

JAMESTOWN TOWN COUNCIL MEETING  
November 15, 2021  
6:30 p.m.

Town Council Members present: President Beye, Vice President Meagher, Councilor Brine, Councilor M. White and Councilor R. White.

Also in attendance: Town Administrator Jamie Hainsworth, Solicitor Ruggiero, Finance Director Christina Collins, Town Clerk Roberta Fagan, and Attorney Ryan D. Stys

**A motion was made by Vice President Meagher to enter into Executive Session at 6:00 p.m., with second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.**

**I. 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 (Review of Judges Ruling), Paul and Janice Balzer v. Jamestown C.A. No. 1:19-cv-00109-WES-PAS

**A motion was made by Vice President Meagher to adjourn the Executive Session and to seal the minutes at 6:13 p.m., with second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.**

The Town Council reconvened the regular meeting at 6:30 p.m. The following motion was taken during Executive Session:

**A motion was made by Vice President Meagher authorizing Attorney Ryan D. Stys to make an offer on behalf of the Town of Jamestown in C.A. No. 1:19-cv-00109-WES-PAS, Paul and Janice Balzer v. Jamestown, with second by Councilor E. Brine. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.**

**II. ROLL CALL**

A regular meeting of the Jamestown Town Council was held on November 15, 2021. Town Council Members present were as follows: President Beye, Vice President Meagher, Councilor Brine, Councilor M. White and Councilor R. White.

Also in attendance: Town Administrator Jamie Hainsworth, Solicitor Peter Ruggiero, Police Chief Edward Mello, Finance Director Christina Collins, Public Works Director Michael Gray, Town Planner Lisa Bryer, Building and Zoning Official William Moore, Recreation Director Ray DeFalco, Water and Sewer Clerk Denise Jennings, IT Consultant Michael Glier, Town Clerk Roberta Fagan

**III. CALL TO ORDER, PLEDGE OF ALLEGIANCE**

Town Council President Beye called the meeting of the Jamestown Town Council to order at 6:30 in Jamestown Town Hall Rosamond A. Tefft Council Chambers at 93 Narragansett Avenue, and led the Pledge of Allegiance

**A motion was made by Vice President Meagher to convene as the Town Council sitting as the Board of Water and Sewer at 6:30 p.m. with second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.**

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

*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) Approval of Minutes; review, discussion and/or action and/or vote
  - 1) 9/20/2021(regular meeting)
  - 2) 10/18/2021 (regular meeting)

**A motion was made by Vice President Meagher to accept the minutes of the Board of Water and Sewer 9/20/2021 and 10/18/2021 regular meetings with second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.**

- 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:
  - 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
  - 1) None
- E) Unfinished Business
  - 1) None

- F) New Business
  - 1) None
- G) **The Town Council Adjourns from sitting as the Board of Water and Sewer Commissioners**

**A motion was made by Vice President Meagher to adjourn as the Town Council sitting as the Board of Water and Sewer and go into Open Session at 6:39 p.m. with second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.**

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

**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 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

**President Beye addresses attendees requesting comments related to Agenda items be held. Also reminded attendees to be respectful, give timely comments and avoid repetitive statements.**

**A motion was made by Councilor M. White to convene as the Alcoholic Beverage Licensing Board at 6:41 p.m., with second by Vice President Meagher. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.**

**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) **Town Council Sitting as the Alcoholic Beverage Licensing Board**
  - 1) 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 period December 1, 2021 to November 30, 2022 (duly advertised in the *Jamestown Press* on **October**

**28th and November 4<sup>th</sup>**); Review, Discussion and/or Action and/or Vote:

a) **Class B Victualer Liquor Licenses:**

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

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

- i) Approval of Liquor License renewal application for **Class B Victualer Liquor Licenses**, upon resolution of debts, taxes, State approval and appropriate signatures as well as, when applicable, proof of insurance for the year December 1, 2021 to November 30, 2022.

**A motion was made by Vice President Meagher to approve the new Class B Victualer-Limited Liquor License application for Conanicut Restaurant Group II, LLC, dba: Beech and Epic Decade, LLC dba: Curiosity pending all requirements are met with second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.**

- ii) Set the **Class B Victualer Liquor License Cap** at Nine

**A motion was made by Vice President Meagher to set the Class B Victualer Liquor License Cap at nine, with second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.**

- 2) 2021-2022 Alcoholic Beverage License Limit report
- 3) **The Town Council Adjourns from Sitting as the Alcoholic Beverage Licensing Board**

**A motion was made by Vice President Meagher to adjourn sitting as the Alcoholic Beverage Licensing Board at 6:43 p.m. with second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.**

B) **Licenses and Permits**

- 1) Review, Discussion and/or Action and/or Vote to **Approve Renewal Applications** that have been received by the Town Council for **Victualing & Holiday License** upon resolution of debts, taxes, State approval and appropriate signatures as well as, when applicable, proof of insurance for the

year December 1, 2021- November 30, 2022

- a) Conanicut Restaurant Group II, LLC, dba: Beech
- b) Epic Decade, LLC, dba: Curiosity & Co.

