

TOWN COUNCIL MEETING MINUTES
Monday, February 6, 2023 6:00 P.M.

I. ROLL CALL

A regular meeting of the Jamestown Town Council was held on February 6, 2023. Town Council Members present were as follows: Mary Meagher, Michael G. White, and Randy White. Nancy A. Beye and Erik Brine were absent.

Also, in attendance: Town Administrator Jamie Hainsworth, Solicitor Peter Ruggiero, Police Chief Edward Mello, Finance Director Christina Collins, Public Works Director Michael Gray, Building Official Peter Medeiros, Town Planner Lisa Bryer, Parks & Recreation Director Ray DeFalco, Town Clerk Roberta Fagan, Superintendent of Schools Kenneth Duva, and Jamestown Schools Finance Director Jane Littlefield.

II. CALL TO ORDER, PLEDGE OF ALLEGIANCE

Town Council Vice President Meagher called the meeting of the Jamestown Town Council to order at 6:04 p.m. in the Jamestown Town Hall Rosamond A. Tefft Council Chambers at 93 Narragansett Avenue and led the Pledge of Allegiance

Vice President Meagher announced and congratulated Edward Mello for his appointment as the new Interim Town Administrator as of February 27, 2023 thru September 30, 2023. She also gave praise, thanks and well wishes to Town Administrator Hainsworth.

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

- A) Review of the FY 2022 Financial Statements with Paul Dansereau, representing Baxter, Dansereau & Associates

Paul Dansereau representing Baxter, Dansereau & Associates gave an overview of the Jamestown Financial Statements as of June 30, 2022 with highlights on the following: Statement of Net Position; Statement of Activities; Balance Sheet Governmental Funds; Statement of Revenues, Expenditures and Changes in Fund Balances; Reconciliation of the Statement of Revenues, Expenditures and Changes in Fund Balances of Governmental Funds to the Statement of Activities; Statement of Net position, Jamestown Police Pension Plan, State MERS Plan; and Town and School Operational Funds.

IV. TOWN COUNCIL INTERVIEW SCHEDULE: The Jamestown Town Council will meet to conduct interviews of applicants for the committee vacancies as follows:

TIME	NAME	COMMITTEE
6:20	James (Jay) Sisson	Charter Review/Zoning (Alternate)

Due to a scheduling conflict James Sisson was not able to attend. The interview will be rescheduled at a later date.

V. 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 prohibit 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
- B) Non-scheduled request to address

VI. 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.

A) Licenses and Permits

- 1) **One-Day Event/Entertainment License:** All One-Day Entertainment license application approvals are subject to any COVID-19 protocols in effect at the time of the event; Review, Discussion, and/or Take Action and/or Vote for the following:
 - a) Applicant: Jamestown Arts Center (JAC)
Event: Film screening: No Time to Fail
Date(s): February 15, 2023, 7:00 p.m.- 8:30 p.m.
Location: JAC, 18 Valley Street

A motion was made by Councilor M. White with a second by Councilor R. White to approve the Film screening: No Time to Fail One-Day Event License application for JAC, taking place on February 15, 2023, 7:00 p.m. – 8:30 p.m. Vote: Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

- b) Applicant: Jamestown Arts Center (JAC)
Event: Panel Discussion Outsider Art: Harnessing Color
Date(s): March 2, 2023, 5:30 p.m.- 7:30 p.m.
Location: JAC, 18 Valley Street

A motion was made by Councilor M. White with a second by Councilor R. White to approve the Panel Discussion Outsider Art: Harnessing Color One-Day Event License application for JAC, taking place on March 2, 2023, 5:30 p.m.- 7:30 p.m. Vote: Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

- c) Applicant: Jamestown Arts Center (JAC)
Event: Performance by Kingston Chamber
Date(s): March 17, 2023, 7:00 p.m.- 8:30 p.m.
Location: JAC, 18 Valley Street

A motion was made by Councilor M. White with a second by Councilor R. White to approve the Performance by Kingston Chamber One-Day Event License application for JAC, taking place on March 17, 2023, 7:00 p.m.- 8:30 p.m. Vote: Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

- d) Applicant: Jamestown Arts Center (JAC)
 Event: Newport Live with Mark Erelli
 Date(s): March 23, 2023, 7:00 p.m.- 8:30 p.m.
 Location: JAC, 18 Valley Street

A motion was made by Councilor M. White with a second by Councilor R. White to approve the Newport Live with Mark Erelli One-Day Event License application for JAC, taking place on March 23, 2023, 7:00 p.m.- 8:30 p.m. Vote: Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

