From: Christian Smith
Dated: January 1, 2020
Re: JBY Expansion
- 15) Copy of Email to: Erin Liese
From: Trudy Coxe
Dated: January 1, 2020
Re: JBY Proposal
- 16) Copy of Email to: Jamestown Town Council
From: Jane Garnett & David Booth
Dated: January 1, 2020
Re: Oppose JBY Expansion
- 17) Copy of Letter to: Jamestown Town Council
From: Barbara Carton
Dated: December 31, 2019
Re: JBY Expansion
- 18) Copy of Letter to: Jamestown Town Council
From: Louise Potter
Dated: December 31, 2019
Re: JBY Current Proposal
- 19) Copy of Letter to: Jamestown Town Council
From: Maria Shevlin
Dated: January 6, 2020
Re: JBY Marina Expansion
- 20) Copy of Letter to: Jamestown Town Council
From: George Hutchinson
Dated: December 30, 2019
Re: JBY Expansion

- 21) Copy of Letter to: Jamestown Town Council
From: Tom & Louise Flickinger
Dated: January 6, 2020
Re: JBY Expansion
- 22) Copy of Email to: Jamestown Town Council
From: Betsey Coste Outerbridge
Dated: January 6, 2020
Re: Dumpling Shipyard
- 23) Copy of Letter to: Jamestown Town Council
From: Kristen Sloan Maccini
Dated: January 6, 2020
Re: JBY Expansion
- 24) Copy of Email to: Jamestown Town Council
From: Lily Malcom
Dated: January 7, 2020
Re: JBY Expansion
- 25) Copy of Letter to: Jamestown Town Council
From: Kim & Jeff Westcott
Dated: January 6, 2020
Re: JBY Expansion
- 26) Copy of Letter to: Jamestown Town Council
From: Paul LaViolette
Dated: January 11, 2020
Re: JBY Expansion
- 27) Copy of Email to: Jamestown Town Council
From: Pamela Allen
Dated: January 12, 2020
Re: JBY Expansion
- 28) Copy of Letter to: Jamestown Town Council
From: Duncan Laurie
Dated: January 12, 2020
Re: JBY Expansion
- 29) Copy of Letter to: Jamestown Town Council
From: Paula Shevlin
Dated: January 12, 2020
Re: Eelgrass Protection
- 30) Copy of Email to: Jamestown Town Council
From: Duval Slingluff
Dated: January 13, 2020
Re: JBY Expansion

- 31) Copy of Letter to: Jamestown Town Council
From: Peter Converse
Dated: January 13, 2020
Re: JBY Expansion
- 32) Copy of Email to: Erin Liese
From: Rod Wright
Dated: January 14, 2020
Re: JBY Expansion & Sale
- 33) Copy of Email to: Jamestown Town Council
From: Anne Garnett
Dated: January 15, 2020
Re: Strong Opposition to JBY's Marina Expansion
- 34) Copy of Email to: Jamestown Town Council
From: James Boden
Dated: January 15, 2020
Re: JBY Marina Expansion – Oppose
- 35) Copy of Letter to: Jamestown Town Council
From: Glenn Mitchell
Dated: January 15, 2020
Re: JBY Expansion
- 36) Copy of Email to: Jamestown Town Council
From: Evan Boden
Dated: January 14, 2020
Re: JBY Marina Expansion- Oppose
- 37) Copy of Letter to: Jamestown Town Council
From: John A. Murphy
Dated: January 14, 2020
Re: JBY Expansion
- 38) Copy of Letter to: Jamestown Town Council
From: Lucia Marshall
Dated: January 10, 2020
Re: JBY Expansion Support
- 39) Copy of Email to: Jamestown Town Council
From: Numi Mitchell Ph.D., Biologist
Dated: January 15, 2020
Re: JBY Expansion Opposes

