



TOWN COUNCIL MEETING
Jamestown Town Hall
Rosamond A. Tefft Council Chambers
93 Narragansett Avenue
Monday, August 3, 2020
6:30 PM

**PURSUANT TO EXECUTIVE ORDER NO. 20-05 EXECUTED BY GOVERNOR
GINA RAIMONDO ON MARCH 16, 2020, THIS MEETING WILL BE
TELECONFERENCED VIA ZOOM:**

The public is invited to observe and participate in the deliberations of this meeting by accessing the meeting link set forth herein. For those without access to video observation platforms, you may also call in to listen to the deliberations of this meeting by using the call in phone number provided herein. To participate during Public Hearing or Public Input you will press *9 to raise your hand.

JOIN VIA PHONE: 1-646-558-8656 or 1-301-715-8592
WHEN PROMPTED, ENTER MEETING ID: 955 2140 6463
PRESS # AGAIN TO JOIN THE MEETING

JOIN VIA COMPUTER OR MOBILE APP:
Meeting ID: <https://zoom.us/j/95521406463>

**TO VIEW THE MEETING LIVE STREAM WITH NO INTERACTION, PLEASE
VISIT THE FOLLOWING
LINK: <http://158.123.195.41/OTRMedia/Town2020/Others2020/StreamPrimJtown.html>**

I. ROLL CALL

II. CALL TO ORDER, PLEDGE OF ALLEGIANCE

**III. ACKNOWLEDGEMENTS, ANNOUNCEMENTS, PRESENTATIONS,
RESOLUTIONS AND PROCLAMATIONS**

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) Proclamations:
- 1) Proclamation Honoring Debbie Shea for her Service and Retirement
- B) Resolutions:
- 1) Resolution: Rhode Island Turnpike & Bridge Authority
 - 2) Resolution: Establish a Grant Program for Small Businesses

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, when applicable, proof of insurance, as well as, Department of Health Covid- 19 Control Plan for Events. 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: BJ White House
Event: JCC Talent Show
Dates: August 20, 2020
Location: Lawn School Athletic Field
 - 2) Applicant: St. Matthew's Church
Event: Lobster Roll Sale
Dates: August 15, 2020
Location: St. Matthew's Parking Lot
 - 3) Applicant: St. Matthew's Church
Event: Outdoor Thrift Store
Dates: September 12, 2020
Location: St. Matthew's Parking Lot
 - 4) Applicant: Democratic Town Committee
Event: Vote for Women Centennial
Dates: August 18, 2020
Location: Fort Getty Pavilion
- B) Bingo License Application; review, discussion and/or potential action and/or vote
- 1) Applicant: Friend of Jamestown Seniors, Inc.
Event: Bingo Games
Dates: 08-31-2020 to 08-31-2021
Location: 6 West Street
 - a) RI State Police Certificate of Approval to conduct Senior Center Bingo through August 31, 2021
- C) Town Council Sitting as the Alcoholic Beverage Licensing Board
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.
- 1) Discussion and/ or Approval of a Class F License Request from the Democratic Town Committee to serve at their Vote for Women Centennial Event to be held on August 18th at Fort Getty Pavilion

**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) Executive Order 20-5 Addition of No Parking Zones to Limit Capacity at Mackerel Cove Beach Area- Listed on the Consent Agenda for Approval
 - 2) Executive Order 20-6 Addition of No Parking Zones to Limit Capacity at Mackerel Cove Beach Area- Listed on the Consent Agenda for Approval
 - 3) Road Race Event September 19, 2020- Listed in New Business Request Action to Rescind the Prior Approval
 - 4) Water Use Restriction Advertisement -For Your Information
 - 5) Vacancy of Executive Secretary- For Your Information
 - 6) Town Administrators Review- Scheduling of Date
 - 7) Taylor Point Update- For Your Information

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: August 17, 2020, September 1, 2020 and September 21, 2020

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) Review, Discussion and Possible Action regarding the Request from the Board of Rhode Island Slave History Medallions to install a Medallion in Jamestown.

VIII. 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) June 23, 2020 (Special Meeting)
 - 2) June 23, 2020 (Executive Session)
 - 3) July 20, 2020 (Regular Meeting)

- B) Minutes of Boards/Commissions/Committees
 - 1) Jamestown Board of Canvassers (June 10, 2020)
 - 2) Jamestown Board of Canvassers (July 15, 2020)
 - 3) Jamestown Planning Commission (March 4, 2020)
 - 4) Jamestown Planning Commission (June 3, 2020)
 - 5) Jamestown Planning Commission (June 17, 2020)
 - 6) Jamestown Planning Commission (July 1, 2020)
- C) Ratification of Executive Order 20-5 Addition of No Parking Zones to Limit Capacity at Mackerel Cove Beach Area
- D) Ratification of Executive Order 20-6 Addition of No Parking Zones to Limit Capacity at Mackerel Cove Beach Area

IX. OPEN FORUM- To participate you will press *9 to raise your hand.

The meeting moderator will coordinate your participation.

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

X. 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: 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 July 30, 2020

JAMESTOWN RESOLUTION

- Whereas, The Rhode Island Turnpike and Bridge Authority (RITBA) was created in 1954 by the Rhode Island General Assembly to acquire, maintain, and operate major bridges in the state. The RITBA initially operated and maintained the Mount Hope Bridge. It was then tasked with the construction of the Claiborne Pell Bridge which opened fifty-one years ago and was, and is, the longest suspension bridge in New England; and
- Whereas, RITBA currently collects and uses dedicated revenue to operate and maintain the Newport Pell Bridge, the Jamestown Verrazano Bridge, Route 138 through Jamestown, the Mount Hope Bridge, and the Sakonnet River Bridge; and
- Whereas, RITBA has kept the state's four largest bridges safe for vehicular travel and provided the needed maintenance throughout the years and has received honors from the International Bridge, Tunnel, and Turnpike Association; and
- Whereas, the Newport Pell Bridge is a pivotal aspect of Jamestown and Newport's economy as it allows for the easy transport of people and cargo into Jamestown, Newport and all of Aquidneck Island; and
- Whereas, the Rhode Island Department of Transportation (RIDOT) owns and maintains all the state's secondary bridges and has not done the same to maintain the safety of the bridges under its purview. In 2019, Rhode Island was deemed to have the worst bridges in America by the American Road and Transportation Builders Association, and out of 780 bridges, 23.1% were structurally deficient and 721, or 92%, were in need of some repair; and

Whereas, proposed Rhode Island state legislation, or provisions in the state budget, may move RITBA revenues and the management authority of the state's four major bridges to RIDOT; and

Whereas, RIDOT would be able to, and likely would, redirect RITBA revenues from the maintenance of the four major bridges to bridges elsewhere in the state that have not been properly maintained and are in poorer condition; and

Whereas, although the state ranking of its bridges likely be improved by including RITBA's far better maintained bridges in the ranking analyses, RITBA's four bridges will likely suffer from deferred maintenance due to redirected funds; NOW, THEREFORE BE IT

RESOLVED: to protect the continued proper maintenance and safety of the four major bridges which are essential to the well-being of Jamestown and all of Aquidneck Island, the Jamestown Town Council opposes proposed state legislation and budget provisions that would transfer RITBA revenue and management authority to RIDOT; and BE IT FURTHER

RESOLVED: that a copy of this be forwarded to the Executive Director and Board of Directors of RITBA, every Rhode Island municipality, every State Senator, and every State Representative, as well as the Governor, Lt. Governor, Treasurer, and Secretary of State.



State of Rhode Island
Office of Lieutenant Governor Daniel J. McKee

July 13, 2020

Rhode Island Commerce Corporation Advisors on Business Restoration
Rhode Island Commerce
315 Iron Horse Way Suite 101
Providence, RI 02908

Dear Rhode Island Commerce Corporation Advisors on Business Restoration:

First, I would like to thank you for your work in supporting Rhode Island's business community as they continue to navigate the COVID-19 pandemic and strategize on how to deal with its long-term financial impact.

As you may be aware, over the past few months, I have worked closely with hundreds of small businesses to connect them with the resources they need and hear their feedback on the process of reopening our economy. On May 26, I wrote a letter to the Governor proposing a CARES Act-funded grant program to assist struggling Rhode Island small businesses. Last week, my office continued to advocate for this measure by partnering with the newly formed Rhode Island Small Business Coalition. Together, we launched an online petition and a grassroots effort to urge the state to use at least 10 percent of its \$1.25 billion CARES Act funds to issue grants to small businesses impacted by COVID-19. In a short period of time, over 3,700 people have signed the petition (rismallbusiness.org/petition) in support of our small business community.

As you consider the parameters of the state's proposed small business grant program to be announced later this week, I would like to offer the framework for a Small Business-Friendly Grant Program crafted in partnership with local small business owners.

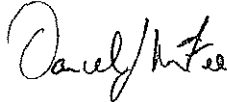
Framework for a Small Business-Friendly Grant Program:

- The grant program should allocate at least 10 percent, \$125 million, of Rhode Island's \$1.25 billion CARES Act funds to small businesses most severely impacted by COVID-19.
- To qualify for grants, small businesses must have 50 employees or fewer and be able to demonstrate a loss of at least 30 percent in revenue due to COVID-19.
- Qualifying small businesses could receive a grant of up to \$10,000— \$2,000 per employee up to 5 employees.
- Qualifying small businesses that did not qualify for the Paycheck Protection Program could receive an additional \$5,000 bonus—\$1,000 per employee up to 5 employees.
- Qualifying minority and women owned small businesses could receive an additional 10 percent bonus.

- Grant funds would be allocated by community based on population for distribution by the state or municipalities.

As outlined clearly in the CARES Act guidelines, the federal funds are, in part, intended to help small businesses financially impacted by COVID-19; using funds to plug holes in the state budget is not permitted. The goal of any state grant program must be to distribute funds to small businesses as fairly and quickly as possible. I am available to answer any questions you may have or connect you with the Rhode Island Small Business Coalition to discuss our suggested framework. Thank you for your time and consideration of this critical matter.

Sincerely,



Daniel J. McKee
Lieutenant Governor

CC: The Honorable Gina M. Raimondo, Governor of the State of Rhode Island
Stefan Pryor, Secretary of Commerce for the State of Rhode Island

RESOLUTION OF THE TOWN OF FOSTER IN SUPPORT OF URGING THE STATE OF RHODE ISLAND TO ALLOATE AT LEAST 10 PERCENT OF ITS \$1.25 BILLION IN FEDERAL CARES ACT FUNDS TO ESTABLISH A GRANT PROGRAM FOR SMALL BUSINESSES IMPACTED BY COVID-19

WHEREAS, The State of Rhode Island received \$1.25 billion in federal coronavirus relief funds through the Coronavirus Aid, Relief, and Economic Security Act (CARES Act); and

WHEREAS a clause within the CARES Act allows states to use the federal funds to issue grants to small businesses impacted by COVID-19; and

WHEREAS, according to the U.S. Small Business Administration, over 98 percent of businesses in Rhode Island are small businesses; and

WHEREAS, according to the U.S. Small Business Administration, small businesses employ over 52 percent of Rhode Island's workforce; and

WHEREAS, the coronavirus pandemic has devastated Rhode Island's small business community which continues to face financial hardships due to reduced economic activity and increased costs for social distancing and other necessary safety measures; and

WHEREAS, a growing number of states such as New Hampshire, Colorado, Alaska, Wisconsin, Mississippi, Pennsylvania and others have already used a portion of their CARES Act Funds to support their small business community, some allocating up to \$400 million for small businesses; and

WHEREAS, the Foster Town Council believes that establishing a statewide CARES Act-funded grant program for small businesses is in the best interest of the Town of Foster and the State of Rhode Island; and

WHEREAS, the Foster Town Council therefore encourages its small business owners and residents to sign the Lt. Governor's petition to save Rhode Island small businesses now at rismallbusiness.org/petition; now, therefore, be it hereby

RESOLVED: That the Foster Town Council hereby supports the Lt. Governor's request to the State of Rhode Island to allocate at least 10 percent of its \$1.25 billion of federal CARES Act funds to establish a grant program for small businesses impacted by COVID-19 and urges the State to grant that request.

