



TOWN COUNCIL MEETING
Jamestown Town Hall
Rosamond A. Tefft Council Chambers
93 Narragansett Avenue
Monday, November 4, 2013
7:00 PM

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.

I. ROLL CALL

II. CALL TO ORDER, PLEDGE OF ALLEGIANCE

III. ACKNOWLEDGEMENTS, ANNOUNCEMENTS AND RESOLUTIONS

IV. PUBLIC HEARINGS, LICENSES AND PERMITS

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.

COUNCIL SITTING AS ALCOHOLIC BEVERAGE LICENSING BOARD

- A) **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 application has been received by the Town Council for a **NEW LICENSE** under said Act, for the period November 4, 2013 to November 30, 2013 (duly advertised in the *Jamestown Press* October 17th and October 24th editions)

NEW LICENSE:

CLASS B – VICTUALER
Portuguese American Citizens Club
dba: Jamestown Bar and Grille
11 Pemberton Avenue
Jamestown, RI 02835

RENEWALS

- B) Approval of Licenses by Class

1) **CLASS A (PACKAGE STORE) – RETAIL**

Tunstall, LLC
dba: Grapes & Gourmet
9 Ferry Wharf

Varsha, Inc.
dba: Jamestown Wine & Spirits
30 Southwest Avenue

- a) Request a motion to approve the liquor license renewal applications for CLASS A (PACKAGE STORE) – RETAIL, upon resolution of debts, taxes, State approval and appropriate signatures for the year December 1, 2013 to November 30, 2014.
- b) Request a motion to set the CLASS A (PACKAGE STORE) – RETAIL Liquor License Cap at TWO (2)

2) **CLASS B – TAVERN**

Plantation Catering, Inc.
dba: Plantation at The Bay Voyage
150 Conanicus Avenue

- a) Request a motion to approve the liquor license renewal application for CLASS B – TAVERN, upon resolution of debts, taxes, State approval and appropriate signatures for the year December 1, 2013 to November 30, 2014.
- b) Request a motion to set the CLASS B – TAVERN Liquor Licenses Cap at ONE (1)

3) **CLASS B – VICTUALER**

ESJ, Inc.
dba: Simpatico Jamestown
13 Narragansett Avenue

Islandish, Ltd.
dba: Chopmist Charlies
40 Narragansett Avenue

Jamestown Culinary Partners, LLC
dba: Jamestown Fish
14 Narragansett Avenue

Jamestown Oyster Bar, Inc.
dba: Jamestown Oyster Bar
22 Narragansett Avenue

Jamestown Restaurant Group, LLC
dba: Narragansett Café
25 Narragansett Avenue

New England Golf Course Management, Inc.
dba: Jamestown Golf and Country Club
aka: the Caddy Shack
245 Conanicus Avenue (lower level rear)

Portuguese American Citizens Club
dba: Jamestown Bar and Grille
11 Pemberton Avenue

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

- a) Request a motion to approve the liquor license renewal applications for CLASS B – VICTUALER, upon resolution of debts, taxes, State approval and appropriate signatures for the year December 1, 2013 to November 30, 2014.
- b) Request a motion to set the CLASS B – VICTUALER Liquor Licenses Cap at EIGHT (8)

4) CLASS D – FULL (CLUB)

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

- a) Request a motion to approve the liquor license renewal application for CLASS D - FULL (CLUB), upon resolution of debts, taxes, State approval and appropriate signatures for the year December 1, 2013 to November 30, 2014.
- b) Request a motion to set the CLASS D FULL (CLUB) Liquor License Cap at ONE (1)

LICENSES & PERMITS

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.

- C) RIGL §5-24-1 (a) & (b) & §5-24-2: Title 5 Businesses & Professions (Taverns, Cookshops and Oyster Houses)
- 1) Request a motion to approve victualing licenses with extended hours RENEWAL applications, upon the resolution of debts, taxes, State Approval and appropriate signatures for the year December 1, 2013 to November 30, 2014:

Jamestown Mist, LLC
dba: Jamestown Mist
35 Narragansett Avenue
Plat 9 Lot 246

APPLICATION OF JAMESTOWN MIST, LLC, dba: Jamestown Mist, for renewal of additional operational hours to open at 5:00 AM for said establishment, holder of a Victualing License issued by the Town of Jamestown. If granted, this will allow the establishment to continue to be open from 5:00 AM to 2:00 AM daily (RIGL §5-24-1 allows this establishment to be open from 6:00 a.m. until 2:00 AM without additional operating hours).