- e) Applicant: Jamestown Ukraine Relief Project
 Event: Benefit for Ukraine
 Date(s): June 23, 2023, 5:00 p.m.- 8:00 p.m.
 Location: Ft. Getty Pavilion*

- i) Review, Discussion, and/or Take Action and/or Vote:
 Approval of the request to waive the Ft. Getty Pavilion rental fee

A motion was made by Councilor M. White with a second by Councilor R. White to approve the Benefit for Ukraine One-Day Event License application for Jamestown Ukraine Relief Project, taking place on June 23, 2023, 5:00 p.m.- 8:00 p.m. at Ft. Getty Pavilion. Vote: Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

A motion was made by Councilor M. White with a second by Councilor R. White to approve the request of the Jamestown Ukraine Relief Project, to waive the Ft. Getty Rental fee for the Jamestown Ukraine Relief Project One-Day Even, taking place on June 23, 2023, 5:00 p.m.- 8:00. Vote: Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

- f) Applicant: Save the Bay
 Event: 47th Annual Save the Bay Swim
 Date(s): July 15, 2023, 6:30 a.m.- 11:00 a.m.
 Location: RITBA Lawn

A motion was made by Councilor M. White with a second by Councilor R. White to approve the 47th Annual Save the Bay Swim One-Day Event License application for Save the Bay, taking place on July 15, 2023, 6:30 a.m.- 11:00 a.m. at the RITBA Lawn. Vote: Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

- 2) **Trash Collector License Renewal Application:** Review, Discussion, and/or Action and/or Vote:

- a) Applicant: Waste Management of RI, Inc.
 Address: 1610 Pontiac Avenue, Cranston, RI 02920

A motion was made by Councilor M. White with a second by Councilor R. White to approve the Trash Collector License Renewal Application for Waste Management of RI, Inc. Vote: Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

VII. UNFINISHED BUSINESS

- A) Review, Discussion, and/or Action and/or Vote: Recommendation and request of Parks & Recreation Director DeFalco to review and/or approve the proposed fee schedule for the 2023 season and revised policy for RV camper’s resident pass limit:
 - 1) Memorandum from Parks and Recreation Director DeFalco to Town Administrator Hainsworth with Director’s recommendations.

A motion was made by Councilor M. White with a second by Councilor R. White to approve the proposed fee schedule for the 2023 season and revised policy for RV camper’s resident pass limit as presented. Vote: Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

VIII. NEW BUSINESS

- A) No items at this time.

IX. ORDINANCES, APPOINTMENTS, VACANCIES, AND EXPIRING TERMS

- A) Ordinances; 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, Chapter 70, Article II -Administration and Enforcement; Sections 25- Notice of violation; admission of truth and payment of fines at the police station; amounts. These Amendments are proposed to update and modernize the existing Traffic and Vehicle ordinance.

Discussion ensued.

A motion was made by Councilor M. White with a second by Councilor R. White to approve the request to Order to Advertise the Notice of a Public Hearing for Proposed Amendments to the Code of Ordinances, Chapter 70, Article II -Administration and Enforcement; Sections 25- Notice of violation; admission of truth and payment of fines at the police station; amounts to take place on March 6, 2023 at 6:30 p.m. Vote: Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

- B) Appointments, Vacancies, and Expiring Terms; Review, Discussion, and/or Action and/or Vote:
 - 1) Board of Canvassers One (1) Full Member, for the One (1) Six-year term expiring March 2029, and One (1) Board of Canvassers Republican Alternate Member, for the One (1) Six-year term expiring March 2029; review discussion and/or potential action and/or vote:
 - a) Letter of recommendation to the Town Council from the Jamestown Republican Committee:
 - i) Hugh Murphy (Full member)
 - ii) Linda Jamison (Republican Alternate Member)

A motion was made by Councilor R. White with a second by Councilor M. White to appoint Hugh Murphy to the Board of Canvassers as a Full Member, for the One (1) Six-year term expiring March 2029; and to appoint Linda Jamison to the Board of Canvassers Republican as an Alternate Member, for the One (1) Six-year term expiring March 2029 . Vote: President Meagher, Aye; M. White, Aye; and Councilor R. White, Aye.

- 2) Zoning Board of Review, One (1) Alternate Member vacancy with a one-year term ending December 31, 2023:
 - b) Letter of interest:
 - i) James (Jay) Sisson

The Town Council postponed this agenda item to a later Town Council meeting.

Vice President Meagher requested to amend the January 23, 2023 Town Council meeting minutes, page 10, modified to reflect that she was grateful for the Town Council's funding support of the Jamestown Community Housing Land Trust, which was funded.