TOWN OF JAMESTOWN

Town Clerk's Office
93 Narragansett Avenue
Jamestown, RI 02835
423-7200 ~ fax: 423-7230

RECEIVED:
JUL 20 2020 10:47 PM
Eric F. Liese CMC
TOWN OF JAMESTOWN Town Clerk

Bingo License Application

Please supply the Town Clerk's Office with the following:

State Permit

License Fee \$100.00

Name and Address of Applying Organization:

FRIENDS OF JAMESTOWN SENIORS
6 WEST STREET, JAMESTOWN, RI

Organization Phone #: 423-1713

Full Name, Address and Phone # of Person Applying:

THOMAS P. TIGHE 423-1713
4 WEST STREET, JAMESTOWN, RI 02835

Address where drawing will be held:

6 WEST STREET, SENIOR CENTER

Date of Drawing: WEEKLY ON FRIDAY + OCCASIONAL WEDNESDAY

Signature of Applicant:

Thomas P. Tighe

All Tax & Water Assessments must be PAID TO DATE prior to any Town Council action. Your



RHODE ISLAND STATE POLICE

Charitable Gaming Unit

311 Danielson Pike
North Scituate, RI 02857

Telephone: (401) 764-5568
July 20, 2020

AUTHORIZATION TO CONDUCT SENIOR CENTER BINGO

Friends of Jamestown Seniors
c/o Mr. Thomas Tighe
4 West Street
Jamestown, RI 02835

File No. 673 (18RIX1-1278-OF)

Dear Mr. Tighe:

This certificate of approval authorizes the above individual of **Friends of Jamestown Seniors**, located at 6 West Street, Jamestown, RI 02835, to conduct senior center bingo for its members/residents, with total daily prizes not to exceed \$400, at **6 West Street, Jamestown, Rhode Island**, on **Friday and an occasional Wednesday**.

Your organization has been assigned **File No. 673**. All correspondence with the Division of State Police must include your designated file number.

This authorization is granted under Sections 11-19-30 through 11-19-41 of the General Laws of Rhode Island, 1956 as amended. No one under the age of eighteen (18) shall be allowed to participate in the game of bingo. The game, which is for recreational purposes, shall be open only to members/residents of the complex and their guests, clarified as follows: EACH RESIDENT IS ALLOWED TO PURCHASE OR REQUEST AN ADMISSION TICKET FOR ONE GUEST, WHICH MUST CLEARLY INDICATE THAT THE HOLDER IS A GUEST AND MUST BE PURCHASED AT LEAST THREE HOURS PRIOR TO THE START OF THE GAME.

It is understood that your organization will comply with the bingo laws and the Rules and Regulations set forth by the Rhode Island State Police pertaining to the game of bingo. The proceeds of the game shall be used for bona fide charitable purposes. Detailed financial records of gross and net receipts for each bingo occasion, as well as expenses and use of bingo funds must be kept by your organization for a period of at least three years. Said records shall be made available to the State Police, upon request.

This certificate of approval is valid until **August 31, 2021**. You must present this certificate of approval to your local licensing authority (Town/City Hall), if required, so that a license may be issued for the particular bingo game or games.

If you have any questions, you may contact the Charitable Gaming Unit at (401) 764-5568.

Sincerely,

Captain John C. Alfred
Charitable Gaming Unit

Cc: Jamestown Police Department & State Fire Marshal

Friends of Jamestown Seniors File #673

**List of Individuals Authorized to Conduct Bingo
Expires August 31, 2021**

Thomas P Tighe
Lawrence J Bartley Jr.
Ann M Tighe
Elizabeth A Mancini
Eleanor Chase
Nancy A Beye



Town of Jamestown
Town Administrator
93 Narragansett Avenue
Jamestown, Rhode Island 02835-1199
401-423-9805
Email: jhainsworth@jamestownri.net

Jamie A. Hainsworth
Town Administrator

MEMORANDUM TO: Honorable Town Council
FROM: Town Administrator, Jamie A. Hainsworth
DATE: July 28, 2020
SUBJECT: Town Administrator's Update

Council Approval of Executive Order 20-5 Addition of No Parking zones to limit capacity at Mackerel Cove Beach Area, on Consent Agenda: This order was issued on July 16, 2020 and rescinded on July 21, 2020. No parking areas were established and enforced in certain areas on Meadow Lane, Fox Run, Clark Street, Howland & Hamilton Avenues. This order was in an attempt to decrease the available parking for the immediate beach area, in order to maintain control of the number of people on Mackerel Cove beach for good public health. Rescinded and replaced by Executive Order 20-5.

Council Approval of Executive Order 20-6 Addition of No Parking zones to limit capacity at Mackerel Cove Beach Area, on Consent Agenda: This order was issued on July 21, 2020 to replace Ex. Order 20-5, issued for the same reasons of good public health by limiting the amount of people at the beach. After observing the use of parking on the week of July 16th to the 21st we determined a better result in this order. Ex. Order 20-6 limits parking on Fox Run, a portion of Clark Street and Hamilton Avenue. It also raises the fines to \$50.00 for a violation of parking in a resident or day pass posted area, without a sticker, includes all areas posted in the Mackerel Cove area.

Road Race Event September 19, 2020 Fort Getty Request Action to Rescind: Prior to Covid-19 the Council approved an event application for the RHODE RACE group to have a half marathon running race on September 19, 2020 allowing the use of Fort Getty and the Island. They anticipate and usually have 500 runners. There are two main issues with this event proceeding; the number of runners, staff and spectators will far exceed the current regulations on gatherings and with the campers at Fort Getty this year we would not have parking for this amount of people. Andy Wade has spoken to the organizers and explained this all to them. I ask the Council to rescind the earlier issued event permission.
Water Use Restrictions Advertised, F.Y.I. No Action: Water use restrictions that became effective June 1st and will remain in effect until August 31st were advertised in the Jamestown Press in the July 23, 2020 edition.

Vacancy of Executive Secretary: FYI No Action: As you are aware Debbie Shea with over thirty-seven years of service is retiring effective August 7, 2020. We have advertised the position and had over 45 applicants, of which we have conducted a preliminary

interview of 16 applicants. Some of those 16 applicants have had additional interviews, we will continue the process to obtain the best qualified candidate for the position.

Taylor Point and Potters Cove Update, FYI No Action: Parks and Recreation, the Litter Corps and the Police Department have all been closely monitoring this area.

Town Administrators Review: No Action schedule date: Pursuant to my being hired the Council had directed a six-month performance review be conducted, please let me know when you want to have this review.

August

<i>Sun</i>	<i>Mon</i>	<i>Tue</i>	<i>Wed</i>	<i>Thu</i>	<i>Fri</i>	<i>Sat</i>
						1
2	3 Town Council Meeting: 6:30 pm	4	5 Probate Court 9am Planning Commission 7pm	6	7	8
9	10 Victory Day Town Hall Closed	11 Library Board of Trustees 5pm (JPL) Conservation Commission 7pm (CR)	12 Housing Authority 10am (PA) Harbor Commission 7p M <i>Town Council Agenda & Bills Deadline @ Noon</i>	13 <i>Town Council Packets</i>	14	15
16	17 Town Council/Water & Sewer: 6:30 pm	18 Tree Committee 6:45pm (JPL)	19 Planning Commission 7pm	20 Traffic Committee 6pm	21	22
23	24	25 Zoning Board of Review 7pm	26	27	28	29
30	31					

2020

September

<i>Sun</i>	<i>Mon</i>	<i>Tue</i>	<i>Wed</i>	<i>Thu</i>	<i>Fri</i>	<i>Sat</i>
		1 Town Council Meeting: 6:30 pm	2 Probate Court 9am Planning Commission 7pm <i>Town Council Agenda & Bills Deadline @ Noon</i>	3 CIAA Intake 1:00 – 6:00 <i>Town Council Packets</i>	4	5
6	7 Labor Day Town Hall Closed	8 Primary	9 Housing Authority 10am (PA) Harbor Commission 7pm	10 CIAA Opening 5:50 – 7:30	11	12
13	14	15 Tree Committee 6:45pm (JPL)	16 Planning Commission 7pm <i>Town Council Agenda & Bills Deadline @ Noon</i>	17 Traffic Committee 6pm <i>Town Council Packets</i>	18	19
20	21 Town Council/Water & Sewer: 6:30 pm	22 Zoning Board of Review 7pm	23	24	25	26
27	28	29	30 <i>Town Council Agenda & Bills Deadline @ Noon</i>			

2020

Rhode Island Slave History Medallions



Documenting the Slave-Related History of the State

Jamie A. Hainsworth
Jamestown Town Administrator
93 Narragansett Avenue
Jamestown, RI 02835

July 26, 2020

Dear Sir,

We, the Board of Rhode Island Slave History Medallions (RISHM), have found that without a foundation in history, it is difficult, if not impossible, to grasp, the effects the institution of slavery has on our society today and we would like to place a medallion in Jamestown this summer.

(1) Rhode Island Slave History Medallions is a 501(c) 3 non- profit Rhode Island organization dedicated to providing historically accurate information and stories about the economic development of the State of Rhode Island during the colonial period from 1638 to 1843 through the use of free labor provided by enslaved African and Native American people.

(3) For educational purposes, medallions are equipped with QR Code technology linked to a dedicated website with historically accurate content provided to the public to promote a broader understanding of Rhode Island's role in the business of slavery. Through the use of our website, we make this information accessible to students, residents and visitors by placing these Medallions at or near sites that are connected to slave-related history.

(4) Medallions are placed on the walls of historic buildings or a granite pedestal cemented one foot into the ground and extending 3 feet above ground with a beveled top so that the medallion may be scanned with a phone making it possible for members of the public to view the historic information we provide on their phones and iPads.

(5) During the colonial period, the making and distilling of rum in Rhode Island made the enslavement of Native Americans and Africans an essential part of the economic development of the state. Every city and town participated in some way in providing the goods or services needed to cultivate a slave labor force. Over the next five years, we plan to place at least one medallion in each of the 25 Rhode Island cities and towns historically associated with the enslavement of people of color.

(7) To date, we have letters of support for placing medallions at Linden Place and the DeWolf Tavern (Bristol); the Stephen Hopkins House (Providence); Smith's Castle (North Kingstown); the James Driscoll House (Warren); the John Stevens Shop (Newport); and the Newport Historical Society providing a connection to the Colony House, the Wanton-Lyman-Hazard House and the Great Friends Meeting House (Newport). We hoping that Jamestown will choose to participant.

(6) In November 2019, we placed our first medallion at Patriots Park in Portsmouth, where the Black Regiment fought the British and Hessians on August 29, 1778. On July 24, 2020, we placed a medallion on Bowen's Wharf in Newport, a vital port during the pre-revolutionary era. There, enslaved laborers worked in the maritime trades to provide goods and services for the sugar plantations in the West Indies. Newport played an integral role in the "triangle slave trade" by distilling rum to trade for slaves.

(8) *Jamestown* was incorporated in 1678 as part of the Massachusetts Bay Colony and transferred to Rhode Island in 1746. According to a 1706 census, 15% of Jamestown's population was Black. By 1756, the population of people of color residing in Jamestown grew to 36%.

James Howland, Rhode Island's Last Slave: The Jamestown's registry of Births and Deaths 1850 to 1916, recorded Howland's death on January 3, 1859 as "a slave freed by the Act of 1792." 100 years old, he was born in Jamestown, birth date unknown. His death in the Providence Daily Tribune, January 10, 1859, read: James Howland, the last of the Rhode Island slaves, died at the residence of John Howland, Jamestown, R. I. on the 3rd inst., at the ripe old age of one hundred years. He had always been a faithful servant in the Howland family.

Frank H. C. Rice (1869-1937) and Olivia Johns Rice (1880-1973) Tombstone. Hazard Lot, Rhode Island Historical Cemetery Jamestown #10. Frank Rice was the caretaker of the Hazard summer home. According to family lore, Rice saved Daniel Hazard's life when he slipped on rocks while fishing at Beavertail, and Daniel and Daniel's son Peyton felt a lifetime obligation. When Frank died, his wife Olivia continued to live in the caretaker's cottage behind the Hazard house on Cliff walk until after Peyton Hazard's death in 1961. Under Payton's will, Olivia Rice received \$100 a month for life, and she moved to a farm she had purchased on North Road.

Camp Bailey on Dutch Island: Jamestown, lying west of Conanicut Island at the entrance to Narragansett Bay where the (Colored) 14th Rhode Island Heavy Artillery) organized in Providence, was mustered in August 28, 1863, for three years of service and practiced their duties at Camp Bailey.

Let's honor the service of those people of color who contributed to the history of Jamestown by placing a RI Slave History Medallion on the Ferry Wharf where locals and tourists may enjoy reading these stories while waiting for the ferry to Newport or enjoying ice cream and snacks at Spinnakers Café or visiting the many award-winning restaurants, and locally owned shops and art galleries along Narragansett Ave.

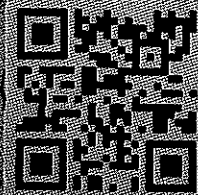
I'm providing you with a photograph of a potential location, where a medallion placed on a pedestal could be installed on the wharf near the back of the bench facing Narragansett Ave., in the park dedicated to the other veterans of Jamestown. We are looking forward to receiving approval from the Town of Jamestown so that we may start working on this very timely and historic endeavor. Here's to an extremely rewarding partnership.



