



TOWN COUNCIL MEETING
Jamestown Town Hall
Rosamond A. Tefft Council Chambers
93 Narragansett Avenue
Monday, September 18, 2023
6:30 P.M.

THIS MEETING WILL BE CONDUCTED IN PERSON ONLY.

THIS MEETING WILL BE LIVE STREAMED: To view the meeting with no interaction:
<https://jamestownri.gov/how-do-i/watch-live-streamed-town-meetings>

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. The Town Council hopes 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:
<https://jamestownri.gov/town-government/town-council/town-council-meetings-minutes/2023-meetings-minutes>*

I. ROLL CALL

II. CALL TO ORDER, PLEDGE OF ALLEGIANCE

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

- A) Approval of Minutes; Review, Discussion, and/or Action and/or Vote:
- 1) July 11, 2023 (regular meeting)
 - 2) August 7, 2023 (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 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.

- 1) Scheduled request to address - none
 - 2) Non-scheduled request to address
- C) Report of Town Officials: Review, Discussion, and/or Take Action and/or Vote:
- 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
- D) Letters and Communication: Review, Discussion, and/or Take Action and/or Vote:
- 1) Copy of email to: Town Council sitting as the Board of Water and Sewer Commissioners
 From: Chuck Masso, Chopmist Charlies, 40 Narragansett Avenue
 Dated: September 6, 2023
 Re: Request for a partial discount on the July 2023 Water and Sewer bill, specifically the sewer discharge fee.
- E) Unfinished Business: Review, Discussion, and/or Take Action and/or Vote:
- 1) No items at this time.
- F) New Business: Review, Discussion, and/or Take Action and/or Vote:
- 1) No items at this time.

IV. THE BOARD OF WATER AND SEWER COMMISSIONERS RECESS AND THE TOWN COUNCIL CONTINUES THE OPEN SESSION

V. OPEN FORUM

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- A) Scheduled request to address
- B) Non-scheduled request to address

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

- A) Nothing at this time.

VII. 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) Town Council Sitting as the Alcohol Beverage Licensing Board

- 1) **REQUEST** that the applications listed below will be in order for hearing at a meeting of said Licensing Board on Monday, November 6, 2023, at 6:30 p.m. and advertised in the October 12th and October 19th editions of the *Jamestown Press*. **NOTICE:** Is hereby given by the Town Council of the Town of Jamestown, being the Licensing Board in said Town as provided under Title 3, Chapters 1-12 of the General Laws of Rhode Island 1956, and as amended, that the following **RENEWAL** applications have been received by the Town Council for licenses under said Act, for the year December 1, 2023, to November 30, 2024; review, discussion and/or potential action and/or vote:

CLASS A (PACKAGE STORE) – RETAIL

Tunstall, Inc.

dba: Grapes & Gourmet
9 Ferry Wharf

Varsha, Inc.

dba: Jamestown Wine & Spirits
30 Southwest Avenue

CLASS B – TAVERN

JB's On the Water, LLC
dba: JB's On the Water
150 Conanicus Avenue

CLASS B – VICTUALER

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

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

Jamestown Locos LLC
dba: Narragansett Café
25 Narragansett Avenue

Jamestown Marina Beverage Operations LLC
dba: One Ferry Wharf
3 East Ferry Wharf

KALI, LLC
dba: J22 Tap & Table
22 Narragansett Avenue

New England Golf Course Management, Inc.
dba: Jamestown Golf and Country Club
aka: The Caddy Shack
245 Conanicus Avenue

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

Tallulah's Taqueria, LLC
dba: Tallulah's Tacos
35 Narragansett Avenue, Unit D

CLASS B – VICTUALER - LIMITED

Our Table LLC
dba: Our Table
53 Narragansett Avenue

Village Hearth Bakery, Inc.
dba: Village Hearth Bakery
2 Watson Avenue
Jamestown, RI 02835

CLASS D – FULL (CLUB)

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

**VIII. 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:

- A) Town Administrator's Report: Edward A. Mello
 - 1) Renewable Energy Options update
 - 2) North Road Development Plan/ RI Department of Transportation (RIDOT)
 - 3) Town of Jamestown Recycling and Trash Contract (New Business)
 - 4) Jamestown Chief of Police: Recommend the appointment of James P. Campbell as chief of police effective September 25, 2023 (New Business)
 - 5) Beavertail State Park and Lighthouse transfer update

IX. UNFINISHED BUSINESS

- A) Review, Discussion, and/or Action and/or Vote: Approval of the request(s) to the Town Council to grant an extension for a Temporary Trailer Permit as provided by the Town of Jamestown Code of Ordinances Section 34-42:
 - 1) Request from Anastasia Frankart, for temporary trailer permit extension from September 19, 2023, to November 1, 2023, and copy of correspondence received from Anastasia Frankart.

