



TOWN COUNCIL MEETING
Jamestown Town Hall
Rosamond A. Tefft Council Chambers
93 Narragansett Avenue
Monday, March 18, 2024
5:00 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/2024meetings-minutes>

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 *Carey v Town of Jamestown C.A. No.: NC-2020-0375.*

The Town Council Open Meeting will begin at 5:30 p.m.

IV. JOINT TOWN COUNCIL AND JAMESTOWN TAX RELIEF AD HOC COMMITTEE WORK SESSION

- A) Review, Discussion, and/or Action and/or Vote: Review and/or Discussion of the Jamestown Tax Relief Ad Hoc Committee report and implementation recommendations
- 1) Town of Jamestown Tax Relief Ad Hoc Committee Report to the Town
 - 2) Copy of legislation introduced regarding Homestead Exemptions: 2024 -- S 2369 Relating to Taxation -- Levy and Assessment of Local Taxes 44-5-89. Homestead exemption.

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

- 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 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: No items at this time.
- E) Unfinished Business:
- 1) Review, Discussion and/or Action and/or Vote on the Water Supply System Management Plan-5 Year Update prepared by Pare Corporation, continued from February 20, 2024.
 - 2) Review, Discussion and/or Action and/or Vote: Update of the Rules and Regulations of the Board of Water and Sewer Commissioners, prepared by PARE Corporation, continued from March 6, 2024.
 - 3) Review, Discussion and/or Action and/or Vote: Update on legislation introduced (S2414, H7345) Relating to Waters and Navigation- Water Resources Management, Chapter 46-15-24. Public water system’s obligations- Jamestown.
- F) New Business:
- 1) Review, Discussion, and/or Action and/or Vote: Permission to Authorize Town Administrator Mello to sign an extension of the Interim Operations Assistance Agreement for an additional sixty (60) days between the Town of Jamestown and Veolia Water North America-Northeast LLC.
 - 2) Review, Discussion, and/or Action and/or Vote: Regarding the current staffing conditions at the Water Treatment Plant.

- G) 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 sitting as the Board of Water and Sewer Commissioners for review, discussion, and/or potential action and or vote.
- 1) Adoption of Minutes:
 - a) February 20, 2024 (regular meeting)
 - 2) Finance Director's Report: Comparison Budget to Actuals as of February 29, 2024.

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

VI. 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: none
- B) Non-scheduled request to address

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

- A) Presentations
 - 1) Review, Discussion and/or Action and/or Vote: At the request of Jamestown resident and North Kingstown High School student Bowdyn Mooney permission to create a mural at the Jamestown Skatepark.
- B) Resolutions and Proclamations
 - 1) Review, Discussion and/or Action and/or Vote: Resolution 2024-10, A Resolution Establishing A Temporary Moratorium On The Acceptance of Applications and the Issuance Of Building Permits For Multi-Family Dwelling Units In The R-8, R-20, R-40, CL, And CD Zoning Districts

VIII. 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) Public Hearings: Review, Discussion, and/or Action and/or Vote: Proposed Amendment(s) to the Town of Jamestown Charter, duly advertised in the March 7, 2024 edition of the Jamestown Press. The proposed Charter amendments are as follows:

- 1) Preamble
- 2) Article II. The Town Council - Sec. 201- Number, selection, term; Sec. 212 -Vacancies; 216 - Procedure for adopting ordinance.
- 3) Article III. The Town Administrator - Sec. 301 - Appointment and qualifications.
- 4) Article IV. Administrative Departments - Sec. 406- Town Moderator; Sec. 409. – Building Official
- 5) Article V. Schools – Sec. 501 – School committee membership; Sec. 503 Vacancies
- 6) Article XI. Financial Provisions – Section 1104 Public Notice.
- 7) Article XII. Amendment of Charter, Sec. 1201 Charter Revision Committee

