



TOWN COUNCIL MEETING
Jamestown Town Hall
Rosamond A. Tefft Council Chambers
93 Narragansett Avenue
Monday, August 22, 2022
6:00 P.M.

THIS MEETING WILL BE CONDUCTED IN PERSON ONLY.

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

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:
<https://jamestownri.gov/town-government/town-council/town-council-meetings-minutes/2022-meetings-minutes>

I. ROLL CALL

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

TIME	NAME	COMMITTEE
6:00	Richard Kingsley	Tree Committee
6:15	Donna Repko	Tree Committee

III. CALL TO ORDER, PLEDGE OF ALLEGIANCE

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

- A) Approval of Minutes; Review, Discussion, and/or Action and/or Vote:
 - 1) 06/21/2022(regular meeting)
 - 2) 07/25/2022(special 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- 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
 - 3) Consumer Confidence Report for the calendar year 2021

- D) Letters and Communication
 - 1) None

- E) Unfinished Business
 - 1) Review, Discussion, and/or Action and/or Vote: Status update on North Reservoir.

- F) New Business
 - 1) Review, Discussion, and/or Action and/or Vote: Application of Christina DiMeglio et CLP Trust-2016 for water extension-68 East Shore; Plat 7 Lot 86

 - 2) Review, Discussion, and/or Action and/or Vote: Application of Laura Carlson dba Good Graces Grooming and McQuade’s Jamestown LLC/Michael McQuade (Owner of real estate); 3 Clarke St.-Plat 9, Lot 105 for Utility Service Expansion/Change of Use (From laundromat (business closed Dec. 2020) to dog grooming)

- 3) Review, Discussion, and/or Action and/or Vote: Application of We Dig Investments, LLC; 29 Narragansett Avenue- Plat 9, Lot 631 for Utility Service Expansion/Change of Use (former bank building to 2 residential units and 2 commercial units)
- 4) Review, Discussion, and/or Action and/or Vote: Award of Proposal not to exceed in the whole, the sum of Thirty-Three Thousand Five Hundred (\$33,500.00) Dollars: Water Supply System Management Plan Update 2022, Jamestown Municipal Water System

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

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 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
- B) Non-scheduled request to address

VI. ACKNOWLEDGEMENTS, ANNOUNCEMENTS, PRESENTATIONS, RESOLUTIONS AND PROCLAMATIONS

- A) None

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. 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) Proposed Amendments to the Code of Ordinances, Chapter 82 – Zoning Ordinance, Sec 82-103 Definitions, and Section 82-301, Uses and districts. These Amendments are proposed to allow the use of Pet Grooming and to amend the definition of Pet Grooming as provided to the Town Council on July 5, 2022; duly advertised in the *Jamestown Press* August 4th, August 11th and August 18th, 2022 editions; Review, Discussion, and/or Take Action and/or Vote
 - a) Memorandum from the Jamestown Planning Commission to the Jamestown Town Council regarding Zoning Ordinance Amendment related to Pet Grooming
 - b) Copy of email from Laura Carlson to the Jamestown Town Council and resume of Laura Carlson

- 3) Proposed Amendments to the Code of Ordinances, Chapter 14 – Buildings and Buildings Regulation, Article V., Short Term Rentals, Sec. 14-80-14-93. These Amendments are proposed to regulate short-term rental activity to help maintain the residential character of neighborhoods, provided flexible housing stock, and contribute positively to the local economy; duly advertised in the *Jamestown Press* August 11th, 2022 edition; Review, Discussion, and/or Take Action and/or Vote

B) Town Council Sitting as the Alcohol Beverage Licensing Board

- 1) The Town Council of the Town of Jamestown, being the Licensing Board in said Town as provided under Title 3, Pursuant to Title 3 Chapter 7 of the General Laws of Rhode Island 1956, and as amended, the following license application has been received under said Act for a one-day license(s) on September 11, 2022, at the Jamestown Community Farm:

CLASS F (NON-PROFIT)

Jamestown Community Farm
231 East Shore Road
Jamestown, RI 02835

- a) Review, Discussion, and/or Action and/or Vote for Approval of the **CLASS F (NON-PROFIT) 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 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 Community Farm
Event: JCF/One Chance Farm-To-Table Dinner
Date(s): September 11, 2022, 5:00 p.m.- 10 p.m.
Location: Jamestown Community Farm, 231 East Shore Road
- b) Applicant: Looking Upwards/Out of the Box Studio & Gallery
Event: Art Opening, “Fun House”
Date(s): September 15, 2022, 5:00 p.m.- 8:00 p.m.
Location: Looking Upwards, 11 Clinton Avenue
- c) Applicant: Jamestown Arts Center
Event(s): (see application)
Date(s): August 27th, September 10th, September 22nd,
September 23rd, September 24th, September 25th,
September 30th, and October 1st, October 28th,
December 9th, December 10th
Time(s): (see application)
Location: Jamestown Arts Center, 18 Valley Street