Thank You and Stay Safe.
Charles Roberts, CEO/Executive Director
Po Box 2505
Newport RI 02840
401-339-3035



RHODEISLAND



SLAVEHISTORY

TOWN COUNCIL MEETING
July 20, 2020

I. ROLL CALL

A regular meeting of the Jamestown Town Council was held on July 20, 2020. This meeting was held pursuant to Executive Order No. 20-05, executed by Governor Gina Raimondo and was teleconferenced via Zoom. The public access code to participate by phone was 1 (301) -715-8592 or 1(312) - 626- 6799 or 1(646) - 558- 8656. To participate by computer or mobile app: <https://zoom.us/j/97036326664> Meeting ID: **970 3632 6664**. Town Council Members present were as follows: Michael G. White, Mary Meagher, Nancy A. Beye, William J. Piva, Jr. and Randy White. Also present Town Administrator Jamie A. Hainsworth, Finance Director Christina D. Collins, Town Solicitor Peter D. Ruggiero, Chief of Police Edward A. Mello, and Town Planner, Lisa Bryer, Michael Gray, Public Works Director.

II. CALL TO ORDER, PLEDGE OF ALLEGIANCE

Town Council President White called the meeting of the Jamestown Town Council to order at 6:32 P.M. in the Jamestown Town Hall, Rosamond A. Tefft Council Chambers at 93 Narragansett Avenue, and led the Pledge of Allegiance.

III. ACKNOWLEDGEMENTS, ANNOUNCEMENTS, PRESENTATIONS, RESOLUTIONS AND PROCLAMATIONS

- A) Proclamations:
1) Recognizing Quononoquott Garden Club
The Proclamation was read by Councilor Beye

A motion was made by Vice President Meagher with second by Councilor White to approve the proclamation. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye

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: Marcie Lindsay & William Smith
Event: Hiroshima/Nagasaki Commemoration
Dates: August 6, 2020
Location: East Ferry Green

**A motion was made by Vice President Meagher with second by Councilor White to approve the One Day Event License To Marcie Lindsay & William Smith for the Hiroshima/Nagasaki Commemoration to be held on August 6, 2020 at East Ferry Green
Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye;
Councilor Piva, Aye; Councilor, White, Aye**

- 2) Applicant: Jamestown Arts Center
Event: Open Studios & Art –Drive-By
Dates: August 8, 2020
Location: JAC & Around the Island

A motion was made by Vice President Meagher with second by Councilor Beye to approve the One Day Event License to Jamestown Arts Center for the Open Studios & Art-Drive-By to be held on August 8, 2020 at the JAC & Around the Island. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye

- B) Renewal of Event License Application
 - 1) Applicant: Jamestown Chamber of Commerce
Event: Restaurant Outdoor Dining
Dates: Extending to August 18th unless revoked earlier
Location: Narragansett Avenue, Narragansett Avenue Municipal Parking Lot & East Ferry Parking Lot

A motion was made by Vice President Meagher with second by Councilor Beye to approve the event License Application Renewal from August 3, 2020 to August 18, 2020 for the Chamber of Commerce for Restaurant Outdoor Dining for Narragansett Avenue, Narragansett Avenue Municipal Parking Lot & East Ferry Parking Lot. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye

- C) Renewal of a Vendor/ Peddler/MFE License Application as part of the Jamestown Chamber of Commerce Outdoor Dining
 - 1) Applicant: Islandish LTD- Chopmist Charlie
Dates: Extending to August 18th unless revoked earlier
Location: 40 Narragansett Ave.

A motion was made by Vice President Meagher with second by Councilor White to approve the Vendor/ Peddler/MFE License Application for Islandish LTD- Chopmist Charlie's Renewal from August 3, 2020 to August 18, 2020 for the Chamber of Commerce for Restaurant Outdoor Dining .Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye

A motion was made by Vice President Meagher with second by Councilor Piva to sit as the Alcoholic Beverage Licensing Board. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye

- D) Town Council Sitting as the Alcoholic Beverage Licensing Board
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.
- 1) Renewal of Approval of Requests for Temporary Seasonal Expansion of Existing Liquor License Applications in accordance to R.I.G.L 3-5-17, for service and consumption areas valid with Special Event Application of the Chamber of Commerce for Dine out Event in response to COVID- 19; with proposed Extension to August 18th unless revoked earlier .
 - i) KALI LLC dba J22 Tap & Table, 22 Narragansett Ave.
 - ii) Jamestown Beer Holdings LLC dba The Generals Crossing- 34 Narragansett Ave.
 - iii) Jamestown Restaurant Group LLC dba Narragansett Café'- 25 Narragansett Ave.
 - iv) Johnny Angels Clam Shack LLC dba Angels Kitchen- 23B Narragansett Ave.

A motion was made by Vice President Meagher and seconded by Councilor Piva to approve the Temporary Seasonal Expansion of Existing Liquor License Applications in accordance to R.I.G.L 3-5-17, for service and consumption areas valid with Special Event Application of the Chamber of Commerce for Dine Out Event in response to COVID-19:KALI LLC dba J22 Tap & Table, 22 Narragansett Ave., Jamestown Beer Holdings LLC dba The Generals Crossing, 34 Narragansett Ave., Jamestown Restaurant Group LLC dba Narragansett Cafe, 25 Narragansett Ave. ,Johnny Angels Clam Shack LLC dba Angels Kitchen- 23B Narragansett Ave. with further review at the August 18th meeting of the Town Council and Beverage Licensing Board. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye

- 2) Renewal of Approval of KAILI LLC dba J22 Tap & Table for Temporary Seasonal Expansion of Existing Liquor License Applications in accordance to R.I.G.L 3-5-17, for service and consumption areas to include property contingent on lease agreement with REGNUM LLC, located at 20 Narragansett Ave. With proposed Extension to August 18th unless revoked earlier.

A motion was made by Vice President Meagher and seconded by Councilor Beye to approve the Temporary Seasonal Expansion of Existing Liquor License Application in accordance to R.I.G.L 3-5-17, for service and consumption areas of KAILI LLC dba J22 Tap & Table for Temporary Seasonal Expansion of Existing Liquor License Application in

accordance to R.I.G.L 3-5-17, for service and consumption areas to include property contingent on lease agreement with REGNUM LLC, located at 20 Narragansett Ave. with further review at the August 18, 2020 meeting of the Town Council and Beverage Licensing Board. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye

A motion was made by Vice President Meagher and seconded by Councilor Piva adjourn as the Liquor Licensing Board. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye

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) Legislative Status Report on Library Bond- New Business Item
 - 2) Review of Financial Town Meeting held June 22, 2020
 - 3) Lease Agreement with JTOWN Main Street, LLC- Consent Agenda
 - 4) Executive Order 20-4 Limited Parking 29 Narragansett- Consent Agenda
 - 5) Jamestown Fire Department Fire Truck- New Business Item
 - 6) Noise Ordinance- Ordinance Item
 - 7) Recreational Seasonal Review, Mackerel Cove Beach, Fort Getty, Taylor Point- Parks & Recreation Director's Report
 - 8) Beavertail Lighthouse Property- New Business Item
 - 9) Road Paving Status Update
 - 10) Golf Course Clubhouse Update
 - 11) Scheduling Town Administrator's Six Month Review
 - 12) Jamestown ½ Marathon Race - September 19, 2020

Town Administrator Hainsworth reported on the following:

To continue the discussion on the Jamestown ½ Marathon Race to the August 3, 2020 Town Council Meeting.

- B) Public Works Director Report: Michael Gray
- 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
 - 3) Consumer Confidence Report for calendar year 2019

- C) Finance Director's Report: Christina D. Collins
 - 1) Comparison of Budget to Actuals as of June 30, 2020

- D) Parks & Recreation Director's Report: Andrew Wade
 - 1) Discussion and/or take Action and/or Vote Regarding Seasonal Activities, and the use of Town Facilities and their Management during COVID 19 protocol operations.

Recreation Director Wade reported on the following:

Fort Getty is doing well. Out of 83 seasonal camping sites, 59 have been booked. Tent camping has been limited to ½ capacity. The largest challenge has been limiting capacity to the park. A cap of 30 day passes to be issued per day.

Mackerel Cove opened June 19, 2020. A cap of 30 day passes to be issued per day has been instituted. Parking restrictions have been introduced on Fox Run, Hamilton Avenue, and Clarke Street. A physical count is being done 3 times a day of the number of people on the beach.

Taylor Point has had an uptick in day visitors. Larger capacity trash cans with secure lids have been installed. Bilingual 'Do Not Litter' signs are to be posted. Director Wade acknowledged the contribution of Bonnie Jamison and her 'Green Team' as well as Island Rubbish which services Taylor Point 7 days a week. The Jamestown Police Department checks frequently at the site to ensure no ordinances are being broken.

Molly Conlon and her staff are able to offer Summer Camp with new guidelines during COVID19.

The playgrounds continue to be closed.

The Town Council thanked Recreation Director Wade for all that he and his staff are doing and they have total confidence in the Town employees and Administration.

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: Proposed Meeting Date August 17.
 - 2) Discussion on Proposed September Meeting Dates

The Town Council will meet on Monday, August 3, August 17, Tuesday, September 1 and Monday, September 21, 2020

A motion was made by Vice President Meagher with second by Councilor White to have (2) meetings in August, 2020 and September, 2020. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye

- B) Review, Discussion and Possible Action to extend the March 16, 2020 Declaration of the Town of Jamestown State of Emergency to August 18, 2020, unless revoked earlier, to curtail the spread of the COVID 19 Virus.

A motion was made by Councilor White with second by Vice President Meagher to extend the March 16, 2020 Declaration of the Town of Jamestown State of Emergency to August 18, 2020, unless revoked earlier, to curtail the spread of the COVID 19 Virus. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye

- C) Review, Discussion and Possible Action to extend the Executive Order 2020-1, from July 21, 2020 to August 18, 2020, unless revoked earlier; the continuation of the authorization of the Town Administrator to take any and all necessary actions to implement best practices guidance regarding municipal government actions to curtail the spread of the COVID 19 virus.

A motion was made by Vice President Meagher with second by Councilor Beye to extend the Executive Order 2020-1, from July 21, 2020 to August 18, 2020, unless revoked earlier; the continuation of the authorization of the Town Administrator to take any and all necessary actions to implement best practices guidance regarding municipal government actions to curtail the spread of the COVID 19 virus. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye

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) Review, Discussion and Possible Action to Authorize the Resolution for Placement of a Question on the November 3, 2020 General Election Ballot for Consideration of Jamestown Voters; Regarding Library Renovations, Repairs and/or Expansion.
- 2) Approval of a Question: "Shall an act, passed at the 2020 session of the General Assembly, entitled 'An Act Authorizing the Town of Jamestown to Finance Library Renovations, Repairs and/or Expansion and/or Related Equipment by the Issuance of Not More Than \$1,500,000 Bonds and Notes,' Therefore Be Approved?"

A motion was made by Vice President Meagher with second by Councilor Piva to approve, Approval of a Question: "Shall an act, passed at the 2020 session of the General Assembly, entitled 'An Act Authorizing the Town of Jamestown to Finance Library Renovations, Repairs and/or Expansion and/or Related Equipment by the Issuance of Not More Than \$1,500,000 Bonds and Notes,' Therefore Be Approved?" The Town Clerk is authorized to make such alterations to such questions as may be required or requested by the Office of the Rhode Island Secretary of State. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye

- B) Review, Discussion and Possible Action regarding Jamestown Fire Department Presentation & Request to Purchase Fire Apparatus Pumper Replacement

A motion was made by Councilor Beye with second by Vice President Meagher to approve the purchase a Fire Apparatus Pumper Replacement Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye

VIII. 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) Discussion and Possible Action to Order to Advertise in the Jamestown Press; Notice of a Public Hearing for Proposed Amendments to the Code of Ordinances, Article III- Noise Ordinance; Sections 22-63C through Section 22-71. These Amendments are proposed to update and modernize the existing Noise Ordinance.

A motion was made by Vice President Meagher with second by Councilor White to Order Advertising in the Jamestown Press; Notice of a Public Hearing for Proposed Amendments to the Code of Ordinances Article III-Noise Ordinance, for the August 17, 2020 Town Council Meeting. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye

- B) Discussion and Possible Action to Order to Advertise in the Jamestown Press; Notice of a Public Hearing for Proposed Amendments to the Zoning Ordinance related to Building Height, Proposed amendment of Sections 82-302 and 82-317. This amendment seeks to limit building height in any zoning district from exceeding 35' in height due to required elevation provisions of flood zone requirements.

