



TOWN COUNCIL MEETING
Jamestown Town Hall
Rosamond A. Tefft Council Chambers
93 Narragansett Avenue
Monday, September 18, 2017
7:00 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/2017-meetings-minutes/2017-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) August 21, 2017 (regular meeting)
- B) Open Forum
 - 1) Scheduled request to address
 - 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
 - a) Town Wells
 - b) Water Treatment Plant
 - c) Transfer Pumping/Reservoir
 - d) Distribution System
 - e) Wastewater Treatment Facility

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

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 Beverage Licensing Board

- 1) **REQUEST** that the applications listed below will be in order for hearing at a meeting of said Licensing Board on Monday, November 6, 2017 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 **RENEWAL** applications have been received by the Town Council for licenses under said Act, for the year December 1, 2017 to November 30, 2018; review, discussion and/or potential action and/or vote:

CLASS A (PACKAGE STORE) – RETAIL

Tunstall, Inc.

dba: Grapes & Gourmet
9 Ferry Wharf

Varsha, Inc.

dba: Jamestown Wine & Spirits
30 Southwest Avenue

CLASS B – TAVERN

Bay Voyage, LLC

dba: Bay Voyage
150 Conanicus Avenue

CLASS B – VICTUALER

Islandish, Ltd.

dba: Chopmist Charlies
40 Narragansett Avenue

Jamestown Culinary Partners, LLC

dba: Jamestown Fish
14 Narragansett Avenue

Jamestown Restaurant Group, LLC

dba: Narragansett Café
25 Narragansett Avenue

New England Golf Course Management, Inc.
dba: Jamestown Golf and Country Club
aka: The Cady Shack
245 Conanicus Avenue (lower level rear)

Slice of Heaven, Inc.
dba: Slice of Heaven
32 Narragansett Avenue

ESJ, Inc.
dba: Simpatico Jamestown
13 Narragansett Avenue

KALI, LLC
dba: J Twenty-Two Tap & Table
22 Narragansett Avenue

CLASS B – VICTUALER - LIMITED

Lucky Ridge Co., LLC
dba: Spinnaker's Café
3 Ferry Wharf

PP Jamestown, LLC
dba: Pink Pig BBQ
35 Narragansett Avenue

CLASS D – FULL (CLUB)

Conanicut Yacht Club
dba: Conanicut Yacht Club
40 Bay View Drive

- B) Licenses and Permits
- 1) **REQUEST** to advertise for extended hours [in accordance with RIGL §5-24-1 (a) and (b)] in the *Jamestown Press* for a public hearing on November 6, 2017: **NOTICE:** Is hereby given that there will be a public hearing by and before the Town Council of the Town of Jamestown on Monday, November 6, 2017 at 6:30 p.m. in the Jamestown Town Hall Rosamond A. Tefft Council Chambers, 93 Narragansett Avenue, Jamestown, RI pursuant to §5-24-1 of the General Laws of Rhode Island 1956 and as amended upon the following: **RENEWAL** application; review, discussion and/or potential action and/or vote:

Cumberland Farms, Inc.
dba: Cumberland Farms Store #1108

41 North Main Road
Plat 8 Lot 626

Application of **Cumberland Farms, Inc. dba: Cumberland Farms Store #1108**, for renewal of additional operational hours to open at 5:00 a.m. for said establishment, holder of a Victualing License issued by the Town of Jamestown. If granted, this will allow the establishment to continue to be open from 5:00 a.m. to 2:00 a.m. daily (RIGL §5-24-1 allows this establishment to be open from 6:00 a.m. until 2:00 a.m. without additional operating hours).