- 2) **One-Day Vendor/Peddler License:** All One-Day Vendor/Peddler 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 Ukraine Relief Project (previously approved on July 5, 2022)
 Event: Sunflower Family Festival
 Date: August 27, 2022, 10:00 a.m. – 2:00 p.m.
 Location: Jamestown Lawn Avenue School grounds
 - b) Applicant: Keane’s Wood-Fired Catering (sub-applicant)
 Event: Sunflower Family Festival
 Date: August 27, 2022, 10:00 a.m. – 2:00 p.m.
 Location: Jamestown Lawn Avenue School grounds
 - c) Applicant: Scoop T’s Ice Cream (sub-applicant)
 Event: Sunflower Family Festival
 Date: August 27, 2022, 10:00 a.m. – 2:00 p.m.
 Location: Jamestown Lawn Avenue School grounds

- 3) **Bingo License Application:** All bingo 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 on the following:
 - a) Applicant: Friends of the Jamestown Seniors, Inc.
 Event: Weekly Bingo Games
 Date: September 1, 2022 to August 31, 2023
 Location: 6 West Street, Jamestown (Senior Center)

- 4) **Jamestown Clubhouse Community Group List applications:** All Jamestown Clubhouse function room use 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 on the following:
 - a) Applicant: Jamestown Historical Society
 - b) Applicant: Jamestown Community Farm
 - c) Applicant: Beavertail Lighthouse Museum Association

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 and will be Acted upon in Accordance with Section 42-46-6 (b)

- A) Town Administrator’s Report: Jamie A. Hainsworth
 - 1) Tax Bills FYI
 - 2) Jamestown Library Renovation Bid status
 - 3) Workforce Bargaining Agreement Agenda item
 - 4) Department Leader Vacancies
 - 5) Reservoir Level
 - 6) Covid 19 Testing update

IX. UNFINISHED BUSINESS

- A) Review, Discussion, and/or Action and/or Vote: Lease agreement between the Town of Jamestown and Conanicut Island Sailing Foundation
 - 1) Memorandum from Office of the Town Planner Bryer, recommendation by Town Staff, and Draft lease agreement

- B) Review, Discussion, and/or Take Action and/or Vote: Request by Christian S. Infantolino to contract with the Town of Jamestown to operate a hotdog cart, also known as a Mobile Food Establishment (MFE) in the Town of Jamestown with further clarification on the use of East Ferry per the Town Council vote on June 13, 2022
 - 1) Copy of the Vendor Agreement between Splash Dogs, LLC and the Town of Jamestown; and copy of the June 13, 2022, Town Council minutes

- C) Review, Discussion, and/or Action and/or Vote: Use of public dock at East Ferry
 - 1) Memorandum from Town Administrator Hainsworth to the Town Council

X. NEW BUSINESS

- A) Review, Discussion, and/or Action and/or Vote: Resolution No. 2022-11 which calls a Special Financial Town Meeting to be held on (TBD by the Town Council at this or a future meeting) such Special Financial Town Meeting to be held to consider a Resolution for the purpose of (1) making appropriations for the renovation, repair and/or expansion of the Jamestown Philomenian Library including related equipment therefor and all costs incidental thereto and (2) authorizing borrowing by issuance of \$1,000,000 bonds and notes of the Town to finance said appropriation; which \$1,000,000 amount of bonds and notes is in addition to the \$1,500,000 previously approved by the voters at the general election of November 3, 2020 by approving Local Acts 52 and 53 of the Rhode Island Acts and Resolves of 2020 and the \$1,000,000 previously approved by the voters at the general election of November 6, 2018 by approving Local Acts 148 and 151 of the Rhode Island Acts and Resolves of 2018.

- B) Review, Discussion, and/or Action and/or Vote: Discussion of Rhode Island Department of Transportation (RIDOT) status update on State road projects to include Southwest Avenue, North Road, Narragansett Avenue and Beavertail Road/Mackerel Cove
 - 1) Memorandum from Chief Mello to Town Administrator Hainsworth regarding Southwest Avenue/RIDOT and recommendation to the Town Council to request to modify the designs

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 for Proposed Amendments to the Code of Ordinances, Chapter 38 Offenses and Miscellaneous Provisions, Article VII Cannabis, Section 140-143.
- B) Appointments, Vacancies, and Expiring Terms; Review, Discussion, and/or Action and/or Vote to appoint and or advertise the following Board/Commission/Committee vacancies:
 - 1) Tree Preservation & Protection Committee: One (1) unexpired term ending date of December 31, 2022
 - a) Letter of interest
 - i) Richard Kingsley
 - i) Donna Repko
 - 2) Jamestown Affordable Housing Committee: One (1) unexpired term ending date of May 31, 2024
 - a) Letter of resignation
 - i) Nicholas Radesca
 - b) Permission to advertise the vacancy
- C) Review, Discussion, and/or Action and/or Vote: Planning Commission member Michael (Mich) Cochran request for a six-month leave of absence or resignation.
 - 1) Code of Ordinances, Sec 1002. Membership and terms; (5) All persons appointed shall be subject to removal for good cause as determined by the council.