A motion was made by Councilor Piva with second by Vice President Meagher to Order Advertising in the Jamestown Press; Notice of a Public Hearing for Proposed Amendments to the Zoning Ordinance, Related to Building Height, for the August 17, 2020 Town Council Meeting. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye

- C) Discussion and Possible Action to Order to Advertise in the Jamestown Press; Notice of a Public Hearing for Proposed Amendments to the Code of Ordinances Section 70-80 and Section 70-91, Related to All Night Parking, and eliminating Overnight Parking on all Public Highways, Streets, Right of Way's and Town Owned Undeveloped Right of Ways.

A motion was made by Vice President Meagher with second by Councilor White to Order Advertising in the Jamestown Press; Notice of a Public Hearing for Proposed Amendments to the Code of Ordinances, Related to All Night Parking, and eliminating Overnight

Parking on all Public Highways, Streets, Right of Way's and Town Owned Undeveloped Right of Ways, for the September 1, 2020 meeting. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye

- D) Appointments, Vacancies, and Expiring Terms; review, discussion and/or potential action and/or vote:
 - 1) Zoning Board of Review
 - a) Letter of resignation
 - i) Marcy Coleman, Regular Member, Term to Expire December 31, 2020
 - b) Permission to Advertise Vacancy

A motion was made by Vice President Meagher with second by Councilor Piva to accept the resignation of Marcy Coleman and to advertise in the Jamestown Press for a vacancy on the Zoning Board of Review. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye

- 2) Conservation Commission
 - a) Letter of resignation
 - i) Philip Larson, Regular Member Term to Expire December 31, 2021
 - b) Letter of application
 - i) Leo N Orsi Jr. *
 - ii) Jessica McCarthy *
- * Previously Interviewed

A motion was made by Vice President Meagher with second by Councilor Piva to accept the resignation of Philip Larson and appoint Leo N. Orsi, Jr. to the Conservation Commission. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye

A motion was made by Vice President Meagher with second by Councilor Beye to approve the Consent Agenda. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye

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) Adoption of Town Council Minutes
 - 1) June 1, 2020 (Regular Meeting)

- 2) June 15, 2020 (Regular Meeting)
 - 3) June 22, 2020 (Financial Town Meeting)
- B) Minutes of Boards/Commissions/Committees
- 1) Zoning Board of Review (February 25, 2020)
 - 2) Jamestown Housing Authority (July 1, 2020)
 - 3) Jamestown Housing Authority (May 21, 2020)
 - 4) Jamestown Housing Authority (February 20, 2020)
 - 5) Jamestown Housing Authority (January 16, 2020)
- C) Ratify the Town Administrator's Executive Order 20-4 Parking Limitations, 29 Narragansett Avenue
- D) Ratify the Lease Agreement with JTown, LLC Regarding the Parking Lot located at 29 Narragansett Ave.
- E) Request of Jamestown Post of the American Legion and VFW to Waive the Pavilion Rental Fee August 12

A motion was made by Councilor White with second by Vice President Meagher to accept the Communications. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye

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 Received:
- 1) Copy of Email to: Town Administrator Hainsworth & Town Clerk Liese
From: Delia Klingbeil
Dated: July 15, 2020
Re: Face Mask Requirement Proposal
 - 2) Copy of Letter to: Jamestown Town Council
From: Beavertail Lighthouse Museum Association
Dated: July 14, 2020
Re: Beavertail Light Station Transfer of Property

- 3) Copy of Letter to: Carlos E. Padilla-Fresse
From: Attorney John F. Killoy, Jr.
Dated: July 13, 2020
Re: Safe Routes to School- Jamestown
- 4) Copy of Email to: Town Clerk Liese
From: Trisha McElroy
Dated: July 13, 2020
Re: Movie Night
- 5) Copy of Email to: Town Administrator Hainsworth
From: Larry Lajoie
Dated: July 7, 2020
Re: Heads Beach Parking
- 6) Copy of Letter to: Jamestown Town Council
From: Baxter, Dansereau & Associates, LLP
Dated: June 26, 2020
Re: Audit
- 7) Copy of Letter to: Erin F. Liese, Town Clerk
From: Kelly Giles, Project Manager, Renova
Dated: June 26, 2020
Re: Dig & Haul Response Beavertail Light
- 8) Copy of Letter to: Jamestown Town Council
From: David StCoeur
Re: Basketball Courts
- 9) Copy of Letter to: Jamestown Town Council
From: Robert Mathieu
Dated: June 16, 2020
Re: Jamestown Police
- 10) Copy of Letter to: Jamestown Town Council
From: Rhode Island Coalition for the Homeless
Dated: Summer 2020
Re: Waves of Progress
- 11) Copy of Email to: Town Clerk Liese
From: Darlene Kohler
Dated: June 16, 2020
Re: Need Our Police

- 12) Copy of Email to: Town Clerk Liese
From: Claudine & Murray Charron
Dated: June 13, 2020
Re: Support for NOT defunding the Police
- 13) Copy of Email to: Town Clerk Liese
From: Ann & Ken Rudman
Dated: June 12, 2020
Re: Jamestown Police Department
- 14) Copy of Email to: Town of Jamestown
From: Kerry Dwyer
Dated: June 12, 2020
Re: Petition to Defund the Police Department
- 15) Copy of Email to: Town Clerk Liese
From: Cathleen A. Studley
Dated: June 12, 2020
Re: Defunding Police Dept.
- 16) Copy of Email to: Town Clerk Liese
From: Daniel F Dwyer, III, CPCU, ARM
Dated: June 12, 2020
Re: Support of Jamestown Police
- 17) Copy of Email to: Town Council
From: Francis & Lisa Molinari
Dated: June 12, 2020
Re: Support of JPD
- 18) Copy of Email to: Jamestown Town Council
From: Haley Hyden -Soffer
Dated: June 11, 2020
Re: Defund the Police
- 19) Copy of Email to: Jamestown Town Council
From: Saga Darnell
Dated: June 11, 2020
Re: Caring for Community
- 20) Copy of Email to: Jamestown Town Council
From: Bridgette Mattson
Dated: June 11, 2020
Re: Defund the Police, Invest in the Community

- 21) Copy of Email to: Jamestown Town Council
From: Emma Freel
Dated: June 11, 2020
Re: Defund the Police
- 22) Copy of Email to: Jamestown Town Council
From: Mio Hino
Dated: June 11, 2020
Re: Budget Reform- Defund Now
- 23) Copy of Email to: Jamestown Town Council
From: Danielle Donadio
Dated: June 11, 2020
Re: Reallocate Funds & Defund Police
- 24) Copy of Email to: Jamestown Town Council
From: Ember Knight
Dated: June 11, 2020
Re: Defund Police
- 25) Copy of Email to: Jamestown Town Council
From: Adam Phillips
Dated: June 11, 2020
Re: Supporting Jamestown Police
- 26) Copy of Email to: Jamestown Town Council
From: Charlotte McGregor
Dated: June 11, 2020
Re: Please Do Not Defund Our Police
- 27) Copy of Email to: Jamestown Town Council
From: Sydney Duncan
Dated: June 11, 2020
Re: Reallocate Funds & Defund Police
- 28) Copy of Email to: Jamestown Town Council
From: Kristi Kruser
Dated: June 9, 2020
Re: Budget Reform – Defund Now
- 29) Copy of Email to: Jamestown Town Council
From: Emily Kallman
Dated: June 9, 2020
Re: Defunding Unnecessary Police Forces in Jamestown

- 30) Copy of Email to: Jamestown Town Council
From: Henry Pratt
Dated: June 8, 2020
Re: Liberate Jamestown
- 31) Copy of Email to: Jamestown Town Council
From: Tate Kent
Dated: June 8, 2020
Re: Budget for the Community
- 32) Copy of Email to: Jamestown Town Council
From: Kendra Smith
Dated: June 8, 2020
Re: Budget for the Community
- 33) Copy of Email to: Jamestown Town Council
From: Henry Pratt
Dated: June 7, 2020
Re: Hold Jamestown Police Accountable

- B) Public Notice
 - 1) Zoning Board of Review- Notice of Public Hearing July 28, 2020
- C) Proclamations and Resolutions from other Rhode Island Cities and Towns
 - 1) Resolution of the Town of Little Compton Regarding Condemning Racism
 - 2) Resolution of the Smithfield School Department Regarding Amending Article I

XI. OPEN FORUM- To participate you will press *9 to raise your hand. The meeting moderator will coordinate your participation.

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- Delia Klingbeil’s Request for Implementation of a Mask Wearing Order/ Resolution for Downtown Jamestown. Please see Communication Item1 for further information.

Delia Klingbeil of 53 Conanicus Avenue is requesting the Town for an Executive Order and Ordinance for mandatory mask wearing for the area beginning at the boat ramp at East Ferry Beach on Conanicus Avenue to the intersection of Lincoln Street and from the intersection of Conanicus and Narragansett up to the Fire Station.

2) Non-scheduled request to address

Varoujan Karentz of 2 Clarke's Village Lane, spoke with regards to the Beavertail Lighthouse. In Accordance with the National Historic Lighthouse Preservation Act of 2000, the U.S. Government has been planning to transfer lighthouse properties no longer in use to Municipalities and/or non-profit organizations. Beavertail Lighthouse has been listed as one of those properties pending the clean-up of on site contaminants. The clean-up was completed earlier this month. He is bringing this before the Town Council to request joining with the Beavertail Lighthouse Museum Association in partnership with RI DEM to become the permanent entity to protect the historical 271 year old property.

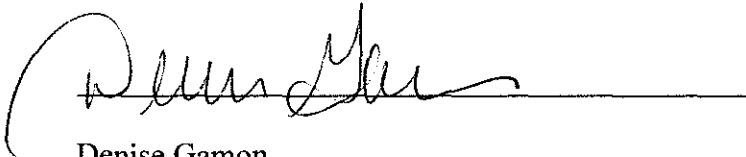
Margaret Chamberlain of 6 Ocean Avenue requested clarification to COVID19 event applications.

Dan Lilly of 231 Seaside Drive thanked Recreation Director Wade and the Town Council for the great job they were doing.

XII. ADJOURNMENT

A motion was made by Vice President Meagher with second by Councilor Piva to adjourn at 9:25 P.M. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye

Attest:

A handwritten signature in black ink, appearing to read "Denise Gamon", is written over a horizontal line.

Denise Gamon
Town Clerk's Assistant

TOWN COUNCIL MEETING
June 23, 2020

I. ROLL CALL

A special meeting of the Jamestown Town Council was held on June 23, 2020. This meeting was held pursuant to Executive Order No. 20-05, executed by Governor Gina Raimondo and was teleconferenced via Zoom. The public access code to participate by phone was 1 (301) -715-8592 or 1(312) - 626- 6799 or 1(646) - 558- 8656. To participate by computer or mobile app: <https://zoom.us/j/96070128153>. Meeting ID: **96070128153**. Town Council Members present were as follows: Michael G. White, Mary Meagher, Nancy A. Beye, William J. Piva, Jr. and Randy White. Also present Town Administrator Jamie A. Hainsworth, Finance Director Christina D. Collins, Town Solicitor Peter D. Ruggiero, Chief of Police Edward A. Mello, and Town Planner, Lisa Bryer.

II. CALL TO ORDER, PLEDGE OF ALLEGIANCE

Town Council President White called the meeting of the Jamestown Town Council to order at 5:02 P.M. in the Jamestown Town Hall, Rosamond A. Tefft Council Chambers at 93 Narragansett Avenue, and led the Pledge of Allegiance.

III. 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) Approval of Victualing & Holiday License Application
 - 1) Applicant: Walrus & Carpenter Oysters
DBA: The Shack at Dutch Harbor Boat Yard
Location: 252 Narragansett Avenue

Kevin Cummings from Walrus & Carpenter Oysters explained his request to open in the former Taco Shack to serve Oysters under the previous conditions granted.

Councilor White questioned the hours of operation.

Mr. Cummings explained they will be open from noon to 6 P.M.

A motion was made by Vice President Meagher with second by Councilor Beye to approve the Victualing & Holiday License for Walrus & Carpenter Oysters, DBA: The Shack at Dutch Harbor Boat Yard located at 252 Narragansett Avenue. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye

Mr. Cummings thanked the Council.

IV. 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) Review, Discussion and Possible Action on the Authorization of Jamestown Lease Funding for Town Procured Equipment of the Highway Department that was included in FY 2020 Budget

Finance Director Collins advised we had 9 pieces of heavy duty equipment for the highway that was included in this year's budget process. This was a great time to secure funding. She further advised on the bids and securing 1.35% Financing. She further explained wanted to begin process for golf course and fire truck.

