



TOWN COUNCIL MEETING
Jamestown Town Hall
Rosamond A. Tefft Council Chambers
93 Narragansett Avenue
Monday, April 15, 2024
5:30 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/2024meetings-minutes>

I. ROLL CALL

II. CALL TO ORDER, PLEDGE OF ALLEGIANCE

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

A) 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.

- B) 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

- C) Letters and Communication: No items at this time.

- D) Unfinished Business:
 - 1) Review, Discussion, and/or Action and/or Vote on the application of Jeffrey and Deborah Saletin (Plat 7 Lot 135, 14 Seaview Avenue) for utility service connection (water) and as amended on March 29, 2024, to an application for a water line extension:
 - a) Application for utility service connection (water) received January 2, 2024.
 - b) Memorandum dated February 13, 2024, from Michael Gray, Public Works Director to the Board of Water and Sewer Commissioners.
 - c) Memorandum dated February 16, 2024, from Robert F. Ferrari, PE to the Town of Jamestown.
 - d) Application for water line extension received March 29, 2024.

 - 2) Review, Discussion, and/or Action and/or Vote: on the Letter dated 01/02/24 from Attorney Joelle C. Rocha and the application of Glenn and Marjorie Andreoni (Plat 7 Lot 34, 10 Seaview Avenue) for water line extension:
 - a) Letter dated January 2, 2024, from Attorney Joelle C. Rocha and the application for water line extension received on January 2, 2024.
 - b) Memorandum dated February 13, 2024, from Michael Gray, Public Works Director to the Board of Water and Sewer Commissioners.
 - c) Letter dated February 19, 2024, from Attorney Joelle C. Rocha and an exhibit showing existing OWTS & Well.

- 3) Review, Discussion and/or Action and/or Vote: On the application of Paul Frechette (Plat 7 Lot 101, 19 Seaview Avenue) for utility service connection (water) and as amended on March 29, 2024, to an application for a water line extension:
 - a) Application for utility service connection (water) received January 2, 2024.
 - b) Memorandum dated February 13, 2024, from Michael Gray, Public Works Director to the Board of Water and Sewer Commissioners.
 - c) Addendum (3 pages) submitted February 20, 2024 re: well.
 - d) Addendum with note (5 pages) submitted March 21, 2024, re: well.
 - e) Application for water line extension received April 1, 2024.

- 4) Review, Discussion, and/or Action and/or Vote: on the application of Stephen Zimmiski and Suzanne Gagnon (Plat 7 Lot 94, 7 Seaview Avenue) for water line extension:
 - a) Application for water line extension received January 2, 2024.
 - b) Memorandum dated February 13, 2024, from Michael Gray, Public Works Director to the Board of Water and Sewer Commissioners.

- E) New Business:
 - 1) No items at this time.

- F) 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) Finance Director’s Report: Comparison Budget to Actuals as of March 31, 2024.

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

IV. 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: Mary Elizabeth Titmas, request to consider naming the Jamestown Bike Path in honor of her father, Retired Police Chief James G. Pemantell.

- B) Non-scheduled request to address

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

A) Resolutions and Proclamations

- 1) Review, Discussion, and/or Action and/or Vote: Proclamation 2024-11, Jamestown Teacher Appreciation Week, May 6-10, 2024.
- 2) Review, Discussion, and/or Action and/or Vote: Resolution 2024-12, Keep Rhody Litter Free.
- 3) Review, Discussion, and/or Action and/or Vote: Resolution 2024-13, In Support of Fully Funding State Aid to Libraries to the Full Twenty-Five (25) Percent.

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) Town Council Sitting as the Alcohol Beverage Licensing Board

Notice is hereby given by the Town Council 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, the following has been received: for a NEW BV-VICTUALER LIQUOR LICENSE under said Act, for the period April 15, 2024, to November 30, 2024:

- 1) Application for a New Class BV-Victualer Liquor License as advertised in the *Jamestown Press* editions of March 21st and April 4th and noticed to abutters as follows:

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

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

- a) Request for Town Council Review, Discussion and/or Action and/or Vote to approve the New Class BV – Victualer Liquor License
- b) Request for Town Council Review, Discussion and/or Action and/or Vote to Set the Class BV – Victualer Liquor License Cap at Eight (8)

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

VII. 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) Pole 164 – North Main Road, request to install a street light. (Consent Agenda).
 - 2) Job Fair on May 11th at the Recreation Center.
 - 3) Open Meetings Act (OMA) Training Scheduled for April 24th at 1 pm.
 - 4) Fort Getty Pier storm damage assessment and repair update.
 - 5) 6 West Street/Union Studios cost proposal update.
 - 6) ARPA Funds reallocation recommendation.
 - 7) Low-Speed Vehicles New Law Effective July 1, 2024.