A motion was made by Councilor M. White with a second by Councilor R. White to accept the Consent Agenda as amended. Vote: Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

X. 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 the 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 Meeting Minutes
 - 1) January 23, 2023 (Regular meeting)
 - 2) January 26, 2023 (Executive Session- sealed)
 - 3) January 31, 2023 ([2] Executive Session[s] – sealed)

- B) Minutes of Boards/Commissions/Committees
 - 1) Planning Commission (December 7, 2022)
 - 2) Planning Commission (January 18, 2023)
 - 3) Tree Preservation and Protection Committee (June 15, 2022)
 - 4) Tree Preservation and Protection Committee (July 20, 2022)
 - 5) Tree Preservation and Protection Committee (August 17, 2022)
 - 6) Tree Preservation and Protection Committee September 21, 2022)
 - 7) Tree Preservation and Protection Committee (October 19, 2022)
 - 8) Tree Preservation and Protection Committee (November 16, 2022)
 - 9) Tree Preservation and Protection Committee (2022 Attendance log)
 - 10) Tax Assessment Board of Review (November 21, 2022)
 - 11) Tax Assessment Board of Review (December 1, 2022)
 - 12) Tax Assessment Board of Review (December 12, 2022)
 - 13) Tax Assessment Board of Review (January 30, 2023)
 - 14) Tax Assessment Board of Review (Attendance Log November 2022-January 2023)

Vice President Meagher commented on Resolution #2023-2, the Town of Richmond, urging the Rhode Island General Assembly to Make Juneteenth Independence Day an Official State Holiday. She would like the Town of Jamestown to consider passing a similar resolution urging the Rhode Island General Assembly

Communications were acknowledged.

Vice President Meagher asked Solicitor Ruggiero for guidance on the Town of Tiverton's Resolution 2023-001 as it relates to municipal authority over licensing Short-Term rentals. Solicitor Peter Ruggiero does not agree with the Town of Tiverton Resolution.

No further action was taken.

XI. 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 Council members
From: Mary Lou Sanborn
Date: January 23, 2023
Re: Jamestown Energy Plan
 - 2) Copy of report from Rhode Island League of Cities and Towns
Date: February 1, 2023
Re: 2023 Legislative Priorities
- B) Resolutions from other Rhode Island Cities and Towns Received:
- 1) Town of Richmond, Richmond Town Council, Resolution #2023-2, Resolution Urging the Rhode Island General Assembly to Make Juneteenth Independence Day an Official State Holiday.
 - 2) Town of Tiverton, Resolution Seeking General Assembly Authority to License Short-Term Rental (STR) By Municipalities, Resolution 2023-001.

A motion was made by Vice President Meagher with a second by Councilor R. White to change the order, and place XIV.) Executive Session before XII) Town Council Sitting as the Board of Water and Sewer Commissioners. Vote: Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

A motion was made by Councilor R. White to move into Executive Session with a second by Councilor M. White. Vote: Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

XIV) 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 (5) East Ferry Use: Potential Lease Agreement with Conanicut Marine Services, Inc.

A motion was made by Vice President Meagher to seal the minutes and adjourn from Executive Session with a second by Councilor M. White. Vote: Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

It was announced that no votes were taken.

A motion was made by Councilor M. White with a second by Councilor R. White to convene as the Town Council Sitting as the Board of Water and Sewer. Vote: Vice President Meagher, Aye; Councilor M. White, Aye; Councilor R. White, Aye

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

A motion was made by Councilor M. White with a second by Councilor R. White to move into Executive Session – Board of Water and Sewer Commissioners. Vote: Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

XIII. EXECUTIVE SESSION- BOARD OF WATER AND SEWER COMMISSIONERS

The Town Council Sitting as the Board of Water and Sewer Commissioners may seek to enter into Executive Session for review, discussion and/or potential action and/or vote on the following:

- A) The Board of Water and Sewer Commissioners: 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: CLP TRUST – 2016, by and through its Trustee, Joseph R. Paolino, Jr., vs. Town of Jamestown, C.A. No. 1:22-cv-00339. Authorize a member of the Board of Water and Sewer Commissioners to attend the Rule 16 Conference with the Federal District Court.

A motion was made by Councilor R. White to seal the minutes and adjourn from Executive Session- Board of Water and Sewer Commissioners with a second by Councilor M. White. Vote: Vice President Meagher, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

It was announced that no votes were taken.

A motion was made by Councilor M. White with a second by Councilor R. White to adjourn from sitting as the Board of Water And Sewer Commissioners. Vote: Vice President Meagher, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

XIV. ADJOURNMENT

A motion was made by Councilor M. White with a second by Councilor R. White to adjourn at 9:34 p.m. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

Attest:


Roberta J. Fagan, Town Clerk