A motion was made by Vice President Meagher with second by Councilor White to approve the bid of 1.35 % financing of Six Years to JP Morgan. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye

Vice President Meagher thanked Finance Director Collins on her work done at the Financial Town Meeting.

Finance Director Collins thanked and advised it was a great team that put this all together.

V. OPEN FORUM- To participate you will press *9 to raise your hand. The meeting moderator will coordinate your participation.

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) Non-scheduled request to address

No public comment.

Town Administrator Hainsworth advised regarding the former bank parking lot and that conversations have begun to lease the lot, in order to add to the municipal parking. He further explained if an agreement would be met, he would bring to the Council to ratify.

Councilor Piva announced he will recuse from Executive Session.

A motion was made by Vice President Meagher with second by Councilor White to enter into Executive Session 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. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor, White, Aye

VI. 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

A motion was made by Vice President Meagher with second by Councilor White to seal the Minutes of the Executive Session. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor White, Aye

Council President White announced a motion was made in Executive Session authorizing the settlement with Mr. Balzer:

VII. ADJOURNMENT

A motion was made by Vice President Meagher with second by Councilor Beye to adjourn at 5:33 P.M. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor, White, Aye

Attest:

Erin F. Liese, CMC, Town Clerk

**BOARD OF CANVASSERS
JAMESTOWN, RHODE ISLAND
June 10, 2020**

An advertised meeting of the Board of Canvassers was called to order at the Jamestown Town Hall, 93 Narragansett Ave. at 10:05 by Carol Nelson-Lee. The following members were present:

Ken Newman
Hugh Murphy
Melissa Burrows
Kitty Wineberg

Also present were:

Jamie Hainsworth, Town Administrator
Karen Montoya, Clerk to the Board of Canvassers

NEW BUSINESS

Ms. Nelson-Lee asked to address the Financial Town Meeting first and leave the minutes for the end.

Ms. Nelson-Lee questioned Mr. Hainsworth if a written proposal was available? Mr. Hainsworth said it was still in draft form but he would explain the procedure of the Financial Town Meeting. Ms. Nelson-Lee also has a proposal but would like to hear from Mr. Hainsworth. Mr. Hainsworth described the procedure that the meeting would follow the same procedure and to think of it as the same as the FTM in the gym except without a roof. He went on to explain that the cars would come in, be checked in three at a time, and then drive on to the school soccer/baseball field. At check in they would receive a bag with instructions, paper ballots and a flag. The flag will take the place of the voice vote. There will be a stage at the front of the field for the Town Council, School Committee and other officials. They will be instructed to tune into an FM radio station to hear. There is room for 150 cars on the main field with room for more cars on the side field. Pedestrians will be directed to the side of the field with seating. Ms. Nelson-Lee questioned how the paper ballots would be counted since they have always been put into a voting machine. Would they be put into a ballot box moved by town employees? They would be collected by the Board and if given permission by town employees into a secure box.

Ms. Nelson-Lee put forth her proposal. In this time voter integrity is of utmost importance. She suggested using poll pads. The process we used at the PPP was safe and secure. Ms. Montoya didn't know if the poll pads would work or if they could be synced. Ms. Nelson-Lee pointed out that paper poll books could not be cross referenced. Paper poll books are cumbersome and slower. Ms. Nelson-Lee wants to make sure the people checking in have adequate protection. Ms. Nelson-Lee would like a ballot with 5 or more questions on it. As they leave, they would put their ballot into a voting machine. Such a ballot is not available. Each question must have a separate vote. Ms. Wineberg doesn't have a problem with using flags for a hand count. At the FTM meeting 20% must approve a paper ballot. Mr. Murphy thinks we should go with Mr. Hainsworth's proposal and use the hand counted paper ballot. Ms. Nelson-Lee thinks a DS-200 is more secure. Ms. Wineberg said she thought the paper ballot would be secure. She also commented that she could not find anywhere, in Election Law or Town Charter, that the Board is responsible for setting up the Financial Town Meeting. That is the authority of the Town. She doesn't think the people will view this as a breach of voter trust. Mr. Newman concurred with her.

Ms. Nelson-Lee called for a motion. Mr. Newman made a motion to accept the plan presented by the Town Administrator. Mr. Murphy seconded. Mr. Newman Aye, Mr. Murphy Aye Ms. Nelson-Lee Nay. Motion carries.

Ms. Nelson-Lee asked the Board to review the minutes. Mr. Newman made a motion and Mr. Murphy seconded to accept all four meeting minutes. So voted.

There being no further business Mr. Newman made a motion, Ms. Nelson-Lee seconded to adjourn the meeting at 10:54 am. So voted.

Attest:


Karen Montoya
Clerk to the Board of Canvassers

Cc: Town Council Members (5)
Board of Canvassers (5)
Erin Liese, Town Clerk

**BOARD OF CANVASSERS
JAMESTOWN, RHODE ISLAND
July 15, 2020**

An advertised meeting of the Board of Canvassers was called to order at the Jamestown Town Hall, 93 Narragansett Ave. at 10:20 am by Carol Nelson-Lee. The following members were present:

Hugh Murphy
Kitty Wineberg

Also present were:

Karen Montoya, Clerk to the Board of Canvassers

APPROVAL OF MINUTES

There were no minutes to approve.

UNFINISHED BUSINESS

There is no unfinished business.

NEW BUSINESS

The Board certified and signed the candidate nomination papers.

There being no further business Mr. Murphy made a motion, Ms. Wineberg seconded to adjourn the meeting at 10:39 am. Unanimously voted.

Attest:


Karen Montoya
Clerk to the Board of Canvassers

Cc: Town Council Members (5)
Board of Canvassers (5)
Erin F. Liese, CMC, Town Clerk

Approved
PLANNING COMMISSION MINUTES
March 4, 2020
7:00 PM
Jamestown Town Hall
93 Narragansett Ave.

I. Call to Order and Roll Call

The meeting was called to order at 7:00 p.m. and the following members were present:

Michael Swistak – Chair	Duncan Pendlebury – Vice Chair
Rosemary Enright – Secretary	Mick Cochran
Bernie Pfeiffer	Dana Prestigiacomo
Michael Smith	

Also present:

Lisa Bryer, AICP – Town Planner
Wyatt Brochu – Town Solicitor
Cinthia Reppe – Planning Assistant
Bob Dupre
Marian Falla

II. Approval of Minutes February 19, 2020; review, discussion and/or action and/or vote

A motion was made by Commissioner Enright and seconded by Commissioner Pendlebury to accept the minutes as written.

So unanimously voted:

Ayes - Duncan Pendlebury, Rosemary Enright, Bernie Pfeiffer, Dana Prestigiacomo
Abstain – Michael Swistak, Michael Smith, Mick Cochran

III. Correspondence

1. FYI – Letter to Jamestown Properties LLC – Plat 9 Lot 795, Minor Subdivision Approval. Received
2. FYI – Letter to Astrid L Mendes Trustee – Plat 16 Lot 336, Minor Subdivision Approval. Received

IV. Citizen’s Non-Agenda Item – nothing at this time

V. Reports –Town Planner’s Report

1. Future Meetings Update; review and/or discussion

Budget hearings are March 9,10 and 16th. April meetings will be cancelled since we have no pending applications, several commissioners will be out of town on the first meeting and the Planner has some extended leave planned. The next meeting after March 18th will be the first week of May.

VI. New Business – nothing at this time

VII. Old Business

1. Short Term Rental; review, discussion and /or action and/ or vote – recommendation to Town Council

Town Planner Lisa Bryer gave the commission an update on what we have discussed at prior meetings. The Planner talked about what happened the last time the council talked about short term rentals in 2016. At that time, after one workshop, they shifted from registration of short term to all rentals. So some upper level discussion is needed to determine the direction our conversations will go such as should we distinguish between owner occupied or non-owner occupied and should we be regulating all rentals or just short term rentals? We discussed at the last meeting that owner occupied units generally attract more well-behaved renters. Non owner-occupied is the whole house or a separate building on property.

Commissioner Pfeiffer said the level of owner-occupied rentals is much lower, he thinks that most houses that are rented are whole house. Commissioner Enright said there are some that people rent out a room or 1 floor. Only issue is whether the owner is always there. It is difficult to monitor that. How do you enforce this?

Commissioner Prestigiacoamo asked if any other towns looked at whether it is your primary residence? There are some places that state you can rent only so many times per year.

Commissioner Pendlebury said the most notorious thing that happened to them as neighbors to a short term rental was the owner lived next store but was away when this rental occurred and the police had to intervene. Maybe something in the regulation that states the owner needs to be within 30 minutes of here. Under the Bed & Breakfast section of the ordinance we require someone to be in residence. There is a lot of overlap and conflict with these things. The Planner noted that we discussed this previously along with guest houses and chose not to change the B&B zoning requirements.

Rep. Ruggeiro is submitting a bill to tax the short term rentals as commercial. They asked the Solicitor if short term rentals are considered a commercial use and about any case law on this? He noted that Newport is having problems with their ordinance, not taking enough time to create it before they put it out. You may want to hear from Police and Building about the issues they are having.

Do we require registration for all properties even those that are rented for long term? The Town Council talked about it in 2016. They went back to the drawing board and went with all residential rentals instead of short term. Commissioner Prestigiacoamo said it seems like it would make sense to do it for all. Commissioner Pendlebury said it is tricky. Does the town have any obligation to require extra inspection? He thinks it is shaky ground. Town liability?

Some of the houses being rented are large and old and firetraps. Solicitor Brochu says we should hear from Chris Costa on this.

Swistak wants to hear from hosts and other points of view.

Bob Dupre - 75 Green Lane how does the town go about finding out who is renting or is it going to be voluntary. If they don't register and the town finds out will there be a stiff fine?

We are talking to a company that is monitoring over 350 communities. In terms of the fee. They recommend we take average cost of rental per night and double it for the yearly fee. That would be \$400+ for Jamestown. I would recommend that this company monitor short term rentals.

Bob Dupre - They have neighbors that rent their houses out and it is disruptive during the summer. The winter renters are more respectful. It is the summer renters that are problematic.

According to Host Compliance we have about 127 individual addresses in Jamestown that provide are listed on short term rental platforms. Commissioner Enright wants to know how many beds.

Marian Falla - 75 Green Lane – on Green Lane one of the houses has 9 cars parked out front in the yard. This seems like overuse. And no, they have not reported to the police yet but they did tell the owners of the house and the owners apologized. But it continues to happen.

Commissioner Swistak look at all rentals so they are open to regulations.

Solicitor Brochu said you need to hear from Chris Costa on this. Ms. Bryer will meet with Chris Costa. Commissioner Enright said she did not believe we should incorporate long term rentals in this.

Newport hobbled together ordinances where they thought it applied. It combines STR as a commercial enterprise in Commissioner Pfeiffer's opinion.

Solicitor Brochu said, we should have a conversation with Chief Mello and Chris Costa about the proper authorities being notified. They might want the Chief and Chris Costa at an upcoming meeting. The Planning Commission is all in agreement that this should apply to rentals less than 31 days.

Ms. Bryer will talk to the Chief and Mr. Costa about the issues discussed and if she feels they need to attend she can ask them.

The Planning Commission wants to ask Chris Costa and Chief Bryer for the cost of 2 separate inspections of 150 homes.

What is the cost of the consultant? They were given that information at a previous meeting.

Advertising and listing must note bedroom requirements. See where we are at next meeting then bring up in May.

Commissioner Swistak asked Mr. Dupre if he likes the direction this is going in and he said yes, it is not regulated thus far so this will help. They are all making enough money so they can do the upgrades for safety. It's not right that they can currently do whatever they want.

Planning Commission Meeting
March 4, 2020
Page 4

VIII. Adjournment

A motion was made by Commissioner Cochran and seconded by Commissioner Enright to adjourn at 8:33 pm.

So unanimously voted:

Ayes - Michael Swistak, Duncan Pendlebury, Rosemary Enright, Mick Cochran, Bernie Pfeiffer, Dana Prestigiacomo, Michael Smith

Attest:



Cinthia L Reppe
Planning Assistant

Approved As Amended
PLANNING COMMISSION MINUTES
June 3, 2020
7:00 PM
Jamestown Town Hall
93 Narragansett Ave.