Cumberland Farms, Inc.
dba: Cumberland Farms Store #1108
41 North Main Road
Plat 8 Lot 626

APPLICATION OF CUMBERLAND FARMS, INC., dba: Cumberland Farms Store #1108, for renewal of additional operational hours to open at 5:00 AM for said establishment, holder of a Victualing License issued by the Town of Jamestown. If granted, this will allow the establishment to continue to be open from 5:00 AM to 2:00 AM daily (RIGL §5-24-1 allows this establishment to be open from 6:00 AM until 2:00 AM without additional operating hours).

- D) **NEW** Multi-License application (November 4, 2013-November 30, 2013; December 1, 2013-November 30, 2014)
- 1) Portuguese American Citizen's Club dba: **Jamestown Bar and Grille**
 - a) Victualing License
 - b) Entertainment License
- E) Multi-License renewal applications:
- 1) BADA Bing, Inc. dba: **House of Pizza**
 - a) Victualing License
 - b) Pinball/Video Game (1)
 - 2) Conanicut Yacht Club dba: **Conanicut Yacht Club**
 - a) Victualing License
 - b) Entertainment License

- 3) ESJ, Inc. dba: **Simpatico Jamestown**
 - a) Victualing License
 - b) Entertainment License
- 4) Islandish, Ltd. dba: **Chopmist Charlie's**
 - a) Victualing License
 - b) Entertainment License
- 5) Jamestown Culinary Partners, LLC dba: **Jamestown Fish**
 - a) Victualing License
 - b) Entertainment License
- 6) Jamestown Restaurant Group dba: **Narragansett Café**
 - a) Victualing License
 - b) Entertainment License
- 7) Plantation Catering Inc. dba: **Plantation at The Bay Voyage**
 - a) Victualing License
 - b) Entertainment License
- 8) Portuguese American Citizen's Club dba: **Jamestown Bar and Grille**
 - a) Victualing License
 - b) Entertainment License

F) Victualing License renewal applications:

- 1) Ace's Pizza, Inc. dba: **Ace's Pizza**
- 2) BADA Bing, Inc. dba: **Freddie Bing's Hotdog Thing (Cart)**
- 3) Del's Lemonade & Refreshments, Inc. dba: **Del's of Jamestown (Mobile Unit)**
- 4) Doriana Carella/The Village Hearth dba: **The Village Hearth**
- 5) East Ferry Market, Ltd. dba: **East Ferry Deli & Market**
- 6) Island Scoop (**NOTE: Opening time change from 10 am to 7 am**)
- 7) Jamestown Oyster Bar, Inc. dba: **Jamestown Oyster Bar**
- 8) Lucky Ridge Co., Inc. dba: **Spinnakers Café**
- 9) Lucky Ridge Co., Inc. dba: **Spinnakers Café (Mobile Unit)**
- 10) New England Golf Course Management, Inc. dba: **Jamestown Golf & Country Club aka: Caddy Shack**
- 11) Slice of Heaven, Inc. dba: **Slice of Heaven**
- 12) Tallulah, LLC dba: **Tallulah's Tacos**
- 13) Tallulah LLC dba: **Tallulah's Tacos (Mobile Unit)**
- 14) T-M-T Enterprises, Inc. dba: **McQuade's Supermarket**
- 15) Tunstall LLC. dba: **Grapes & Gourmet**
- 16) Varsha, Inc. dba: **Jamestown Wine & Spirits**
- 17) Yun Chen dba: **Peking Garden**

G) Entertainment License:

- 1) Jamestown Recreation Department
41 Conanicus Avenue

H) **NEW** Holiday License (November 4, 2013-February 28, 2014):