**A motion was made by Vice President Meagher to approve the Victualing & Holiday licenses for Conanicut Restaurant Group II, LLC, dba: Beech and Epic Decade, LLC, dba: Curiosity & Co. with second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.**

- 2) Event/Entertainment License: All Event/Entertainment license application approvals are subject to any and all COVID-19 protocols in affect at the time of the event; Review, Discussion and/or Action and/or Vote to **Approve Renewal Applications** that have been received by the Town Council for **Entertainment License** upon resolution of debts, taxes, State approval and appropriate signatures for the year December 1, 2021- November 30, 2022:
  - a) Building and Zoning Official William Moore summary report
  - b) Conanicut Restaurant Group II, LLC, dba: Beech
  - c) Epic Decade, LLC, dba: Curiosity & Co.
  - d) Jamestown Beer Holdings, LLC dba: Jamestown Beer Holdings

**Discussion ensued. Building Official William Moore addresses the Town Council. Epic Decade, LLC, dba: Curiosity & Co. is only permitted to have inside entertainment per Zoning Board. There are no historic restrictions made by Zoning Board on entertainment inside/outside for Conanicut Restaurant Group II, LLC, dba: Beech. No historic decisions by Zoning Board on Outdoor Entertainment. It is Building Official William Moore's opinion that outside entertainment is a policy decision of the Town Council.**

**Mr. Eugene Mihaly, 35 Knowles Court addresses the Town Council with concerns and objection to outside entertainment at Jamestown Beer Holdings, LLC dba: Jamestown Beer Holdings. Mr. Mihaly reports that the noise from the outside patio is an issue and he does not support any type of outside entertainment.**

**Mr. Thomas McNiff, 113 Howland Avenue, owner of Jamestown Beer Holdings, LLC dba: Jamestown Beer Holdings, provides information to the Town Council. There is a fence and foliage between the JBH patio and the Jamestown Place building with approximately 25 ft between the foliage and building. JBH has over the 3 years in business made strong efforts to work well with neighbors. Noise level is never over 70 decibels and not over the ordinance limit of 75 decibels. Non-amplified music is what is being applied for. Transacting commerce and entertainment are a part of that in Mr. McNiff's opinion. JBH Entertainment license application is requesting approval between the hours of 4:00 p.m. and 8:00 p.m.**

**Chief Mello comments that the JBH Entertainment License is a Town Council policy decision and there are no complaints to date.**

**Bernice Poirier, 35 Knowles Court addresses the Town Council. She reports that the establishment is loud and causes discomfort as a resident of 35 Knowles Court. Inside and**

outside patrons of the establishment are very loud according to Ms. Poirier and adding music will exacerbate the problem.

A motion was made by Councilor Brine to approve the Entertainment license application for Conanicut Restaurant Group II, LLC, dba: Beech for inside and outside acoustic and amplified music, with second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Nay; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

A motion was made by Vice President Meagher to approve the Entertainment license application for Epic Decade, LLC, dba: Curiosity & Co. for inside/unamplified entertainment only, with second by Councilor R. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

A motion was made by Vice President Meagher to approve the Entertainment license application for Jamestown Beer Holdings, dba: Jamestown Beer Holdings for inside acoustic entertainment only, with second by Councilor R. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

Councilor Brine moves to approve acoustic outside entertainment to limited hours. Motion does not carry.

- 3) One Day Event/Entertainment License: All Event/Entertainment license application approvals are subject to any and all COVID-19 protocols in affect at the time of the event. Review, Discussion and/or Action and/or Vote on the following:
  - a) Applicant: Clean Ocean Access
  - Event: Clean Ocean Access Cove Cleanup
  - Date: December 4, 2021, 12pm – 2:00 p.m.
  - Location: Hull Cove, Jamestown

A motion was made by Vice President Meagher to approve the one-day Entertainment license applications for Clean Ocean Access Cove Cleanup with second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

President Beye addresses attendees again before the Public Hearing requesting attendees to be brief, considerate, respectful and to avoid repetitive comments.