- B) Review, Discussion, and/or Action and/or Vote: At the request of President Beye continue the discussion to approve re-opening a portion of the land on the North side of the North Reservoir for bowhunting only with consideration of a request from local hunters who participant in the Jamestown Cooperative Hunting Program.

- C) Review, Discussion, and/or Action and/or Vote: At the request from Parks and Recreation Director Ray DeFalco, Town Council support of the Pickleball Court Project Proposal at two locations on Eldred Avenue:
 - 1) Memorandum from Parks and Recreation Director DeFalco regarding a Proposal and RI Department of Environmental Management (RIDEM) Grant Opportunity for a Pickleball Court Project at two potential locations on Eldred Avenue, Plat 4 Lot 86 and/or Plat 4 Lot 98

X. NEW BUSINESS

- A) Review, Discussion, and/or Action and/or Vote: Approval of recommendation of the Chief of Police Search Committee to appoint James P. Campbell as the Jamestown Chief of Police.

- B) Review, Discussion, and/or Action and/or Vote: Approval to contract a consultant to pursue installation of solar equipment at Town-owned facilities utilizing all available renewable energy incentives:
 - 1) Memorandum to the Town Council from Town Administrator Mello seeking approval to pursue the installation of solar equipment at the Jamestown landfill site; authorization to contract a consultant to further develop the project, and permission to apply for all renewable energy incentives available.

- C) Review, Discussion, and/or Action and/or Vote: Recommendation from the Jamestown Planning Commission on the final draft of the 2023 Zoning Ordinance Update and Rewrite. Permission to schedule Public Workshops to review recommended updates and amendments.
 - 1) Memorandum from Town Planner regarding the Zoning Ordinance Update/Rewrite and copy of the final draft prepared by Horsley Witten Group.

- D) Review, Discussion, and/or Action and/or Vote: Approval of request from the Jamestown Conservation Commission to produce and update the 2013 inventory of shoreline access points (Public Right of Way) with current images and descriptions.
 - 1) Memorandum from the Jamestown Conservation Commission, Robert Laman, regarding the review of Public Right(s) of Way.
- E) Review, Discussion, and/or Action and/or Vote: Approval of request to **Order to Advertise** a Public Hearing to take place on October 2, 2023, regarding an appeal by Joseph Rosati of a decision of the Tree Preservation and Protection Committee for the removal of a tree at the Steamboat Street Right of Way.

XI. ORDINANCES, APPOINTMENTS, VACANCIES, AND EXPIRING TERMS

- A) Appointments, Vacancies, and Expiring Terms; Review, Discussion, and/or Action and/or Vote:
 - 1) Harbor Management Commission, One (1) member, unexpired three-year term ending 12/31/2025, permission to re-advertise the vacancy in the September 21st and 28th editions of the Jamestown Press with a deadline to submit applications no later than October 12, 2023.

XII. 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) August 7, 2023 (Regular meeting)
 - 2) September 5, 2023 (Regular meeting)
- B) Minutes of Boards/Commissions/Committees
 - 1) Board of Canvassers (July 6, 2023)
 - 2) Board of Canvassers (August 11, 2023)
 - 3) Board of Canvassers (August 15, 2023)
 - 4) Board of Canvassers (August 17, 2023)
 - 5) Planning Commission (July 19, 2023)
- C) Tax Assessor’s Abatements and Addenda of Taxes