**PURSUANT TO EXECUTIVE ORDER NO. 20-25 EXECUTED BY GOVERNOR GINA
RAIMONDO ON April 15, 2020
THIS MEETING WAS TELECONFERENCED VIA ZOOM:**

Topic: Planning Commission Meeting
Time: June 3, 2020 07:00 PM Eastern Time (US and Canada)
Join Zoom Meeting:
<https://zoom.us/j/94965993734>

Meeting ID: 949 6599 3734

I. Call to Order and Roll Call

The meeting was called to order and the following members were present via zoom:

Michael Swistak – Chair	Duncan Pendlebury – Vice Chair
Rosemary Enright – Secretary	Mick Cochran
Bernie Pfeiffer	Dana Prestigiacomio
Michael Smith	

Also present:

Lisa Bryer, AICP – Town Planner
Wyatt Brochu – Town Solicitor
Cynthia Reppe – Planning Assistant
Richard Pastore – PE, RP Engineering Inc.
Andrew Bilodeau, Esq.

Commissioner Swistak read the rules regarding this zoom meeting and explained to the audience the procedure for questions and comments.

II. Approval of Minutes March 4, 2020; review, discussion and/or action and/or vote

A motion was made by Commissioner Enright and seconded by Commissioner Smith to accept the minutes as written. So unanimously voted by roll call vote:

Ayes - Michael Swistak, Duncan Pendlebury, Rosemary Enright, Mick Cochran, Bernie Pfeiffer, Dana Prestigiacomo, Michael Smith

III. Citizen's Non-Agenda Item – nothing at this time

IV. Reports –Town Planner's Report – moved to end of meeting

1. Future Agenda Items; review and/or discussion
 - Zoning - Short Term Rental; review and/or discussion

V. New Business

1. **Andrew Bilodeau - Plat 5, Lot 164 Beach Ave. Jamestown RI - Zoning Ordinance Section 314 – High Groundwater Table and Impervious Overlay District Sub-district A review - Recommendation to Zoning Board of Review – review, discussion and/or action and/or vote – Recommendation to Zoning Board**

Richard Pastore engineer for the applicant Andrew Bilodeau made a brief presentation. The Development plan was shared on the screen. The lot is 120x180 with a fair amount of wetlands on the property which are shown on the plan. There is a rain garden and less than 10% coverage. A bottomless sand filter OWTS is proposed. This is a sub-district A. Are there any questions?

Ms. Bryer was asked about the 2012 plan and approval. She noted that it was reviewed by both planning and zoning; it was a different plan then and both boards approved this. They granted a special use permit and variances, all of planning commission recommendations were conditioned. It has lapsed and now they are proposing a different plan.

Commissioner Enright asked “was it a 3 bedroom house approved in 2012?” Yes.
Commissioner Pendlebury asked about the driveway and garage, is it above the slab and crawl space? Slab is about 4 inches above grade Mr. Pastore said. Where is the garage slab then? Does the house sit on top of garage? Yes so they can be under the 10%.

Commissioner Cochran asked about Riptide St. and not being paved. It looks like a driveway and landscaped up to property line. Riptide is undeveloped in that area and yes they are using it as a driveway

A motion to recognize Richard Pastore as an expert witness was made by Commissioner Swistak and seconded by Commissioner Cochran. So unanimously voted by roll call vote:
Ayes - Michael Swistak, Duncan Pendlebury, Rosemary Enright, Mick Cochran, Bernie Pfeiffer, Dana Prestigiacomo, Michael Smith

The following motion was made by Commissioner Swistak and seconded by Commissioner Smith:

At the June 3, 2020 a Planning Commission meeting was held remotely by Zoom. At the meeting, the Planning Commission voted unanimously to recommend to the Jamestown Zoning Board, approval of the application of Andrew Bilodeau: AP 5, Lot 165; Beach Avenue, Jamestown, RI; being reviewed under Zoning Ordinance Section 314 - High Groundwater

Table and Impervious Overlay District Sub-district A review in accordance with the plan entitled Development Plan Beach Ave Plat 5 Lot 164 Jamestown, RI, by RP Engineering, Inc., 121 Suffolk Drive, North Kingstown, RI 02852, 885-7255. The recommendation for approval is based on the following findings of facts as amended:

Findings of Fact Section 314

1. This site was previously reviewed and approved under the HGWT process in 2012;
2. Property is 21,600 sf in area;
3. The existing site is undeveloped;
4. The lot has OWTS approval RIDEM permit # 9015-0016;
5. Topography on the lot is flat;
6. There is a freshwater wetland wooded swamp (6038 sf) and its associated 50' perimeter wetland along the east side of the property;
7. Existing impervious cover is **0 sf or 0 %**;
8. Five (5) soil evaluations were conducted on the property. The results indicate an 18-inch seasonal high water table and 31" inches to category 9 soils. The site falls under **Sub-district "A"** requirements of the High Groundwater Table and Impervious Overlay District. The maximum impervious cover allowed is 10% (1556 sf);
9. The applicant is proposing to construct a 3-bedroom dwelling, a pervious driveway, OWTS and well;
10. The total proposed impervious cover proposed is **1530 sf**;
11. A new 3-bedroom advanced treatment OWTS (RIDEM permit #9015- 0016) is proposed;
12. For stormwater mitigation, a rain garden is proposed. The rooftop is directed toward a rain garden (with a bottom area of 576 sf);
13. The applicant's representative Richard Pastore, PE represented the applicant as an expert witness before the Planning Commission on 6-3-20;
14. The proposed impervious cover is **9.8%, 1530 sf**. The maximum allowable impervious coverage for this site is 1556 sf;
15. The proposed BMP's provide treatment for the 1" water quality volume and provide storage for runoff from a 10-year frequency storm event for the proposed impervious surface on the site;
16. Jamestown Engineer Jean Lambert provided correspondence to Chris Costa, Building Official and Lisa Bryer, Town Planner dated February 24, 2020 regarding the Bilodeau application (attached) which notes that, the proposal, in her professional judgement, the requirements for development within 82-314 of the Zoning Ordinance have been met.

Recommended Conditions of Approval

1. A Special Use Permit for Section 314 is required from the Zoning Board of Review;
2. The proposed infiltration area and rain garden area must be physically delineated on the site prior to the commencement of construction to prevent compaction of the soil by heavy equipment;
3. An as-built plan should be provided at the completion of construction to the Building Official depicting the size and location of the house, size and location of the rain gardens, and verifying the elevations and grading shown on the proposed site plan;
4. The OWTS must be inspected and maintained as required by the Town Onsite Wastewater Management Program. A maintenance contract must be recorded in the land evidence

records and a copy of the recorded document shall be submitted to the Planning Department; and,

5. The Operation and Maintenance (O & M) Plan (reproduced in 8.5" x 11" for the stormwater mitigation (rain gardens) shall be recorded in the Office of the Town Clerk with the Zoning Approval and evidence of such shall be provided to the Zoning Enforcement Officer as well as the Planning Department.
6. An erosion and sediment control permit will be required from the building official prior to commencement of construction. Erosion and sediment controls shall be installed at the down gradient limit of disturbance as shown on the site plans. Erosion controls shall be maintained until final stabilization is achieved on the site.

So voted:

Michael Swistak – Aye
Rosemary Enright – Aye
Bernie Pfeiffer - Aye
Michael Smith - Aye

Duncan Pendlebury – Aye
Mick Cochran - Aye
Dana Prestigiacomo - Aye

Motion carries – 7-0

VI. Reports –Town Planner’s Report – moved to end of meeting

2. Future Agenda Items; review and/or discussion

- Zoning - Short Term Rental; review and/or discussion

Town Planner Lisa Bryer noted the next agenda items, and noted that there are several applications in the wings and we have a TRC meeting tomorrow morning for 63 Conanicus Ave. a 3 unit condo unit is proposed. We have another high groundwater application ready. The old Bakers Pharmacy will be coming to us as a comprehensive permit application from Church Community Housing Corp. Our intent is to have meetings on a regular schedule via zoom until things change. We can decide if we want to hold both meetings in July and August at a later time, noted the Chair.

Bryer asked if we want to discuss the Zoning Amendments or do we want to wait until we are in person? Mr. Brochu has the draft and the only thing left to talk about is short term rentals. Commissioner Prestigiacomo asked if we could hold a meeting with lots of participants? She noted yes. The chair noted that there was discussion about getting the police chief and Chris Costas opinions and concerns regarding short term rentals. She had discussed this with them and therefore so there is not a need for them to be present. She will report on that at the next meeting where it will be is discussed.

VII. Old Business – nothing at this time

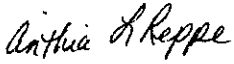
VIII. Adjournment

A motion to adjourn was made by Commissioner Swistak and seconded by Commissioner Cochran at 7:34 p.m. So unanimously voted by roll call vote:

Ayes - Michael Swistak, Duncan Pendlebury, Rosemary Enright, Mick Cochran, Bernie Pfeiffer, Dana Prestigiacomo, Michael Smith

Planning Commission Minutes
June 3, 20120
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Attest:


Cinthia L Reppe
Planning Assistant

Approved As Amended
PLANNING COMMISSION MINUTES
June 17, 2020
7:00 PM
Jamestown Town Hall
93 Narragansett Ave.
Topic: Jamestown Planning Commission Meeting
Time: 7:00 p.m.
Held by Zoom
<https://zoom.us/j/98467613459>

I. Call to Order and Roll Call

The meeting was called to order at 7:05 p.m. and the following members were present via zoom:

Michael Swistak -	Duncan Pendlebury -
Rosemary Enright -	Mick Cochran -
Bernie Pfeiffer -	Dana Prestigiacomio -
Michael Smith -	

Also present:

Lisa W. Bryer, AICP – Town Planner
Wyatt Brochu – Town Solicitor
Cynthia L Reppe – Planning Assistant
Tom Principe
Richard Lee
David Stokes
Gail Stokes
Bonnie Hogan
Dale Jerald
Bob Fadden

II. Approval of Minutes June 3, 2020; review, discussion and/or action and/or vote

A motion was made by Commissioner Enright and seconded by Commissioner to accept the minutes as written. So unanimously voted:

Ayes - Michael Swistak, Duncan Pendlebury, Rosemary Enright, Mick Cochran, Bernie Pfeiffer, Dana Prestigiacomio, Michael Smith

III. Correspondence – nothing at this time

IV. Citizen's Non-Agenda Item

V. Reports

1. Town Planner's Report – will put at the end of the meeting
 - July 1, 2020 meeting

VI. Old Business – nothing at this time

VII. New Business

1. **Gail & David Stokes, Plat 16 Lot 85, 86 Frigate St. - Section 82-314, High Groundwater Table and Impervious Overlay District -Sub-District A – for Special Use permit and Variance** - recommendation to Zoning Board; review, discussion and/or action and/or vote

David Stokes said Thomas Principe, PE will be representing him and speaking about the project tonight as will Richard Lee who is with the Mr. and Mrs. Stokes.

Thomas Principe introduced himself and gave his background. Commissioner Swistak made a motion that was seconded by Commissioner Smith to accept him as an expert witness. So unanimously voted by roll call vote.

Mr. Principe said he is here this evening to seek a recommendation for a special use permit and a setback variance from the Zoning Board for Gail and David Stokes. He will be walking through existing conditions and the new proposal. There is an existing 2-bedroom dwelling on this property which has a 7200 sq ft lot in an R-40 district. They are proposing an addition of 360 sq. ft. with the proposal dwelling about 1398 sq. ft total. This is a Sub-district A proposal. Currently the property has 26.5 % impervious coverage which is above the 9% allowed. With this proposal they will be removing asphalt and driveway and replacing it with a permeable paver for infiltration so the impervious cover it will be lowered to 19.4 %.

Mr. Lee gave a description of the internal changes for handicap access.

Commissioner Cochran asked if the percent coverings calculation included the portion of asphalt driveway extended out to Frigate St. or only to the property line? Only to the property line not the town right of way. Rosemary Enright asked will you be removing the part of the road outside of property line? He responded the westerly downhill side drive will be removed, loomed and seeded. Her Calculations of allowable coverage differ in different material presented are not the same as what Mr. Principe's are. He Mr. Principe said when the soil evals were done, it started at 10% and as it progressed, they determined it was 9% allowable coverage.

If the shed is removed would it change the calcs? It is only 82 sq. ft., it would be lowered by approximately 1.2%.

Mr. Principe responded that they have very poor soil materials. There is fill material down 84 inches. Commissioner Pendlebury said it is a question they are looking at for the size of the variance. They could remove the shed for the extra 1.2 % reduction in impervious cover.

Commissioner Cochran asked about the 2 pavement driveways, they are going to remove 1 completely and remove change the other from an asphalt driveway to pervious material.

A discussion ensued regarding the lack of stormwater mitigation. Frigate has quite a slope to it and makes it difficult with the poor soils for runoff.

Commissioner Swistak said in reference to handicap accessibility will there be a handicap ramp added? Yes, at some point Mr. Principe noted, with permeable block. It will be crushed stone and pavers for infiltration when put in.