C) **Public Hearings**

- 1) Proposed Amendments to the Code of Ordinances, Chapter 10, Animals, Article I -In General; Sections 1-2; Article III Dogs and Cats, Section 10-67, Section 10-70, 10-72 through Section 10-75. These Amendments are proposed to update and modernize the existing Dog Leash and Dog At Large ordinance (duly advertised in the *Jamestown Press* on **November 4<sup>th</sup>**);

Review, Discussion and/or Action and/or Vote:

a) Amended Dog Ordinance

**Councilor R. White addresses the Council and those in attendance with an overview of the undertaking to amend the Code of Ordinances, Chapter 10, Animals. The purpose of the amended ordinance is to update and modernize the existing Dog Leash and Dog At Large ordinance. The current law is inadequate as it relates to dogs conduct on and off leash; owners' responsibility, direct command and control of dog, and limited and prescribed exceptions to being on a leash. List of places that dogs are allowed to be off leash, specific times of the year, and specific times of the day; as well as strict dog feces removal/disposal. Provisions and penalties for offenders.**

**Christine Ariel, 61 Steamboat Street, addresses the Town Council. She is opposed to the amended ordinance and details reasons. Dogs are animals, not children and are unpredictable. Ms. Ariel gives examples of personal experiences of unpredictable dog encounters. Ms. Ariel questions why dogs are more of a priority than tax payers. Does not want to fend off dogs. Fears dogs off leash and does not trust dogs and dog owners. As a tax payer, Ms. Ariel wants to have right to use lands safely, walk peacefully and enjoy environment. She is of the opinion that it is the responsibility of the Town to protect her rights. The amended ordinance will open the Town to liability and believes that this is "special interest legislation". Ms. Ariel also questions the rationale behind the amended ordinance and whether it is for the sake of ease for police involvement and summer tourists; and not residents. How will the amended ordinance be enforced? As conservationist, Ms. Ariel resents dogs being able to "tear up" beaches and public land where wild life habitats, nesting and feeding is disrupted. The Town should be a good steward of public lands.**

**Bruce McEntyre, 103 Umiak. Commends Town Council for the work on amended Dog Ordinance but is opposed to the restrictions, specifically prohibition of dogs on beaches during the summer months. References Chief Mello's comments reported in Jamestown Press of minimal issue of dogs at the beach.**

**Sheila Reilly, 26 Pennsylvania Avenue. Supports the amended ordinance. Dogs well socialized tend to be less of a threat to community, other dogs and people.**

**Jeanne Spinosa, 74 Southwest Avenue. Opposed. All dogs should be leashed at all times and in all places. Training is for the owners more than dogs.**

**Richard Ventrone, 12 Nautilus Street. In support of the ordinance, and suggests stricter rules on dog waste removal and supports the use of the beaches with less restrictions. Dog education is a necessary.**

**Bruce Whitehouse, Steamboat Street. Opposed to amended ordinance. 24-hour leash law would be more appropriate. Supports some use of beaches. It is the responsibility of owners to control dogs. Also supports a public dog park. Rejects ordinance as written.**

**Councilor Brine comments that amended ordinance provides greater restrictions then the current ordinance.**

**Joan Hall, 34 West Bayview Drive. Ordinance is well written. Reports at times when visiting the Battery and Ft. Getty no other people or dogs are there. As a tax payer Ms. Hall believes that well behaved trained dogs have the right to use beaches and Ft. Getty all year long.**

**Alice Adler, American Way. Certified veterinarian technician. Considerable amount of expertise and lifelong dog owner. As a professional people overestimate level of control over their dogs. Stronger language regarding off leash and voice control.**

**John McDevitt, 75 High Street. Shouldn't have to legislate commonsense, but what the Town Council has done is to apply commonsense to a difficult situation. As a dog owner, the ordinance is completely reasonable and appreciates the work that has been done.**

**Marjorie Cottle, 74 Bayview Drive. Would like stricter dog waste enforcement and more flexibility for beach use year around.**

**Councilor R. White comments further on the proposed amended ordinance. This revision actually gives dog owners the right to use beaches. The current law requires all pets, if permitted, must be kept on a leash at all times at Jamestown Recreational Facilities, and does preclude the longstanding, entrenched practice of off leash dogs at Ft. Getty and the Town beaches.**

**Nancy Ventrone, 12 Nautilus, appreciates the work of the Town Council. Ms. Ventrone would like to be able to continue the practice of off leash beach use.**