- C) Public Hearing:
 - 1) Proposed Amendment of the Jamestown Code of Ordinances, Chapter 22 Environment, Article VII. Plastic Bag Ban, Sec. 22-350 Legislative Finds and Intent (new), Sec. 22-351 Purpose (new), Sec. 22-352 Definitions (new), Sec. 353 Prohibited Acts (new), Sec. 22-354 Exemptions (new), Sec. 22-355 Enforcement; Violations and Penalties (new), Sec. 22-356 Hardship Variance (new) and Sec. 22-357 Effective Date; duly advertised in the *Jamestown Press* September 7, 2017 edition; review, discussion and/or potential action and/or vote

VI. OPEN FORUM

Please note that, under scheduled requests to address, if the topic of the address is available to be put on the agenda, the Council may discuss the issue

- A) Scheduled request to address
- B) Non-scheduled request to address

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

- A) Town Administrator's Report: Andrew E. Nota
 - 1) State Legislative Update – Tuesday, September 19th session
 - 2) Local Internet Service
 - 3) Senior Coordinator and Food Service Positions
 - 4) RITBA Fall Construction Schedule
 - 5) Statewide School Facility Conditions Assessment
 - 6) Coyote Management Update
 - 7) East Ferry Renovation Project
- B) Quonset Development Corporation Board of Directors Report: Jamestown Member Job Toll
- C) Town Clerk's Office Report: Cheryl A. Fernstrom

VIII. UNFINISHED BUSINESS

For past discussion documentation, please visit <http://www.jamestownri.gov/town-government/town-council/town-council-meetings-minutes/2017-meetings-minutes/2017-meetings>

- A) Jamestown Community Playground Design Presentation: Parks and Recreation Director Andrew Wade
 - 1) Town Council review, recommendation and/or approval of Community Playground Design; review, discussion and/or potential action and/or vote
- B) Upcoming Meetings and Sessions – dates and times

IX. NEW BUSINESS

- A) Jamestown School Department Building Committee: appointment of Town Council Member; review, discussion and/or potential action and/or vote

X. ORDINANCES, APPOINTMENTS, VACANCIES AND EXPIRING TERMS

- A) Appointments, Vacancies and Expiring Terms; review, discussion and/or potential action and/or vote
 - 1) Discover Newport (Newport and Bristol County Convention and Visitors Bureau) (One vacancy with a three-year term ending date of September 7, 2020); duly advertised; interviews conducted
 - a) Letter of interest for reappointment
 - i) Frank “Rusty” Sallee
 - b) Letters of interest for appointment
 - i) James Rugh
 - ii) Richard Lynn
 - 2) Jamestown Affordable Housing Committee (One vacancy with an unexpired three-year term ending date of May 31, 2018); duly advertised; interviews conducted
 - a) Letter of interest for reappointment
 - i) Jerome Scott
 - b) Letters of interest for appointment
 - i) Valerie Malloy
 - ii) Lisa Carlisle
 - iii) Edie Flynn
 - iv) John Gillespie
 - v) Richard Lynn
 - 3) Jamestown Tree Preservation and Protection Committee (One vacancy with a three-year term ending date of December 31, 2019); duly advertised; interview conducted
 - a) Letters of interest
 - i) Richard Lynn

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.

- A) Adoption of Council Minutes
 - 1) August 21, 2017 (interview session)