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 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) July 5, 2022(Regular Meeting)
 - 2) July 5, 2022 (Executive Session)
 - 3) July 25, 2022 (Special Meeting)
- B) Minutes of Boards/Commissions/Committees
 - 1) Planning Commission Minutes, June 15, 2022
 - 2) Zoning Board of Review, June 28, 2022
 - 3) Jamestown Tree Preservation and Protection Committee, March 16, 2022
 - 4) Jamestown Tree Preservation and Protection Committee, April 20, 2022
 - 5) Jamestown Tree Preservation and Protection Committee, May 18, 2022
 - 6) Jamestown Tree Preservation and Protection Committee, Attendance Log
- C) Town of Jamestown as an abutter. Town property: plat 16, Lots 60 & 88
Notice of Administrative Decision: An application for modification has been submitted to the Zoning Enforcement Officer, pursuant to Article 6, Section 609 of

the Jamestown Zoning Ordinance. The Zoning Enforcement Officer has decided that the request is consistent with the requirements of 609. You have the right to file a written objection to this determination and, if timely filed, the request for modification shall be denied. If no written objections are received within thirty (30) days of July 8, 2022, the modification shall be granted.

Application of Carl Pecchia, Trustee of the Maria C. Pecchia trust, whose property is located at 11 Yawl, and further identified as Assessor’s Plat 16, Lot 82, for a modification from Article 6, Section 82.609, and Article 3, Section 82.302 Table 3-2, to allow replacement of a deck larger than existing, at 23.5’ from the rear property line where 30’ is required. Said property is located in a R-40/20 zone and contains 14,418 sq. ft.

- D) Town of Jamestown as an abutter. Town property: Plat 15, Lots 142, 273, 140, 180, 90, & 141.

Notice is hereby given that the Jamestown Zoning Board of Review will hold a public hearing July 26, 2022, at the Jamestown Town Hall 93 Narragansett Avenue, Jamestown, Rhode Island at 7:00 p.m. upon the following:

Application of Michelle Botelho-Martins whose property is located on Buoy street, and further identified as assessor’s plat 15, lot 143 for a special use permit granted under article 6, special use permits and variances, pursuant to section 82-314, high groundwater table and impervious layer overlay district, sub-district A, to construct a 30 x 24 two-bedroom single-family home, OWTS, and associated stormwater control. Said property is located in a RR40 zone and contains 7,200 square feet.

- E) Request from Town Engineer Jean Lambert to the Jamestown Town Council to approve the Award of Proposal not to exceed in the whole, the sum of Ninety-six Thousand Eight Hundred (\$96,800.00) Dollars: Hydraulic Modeling and Water Main Design, Jamestown Municipal Water System
- F) Review, Discussion, and/or Action and/or Vote: Authorize Town Council President Beye and Town Administrator Hainsworth to sign the Memorandum of Agreement between William and Theresa Donovan and the Town of Jamestown
- G) Ratification of Police Pension Plan Amendments to accommodate for IRS changes
- H) Ratification of the Police Department Mutual Aid Agreements
- I) Authorize Town Administrator Hainsworth to sign the NAGE 68 contract agreement, effective July 1, 2022 – June 30, 2025
- J) Tax Assessor’s Abatements and Addenda of Taxes

ABATEMENTS TO 2021 TAX ROLL		
09-0005-00	NO PERSONAL PROPERTY IN TOWN	\$ 5.00
08-0061-00	UPDATED PROP. INFORMATION	\$ 285.18
TOTAL ABATEMENTS TO 2022 TAX ROLL		\$ 290.18
GRAND TOTAL		\$ 290.18

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 Solar Initiatives 2022 Summary
From: Jamestown School Department
Dated: July 15, 2022
- 2) Copy of Press Release
From: Jamestown Police Department
Dated: August 8, 2022
Re: forged signatures on nomination papers
- 3) Copy of email to the Town Council
From: Bernie Courtney
Dated: August 16, 2022
Re: JHA Resident Commissioner
- 4) Copy of email to the Town Council
From: Kacyn Fisher
Dated: July 15, 2022
Re: Complement of JHA Executive Director Vazquez
- 5) Copy of letter to the Town Council
From: Connie Slick
Dated: July 14, 2022
Re: Proposed Short Term Rental Ordinance
- 6) Copy of email to the Town Council Vice President Meagher
From: Nancy Lush
Dated: July 15, 2022
Re: Comments on Dog Ordinance/Update on the Dog Ordinance
- 7) Copy of letter to the Town Council President Beye
From: Paul and Cynthia Levesque
Dated: June 30, 2022
Re: Revitalization of town pier and public/private partnership
- 8) Copy of letter to the Town Council
From: Sergius D'Ambrosio, Gaby St. Hilaire, Bevin O'Gorman (5th grade students)
Dated: June 22, 2022
Re: Dog park consideration

- C) Proclamations and Resolutions from Other Rhode Island Cities and Towns
 - 1) Resolution of the Town of Tiverton, requesting a ballot question related to the licensure of “Cannabis Related Licenses” within the Town of Tiverton pursuant to the Rhode Island Cannabis Act.
 - 2) Resolution of the Town of Tiverton, in support of House Bill 2022-H 8244 Relating to Siting of Aquaculture Leases

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’s website on August 18, 2022