- 11) Copy of Letter to: Jamestown Town Council
From: Stephen Garnett
Dated: January 14, 2020
Re: JBY Expansion
- 12) Copy of Letter to: Jamestown Town Council
From: Kate Wallace
Dated: January 10, 2020
Re: JBY Expansion
- 13) Copy of Letter to: Jamestown Town Council
From: Jeff Boden
Dated: January 11, 2020
Re: JBY Expansion
- 14) Copy of Letter to: Jamestown Town Council
From: Sam & Jane Flood
Dated: January 14, 2020
Re: JBY Expansion
- 15) Copy of Email to: Jamestown Town Council
From: Boze Hancock
Dated: January 15, 2020
Re: JBY Expansion
- 16) Copy of Email to: Jamestown Town Council
From: Suzanne Ayvazian, PhD
Dated: January 15, 2020
Re: JBY Expansion
- 17) Copy of Email to: Jamestown Town Council
From: Eli Mitchell
Dated: January 15, 2020
Re: JBY Expansion
- 18) Copy of Email to: Jamestown Town Council
From: Anna Flickinger
Dated: January 6, 2020
Re: JBY Marina Expansion
- 19) Copy of Email to: Jamestown Town Council
From: Stuart Ross
Dated: January 3, 2020
Re: JBY Expansion

- 499 Copy of Letter to: Jamestown Town Council
From: Christian Infantolino
Received: January 6, 2020
Re: Jamestown Boat Yard Response
- 500 Copy of Letter to: Grover Fugate, Executive Director, R.I. CRMC
and Janet Coit, Director of R.I. DEM
From: Michael Jarbeau, Narragansett Baykeeper
August 30, 2019
Re: Jamestown Boat Yard, CRMC File No. 2019-06-0014
- 510 Copy of State of Rhode Island Coastal Resources Management
Council Application of Assent: Jamestown Boat Yard, Inc. -
60 Dumpling Drive, Jamestown RI; dated June, 2019 and prepared
by: RACE Coastal Engineering
- 520 Copy of Summary Guidance for Reviewing Sediment Sampling
Plans for Dredging Projects
- 530 Copy of Letter to: State of Rhode Island Coastal Resources
Management Council
From: Matthew Rakowski, Project Manager, RACE Coastal
Engineering
Dated: November 5, 2019
Re: Application #2019-06-014, RIDEM WQD 19-123 DP 19-174
Jamestown Boat Yard, 60 Dumpling Drive, RACE Project No.
2018006
- 540 Copy of Tier 1 Mapping of Submerged Aquatic Vegetation (SAV) in
Rhode Island and 20-year Change Analysis
Prepared by: Michael Bradley, University of Rhode Island, Caitlin
Chaffee, RI Coastal Resources Management Council, and Kenneth
Raposa, Narragansett Bay National Estuarine Research Reserve
Dated: June, 2017
- 550 Copy of Documentation provided by Mary Marshall in support of
January 6, 2020 Presentation regarding Jamestown Boat Yard
Expansion:
 - a) RI Business Portal RI Department of State,
Nellie M. Gorbea Entity Results- Safe Harbor Jamestown
Boatyard
 - b) JBY Marina Improvements Sediment Sampling Plan for
Dredging Projects
 - c) The JBY proposed expansion and eelgrass

- 56) Copy of Letter to: Jamestown Town Council
From: Meg Myles
Dated: January 10, 2020
Re: CISF
- 57) Copy of Letter to: Mr. Andrew Nota
From: Marilyn B. O'Sullivan, Director, U.S. Dept. of Housing & Urban Development
Dated: January 7, 2020
Re: Jamestown Housing Authority Resident Commissioner
- 13) Public Notice
 - 1) CRMC Notice 2019-12-055 regarding the application of Walrus & Carpenter Oysters LLC c/o Jules Opton-Himmel for a 7.8 acre aquaculture site using floating cages in Narragansett Bay- West Passage
 - 2) CRMC Notice 2019-12-079 regarding the application of Seakist Aquaculture LLC for an expansion of oyster farm using floating gear in Narragansett Bay- Dutch Island Harbor
- 6) Proclamations and Resolutions from other Rhode Island Cities and Towns
 - 1) Exeter- West Greenwich Regional School District School Committee Resolution Regarding State Funding of Education/ Fair Funding Formula

XI. 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 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)
- 13) Pursuant to RIGL § 42-46-5(a) Subsection (2) Collective Bargaining (Union Contract Negotiations IBPO)

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

Posted on the RI Secretary of State website on January 15, 2020