VIII. UNFINISHED BUSINESS

- A) Review, Discussion and/or Action and/or Vote: No items at this time.

IX. NEW BUSINESS

- A) Review, Discussion, and/or Action and/or Vote: Approval of the Final Charter Amendment Questions for submission to the voters at the Next Regular Election as follows:
 - 1) Question 1- Amendment to the Jamestown Charter (Amends Preamble): Shall the Charter be amended to list the official name of the state of Rhode Island?
 - 2) Question 2 – Amendment to the Jamestown Charter (Amends Article II – The Town Council - §212- Vacancies): Shall the Charter be amended to modify the procedure to fill a vacancy on the Town Council by authorizing the membership of the Town Council to select a qualified person to fill the vacancy for the remainder of the term?
 - 3) Question 3 - Amendment to the Jamestown Charter (Amends Article II – The Town Council § 216-Procedure For Adopting All Ordinance): Shall the Charter be amended to provide that only a digest or description of a proposed ordinance or amendment of an ordinance need be published in a newspaper of general circulation?
 - 4) Question 4 - Amendment to the Jamestown Charter (Amends Article III - The Town Administrator - § 301 -Appointment and Qualifications): Shall the Charter be amended to allow a person appointed as Town Administrator up to twelve (12) months to become a resident of the Town?
 - 5) Question 5 - Amendment to the Jamestown Charter (Amends Article IV - Administrative Departments - § 409 - Building Official): Shall the Charter be revised to allow the building official to also serve as the zoning enforcement officer?

- 6) Question 6 - Amendment to the Jamestown Town Charter (Amends Article V - The School Committee - § 503 - Vacancies): Shall the Charter be amended to modify the procedure to fill a vacancy on the School Committee by authorizing the membership of the Town Council to select a qualified person to fill the vacancy for the remainder of the term?
- 7) Question 7 Amendment to the Jamestown Charter (Amends Article XI- Financial Provisions - § 1104- Public Notice): Shall the Charter be amended to revise internal section references for consistency?
- 8) Question 8 Amendment to the Jamestown Charter (Amends Article XII- Amendment of Charter - § 1201 - Charter Revision Committee): Shall the Charter be amended to require a full review of the Charter at no less than six (6) year intervals and that special reviews can take place as needed?

X. ORDINANCES, APPOINTMENTS, VACANCIES, AND EXPIRING TERMS

- A) No items at this time.

XI. 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) March 4, 2024 (Regular meeting)
 - 2) March 6, 2024 (Special meeting)
- B) Minutes of Boards/Commissions/Committees
 - 1) Board of Canvassers (March 11, 2024)
 - 2) Board of Canvassers (March 14, 2024)
 - 3) Elections Training & Advisory (March 7, 2024)
 - 4) Elections Training & Advisory (March 27, 2024)
 - 5) Elections Training & Advisory (April 3, 2024)
 - 6) Harbor Management Commission (February 14, 2024)
- C) Abutter Notifications: Notice is hereby given that the Jamestown Zoning Board of Review will hold a public hearing on April 23, 2024, at the Jamestown Town Hall 93 Narragansett Avenue, Jamestown, Rhode Island at 7:00 p.m. upon the following:
 - 1) Application of OUR TABLE, LLC (Marc Alexander and Marla Romash), (Gino DiFante, property owner) operating a restaurant on the first floor of 53 Narragansett Ave., and further identified as Assessor’s Plat 9, Lot 207, for a Special Use Permit from Article 3 Section 82-301, Table 3-1, VI, C-1. to obtain the right to sell alcoholic beverages, currently limited to beer and wine, with amendment requested as follows: Monday through Sunday, Noon – 10 pm, with beer and wine served during that time, with no other changes in already permitted operation. The property is located in a CD zone and includes 16,632 square feet.