B) Town Council Sitting as the Alcohol Beverage Licensing Board

1) Request for a motion that the application listed below will be in order for hearing at a meeting of the Town Council sitting as the Alcohol Beverage Licensing Board on Monday, April 15, 2024, at 6:30 p.m. and advertised in the Jamestown Press, as provided under Title 3, Chapters 1-12 of the General Laws of Rhode Island 1956, and as amended, for a NEW BV-VICTUALER under said Act, for the period April 15, 2024, to November 30, 2024:

FROM: CLASS B Victualer Limited Liquor License
VHBC, LLC
dba: Village Hearth Bakery & Cafe
2 Watson Avenue
Jamestown, RI 02835

TO: CLASS B Victualer Liquor License
VHBC, LLC
dba: Village Hearth Bakery & Cafe
2 Watson Avenue
Jamestown, RI 02835

a) Request for the Town Council to Review, Discussion, and/or Action and/or Vote of approval to proceed to advertise for a Public Hearing to take place on April 15, 2024, 6:30 p.m. by the Town Council, with advertisements in the March 21st and March 28th editions of the *Jamestown Press*.

- 2) 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: Pursuant to RIGL§ 3-7-15(b), that the following request for consent under said Act, Class G. Liquor License (State License) by Conanicut Marine Services, Inc., for service of liquor while at dockside at East Ferry for the 2024 season no more than 30 minutes prior to scheduled departure for the following marine vessels:
 - a) The Jamestown, MV Katherine, The Coastal Queen
 - b) Review, Discussion and/or Action and/or Vote to grant Town Council consent to the request of the CLASS G LIQUOR LICENSE.

The Town Council adjourns from sitting as the Alcohol Beverage Licensing Board

- C) Licenses and Permits
 - 1) One-Day Event/Entertainment License: All One-Day Event/Entertainment license application approvals are subject to any COVID-19 protocols in effect at the time of the event; Review, Discussion, and/or Action and/or Vote for the following:
 - a) Applicant: Quononoquott Garden Club
 Event: Quononoquott Garden Club Summer Party
 Date: September 9, 2024
 Location: Fort Getty Pavilion
 - i) Letter from Quononoquott Garden Club Vice President and Program Chair Jan Gilgun requesting a waiver of the Fort Getty Pavilion rental fee.

IX. 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) Safety Enhancement Grant awarded to the Jamestown Police Department.
 - 2) Ft. Getty Pier storm damage assessment and repair update. (New Business)
 - 3) Union Studios Architectural Services Agreement for the work at 6 West Street. (Consent Agenda)

X. UNFINISHED BUSINESS

- A) Review, Discussion and/or Action and/or Vote: No additional items.

XI. NEW BUSINESS

- A) Review, Discussion, and/or Action and/or Vote: At the request of Vice President Meagher discussion of R.I. Gen. Laws § 44-5-2 (b) Levy and Assessment of Local Taxes, which restricts a city or town from levying a tax in an amount not more than four percent (4%) in excess of the total amount levied and certified by that city or town for its previous fiscal year. Discussion and or Potential Action seeking exemption for certain expenditures from the 4% levy cap.

- B) Review, Discussion, and/or Action and/or Vote: At the request of Parks and Recreation Director DeFalco permission to extend the Mackerel Cove Vendor Contracts for the 2024 season to Splash Dogz LLC. and Dels Lemonade & Refreshments.
- C) Review, Discussion, and/or Action and/or Vote: At the request of Parks and Recreation Director DeFalco approval of the T2's Mobile Pay Parking Pilot Program at Mackerel Cove Beach for the 2024 season.
- D) Review, Discussion, and/or Action and/or Vote: At the recommendation of Town Administrator Mello review and approval of the Ft. Getty Pier assessment and repair cost proposal submitted by Foth Engineering Firm; and permission to utilize available funds from the Harbor Management and Waterfront Reserve Fund account(s) for the proposed repairs.

XII. 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 to take place on April 1, 2024, at 6:30 p.m. for Proposed Amendments to Chapter 66- Taxation and Finance.
- B) Review, Discussion, and/or Action and/or Vote: Appointment of Council Michael G. White as the Town of Jamestown liaison to the Local Hazard Mitigation Committee.
- C) Permission to proceed to advertise Committee, Board, and Commission Vacancies and Expiring Terms in the March 28th and April 4th editions of the Jamestown Press. The application deadline will be set for April 10, 2024, for current vacancies and expiring terms.

