

**TOWN COUNCIL MEETING**  
**August 17, 2020**

**I. ROLL CALL**

A regular meeting of the Jamestown Town Council was held on August 3, 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/93375411296> Meeting ID: **933 7541 1296**. 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 and Senior Service Director Betsey Anderson, Parks and Recreation Director Andrew Wade and Town Clerk Erin Liese.

**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. TOWN COUNCIL SITTING AS THE BOARD OF WATER AND SEWER COMMISSIONERS \*Please see Water and Sewer Board Minutes**

**A) Open Forum – Water & Sewer Matters**

*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

**B) Report of Town Officials - Status Reports; review, discussion and/or potential action and/or vote**

- 1) Pumping report
- 2) Town project reports
- 3) Town Wells
  - a) Water Treatment Plant
  - b) Transfer Pumping/Reservoir
  - c) Distribution System
  - d) Wastewater Treatment Facility

- C) 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:*
- 1) Review, Discussion and Possible Action regarding the Application of Michael and Shannon Boxer (Plat 12, Lot 216; 15 Hull Cove St.) for utility service (water only) connection
  - 2) Review, Discussion and Possible Action regarding Proposed Water Budget FY2020/2021
  - 3) Review, Discussion and Possible Action regarding Proposed Sewer Budget FY2020/2021

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

**A motion was made by Vice President Meagher with second by Councilor Piva to move into the Public Hearing. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye**

**V. 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) Public Hearings:
- 1) Discussion and Possible Action on 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

Christine Ariel of 61 Steamboat Street, Michael Pinksaw of 951 East Shore Road, Christian Infantolino of 28 Reservoir Circle, Craig Feld of 7 Beavertail Road, Christopher Gray of 20 Ship Street, Antonio Pinheiro of 7 Beavertail Road, and Frank Meyer of 141 Southwest all voiced their concerns with the proposed noise ordinance.

Craig Feld of 7 Beavertail Road, sought clarification of the length of time the decibel level is over 60.

Councilor White proposed amending the Noise Ordinance in a work session, not during a Town Council meeting.

**A motion was made by Vice President Meagher with second by Councilor White to continue the discussion on Proposed Amendments to the Code of Ordinances, Article III- Noise Ordinance until the September 21, 2020 Town Council meeting.**

**Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye**

- 2) Discussion and Possible Action on 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 concern was raised by Councilor White with regards to hearing this matter and the Town Council agreed to wait for a decision from the Ethics Committee.

**A motion was made by Councilor Beye with second by Councilor White to continue the hearing on the Proposed Amendments to the Zoning Ordinance related to Building Height for the September 21, 2020 Town Council Meeting. 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 leave the Public Hearing. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye**

- B) One Day Event License Application Request Change of Date from August 20, 2020 to September 18, 2020:
  - 1) Applicant: BJ White House
  - Event: JCC Talent Show
  - Dates: September 18, 2020
  - Location: Lawn School Athletic Field

**A motion was made by Vice President Meagher with second by Councilor Piva to approve the change of date for the JCC Talent Show Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye**

- C) Rescinding the One Day Event License Approval of November 18, 2019
  - 1) Applicant: Jamestown Rhode Race
  - Event: Rhode Races & Events Inc.
  - Dates: September 19, 2020
  - Location: Fort Getty Pavilion

**A motion was made by Vice President Meagher with second by Councilor Piva to rescind the license of the Jamestown Rhode Race Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye**

- D) Renewal of Event License Application
- 1) Applicant: Jamestown Chamber of Commerce  
Event: Restaurant Outdoor Dining  
Dates: Extending to September 22, 2020 unless revoked earlier  
Location: Narragansett Avenue, Narragansett Avenue Municipal Parking Lot & East Ferry Parking Lot

**A motion was made by Councilor White with second by Vice President Meagher to renew the Jamestown Chamber of Commerce Restaurant Outdoor Dining application.**

**Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye**

- E) 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 September 22, 2020 unless revoked earlier  
Location: 40 Narragansett Ave

**A motion was made by Vice President Meagher with second by Councilor Piva to approve the renewal of Islandish LTD Outdoor Dining Vendor application.**

**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 White 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**

- F) 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 September 22, 2020 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 with second by Councilor Beye to approve the Temporary Seasonal Expansion of Existing Liquor Licensing Applications for KALI LLC, Jamestown Beer Holdings LLC Jamestown Restaurant Group LLC and Johnny Angels Clam Shack LLC. 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 September 22, 2020 unless revoked earlier.

**A motion was made by Councilor White with second by Vice President Meagher to approve the Temporary Seasonal Expansion of Existing Liquor License Application for KALI LLC Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye**

G) Town Council adjourns as the Liquor Licensing Board

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

## 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 September 1, 2020 and September 21, 2020  
September dates for the Town Council Meetings confirmed with possible work sessions to be announced at a later time.
- A) Review, Discussion and Possible Action to extend the March 16, 2020 Declaration of the Town of Jamestown State of Emergency to September 22, 2020 unless revoked earlier, to curtail the spread of the COVID 19 Virus.
- B) Review, Discussion and Possible Action to extend the Executive Order 2020-1, from July 21, 2020 to September 22, 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.

- C) Report from Town Administrator & Staff:
  - 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

Town Administrator Hainsworth summarized the actions taken during the summer season in consideration of COVID. Many times the rule for today changed for tomorrow, so adjustments had to be made.

**A motion was made by Vice President Meagher with second by Councilor Piva to Extend the Town of Jamestown State of Emergency and the Executive Order of the Town Administrator to take any and all necessary actions to curtail the spread of the COVID 19 virus until September 22, 2020 unless revoked earlier. 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 regarding the Request from the Board of Rhode Island Slave History Medallions to install a Medallion in Jamestown
  - 1) Memorandum dated August 12, 2020 from Town Administrator Hainsworth regarding the Proposed Medallion Locations

**A motion was made by Vice President Meagher with second by Councilor Beye to approve all (3) locations of the RI Slave History Medallions with locations of East Ferry, The Jamestown Historical Society and the Corner of High Street and Walcott Avenue . 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) Appointments, Vacancies, and Expiring Terms; review, discussion and/or potential action and/or vote:
  - 1) Discover Newport
    - a) Permission to Advertise for term expiring September, 2020

**A motion was made by Vice President Meagher with second by Councilor Piva to advertise for the expiring term on the Discover Newport Board. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye**

**A motion was made by Councilor Piva with second by Vice President Meagher 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) August 3, 2020 (Regular Meeting)
  
- B) Award a Bid to in an amount not to exceed \$30,900.00 for new Tax/Utility Software to Quality Data Services (QDS).
  
- C) Ratification of Police Pension Plan Amendments to accommodate for IRS changes

**A motion was made by Vice President Meagher with second by Councilor Beye 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 act discussion and/or vote.*

- A) Communications Received:
  - 1) Copy of Letter to: Jamestown Town Council  
From: Robert S. Powers  
Dated: July 29, 2020  
Re: Ownership of Westwind Drive Sewer Line
  
  - 2) Copy of Email to: Jamestown Town Council  
From: Guy Settipane  
Dated: August 13, 2020  
Re: Zoning Amendment, Chpt. 82- Height Hearing 8/17

Vice President Meagher proposed the (2) communications be added to the September 21 Town Council Agenda.

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

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- 1) Scheduled request to address- none
- 2) Non-scheduled request to address

**XI. ADJOURNMENT**

**A motion was made by Vice President Meagher with second by Councilor White to adjourn at 9:05 P.M. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye; Councilor, White, Aye**

Attest:

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Denise Gamon, Town Clerk's Assistant