- D) Finance Director's Report: Comparison Budget to Actuals as of March 31, 2024.
- E) Authorization of the Warrant and Resolutions for the June 3, 2024, Financial Town Meeting (Warrants are routine in matter as they relate to setting the tax rate.)
 - 1) Resolution Number 1: Sewer Line Frontage Tax Rate (.68 cents per linear foot, included on the tax bill for homes in the Sewer district)
 - 2) Resolution Number 2: Borrowing in Anticipation of Taxes (Authorizes the Town the ability to borrow funds in anticipation of the 1st quarter's taxes being due.)
 - 3) Resolution Number 3: Disposition of Collected Back Taxes (All back taxes to be placed in the General Fund at time of receipt.)
 - 4) Resolution Number 4: Setting the Tax Rate (Actual rate to be determined within a range at the FTM.)
- F) Approval of the recommendation by Town Administrator Mello to install a street light on Pole 164- North Main Road.
- G) Approval of the recommendation by Parks and Recreation Director DeFalco to award the Utility Task Vehicle (UTV) bid to New England Fire Equipment & Apparatus for an amount not to exceed \$24,260 for a 2024 Polaris Ranger 1000 ESP with Plow Option.
- H) Approval of the recommendation by Town Clerk Roberta Fagan, of the Board/Committee/Commission Appointment Policy.
- I) Ratification of the Administratively approved Short-Term Rental application for the period of January 1, 2024 through December 31, 2024:
 - 1) Raymond Bazzano,, STR-36, 10 Narragansett Avenue, Apt #4
 - 2) Raymond Bazzano,, STR-117, 10 Narragansett Avenue, Apt #5
 - 3) Raymond Bazzano,, STR-118, 10 Narragansett Avenue, Apt #6
 - 4) Frederic Presbrey, STR-76, 17 Avenue B
 - 5) John Slyman, STR-108, 25 Bay Street
 - 6) Genevieve Dupre, STR-73, 75 North Road (and 73)
 - 7) Mary and John Brittain, STR-125, 14 Clinton Avenue
 - 8) Noreen Drexel, STR-128, 953 Fort Getty Road
- J) Ratification of the Administratively approved Jamestown Yacht Club, One-Day Event/Entertainment License Application: JYC Focus: Newport-Bermuda Race talk and slide presentation, Jamestown Golf Course Clubhouse, on Friday, April 12, 2024.

- K) 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: RITB Foundation & Gray Matter Marketing
Event: Pell Bridge Run
Date: Saturday, October 20, 2024
Location: RITBA Lawn and Bridge
 - 2) Applicant: Conanicut Island Sailing Foundation (CISF)
Event: Great Getty Hunt
Date: Saturday, May 4, 2024
Location: Fort Getty, CISF tent & outside
 - 3) Public Notice of CRMC and RIDEM of application for Assent filed by Salvatore Savastano, 6 Fairview Street, to construct and maintain an additional two jet-ski lifts with one attached to the north side and one attached to the south side of the pilings label number 15 in the plans near the terminus. Written comments/objections are due by April 29, 2024, to CRMC, O.S. Government Center, 4808 Tower Hill Road, Rm 116, Wakefield, RI 02879, or cstaff1@crmc.ri.gov.

XII. 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 memo: Town Council
From: Deputy Town Clerk/Canvassers Clerk Keith Ford
Dated: April 4, 2024
Re: Financial Town Meeting
 - 2) Copy of email to: Town Council and Town Staff
From: Steve Munger
Dated: April 10, 2024
Re: Golf course plan modifications
 - 3) Copy of letter to: Town Council
From: Thomas LaFazia
Dated: April 4, 2024
Re: Ensuring the Safety of Our Children- Request change the parking ordinance in the shores to Prohibit Street Parking.
 - 4) Copy of letter to: Town Council
From: Quaker Case
Dated: March 31, 2024
Re: Affordable Housing Bond and budget

- 5) Copy of articles to: Town Council and Town Staff
From: Marian Falla
Dated: April 10, 2024
Re: Grants for RI Shoreline projects
 - 6) Copy of articles to: Town Council and Town Staff
From: Marian Falla
Dated: April 4, 2024
Re: Middletown Tax System is Broken
 - 7) Copy of articles to: Town Council and Town Staff
From: Marian Falla
Dated: March 21, 2024
Re: Newport Mansion Tax discussed with Newport TC.
 - 8) Copy of email to: Town Council
From: Denise Panichas, Samaritans RI
Dated: April 3, 2024
Re: Request for Resolution in Support of Suicide Prevention Barriers on Bridges over Narragansett Bay.
- B) Communications and Resolutions from other Rhode Island Cities and Towns:
- 1) Town of Richmond, Proclamation 2024-5, National Small Business Week.
 - 2) Town of Richmond, Proclamation 2024-6, In Opposition to any Revival of the Old Saybrook to Kenyon Bypass.
 - 3) Town of Richmond, Proclamation 2024-7, Funding Formula

XIII. 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 April 11, 2024.