



TOWN COUNCIL MEETING
Jamestown Town Hall
Rosamond A. Tefft Council Chambers
93 Narragansett Avenue
Monday, November 6, 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

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) 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 under said Act, for the period December 1, 2017 to November 30, 2018 (duly advertised in the *Jamestown Press* October 12th and October 19th); review and discussion and/or potential action and/or vote

RENEWALS: Approval of Licenses by Class

a) **CLASS A (PACKAGE STORE) – RETAIL**

Tunstall, Inc.
dba: Grapes & Gourmet
9 Ferry Wharf

Varsha, Inc.
dba: Jamestown Wine & Spirits
30 Southwest Avenue

- i) Approval of Liquor License renewal applications for **CLASS A (PACKAGE STORE) – RETAIL**, upon resolution of debts, taxes, State approval and appropriate signatures for the year December 1, 2017 to November 30, 2018; review and discussion and/or potential action and/or vote
- ii) Set the **CLASS A (PACKAGE STORE)–RETAIL** Liquor License Cap at TWO (2); review and discussion and/or potential action and/or vote

b) **CLASS B – TAVERN**

Bay Voyage, LLC
dba: Bay Voyage
150 Conanicus Avenue

- i) Approval of Liquor License renewal application for **CLASS B – TAVERN**, upon resolution of debts, taxes, State approval and appropriate signatures for the year December 1, 2017 to November 30, 2018; review and discussion and/or potential action and/or vote
- ii) Set the **CLASS B – TAVERN** Liquor License Cap at ONE (1); review and discussion and/or potential action and/or vote

c) **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)

ESJ, Inc.
dba: Simpatico Jamestown
13 Narragansett Avenue

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

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

- i) Approval of Liquor License renewal applications for **CLASS B – VICTUALER**, upon resolution of debts, taxes, State approval and appropriate signatures for the year December 1, 2017 to November 30, 2018; review and discussion and/or potential action and/or vote
- ii) Set the **CLASS B – VICTUALER** Liquor License Cap at SEVEN (7); review and discussion and/or potential action and/or vote

d) **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

- i) Approval of Liquor License renewal applications for **CLASS B – VICTUALER – LIMITED**, upon resolution of debts, taxes, State approval and

appropriate signatures for the year December 1, 2017 to November 30, 2018; review and discussion and/or potential action and/or vote

- ii) Set the **CLASS B – VICTUALER – LIMITED** Liquor License Cap at TWO (2); review and discussion and/or potential action and/or vote

CLASS D – FULL (CLUB)

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

- i) Approval of Liquor License renewal application for **CLASS D – FULL (CLUB)**, upon resolution of debts, taxes, State approval and appropriate signatures for the year December 1, 2017 to November 30, 2018; review and discussion and/or potential action and/or vote
- ii) Request a motion to set the **CLASS D – FULL (CLUB)** Liquor License Cap at ONE (1)

B) LICENSES AND PERMITS

- 2) RIGL §5-24-1 (a) and (b) and §5-24-2: Title 5 Businesses and Professions (Taverns, Cookshops and Oyster Houses)
 - a) Approval of Victualing License with extended hours **RENEWAL** application, upon resolution of debts, taxes, State approval and appropriate signatures for the year December 1, 2017 to November 30, 2018 (duly advertised in the *Jamestown Press* October 12th, October 19th, and October 26th editions); review and 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) Adoption of an Ordinance Extinguishing Prior Authorization to the Town of Jamestown to Finance the Construction of a Wind Turbine Generator and to Issue Not More Than \$6,500,000 Bonds and Notes Therefor, pursuant to RIGL §45-12-31, the authority granted in Chapter 265 and Chapter 293 of the Public Laws of 2010; duly advertised in the October 26, 2017 edition of the *Jamestown Press*; 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) Storm Update (Oct. 29-30)
 - 2) North Road Drainage and Restoration Project
 - 3) Aquidneck Island Planning Commission – Resiliency Roundtable
 - 4) Golf Course Water Supply
- B) Jamestown Housing Authority Report: Edward Gromada, Chair
- C) Jamestown School Department Necessity for School Construction for \$8.5 million - Stage 1 Application: Update Report by Superintendent Kenneth A. Duva