Lisa Bryer asked if the handicap walkway will run straight out to Frigate. It will connect the driveway to the addition and will run North and South. Richard Lee said it would be a very small slope.

Commissioner Swistak asked Ms. Bryer and Mr. Brochu if there is a precedent for past decisions for tradeoffs for having a lot improved and still it is not in compliance but getting better. Brochu said he cannot think of anything, but said when looking at an improved situation that would be for the better. The ones Ms. Bryer can actually think of ~~they were~~ **included** replacing the septic systems but with this one they are not. Swistak said we have a system that is 20 plus years old. As long as it is passing inspection and the system works just fine, do we have something that says it needs to be replaced? Staff looked at ordinance and in the letter of law all development would need a new system. Mr. Lee said they were hoping to not do that because of money. He would hope if they took out the shed that would do it. Commissioner Cochran said he thought there was language in the ordinance that said if making the property better this would be a good thing. Lisa noted that that is the overall goal of the ordinance in general.

Commissioner Pendlebury said he has a concern about controlling the stormwater. Are we sure that this is not putting additional storm water on the adjacent property? Lisa noted that it is not unreasonable to request an additional rain garden.

They do not want to redirect any excess runoff to the OWTS which is in **the downhill** direction. Lee said the most runoff issues are off Frigate Street, by reconfiguring the driveway they are hoping that it will reduce the flow to the property.

Can we make a condition that Jean Lambert's memo needs to be corrected before it goes to zoning. 4th paragraph and 7th paragraph. Mr. Lee said they could remove the shed and put cabinets under the porch.

Commissioner Swistak said before going over the findings of fact and conditions of approval let's get a consensus on the shed. Mr. Lee said they will remove the shed.

Second issue is the septic system; it is functioning and Jean Lambert and Chris Costa did not feel that replacement is critical and the applicant said they would like to wait. Pfeiffer said it does not need to be replaced now, Smith thinks down the road it will be replaced eventually with a modern system so he would not make it a requirement. Pendlebury and Enright agree.

Clarification of the square footage needs to be updated on the motion and Commissioner Pfeiffer wants it noted that the applicant is removing the pavement **outside the property line** and replacing it with topsoil and seed. Commissioners will work to improve draft motion before vote.

Commissioner Enright made a motion that was seconded by Commissioner Smith to recommend to the Jamestown Zoning Board, approval of the application of Gail and David Stokes: AP 16, Lot 85; 86 Frigate Street, Jamestown, RI; being reviewed under Zoning Ordinance Section 314 - High Groundwater Table and Impervious Overlay District Sub-district A review in accordance with the plan entitled "Site Plan for AP 16 Lot 85, 86 Frigate Street in Jamestown RI" revision dated 5/14/2020 and revised 6/19/2020 after the Planning Commission meeting on June 17, 2020 where the applicant agreed to remove the shed and reduce the overall impervious cover. The plans are prepared by Principe Company, Inc. Engineering Division, PO Box 298, Tiverton, RI 02878, 401-816-5385.

The recommendation for approval is based on the following findings of facts as amended:

Findings of Fact Section 314

1. The property is 7200 square feet (sf) in area;
2. The existing site is developed with a house, paved driveways, well, and a conventional OWTS;
3. Existing impervious cover is approximately **1908 sf or 26.5%**.
4. The OWTS was updated in 1998. The Town database indicates that the existing OWTS is current for maintenance;
5. Topography on the lot slopes from east to west on the site;
6. There are no freshwater wetlands on the property;
7. The soil evaluations conducted on the property were inconclusive in that they showed a large amount of fill over the original soil horizons. Soil evaluation results from nearby lots were used to determine that the subject site falls under **Sub-district "A"** requirements of the High Groundwater Table and Impervious Overlay District. The maximum impervious cover allowed is **9% or 648 sf.**;
8. The applicant is proposing to construct a 344 sf addition and a 22 sf covered porch. One area of paved driveway will be replaced with a permeable paver driveway. Approximately 875 sf total of existing paved surfaces will be removed on site in addition to 586 square feet of impervious cover will be reduced in the town right of way;
9. The applicant has volunteered to remove the existing shed to reduce impervious cover;
10. The total proposed impervious cover will be **1315 sf or 18.3% a reduction of 8.2%** from the existing condition;
11. The existing well and OWTS will remain;
12. Two stone infiltration trenches are proposed to provide water quality treatment of new rooftop runoff.;
13. The applicant's representative Thomas J. Principe, III, PE, was certified as an expert witness by the Planning Commission and represented the applicant before the Planning Commission on 6-17-20;
14. Richard Lee, 209 Beacon Avenue spoke on behalf of the applicant;

15. The maximum allowable impervious coverage for this site is 9% or 648 sf. The proposed project exceeds the allowable area of impervious;
16. The required stormwater treatment volume for the new rooftops is 30.5 cubic feet (cf) and 75 cf are provided. The proposed BMP provides treatment for the 1" water quality volume for the new impervious surfaces on the site;
17. Jamestown Engineer Jean Lambert provided correspondence to Chris Costa, Building Official and Lisa Bryer, Town Planner dated June 10, 2020 regarding the Stokes application (attached). As noted above, the proposed project exceeds the allowable area of impervious cover; and
18. Engineer Thomas Principe testified that the size of the addition is the minimum required to accommodate accessible living in that house and that the primary purpose for the development proposal is handicap accessibility.

Recommended Conditions of Approval

1. A Special Use Permit for Section 314 is required from the Zoning Board of Review;
2. A variance is required from the Zoning Board of Review for exceeding the maximum allowable impervious surface coverage;
3. The area where the shed is removed shall be restored to pervious surface prior to the addition receiving a Certificate of Occupancy;
4. The proposed infiltration area must be physically delineated on the site prior to the commencement of construction to prevent compaction of the soil by heavy equipment;
5. An as-built plan shall be provided at the completion of construction to the Building Official depicting the size and location of the house, size and location of the rain gardens, and verifying the elevations and grading shown on the proposed site plan;
6. The OWTS must be inspected and maintained as required by the Town Onsite Wastewater Management Program. A maintenance contract must be recorded in the land evidence records and a copy of the recorded document shall be submitted to the Planning Department; and,
7. The Operation and Maintenance (O & M) Plan (reproduced in 8.5" x 11") for the stormwater mitigation (~~rain gardens~~) shall be recorded in the Office of the Town Clerk with the Zoning Approval and evidence of such shall be provided to the Zoning Enforcement Officer as well as the Planning Department.
8. An erosion and sediment control permit will be required from the building official prior to commencement of construction. Erosion and sediment controls shall be installed at the down gradient limit of disturbance as shown on the site plans. Erosion controls shall be maintained until final stabilization is achieved on the site.
9. Any additional future site work that increases the area of impervious coverage will require a review following the requirements of the High Groundwater Ordinance

2. CDBG Endorsement of Application PY 2019, review, discussion and/or action and/or vote

- **Consistency with the Comprehensive Community Plan**
- **Motion for approval of application**

Town Planner Lisa Bryer stated we have 3 applications for PY 2019 and on Monday night the Town Council supported the priority list and application for submission to the state, in the order it was presented. The Planning Commission looks at this specifically for consistency with the Comprehensive Community Plan. There is a suggested motion at the end of the memo.

Town Planner Lisa Bryer is open to questions from the board. When asked to clarify that even though you are submitting this request is it always funded? Many times we are not funded and 10 times out of 10 we are not fully funded. In the past some of the public services were not funded. The usual cast of subrecipients will be funded by other towns on a regional basis. When asked about the Carr Lane project, if for some reason that project does not go through, Bryer said as with any grant if the project does not go forward funds would be recaptured by the state..

Bonnie Hogan 56 Carr Lane -- said she is not against affordable housing, but she has 152 signatures who share the concerns of 5 houses on 1.3 acres. Water supply is critical and as stated comp plan is intended to limit growth there are only 2 lots of 1 acre on Carr Lane. Most of the trees have to be removed for the solar in her opinion, and then it will not be an attractive wooded lot. Her concern is that you are endorsing the entire proposal, not protecting the watershed.

Sean Saunders representing CCHC, this is ultimately just a recommendation that states it is consistent with the Comprehensive Community Plan. The details on specific concerns surrounding the impact would be quite minimal and the solar technology has improved significantly over the last few years. Visibility of the panels will not be viewed. This is not about approving or disapproving the plan for the project.

Dale Jerald - 63 Carr Lane, she understands the grant and understands it may be separate but she looked at north end and feasible affordable housing should be a 1 acre lot per house. Keeping with the rural character.

Bob Fadden - 66 Carr Lane He agrees with Bonnie Hogan, and he owns land behind Carr Lane. Putting 5 units in this small area would not be good.

Commissioner Enright is concerned with the project, it is not a good precedent to put forward she has strong reservations about it.

Lisa Bryer noted that the grant opportunity do not happen often and you do not always get funded on these opportunities the first time. She put up on the screen what was provided to the Commission when CCHC came before them for this project as a Comprehensive Permit Preapplication and it outlines in detail why it is consistent with the comp plan. She added the numbers stated about density are inaccurate. It is 6.9 acres. The only reason the housing sits on 1.3 acres not is because we already protected the open space through a grant. We had to do that simultaneously with the purchase in order to get the grant. The overall density is looked at as the larger number of 6.9 acres. Therefore, it is 4 units on 6.9 acres, or one house per 1.7 acres. The comp plan also says affordable housing should be spread out throughout the island and we do our

best to accommodate that. We have a much larger number in the village due to the senior housing and recently added one to the Shores area. There are a few currently in the Shores.

Commissioner Swistak said can you talk about timing? Application to funding time line? The Carr Lane project has only been to planning for preapplication. It will come back to the planning commission again and be reviewed in great detail through many levels of review and public hearing. This funding may be available sometime in the fall. Sean Saunders said generally what happens is maybe in fall initial contract will come out. If the money is not fully spent it would be reabsorbed after 5 years.

Bonnie Hogan – the back of the lot is listed as conservation property. She agrees it should be throughout the island. It will not be on the back 5.5 acres.

The motion is for the entire application and the application says one unit at 91 Carr Lane. The Town Council authorized this to be submitted. Pendlebury said we are looking at 2 other things being funded too at this time.

A motion was made by Commissioner Swistak and seconded by Commissioner Pendlebury that states the Jamestown Planning Commission hereby certifies that the proposed PY2019 Community Development Block Grant activities are in compliance with local development policy set forth in the 2015 Jamestown Comprehensive Community Plan.

So unanimously voted:

Michael Swistak - Aye
Rosemary Enright - Aye
Bernie Pfeiffer - Aye
Michael Smith – Aye

Duncan Pendlebury – Aye
Mick Cochran – Aye
Dana Prestigiacomio – Aye

Motion carries 7-0

Reports

1. Town Planner's Report

• July 1, 2020 meeting

Ms. Bryer reported on the conversation at the Town Council meeting last Monday evening where they discussed the Ambulance Barn lot and the Bank America lot. She asked them to think about their goals for the Bank of America building; are you trying to create parking or just to fill up empty space. Those are very different goals and I think that needs to be flushed out in order to properly have a discussion about these two lots that were on the Town Council agenda.

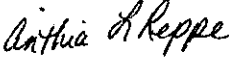
We do not have any applications for the July 1 meeting but we can have a discussion of short term rentals. Would this be better in a more public setting? If not now when would we get to it stated Commissioner Swistak?

Commissioner Pendlebury asked about the zoning review, Lisa noted that the solicitors received it at the beginning of April and they are reviewing now. He asked when will that be ready? Enright would like to see this as a whole not in pieces. They decided to have the meeting on July 1, 2020 and start reviewing short term rentals.

VIII. Adjournment

A motion to adjourn was made at 8:55 p.m. by Commissioner Smith and seconded by Commissioner Cochran. So unanimously voted.

Attest:


Cynthia L Reppe
Planning Assistant

Approved As Amended
PLANNING COMMISSION MINUTES

July 1, 2020

7:00 PM

Held by Zoom

<https://zoom.us/j/93540685480>

I. Call to Order and Roll Call

The meeting was called to order at 7:00 p.m. and the following members were present via zoom:

Michael Swistak – Chair	Duncan Pendlebury – Vice Chair
Rosemary Enright – Secretary	Mick Cochran
Bernie Pfeiffer	Dana Prestigiacomo
Michael Smith	

Also present:

Lisa Bryer – AICP, Town Planner
Wyatt Brochu – Town Solicitor
Cynthia Reppe – Planning Assistant
Marian Falla

II. Approval of Minutes June 17, 2020; review, discussion and/or action and/or vote

A motion was made by Commissioner Smith and seconded by Commissioner Cochran to accept the minutes with the following changes submitted by Commissioner Enright:

Page 2, last third of page, Commissioner Cochran asked if the percent coverings calculation included the portion of asphalt driveway extended out to Frigate St. or only to the property line?

