



TOWN COUNCIL MEETING
Jamestown Town Hall
Rosamond A. Tefft Council Chambers
93 Narragansett Avenue
Monday, September 20, 2021
5:45 P.M.

THIS MEETING WILL BE CONDUCTED IN PERSON ONLY.

THIS MEETING WILL BE LIVE STREAMED: To view the meeting with no interaction:
<https://158.123.195.41/OTRMedia/Town2020/Others2020/StreamPrimJtown.htm>

The public is welcome to participate in this Town Council meeting. Open Forum offers citizens the opportunity to clarify an item on the agenda, address items not on the agenda, or comment on a communication or Consent Agenda item. Citizens are welcome to speak to the subject of a Public Hearing, and are allowed to speak at the discretion of the Council President or a majority of Councilors present, or at other times during the meeting, in particular during New or Unfinished Business.

Anyone wishing to speak should use the microphone at the front of the room, stating their name and address for the record; comments must be addressed to the Council, not the audience. It is the Town Council's hope that citizens and Councilors alike will be respectful of each other's right to speak, tolerant of different points of view, and mindful of everyone's time.

Attachments for items on this meeting agenda are available to the public on the Town website at:
<http://www.jamestownri.gov/town-government/town-council/town-council-meetings-minutes/2021-meetings-minutes/2021-meetings/-fsiteid-1>

I. ROLL CALL

II. CALL TO ORDER, PLEDGE OF ALLEGIANCE

III. 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) Review, Discussion and/or Action and/or Vote in Executive Session and/or open session pursuant to RIGL § 42-46-5(a) Subsection (2) Pending or Potential Litigation (Adverse Possession/Easement/Quiet Title), Cary v. Jamestown, NC File No. 2020-0375
- B) Review, Discussion and/or Action and/or Vote in Executive Session and/or open session pursuant to RIGL § 42-46-5(a) Subsection (2) Pending or Potential Litigation (Review of Judges Ruling), Paul and Janice Balzer v. Jamestown C.A. No. 1:19-cv-00109-WES-PAS

IV. AJOURNMENT OF EXECUTIVE SESSION

V. **TOWN COUNCIL INTERVIEWS:** The Jamestown Town Council will meet in special session to conduct interviews of the following applicants for the following appointments as follows:

Applicants	Appointments
Quaker Case	Affordable Housing

VI. **ADJOURNMENT OF SPECIAL SESSION**

The Town Council’s Open Meeting will begin at 6:30 pm

VII. **ROLL CALL**

VIII. **CALL TO ORDER, PLEDGE OF ALLEGIANCE**

IX. **TOWN COUNCIL SITTING AS THE BOARD OF WATER AND SEWER COMMISSIONERS**

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 Minutes; review, discussion and/or action and/or vote
 - 1) August 16, 2021 (regular meeting)

- B) 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

- C) Report of Town Officials:
 - 1) Pumping Report
 - 1) Town Project Reports
 - a) Town Wells
 - b) Water Treatment Plant
 - c) Transfer Pumping/Reservoir
 - d) Distribution System
 - e) Wastewater Treatment Facility

- D) Unfinished Business
 - 1) None

- E) New Business
 - 1) None

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

X. ACKNOWLEDGEMENTS, ANNOUNCEMENTS, PRESENTATIONS, RESOLUTIONS AND PROCLAMATIONS

- A) Review, Discussion and/or Action and/or Vote regarding the proposal to post Tick Smart Warning QR signs learning tool on Tick Bite protection and disease prevention
 - 1) **Tick Smart, Just InTime** learning presentation by Prof. Thomas Mather, Ph. D, URI Center for Vector-Borne Diseases