- 2) August 21, 2017 (special meeting)
 - 3) August 21, 2017 (special executive session)
 - 4) August 21, 2017 (regular meeting)
 - 5) August 21, 2017 (regular executive session)
- B) Minutes of Boards/Commissions/Committees
- 1) Jamestown Community Playground Renovation (03/03/2017)
 - 2) Jamestown Community Playground Renovation (03/10/2017)
 - 3) Jamestown Community Playground Renovation (03/24/2017)
 - 4) Jamestown Community Playground Renovation (04/07/2017)
 - 5) Jamestown Community Playground Renovation (04/28/2017)
 - 6) Jamestown Community Playground Renovation (05/12/2017)
 - 7) Jamestown Community Playground Renovation (05/19/2017)
 - 8) Jamestown Community Playground Renovation (06/09/2017)
 - 9) Jamestown Community Playground Renovation (06/22/2017)
 - 10) Jamestown Community Playground Renovation (07/14/2017)
 - 11) Jamestown Community Playground Renovation (07/28/2017)
 - 12) Jamestown Community Playground Renovation (08/04/2017)
 - 13) Jamestown Planning Commission (08/02/2017)
 - 14) Jamestown Planning Commission (08/16/2017)
 - 15) Jamestown Traffic Committee (06/15/2017)
 - 16) Jamestown Zoning Board of Review (07/25/2017)
- C) CRMC Notices
- 1) September 2017 Calendar
 - 2) Letter re: Request for Public Notice Extension End Date for CRMC File No. 2014-12-056 (Joseph & Antonio Pinheiro) granted to September 30, 2017
 - 3) Semi-Monthly Meeting Agenda for September 26, 2017
 - 4) Public Notice for Proposed Rule-Making Public Hearing on October 24, 2017 at 5:00 p.m., RI Department of Administration Cafeteria (basement floor), One Capitol Hill, Providence, RI with written comments due by October 16, 2017
- D) Abutter Notifications
- 1) Notice is hereby given that the Jamestown Zoning Board of Review will hold a Public Hearing September 26, 2017 at the Jamestown Town Hall, 93 Narragansett Avenue, Jamestown, Rhode Island at 7:00 p.m. upon the following: Application of David & Marylou Howard, whose property is located at 59 Ferry Street, and further identified as Assessor's Plat 5, Lot 58, for a special use permit from Article 3, Section 82-314 High Groundwater, Table C, Development Within Sub-district A, Article 6, Section 82-601 to construct a 8' x 20' covered front porch. Said property is located in a R40 zone and contains 14,400 sq. ft.
 - 2) Notice is hereby given that the Jamestown Zoning Board of Review will hold a Public Hearing September 26, 2017 at the Jamestown Town Hall, 93 Narragansett Avenue, Jamestown, Rhode Island at

7:00 p.m. upon the following: Application of Christina D Scully, whose property is located at 113 Frigate Street, Jamestown, Rhode Island, and further identified as Tax Assessor's Plat 16, Lot 218 for a Special Use Permit granted under Article 6 Section 82-600 and 602, pursuant to Article 3 Section 82-314, High Groundwater Table and Impervious Overlay District Sub-District A. The application also seeks a Variance, pursuant to Article 6, Sections 82-600 and 82-605, from Article 3 Section 82-302, Table 3-2, District dimensional regulations, to repair and remodel the property where the front setback is proposed to be 21' 8" feet where 30 feet is required and from Article 3 Section 82-314 (C) (4), Percent of Maximum Impervious Cover for Sub-District A, where the existing lot impervious coverage is proposed to be 12.1% where 9.0% is allowable and the existing lot impervious coverage is 12.4%. The application also seeks a Variance from Article 7, Section 82-705, Alteration of a nonconforming structure, in order to perform the requested remodel and repairs as the current structure has a front setback of 21' 8" where 30 feet is required. Said property is located in a R40 Zone and contains 8,385 square feet.

E) Abatements/Addenda of Taxes

Total Abatements: \$126,280.25 Total Addenda: \$122,471.50

1) Real Property/Motor Vehicle/Tangible Abatements to 2017 Tax Roll

	<u>Account/Abatement</u>	<u>Amount</u>
a)	04-0696-05M	\$ 88.15
b)	06-0165-12M	\$ 358.76
c)	07-0694-50M	\$ 41.75
d)	16-0650-05M	\$ 88.91
e)	18-0246-50M	\$ 76.40
f)	01-0025-00	\$ 7,525.99
g)	02-0262-00	\$ 1,164.85
h)	01-0474-72	\$ 4,328.95
i)	02-0126-10	\$ 1,515.58
j)	02-0314-85	\$ 3,842.01
k)	02-0505-50	\$ 1,728.62
l)	02-1059-00	\$ 6,389.43
m)	03-0430-30	\$ 1,002.98
n)	03-0731-25	\$16,666.17
o)	03-1126-05	\$ 387.75
p)	03-1154-40	\$ 2,807.65
q)	04-0016-10	\$ 783.73
r)	04-0632-00	\$ 3,869.85
s)	04-0775-76	\$ 1,028.89
t)	05-0312-10	\$13,354.45
u)	06-0303-00	\$ 5,329.45
v)	07-0035-00	\$ 8,257.76