XIII. 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) February 20, 2023 (Regular meeting)
- B) Minutes of Boards/Commissions/Committees
 - 1) Board of Canvassers (January 19, 2024)
 - 2) Board of Canvassers (February 8, 2024)
 - 3) Board of Canvassers (February 26, 2024)
 - 4) Planning Commission (February 21, 2024)

- C) Abutter Notifications: Notice is hereby given that the Jamestown Zoning Board of Review will hold a public hearing on March 26, 2024, at the Jamestown Town Hall 93 Narragansett Avenue, Jamestown, Rhode Island at 7:00 p.m. upon the following:
- 1) Application of DISH Wireless L.L.C. and property owner of Town of Jamestown whose property is located at 96 Howland Ave, and further identified as Tax Assessor's Plat 9, Lot 152 for a Variance/Special Use Permit from Article 82, Section 601, & Section 82.301 Table 3-1 V-17 to add a new wireless carrier, DISH Wireless, to the water tank on Howland Ave. DISH has proposed to install 3 antennas, 6 radios, and accompanying wireless equipment to the water tank and will require a 5x7 lease area for ground equipment. Said property is located in a Public zone and contains 0.5234 acres.
- D) Finance Director's Report: Comparison Budget to Actuals as of February 29, 2024.
- E) Ratification of the Administratively approved Short-Term Rental application for the period of January 1, 2024 through December 31, 2024:
- 1) Lisa Stokes, STR-113, 231 Beavertail Road
 - 2) Loretta Robin, STR-114, 951 Fort Getty Road
 - 3) Joanne Calore, STR-72, 87 Spindrift Street
 - 4) William Hutchinson, STR-116, 4 Fort Wetherill Road
 - 5) Anne Livingston, STR-39, 51 Howland Avenue
- F) One-Day Event/Entertainment License Applications: All One-Day Event/Entertainment license application approvals are subject to any COVID-19 protocols in effect at the time of the event:
- 1) Applicant: Save the Bay
Event: Annual Save the Bay Swim
Date: Saturday, July 13, 2024
Location: RITBA Lawn
 - 2) Applicant: Jamestown Senior Services Department
Event: Jamestown Senior Center's "Senior" Prom
Date: April 26, 2024
Location: 6 West Street
 - 3) Applicant: Arnold-Zweir Post 22, American Legion
Event: Vietnam War Veterans Day Commemoration
Date: March 29, 2024
Location: 6 West Street
- b) Request to waive insurance requirements as historically granted.

- 4) Public Notice of CRMC and RIDEM of application for Assent filed by Michael Piper & Mercedes Climaco Piper, to construct and maintain: a new 1500lb boat lift, the as-built replacement of a ramp and terminal float with a 4'x18' fixed pier, and new sister piles and tie off piles. No variances required. Written comments/objections are due by April 4, 2024, to CRMC, O.S. Government Center, 4808 Tower Hill Road, Rm 116, Wakefield, RI 02879, or cstaff1@crmc.ri.gov

XIV. 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: Tyrone C. Sutton
Dated: February 20, 2024
Re: Village Hearth Letter of Endorsement
- 2) Copy of letter to: Town Council
From: Doriana Carella and Andrea Colognese
Dated: March 7, 2024
Re: 35 Gondola Avenue Short-Term Rental Application

B) Communications and Resolutions from other Rhode Island Cities and Towns:

- 1) Letter from the Town of Burrillville regarding a coalition of communities to work with the General Assembly and Governor to overhaul the funding mechanisms and/or other factors contributing to inconsistent funding and appropriate support for public schools.
- 2) Town of Charlestown, RI, A Resolution in Opposition to Any Revival of the Old Saybrook to Kenyon Bypass

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

Posted on the RI Secretary of State website on March 14, 2024.