XI. 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) 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) Review, Discussion and/or Action and/or Vote for 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 October 19, 2021 unless revoked earlier:
 - a) KALI LLC dba: J22 Tap & Table, 22 Narragansett Ave.
 - b) Jamestown Beer Holdings LLC dba: The Generals Crossing, 34 Narragansett Avenue
 - c) Jamestown Locals LLC dba: Narragansett Café, 25 Narragansett Avenue
 - d) Johnny Angels Clam Shack LLC dba: Angels Kitchen, 23B Narragansett Avenue
 - 2) Review, Discussion and/or Action and/or Vote for Renewal of Approval of KALI 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 Avenue; with proposed Extension to October 19, 2021 unless revoked earlier.
- B) 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 that the following application

has been received for a **New Class BV-L – Victualer Liquor License:**

CLASS BV-L – VICTUALER

Epic Decade, LLC
dba: Curiosity & Co.
14 Narragansett Avenue
Jamestown, RI 02835

- 1) Request for Town Council Review, Discussion, and/or Action and/or Vote of approval to proceed to advertise for Public Hearing on a date to be October 18, 2021 by the Town Council, with advertisement in the *Jamestown Press* editions of the September 30th and October 7th

- 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 that the following **Transfer application** has been received for a **Class BV-L Victualer Liquor License**

TRANSFER: CLASS BV-L VICTUALER

ESJ, Inc.
dba: Simpatico Jamestown
13 Narragansett Avenue

TO: CLASS BV-L VICTUALER

Conanicut Restaurant Group II, LLC
dba: Beech
13 Narragansett Avenue
Jamestown, RI 02835

- 1) Request for Town Council Review, Discussion and/or Action and/or Vote of approval to proceed to advertise for Public Hearing on October 18, 2021, with advertisement in the *Jamestown Press* editions of the September 30th and October 7th

The Town Council Adjourns from Sitting as the Alcoholic Beverage Licensing Board

- D) Event/Entertainment License: All Event/Entertainment license application approvals are subject to any and all COVID-19 protocols in affect at the time of the event; Review, Discussion and/or Action and/or Vote on the following:
- 1) Applicant: Conanicut Island Art Association
Event: Fall Fling Art Show/ Opening
Date: October 21, 2021, 5-7:30pm
Location: Jamestown Town Hall

- E) Event/Entertainment License: All Event/Entertainment license application approvals are subject to any and all COVID-19 protocols in affect at the time of the event; Review, Discussion and/or Action and/or Vote on the following:
- 1) Applicant: Town of Jamestown/Chief Mello
Event: Halloween road closures
Date: October 31, 2021, 4-9pm
Location: Clinton Avenue/Green Lane
- F) Event/Entertainment License: All Event/Entertainment license application approvals are subject to any and all COVID-19 protocols in affect at the time of the event; Review, Discussion and/or Action and/or Vote on the following:
- 1) Applicant: Tom Capobianco and Margo Neri
Event: Wedding
Date: October 23, 2021, 3:30pm
Location: Fort Getty Park
- G) Event/Entertainment License: All Event/Entertainment license application approvals are subject to any and all COVID-19 protocols in affect at the time of the event; Review, Discussion and/or Action and/or Vote on the following:
- 1) Applicant: Jamestown Rotary
Event: 45th Annual Jamestown Classic
Date: October 11, 2021, 7:00am - Noon
Location: Fort Getty Pavilion
- H) Event/Entertainment License: All Event/Entertainment license application approvals are subject to any and all COVID-19 protocols in affect at the time of the event; Review, Discussion and/or Action and/or Vote on the following:
- 1) Applicant: Tom Harris
Event: Jamestown Christmas Tree Lighting Ceremony
Date: December 4, 2021, 5:30pm-8:30pm
Location: East Ferry

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

Please Note the Following Items are Status Reports and Matters of Interest to the Council and are for Informational Purposes unless Indicated Otherwise and will be Acted upon in Accordance with Section 42-46-6 (b)

- A) Town Administrator's Report: Jamie A. Hainsworth
- 1) Response Letter from Jamestown Housing Authority
 - 2) Jamestown Chamber of Commerce canceling use of the municipal Parking Lot.
 - 3) Community Development Block Grant (CDBG) for Jamestown Housing Authority/Pemberton Avenue residences
 - 4) Senior Services Director Vacant Position
 - 5) Capstone Project
 - 6) Covid-19 update
 - 7) Ethics training reminder: 9/23/2021, 7:00 pm, via zoom