1) Portuguese American Citizens Club dba: **Jamestown Bar and Grille**

I) One Day Event/Entertainment License Applications

1) Applicant: Conanicut Island Art Association

Event: Holiday Craft Show

Date: December 7, 2013

Location: Melrose School

2) Applicant: Jamestown Community Chorus

Event: Jamestown Community Chorus Concert

Date: December 14, 2013

Location: Recreation Center

V. OPEN FORUM

Please note that, under scheduled requests to address, if the topic of the address is available to be put on the agenda, the Council may discuss the issue

A) Scheduled to address

B) Non-scheduled to address

VI. COUNCIL, ADMINISTRATOR, SOLICITOR, COMMISSION/COMMITTEE COMMENTS & REPORTS

A) Town Administrator's Report

VII. UNFINISHED BUSINESS

A) Fort Getty: 2013 Season update

B) Recreation Stickers purchase – clarification of information for citizens

VIII. NEW BUSINESS

A) Tick Task Force: budget consideration

B) Town Council/Conservation Commission workshop

IX. ORDINANCES AND APPOINTMENTS

A) Ordinances

1) Amendment of the Jamestown Code of Ordinances, Chapter 78 Waterways Article II. Harbor Management Ordinance Sec. 78-21 through Sec. 78-22 through Sec. 78-27; discussion and possible vote to proceed to advertise in the *Jamestown Press* for public hearing on December 2, 2013

2) Amendment of the Jamestown Comprehensive Harbor Management Plan Chapter I Introduction, Chapter II Jamestown (Conanicut Island) Description, and Chapter III. Issues and Implementation, for CRMC compliance; discussion and possible vote to proceed to advertise in the *Jamestown Press* for public hearing on December 2, 2013

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 approval of each item as if it had been acted upon separately.

- A) Adoption of Council Minutes
 - 1) October 7, 2013 (special meeting)
 - 2) October 7, 2013 (regular meeting)
 - 3) October 7, 2013 (executive session)
 - 4) October 7, 2013 (special meeting continuation of October 8, 2013)
 - 5) October 21, 2013 (special meeting)
 - 6) October 21, 2013 (regular meeting)
 - 7) October 30, 2013 (workshop)
- B) Minutes from Boards, Commissions and Committees
 - 1) Jamestown Affordable Housing Committee (09/04/2013)
 - 2) Jamestown Affordable Housing Committee (09/11/2013)
 - 3) Jamestown Harbor Commission (09/11/2013)
 - 4) Jamestown Planning Commission (09/04/2013)
 - 5) Jamestown Planning Commission (09/18/2013)
 - 6) Jamestown Tree Preservation & Protection Committee (09/17/2013)
- C) CRMC Notices
 - 1) Semi-Monthly Meeting agenda for October 22, 2013
- D) Abatements/Addenda of Taxes

XI. COMMUNICATIONS AND PETITIONS

- A) Communications
 - 1) Letter of Tree Committee Chair James Rugh re: Committee appointments and attendance
 - 2) Letter of Tree Committee Chair James Rugh re: Memorial Tree Program
 - 3) Email of Middletown Town Clerk Wendy Marshall re: Portsmouth Town Council vote to create a Unified High School Exploratory Committee, appointment of two School Committee members to the Committee, and request that each Newport County Council do the same in order to facilitate joint discussion on a Unified High School Exploratory Committee
 - 4) Letter of ACLU encouraging the Town of Jamestown to adopt an ordinance re: the use of surveillance equipment throughout Jamestown
 - 5) Email of John A. Murphy requesting support for a Resolution calling for the installation of a center median barrier on the Newport Pell Bridge
 - 6) Notice of Statewide Planning Program re: intent to amend the Rules of Procedure, with written comments submitted by November 21, 2013 for public hearing on November 21, 2013

- 7) Memorandum of Richard Adams and Barbara Von Villas re: Comparative High School Data to support a discussion of a Unified High School Exploratory Committee

XII. EXECUTIVE SESSION

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.

In addition to the two above-mentioned locations, notice also may be posted, from time to time, at the following location: Jamestown Police Station; and on the Internet at www.jamestownri.net/council/council.html

ALL NOTE: This meeting location is accessible to the physically challenged. If communications assistance is needed, or other accommodations to ensure equal participation, please contact the Town Clerk by phone at 401-423-9800, by facsimile at 401-423-7230, or by email at cfernstrom@jamestownri.net not less than three (3) business days prior to the meeting.