VIII. UNFINISHED BUSINESS

IX. NEW BUSINESS

- A) Award of Bid: Consultant for Update/Re-write of the Jamestown Zoning Ordinance to Horsley Witten Group of Providence, RI for an amount not to exceed \$59,960 as recommended by members of the Review Team (Town Administrator Andrew Nota, Planning Commissioners Duncan Pendlebury and Bernd Pfeiffer, Town Planner Lisa Bryer); review, discussion and/or potential action and/or vote
- B) Request for Authorization: to submit an application for State of Rhode Island Natural Heritage Preservation Commission Local Open Space Conservation and Acquisition Grant for purchase of a portion of 91 Carr Lane for Open Space protection; review, discussion and/or potential action and/or vote
 - 1) Adoption of Resolution No. 2017-16 “In Support of 2017 RIDEM Open Space Grant Submittal”
- C) Appointment of Finance Director Christina Collins to serve as Interim Town Administrator, November 21 to November 28, 2017, pursuant to Jamestown

Home Rule Charter Article III. Town Administrator Section 303 Absence; review, discussion and/or potential action and/or vote

X. ORDINANCES, APPOINTMENTS, VACANCIES AND EXPIRING TERMS

A) Ordinances:

Amendment of the Jamestown Code of Ordinances, Chapter 82 Zoning, Article 3. Application of District Regulations, Sec. 82-308 Setback from Freshwater Wetlands; review, discussion and/or potential action and/or vote to proceed to advertise in the *Jamestown Press* (3x) for public hearing on December 11, 2017

B) Appointment; review, discussion and/or potential action and/or vote

1) Jamestown Housing Authority Resident Commissioner (One vacancy with an unexpired five-year term ending date of December 31, 2018)

a) Letter of interest for appointment

i) Kathy M. Powers

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) October 16, 2017 (regular meeting)

2) October 2, 2017 (regular meeting), continued

B) Minutes of Boards/Commissions/Committees

1) Jamestown Planning Commission (09/06/2017)

2) Jamestown Planning Commission (09/20/2017)

3) Jamestown Traffic Committee (09/21/2017)

4) Jamestown Zoning Board of Review (09/26/2017)

C) CRMC Notices

1) November 2017 Calendar

D) Abutter Notification

1) Notice is hereby given that the Jamestown Zoning Board of Review will hold a Public Hearing November 28, 2017, at the Jamestown Town Hall, 93 Narragansett Avenue, Jamestown, Rhode Island at 7:00 P.M. upon the following: Application of Patrick J. et Keleigh C. Welch, whose property is located at 16 East Shore Rd., and further identified as Assessor's Plat 7, Lot 50 for a variance from Article 3, Section 82-302 (dimensional requirements) to construct a new residence in existing footprint. Applicant requires a variance for front setback and square footage requirements. Proposed building to have a front setback of 20'3" (40' required) and situated on a 31,100 sq. ft. lot. Said property is located in a R40 zone and contains 31,100 sq. ft.