Only to the property line not the town right of way. Rosemary Enright asked will you be removing the part of the road outside of property line? He responded the westerly downhill side drive will be removed, loomed and seeded. ~~Her~~ Calculations of allowable coverage differ in different material presented ~~are not the same as what Mr. Principe's are.~~ He Mr. Principe said when the soil evals were done, it started at 10% and as it progressed, they determined it was 9% allowable coverage.

Commissioner Cochran asked about the 2 pavement driveways, they are going to remove 1 completely and ~~remove~~ change the other from an asphalt driveway to pervious material.

Page 3, 4th paragraph, 3rd sentence, The ones Ms. Bryer can actually think of ~~they were~~ included replacing the septic systems but with this one they are not.

Page 3, 6th paragraph 1st sentence; They do not want to redirect any excess runoff to the OWTS which is in the downhill direction.

Page 3, 9th paragraph second sentence from bottom of page: Clarification of the square footage needs to be updated on the motion and Commissioner Pfeiffer wants it noted that the applicant is removing the pavement outside the property line and replacing it with topsoil and seed.

So unanimously voted.

III. Correspondence

- 1.FYI – Final Approval letter – M. Tracie Shea – 53 Coronado, Plat 8 Lot 105. Received

IV. Citizen's Non-Agenda Item – nothing at this time

V. Reports

1. Town Planner's Report
 - Town Council Update – the town council approved the budget at the financial town meeting
 - Future meetings – topics and applications – we do not have any applications so we will continue discussion on short term rentals.

VI. Old Business

1. Short Term Rental Regulation - Discussion - review, discussion and/or action and/or vote

Town Planner Lisa Bryer said we have talked about Short term rentals in Jan, Feb and March and we have come to some conclusions as to what the goals are for the ordinance. Maintaining neighborhood continuity and protecting residents from issues that can sometimes arise with short term rentals, but to always allow property rights. Water resources and assuring affordable housing and year-round rentals are other goals we have discussed. We looked at what other towns are doing in this regard. Should this be in the Zoning Ordinance or a separate town ordinance as the Solicitors have suggested. It will be easier to enforce if it is in the Code of Ordinances. If we address this in Zoning then the Zoning Enforcement Office is only on duty during the weekdays, and not on duty when most issues occur on nights and weekends.

Enforcement is the biggest issue. The weekend is when most complaints will come in when the building official is not working. The police department does not feel this is their jurisdiction unless it involves parking and noise ordinances. If they will be enforcing, it needs to be clearly backed up by ordinance.

This would be best as having a registration process and requiring owners to have certain responsibilities. Posting rules regarding parking, noise, trash etc. There was concern about this being unfair to B&Bs. The definition of owner-occupied short-term rentals could be looked at with respect to B&Bs. They The Planning Commissioners have the most updated copy of the proposed ordinance. Ms. Bryer checked in with the Fire Chief and regarding an inspection; it will be about \$30.00 per house inspection.

The building inspector needs clear guidance about what is he going to be inspecting? Life safety issues? He feels it should be an annual inspection. He also feels that once we have registration then there should be excessive fines if not complying with regulations. The fee for building inspections will be \$30-\$50 for safety issues.

Police feel it should be 1 parking space per bedroom. Who will be enforcing? They have no way of knowing if it is a rental or not today. If we want them to enforce nuisance disturbances, it needs to be clear, like the noise ordinance. Violation will go to person on site not owner.

Host Compliance which is one of the registration companies, utilizes the hotline services they provide so it will not be a burden to police. A commissioner noted that several long term rentals are problematic too so should these be considered in this ordinance too?

Commissioner Cochran asked if they would find rental properties that are not registered. Yes, Host Compliance could. How will they know if it is a rental property if the police respond to a noise matter? The registration company will know. If it is not listed as one and it appears to be one then it can be investigated later.

Commissioner Pendlebury said with regards to Chris Costa's comment about life safety. Is B&B a separate category in the building code? Discussion ensued about the difference between B&Bs and short term rentals. The inspection needs to be clear. Lisa will check with Chris about that.

Solicitor Brochu was asked to weigh in on this. When we say it is safe for rental and something happens then who is responsible? Wyatt noted that anytime the town engages in an inspection process and the town says it meets the regulation then there is potential for the town to be held accountable or responsible if something goes wrong.

Commissioner Swistak has a question on registration fees and enforcement. If someone fails to register how do we find out and collect money? Can we shut them down if they have not registered? It would fall with the compliance company. Solicitor Wyatt Brochu said there are very few enforcement or involvement issues related to property that the police would handle. They as the town solicitors have had very few issues that have gone to court. He says it is a testament to the citizens of Jamestown. Code enforcement is handled through Chris's office. The building and zoning office is not staffed 24/7. Injunctive relief would go through court process. If an owner refused to register can the police show up and evict the renter. Wyatt said no. What type of town resources do the council want to use for this?

Commissioner Swistak said we need more information so we have a viable ordinance. Commissioner Pendlebury asked how are other towns handling this? Ms. Bryer said when we say the program needs to pay for itself we need to charge accordingly, Host compliance has a fee that should cover the administrative aspects and the inspections need to be done separate and paid for by the property owners. We could bid for a Jamestown designated inspector.

Commissioner Pfeiffer asked if we have gotten any pushback from the realtors in town. Bryer said we sent notice to the Chamber in January or February and we should bring them in specifically when we are ready and further along in this process.

Lisa Bryer said when we talk about violations we are talking about registration and posting of rules and laws of the town. It is not that onerous. This is a registration ordinance. Wyatt said stick with the already existing laws we have in town already. Noise and parking? The complaint is the beginning point not the end. The town has to prove and sustain the alleged violation. If it is a chronic problem registration could be pulled. Commissioner Swistak asked if Host Compliance offers online registration, would it be by mail and then it goes to the clerk? They handle everything.

A discussion ensued about B&B's and the difference between that and short term rental? You can distinguish what a short term rental is and a B&B. Room rentals will not be covered under this, Lisa made a note about rental of an accessory structure. Swistak asked about the B&B definition that was provided. Guest may not stay in a room more than 14 days.

Commissioner Cochran asked why are we making a distinction? Does it make sense to distinguish by number of bedrooms? 2 or more than you are a B&B?

Wyatt noted that if we allow as a commercial use in a residential neighborhood, we will be hard pressed to deny a variance such as parking. Solicitor Brochu cautions the commission because if in zoning they can ask for a variance. Every property is unique but once a use is allowed by right then it's allowed.

Marian Falla – she said thank you for listening, one of the things from the March 4th meeting it seemed to her that maybe this should be all rentals. Because of the pandemic Air BnB is going into long term rentals now, maybe we should look at all rentals now and maybe different regulations for both long and short, another income stream for Jamestown, they are increasing fees for all rentals in Narragansett and Newport. Fines are \$1000 a day in Middletown. With Covid 19 contact tracing we should have all rentals registered. She remembered room rentals are exempt but when more than 1 room it should be considered. B&B Rules long term and short term different postings, caveats for short and long term. Deb Ruggiero put together a bill for all rentals. Middletown is charging \$1 per day per rental. Lisa Bryer has the articles that she shared.

Lisa Bryer was asked about the timeline to finalize this draft ordinance. It's up to the board. Whenever you are comfortable with what we are providing. Right now it is basically a rental ordinance. We have talked about bringing realtors in for discussion. She needs to go back and talk to staff.

Lisa Bryer shared some discussion points about whether we should tax ~~them~~ short term rentals as commercial. The state association of tax assessors have been talking about it because of Deb Ruggiero's bill. Some do not think it is worth it. Commissioner Pfeiffer said this is a home-based business. Exception made for it in zoning. Something similar could be appropriate down the line for this. He questioned whether it is a business or residential.

Commissioner Swistak said do you think we can encourage some of the local realtors to weigh in on this and share the draft ordinance with them to see what their opinion is? Can Lisa Bryer ask some of the other towns if there are neighborhood disturbances and any experience with enforcement.

Commissioner Prestigiacomo asked has there been a change because of Covid 19?

Solicitor Brochu said keep a list of what problems you want to address? There are a few problem areas, noise, parking and overcrowding. Registration component is to keep them honest. Water is also an issue in Jamestown. When we start talking about short term and B&B's it can get complicated quickly. Be straightforward and address complaints to give a mechanism to those that have been complaining. Put a piece of legislation in place for the tools.

Commissioner Enright asked about the zoning ordinance and where it stands. Solicitor Brochu said he is reviewing it again.

VII. New Business – nothing at this time

VIII. Adjournment

A motion was made by Commissioner Swistak and seconded by Commissioner Enright to adjourn the meeting at 8:44 p.m. So unanimously voted.

Attest:


Cinthia L Reppe



JAMESTOWN POLICE DEPARTMENT

250 Conanicus Avenue, Jamestown, RI 02835

Tel: (401) 423-1212 Fax: (401) 423-3710

www.jamestownri.gov/police

Edward A. Mello
Chief of Police



EXECUTIVE ORDER TOWN OF JAMESTOWN, RHODE ISLAND 20-5

On March 9, 2020, the Governor of the State of Rhode Island declared a State of Emergency declaring the outbreak of COVID-19 as a Public Health Emergency.

On March 16, 2020, the Jamestown Town Council passed an Executive Order declaring a State of Emergency due to the dangers to health and life posed by COVID-19 and thereby activating the Town Emergency Plan.

This order is issued by the Town Administrator by the Authority granted by the Town Council.

The Town intends to manage and limit capacity of patrons at certain beach areas.

This Order amends a portion of the Jamestown Code Ordinance Chapter 70 Traffic and Vehicles.

No Parking:

Meadow Lane-entire length-both sides

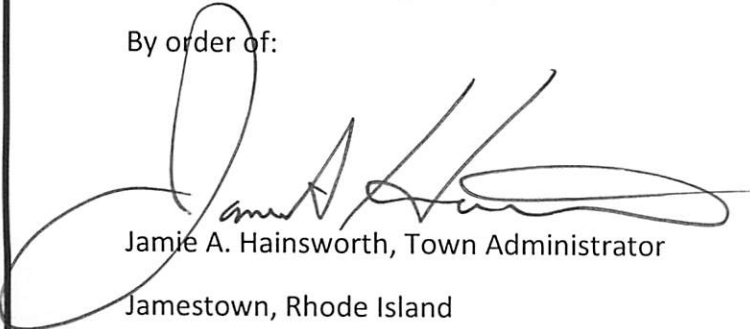
Fox Run- entire length-both sides

Clark Street-both sides-300 feet north of Hamilton Avenue

Howland Avenue- both sides-300 feet north of Hamilton Avenue

Hamilton Avenue-no parking on north side between Fox Run and Clark Street

By order of:


Jamie A. Hainsworth, Town Administrator

Jamestown, Rhode Island

7/16/2020



Edward Mello, Chief of Police

Director, Emergency Management



JAMESTOWN POLICE DEPARTMENT

250 Conanicus Avenue, Jamestown, RI 02835

Tel: (401) 423-1212 Fax: (401) 423-3710

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Edward A. Mello
Chief of Police

EXECUTIVE ORDER TOWN OF JAMESTOWN, RHODE ISLAND 20-6

On March 9, 2020, the Governor of the State of Rhode Island declared a State of Emergency declaring the outbreak of COVID-19 as a Public Health Emergency. This Declaration remains in effect as of the date set forth herein.

On March 16, 2020, the Jamestown Town Council passed an Executive Order declaring a State of Emergency due to the dangers to health and life posed by COVID-19 and thereby activating the Town Emergency Plan. This Declaration remains in effect as of the date set forth herein.

This order is issued by the Town Administrator by the Authority granted by the Town Council.

This order rescinds Executive Order 20-5

The Town intends to manage and limit capacity of patrons at certain beach areas.

This Order amends a portion of the Jamestown Code Ordinance Chapter 70 Traffic and Vehicles.

Parking Fines:

Section 70-90. All fines associated with resident sticker or day passes shall be \$50.

All other parking violations issued on Beavertail Road, Hamilton Avenue, Fox Run, Highland Drive, Southwest Avenue or Clark Street shall be \$50.

No Parking:

Fox Run- entire length-both sides

Clark Street-both sides-300 feet north of Hamilton Avenue

By order of:

Jamie A. Hainsworth, Town Administrator

Jamestown, Rhode Island

Edward A. Mello, Chief of Police

Director, Emergency Management

7/21/2020