XIII. 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) Review, Discussion and/or Action and/or Vote regarding Fort Getty Gatehouse request
 - 1) Memorandum to Town Administrator Jamie Hainsworth from Parks & Recreation Director Ray DeFalco with sketch/rendering of proposed new gatehouse from previous Gatehouse renovation project
 - 2) Letter from Building Official/Zoning Enforcement Officer William L. Moore

- B) Review/Discuss and or action on Response from Jamestown Housing Authority (JHA) to the Town Council's request concerning the letters dated July 26,2021 and October 3, 2019 from U.S. Department of Housing and Urban Development (HUD)
 - 1) Response from Jamestown Housing Authority to the Town Council

- C) Review, Discussion and/or Action and/or Vote regarding notice from Jamestown Chamber of Commerce to end use of outside dining in the municipal parking lot on Narragansett Avenue.
 - 1) Correspondence from Jamie Munger
 - 2) Council to consider best use of municipal parking lot

- D) Review, Discussion and/or Action and/or Vote regarding proposed amendment to Dog Ordinance
 - 1) Draft proposed revision of the Town of Jamestown Dog License Requirements and Leash Law presented by Councilor R. White

- E) Review, Discussion and/or Action and/or Vote to consider Short Term Rental Ordinance
 - 1) Review by Council with Staff on Planning Commissions Short Term Rental Ordinance proposal

- F) Review, Discussion and/or Action and/or Vote to commence a needs assessment and evaluation for a new Senior Center

- G) Review, Discussion and/or Action and/or Vote regarding the July 19, 2021 Presentation by Sharon Gold on idling vehicles and request to post signs in Town, and approval of Resolution No. 2021-07 Anti-Idling Resolution for the Town of Jamestown, Rhode Island
 - 1) Resolution 2021-08 Anti-Vehicle Idling

- H) Review, Discussion and/or Action and/or Vote regarding Upcoming Meetings and Sessions – dates and times
 - 1) Town Council Regular Meeting – Monday, November 1, 2021 @ 6:30 p.m.
 - 2) Town Council/Water and Sewer Regular Meeting – Monday, November 15, 2021 @ 6:30 p.m.

- 3) Town Council Regular Meeting – Monday, December 6, 2021 @ 6:30 p.m.
- 4) Town Council/Water and Sewer Regular Meeting – Monday, December 20, 2021 @ 6:30 p.m.

XIV. 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/or Action and/or Vote to Approve the submission of a RIDEM Natural Heritage Preservation Local Open Space Conservation and Acquisition Grant application for Jamestown Community Farm located at 40 Eldred Avenue (Assessors Plat 4, Lots 2 and 136) to RIDEM. Applicants: Town of Jamestown and the Jamestown Community Farm, Inc. (farm operator), Owner: John Eldred Farm I and III.
 - 1) Letter from Robert Sutton, Farm Manager, Jamestown Community Farm, Inc.
 - 2) Copy of RIDEM Grant Application
 - 3) Jamestown Community Farm Annual Report and aerial picture of farm
- B) Review, discussion and/or Action and/or Vote to approve reapplication by the Town of Jamestown to Community Development Block Grant for the renovation project of the of 18 bathrooms in the residences of Jamestown Housing Authority located on Pemberton Avenue:
 - 1) Memorandum to Town Council from Town Planner Lisa W. Bryer
 - 2) Authorize Town Administrator Jamie Hainsworth to negotiate an agreement between the Town of Jamestown and the Jamestown Housing Authority regarding the grant funding and reporting responsibility.
- C) Review, Discussion and/or Action and/or Vote to Approve the non-binding ICAN Cities Appeal Resolution promoting the elimination of nuclear weapons worldwide, through support for the Treaty on Prohibition of Nuclear Weapons (TPNW)
 - 1) Letter from William W. Smith III to the Town Council
 - 2) ICAN Cities Appeal Resolution presented by Vice President M. Meagher
- D) Review, Discussion and/or Action and/or Vote regarding Brown University Capstone Cyber Security proposal
- E) Review, Discussion and/or Action and/or Vote regarding possible Affordable Housing Options
 - 1) Concept proposal from Vice President Mary Meagher
- F) Review, Discussion and/or Action and/or Vote regarding application for use of the Ft. Getty Pavilion, October 7, 2021 5:00- 7:00pm by the Beavertail Lighthouse Museum Association.
 - 1) Letter from the Beavertail Lighthouse Museum Association (non-profit) requesting waiver of rental fee