E) Abatements/Addenda of Taxes

Total Abatements: \$165,271.79 Total Addenda: \$171,034.58

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

| | <u>Account/Abatement Amount</u> | |
|-----|---------------------------------|-------------|
| a) | 02-1381-05M | \$ 34.51 |
| b) | 08-1048-25M | \$ 188.51 |
| c) | 01-0001-43 | \$ 5,138.94 |
| d) | 01-0140-35 | \$ 2,536.60 |
| e) | 01-0262-00 | \$ 8,195.64 |
| f) | 02-0484-00 | \$ 4,066.82 |
| g) | 02-1254-00 | \$ 4,957.75 |
| h) | 02-1364-00 | \$ 2,705.47 |
| i) | 02-1407-62 | \$ 5,945.24 |
| j) | 03-0120-85 | \$ 3,071.34 |
| k) | 03-1115-00 | \$ 8,337.06 |
| l) | 03-1420-00 | \$ 4,290.26 |
| m) | 04-0998-04 | \$ 3,093.26 |
| n) | 06-0085-50 | \$ 3,022.42 |
| o) | 07-0004-40 | \$ 7,559.35 |
| p) | 08-1021-50 | \$ 7,695.35 |
| q) | 09-0062-30 | \$ 152.42 |
| r) | 10-0046-00 | \$ 3,537.21 |
| s) | 11-0042-55 | \$ 5,337.24 |
| t) | 12-0025-50 | \$ 2,201.37 |
| u) | 12-0405-30 | \$ 1,987.55 |
| v) | 13-0280-00 | \$ 523.06 |
| w) | 13-0326-05 | \$ 4,924.16 |
| x) | 13-0409-05 & 13-0409-06 | \$ 3,408.58 |
| y) | 13-1300-90 | \$ 9,005.62 |
| z) | 14-0046-00 | \$ 4,414.77 |
| aa) | 16-0225-00 | \$ 4,039.22 |
| bb) | 16-0563-22 | \$ 5,396.13 |
| cc) | 18-0489-15 | \$ 2,818.91 |
| dd) | 18-0604-82 | \$20,684.49 |
| ee) | 18-0830-00 | \$ 2,420.55 |
| ff) | 19-0469-00 | \$ 5,876.76 |
| gg) | 19-1337-10 | \$ 4,630.09 |
| hh) | 20-0013-00 | \$ 7,464.14 |
| ii) | 20-0545-00 | \$ 1,869.78 |
| jj) | 23-0978-00 | \$ 3,741.22 |

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

| | <u>Account/Abatement Amount</u> | |
|----|---------------------------------|-------------|
| a) | 01-0696-69 | \$ 5,396.13 |
| b) | 02-0324-00 | \$ 5,945.24 |
| c) | 02-0442-75 | \$ 523.06 |
| d) | 02-0768-00 | \$ 4,039.22 |

| | | |
|-----|------------|-------------|
| e) | 02-1184-10 | \$ 8,337.06 |
| f) | 02-1361-98 | \$ 2,705.47 |
| g) | 02-1536-95 | \$ 5,107.75 |
| h) | 03-0373-50 | \$ 7,464.14 |
| i) | 03-0479-00 | \$ 7,695.35 |
| j) | 03-0956-00 | \$ 1,987.55 |
| k) | 03-1105-92 | \$ 2,536.60 |
| l) | 03-1253-00 | \$ 5,138.94 |
| m) | 04-0084-50 | \$ 910.61 |
| n) | 04-0298-98 | \$ 319.29 |
| o) | 04-1037-00 | \$ 7,559.35 |
| p) | 06-0168-32 | \$ 5,337.24 |
| q) | 07-1110-58 | \$ 384.37 |
| r) | 08-0021-00 | \$ 833.97 |
| s) | 08-0160-00 | \$ 316.98 |
| t) | 08-0342-90 | \$ 4,066.82 |
| u) | 08-0986-00 | \$ 4,290.26 |
| v) | 10-0097-75 | \$ 2,420.55 |
| w) | 11-0575-00 | \$ 3,741.22 |
| x) | 12-0489-01 | \$ 4,924.16 |
| y) | 12-0510-01 | \$ 732.54 |
| z) | 12-1020-00 | \$ 970.51 |
| aa) | 13-0527-19 | \$ 4,630.09 |
| bb) | 15-0240-50 | \$ 3,408.58 |
| cc) | 16-0225-00 | \$ 8,195.64 |
| dd) | 16-1202-51 | \$ 3,813.68 |
| ee) | 18-0347-23 | \$ 3,022.42 |
| ff) | 18-0351-75 | \$ 3,093.26 |
| gg) | 18-0489-30 | \$ 2,818.91 |
| hh) | 18-0684-30 | \$ 5,876.76 |
| ii) | 18-0780-40 | \$ 4,414.77 |
| jj) | 18-0830-00 | \$ 777.62 |
| kk) | 19-0913-80 | \$ 9,005.62 |
| ll) | 20-0315-14 | \$20,684.49 |
| mm) | 20-0622-00 | \$ 2,201.37 |
| nn) | 23-0548-80 | \$ 3,537.21 |
| oo) | 23-0815-00 | \$ 1,869.78 |