w)	07-0940-40	\$ 4,043.81
x)	08-1022-01	\$ 2,051.50
y)	10-0262-50	\$ 940.48
z)	11-0573-25	\$ 32.04
aa)	12-0280-26	\$ 6,082.87
bb)	12-0510-25	\$ 4,367.21
cc)	12-1020-00	\$ 3,664.27
dd)	13-0409-03	\$ 1,607.30
ee)	13-0423-00	\$ 2,585.09
ff)	13-1450-00	\$ 3,742.07
gg)	13-1586-60	\$ 2,396.30
hh)	14-0092-25	\$ 3.38
ii)	16-0286-01	\$ 4,193.25
jj)	19-0593-00	\$ 879.01
kk)	19-0880-00	\$ 5,940.49
ll)	20-0033-75	\$ 1,002.98
mm)	22-0002-55	\$ 1,660.12

2) Real Property/Motor Vehicle/Tangible Addenda to 2017 Tax Roll

Account/Addenda Amount

a)	02-0004-25M	\$ 332.58
b)	01-0001-66	\$ 1,515.58
c)	02-0093-35	\$ 8,257.76
d)	02-0126-35	\$ 4,328.95
e)	02-0260-50	\$ 3,742.07
f)	02-1265-58	\$ 3,905.74
g)	03-0595-35	\$ 2,501.50
h)	03-1144-92	\$ 2,807.65
i)	03-1154-40	\$ 4,043.81
j)	04-0641-98	\$ 6,389.43
k)	04-1037-21	\$ 1,660.12
l)	06-0000-07	\$ 7,525.99
m)	06-0452-90	\$ 5,329.45
n)	07-0035-01	\$ 3,842.01
o)	08-0058-80	\$ 783.73
p)	08-0063-70	\$16,666.17
q)	12-0843-00	\$ 3,664.27
r)	13-0848-40	\$ 5,940.49
s)	13-0946-00	\$ 4,367.21
t)	13-1282-19	\$ 2,396.30
u)	13-1397-18	\$ 6,082.87
v)	18-0140-07	\$ 2,585.09
w)	18-0730-83	\$ 1,728.62
x)	19-1371-70	\$ 1,164.85
y)	19-1451-80	\$ 4,193.25
z)	19-1482-50	\$ 1,028.89

- aa) 19-1482-50 \$ 725.37
- bb) 23-0110-76 \$13,354.45

- F) One Day Event/Entertainment License
 - 1) Applicant: Jamestown Rotary Club
 - Event: 42nd Annual Jamestown Classic Bike Race
 - Date: October 9, 2017
 - Location: Fort Getty/streets of Jamestown/Fort Getty

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

- A) Communications; review, discussion and/or potential action and/or vote
 - 1) Email of Lions Club President John Murphy re: newly installed memorial benches at Fort Getty
 - 2) Letter of ACLU and other public service agencies re: protecting Rhode Island's DACA recipients
 - 3) Announcement of RI Division of Statewide Planning Discovery Workshop Series for knowledge and insight on the transportation network September 21, 25, and 28, 2017
- B) Resolutions and Proclamations from other Rhode Island Cities and Towns; review, discussion and/or potential action and/or vote
 - 1) Resolution of the North Smithfield Town Council In Support of Bill H 6204 - An Act Relating to Maintenance of Town Roads
 - 2) Resolution of the North Smithfield Town Council In Opposition to Bills H 5475 and S 0481 – An Act Relating to Cities and Towns – Subdivision of Land
 - 3) Resolution of the Hopkinton Town Council In Opposition to Bills H 5475 and S 0481 – An Act Relating to Cities and Towns – Subdivision of Land
 - 4) Resolution of the Hopkinton Town Council In Support of Bill H 6204 – An Act Relating to Maintenance of Town Roads

XIII. AGENDA ITEMS FOR THE NEXT MEETING AND FUTURE MEETINGS

- A) Golf Course Design Discussion (October 2)
- B) Financial Town Meeting Rules and Procedures (October 2)
- C) Review of Town, School and Combined Budgets and Warrant items exceeding \$50,000 through paper ballot, electronic ballot, FTM or Referendum (October 2, special session)
- D) Fort Getty Discussion re: future planning (October 16)

XIV. EXECUTIVE 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. In addition, notice also may be 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 September 14, 2017