XV. 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 Action and/or Vote:
 - 1) Jamestown Affordable Housing Committee (One [1] Member vacancy with a three-year term ending date of May 31, 2023)
 - a) Quaker Case
 - 2) Jamestown Fire Department Compensation Committee (Two [2] Citizen-at-Large Representatives with an unexpired term ending date of May 31, 2023 and an unexpired term ending May 31, 2024)
 - a) No applicants
 - 3) Jamestown Housing Authority (Two [2] Commissioner vacancies with an unexpired five-year term ending date of December 31, 2024 and an unexpired five-year term ending date of December 31, 2025)
 - a) Robert Plain (resume on file)
 - 4) Jamestown Zoning Board of Review (One [1] Member vacancy with a five-year term ending December 31, 2021)
 - a) No applicants

XVI. 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) September 7, 2021 (Regular Meeting)
- B) Minutes of Boards/Commissions/Committees
 - 1) Planning Commission (June 6, 2021)
 - 2) Planning Commission (June 16, 2021)
 - 3) Planning Commission (July 21, 2021)
 - 4) Planning Commission (August 4, 2021)
- C) Zoning Board of Review Abutter Notification- public hearing September 28, 2021 at the Jamestown Town Hall, 93 Narragansett Avenue, Jamestown, RI at 7:00 pm, application of William and Kathy Richard, whose property is located at 56 Reservoir Circle, and further identified as Assessor's Plat 4, Lot 74 for a Variance granted under Article 6, Special Use Permits and Variances, Section 600 and 606. This application is made pursuant to the provisions of section 82-302, Table 3-2, District Dimensional Regulations for the RR80 Zoning District of the zoning ordinance. The Applicant seeks front yard setback relief of 13.8 feet where 40 feet is required, rear setback of 23.8 feet where 40 feet is required, and a side setback of 17.2 feet where 30 feet is required in order to construct an addition on the structure. Said property is located in a RR80 zone and contains 19,739 square feet

D) Tax Assessor's Abatements and Addenda of Taxes

MOTOR VEHICLE ABATEMENTS TO 2021 TAX ROLL

01-0004-95M	SOLDIER AND SAILOR- EXEMPTION	\$44.31
01-0004-97M	SOLDIER AND SAILOR- EXEMPTION	\$127.99
01-0004-97M	SOLDIER AND SAILOR- EXEMPTION	\$ 3.56
01-0004-96M	SOLDIER AND SAILOR- EXEMPTION	\$219.08
TOTAL ABATEMENTS		\$394.94

XVII. 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 Letter to: Town Council
From: William W. Smith III
Dated: September 8, 2021
Re: Request for Council approval of a non-binding resolution called the ICAN Cities Appeal
 - 2) Town of Bristol Proclamation: Month of October to be Dysautonomia Awareness Month

XVIII. OPEN FORUM

Comments are not limited to items on this agenda. However, items not on this agenda will only be heard and not acted upon by the Town Council. Note: Section 42-46-6 of the Open Meetings Act, and Department of the Attorney General Advisory Opinions relevant to this item on any public body meeting agenda specifically prohibits the Town Council from discussing, considering or acting on any topic, statement or question presented. The Town Council may, if warranted, refer such matters to an appropriate committee, to another body or official, or post the matter for consideration at a properly-noticed, future meeting.

- A) Scheduled request to address- William M. Smith III
- B) Non-scheduled request to address

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

Posted on the RI Secretary of State website on September 16, 2021