F) Multi-License renewal applications (December 1, 2017-November 30, 2018):
Victualing License, Holiday License, and Entertainment License

- 1) Bay Voyage LLC dba: **Bay Voyage**
- 2) Conanicut Yacht Club dba: **Conanicut Yacht Club**
- 3) ESJ, Inc. dba: **Simpatico Jamestown**
- 4) Jamestown Culinary Partners LLC dba: **Jamestown Fish**
- 5) Jamestown Restaurant Group dba: **Narragansett Café**
- 6) KALI LLC dba: **J22 Tap & Table**

- G) Victualing and Holiday License renewal applications
(December 1, 2017-November 30, 2017)
 - 1) A & J, Inc. dba: **East Ferry Deli**
 - 2) Cumberland Farms, Inc. dba: **Cumberland Farms #1108**
 - 3) Islandish LTD dba: **Chopmist Charlie's**
 - 4) Lucky Ridge Co., LLC dba: **Spinnakers Café**
 - 5) New England Golf Course Management, Inc. dba: **Jamestown Golf and Country Club aka: Caddy Shack**
 - 6) PP Jamestown LLC dba: **Pink Pig BBQ**
 - 7) Slice of Heaven, Inc. dba: **Slice of Heaven**
 - 8) Tallulah's Taqueria LLC dba: **Tallulah's Shack**
 - 9) TMT Enterprises, Inc. dba: **McQuade's Market**
 - 10) Tunstall LLC dba: **Grapes & Gourmet**
 - 11) Varsha, Inc. dba: **Jamestown Wine & Spirits**
 - 12) Village Hearth dba: **The Village Hearth**
- H) Victualing License Renewal Application
 - 1) Isis Cakes, LLC dba: **Isis Cakes**
- I) Holiday License Renewal Applications
 - 1) Baker's Pharmacy of Jamestown, Inc. dba: **Baker's Pharmacy**
 - 2) Gail Chase dba: **Hodgkiss Farm**
 - 3) Conanicut Marine Services, Inc. dba: **The Conanicut Store**
 - 4) Jamestown Boat Yard dba: **Jamestown Boat Yard**
 - 5) Jamestown Hardware dba: **Jamestown Hardware**
 - 6) Ernie Savastano dba: **Vin Oliva**
 - 7) TMT Enterprises, Inc. dba: **McQuade's Laundromat**
 - 8) Urban Flowers LLC dba: **The Secret Garden**
- J) One Day Event/Entertainment License Application
 - 1) Applicant: Conanicut Island Art Association
Event: CIAA Holiday Arts and Crafts Fair
Date: December 2, 2017
Location: Lawn School Gymnasium
- K) One Day Vendor/Peddler License Application
 - 1) Applicant: Andrew Cordeiro dba: Championship Melt
Event: Neon Night 5K Run
Date: November 10, 2017
Location: Jamestown Golf Course

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) Letter of Richard Hitt requesting the Town Council adopt the ACLU Ordinance in order to protect DACA recipients
 - 2) Letter of Matthew McCoy, RI World War I Centennial Commission State Coordinator, requesting Jamestown's commitment to support

- educational and commemorative events planned by the RIWWICC
- 3) Letter of thanks from the Jamestown Rotary Club for making October 12, 2017 “Jim Traer Day” a success
 - 4) Invitation of Aquidneck Island Planning Commission to “Newport County Resiliency Roundtable” on Friday, November 17th, 1:00 to 3:00 pm, CCRI Auditorium, 1 John H. Chafee Boulevard, Newport

XIII. AGENDA ITEMS FOR THE NEXT MEETING AND FUTURE MEETINGS

- A) Annual Joint Town Council/School Committee Pre-Budget Work Session (December 11)
- B) Zoning Ordinance Amendment Public Hearing, Sec. 82-301. Uses and districts, Table 3-1; Marijuana sales and uses (December 11)
- C) Zoning Ordinance Amendment Public Hearing, Sec. 82-308. Setback from freshwater wetlands A. (December 11 – tentative)
- D) Town Council Goals and Objectives Update
- E) Interviews/Appointments/Reappointments for Town Boards/Commissions/Committees

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 November 2, 2017