TANGIBLE PERSONAL PROPERTY ABATEMENTSTO THE 2023 TAX		
11-0003-20	CLOSED BUSINESS	-\$ 69.80
REAL ESTATE ABATEMENTS/ ADDENDATO THE 2023 TAX ROI		
10-0410-10	REMOVED EXEMPTION- SOLD	\$ 187.50
18-0176-00	REMOVED EXEMPTION- SOLD	\$ 525.00
01-0005-38	SW/ISDS CHANGE	\$ 20.00
02-0394-04	UPDATED PROP INFORMATION	-\$ 13.96
23-0720-00	UPDATED PROP INFORMATION	-\$ 257.56
06-0214-07	C/O ISSUED 4/27/2023	\$3,654.41
13-1474-00	C/O ISSUED 2/2/2023	\$1,182.19
19-0463-70	C/O ISSUED 5/23/2023	\$ 669.90
01-0005-38	C/O ISSUED 8/30/2023	\$ 850.58
TOTAL ABATEMENTS TO TAX ROLL		-\$ 341.32
TOTAL ADDENDA TO TAX ROLL		\$7,089.58
GRAND TOTAL		\$6,748.26

- D) At the recommendation of Public Works Director Michael Gray authorization to approve awarding the Recyclables Collection bid to Island Rubbish Inc. for the period November 1, 2023, through October 31, 2028, in the amount of \$1,030,890; and the Trash Collection Services to Municipal Buildings and Recreation Facilities bid to Island Rubbish Inc. for the period November 1, 2023, through October 31, 2028, in the amount of \$160,000.
- E) At the recommendation of Town Planner Lisa Bryer utilize funding through the Safe Routes To School grant program, approval (1)to award the bid for Jamestown School Grounds and Safe Routes to School Improvements Project to New England Building & Bridge in the amount of \$620,892.60; and (2)to award the first change order for the Jamestown School Grounds and Safe Routes to School Improvements Project to New England Building & Bridge to correct the incorrect engineer estimate in the bid in the amount of \$27,353.10.; for a total amount of \$648,245.70.
- F) Approval of James P. Campbell as Chief of Police and approval of the compensation as follows: Salary of \$104,000 annually; clothing allowance of \$2,100 annually payable March 1 of each year; Technology/remote access stipend of \$575 annually payable on June 30 of each year; assignment of a department-owned vehicle for business use only; and all other benefits as defined in the Policies & Procedures Manual for Department Directors and Non-Union Staff as adopted July 1, 2022.
- G) At the request of Town Administrator Mello approval of the request by the RIDEM to hold a Public Workshop on September 27, 2023 at the Jamestown Recreation Center regarding the Beavertail State Park master plan; permission to waive fees and insurance requirements.
- H) One-Day Event/Entertainment Applications
- 1) Applicant: Jamestown Parks and Recreation
Event: Movie Night at Fort Getty
Date: September 30, 2023
Location: Fort Getty Park, Pavilion
 - 2) Applicant: Jamestown Parks and Recreation
Event: Fright Night at Fort Getty
Date: October 21, 2023 (Rain Date October 22, 2023)
Location: Fort Getty Park, Pavilion
 - 3) Applicant: Out of the Box Studio and Gallery
Event: Ghostly Gallery
Date: October 5, 2023
Location: 11 Clinton Avenue

XIII. 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: Inman & Tourgee
From: Robert Sutton
Dated: September 3, 2023
Re: Conanicut Grange 21
 - 2) Copy of Email to: Town Clerk Roberta Fagan
From: Nancy Hendry
Dated: September 11, 2023
Re: Short-Term Rental Ordinance

XIV. 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 and/or Open 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: CLP TRUST – 2016, by and through its Trustee, Joseph R. Paolino, Jr., vs. Town of Jamestown, C.A. No. 1:22-cv-00339.
- B) Review, Discussion, and/or Action and/or Vote in Executive Session and/or open session pursuant to RIGL § 42-46-5(a) Subsection (1) Personnel, Employment Separation Agreement, and General Release, by and among the Town of Jamestown, NAGE, Local 69, and Paul White.

XV. THE TOWN COUNCIL ADJOURNS FROM SITTING AS THE BOARD OF WATER AND SEWER COMMISSIONERS AND RECONVENES THE OPEN SESSION.

XVI. 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 Clubhouse 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 rfagan@jamestownri.net not less than three (3) business days prior to the meeting.

Posted on the RI Secretary of State website on September 14, 2023.