**Leslie Harkins, 10 Narragansett Avenue. Dog training is a necessary. Suggests Ft. Getty dates coincide with when campers leave. Would request a carve out for beach use in summer months early in day and/or late at night.**

**Nancy Lush, 17 Bay Street. Concerned about beach restrictions especially in the summer. Relax rules in 3 different ways 1) dogs off leash, under control by owners on the beaches at certain prescribed times. 2) Definition should include harnesses as well as collars. Currently law does not require the dog tags on collar/harness. Would name and address on collar/harness suffice? 3)Jamestown Press reported that dogs need to be leashed on public property, with exception, and are allowed on public property on a leash in the summer – is this correct?**

**Paul Leveques, 138 Narragansett Avenue. Quick observation regarding why legislation is in favor of animals over human beings. Dogs on beaches are health hazard and should be banned 12 months a year. Is there an operational plan to enforce the ordinance? Liability – Town is immune from suits, but that immunity may be lost if the Town fails to enforce rules and regulations.**

**Councilor R. White comments further on the complexity of amending an existing ordinance. There is a provision to periodically review, assess, report to Town Council the efficacy of a statute. An attempt to provide in the statute allows for it to be revisited annually. Vice President Meagher reviews the last time the dog ordinance was revised. Amended ordinance is a vast improvement over what exists now, which currently is untenable. Councilor M. White further comments that Councilor R. White was successful in creating less restrictions rather than more contrary to what the community believes. It is a good start, and can be changed further if necessary. Councilor Brine empathizes with dog owners as well as individuals victim of dog bites. The topic has been discussed for over a year at 5 or more Town Council meetings. Balancing and creating a law that is more enforceable, restrictive as well as providing enjoyment of open spaces for dog owners and their dogs. President Beye comments that this was a learning experience, i.e. beach and public space misconceptions. Signs and public awareness are part of this ordinance being successfully implemented.**



A motion was made by Vice President Meagher to approve the Proposed Amendments to the Code of Ordinances, Chapter 10, Animals, Article I -In General; Sections 1-2; Article III Dogs and Cats, Section 10-67, Section 10-70, 10-72 through Section 10-75., with second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.

#### **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) Broadband Utility RFP update
  - 2) Letter of October 29<sup>th</sup> from Jamestown Conservation Committee
  - 3) Municipal Parking Lot, Narragansett Avenue
  - 4) Friends of Jamestown Rights of Ways+Roads
  - 5) Covid-19 update

**Town Administrator Hainsworth addresses the Town Council and reviews report items. Advertising Nov 5- Dec 13<sup>th</sup> for Broadband RFP. JCC will be bringing topic on Steamboat Street to the Town Council at a future date. The Narragansett Avenue Municipal Parking lot – half of the lot has been reestablished with 10 parking spots, two of which are ADA compliant parking spots. Town of Jamestown staff and Rights of Ways+Roads met to discuss “Adopt a Right of Way” project. Future meeting with stakeholders to implement and develop best practices for the proposed program. Covid-19 cases are on the increase. Moderna booster clinic taking place on Tuesday, November 16<sup>th</sup>. Councilor Brine confirms that families will be eligible to receive second booster shot in December, regardless if they received first booster at the Town of Jamestown November vaccine clinics.**

- B) Parks and Recreation Director's Report: Raymond DeFalco
  - 1) Fort Getty update

**Discussion ensued. Parks and Recreation Director DeFalco addresses the Town Council, reviewing status of proposed Pickleball Court at Fort Getty. The one abutter has been notified. Vice President Meagher acknowledges community concerns on the project. The Town Council will do their due-diligence before approval. Decibel level will decrease with increased distance from and vegetation, helping with sound buffering. Suggested operation during daylight hours.**

- C) Town Clerk's Report: Roberta J. Fagan
  - 1) Business License Report

**Town Clerk presents first draft report on Business Licenses to be used as a snapshot reference guide/tool.**

#### **IX. UNFINISHED BUSINESS**

*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) Review, Discussion and/or Action and/or Vote authorizing Town Administrator Hainsworth to send letter to RI DOT regarding Walcott Avenue and Hamilton Avenue
  - 1) Letter from Town Administrator Hainsworth to RIDOT

**Discussion ensued.**

**A motion was made by Vice President Meagher to approve authorizing Town Administrator Hainsworth to send letter to RI DOT regarding Walcott Avenue and Hamilton Avenue with second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye**

- B) Review, Discussion and/or Action and/or Vote regarding Jamestown Housing Authority:
  - 1) Acknowledgement of email from Kathy Powers to Town Council President Nancy Beye in which she tenders her resignation as Resident Commissioner of the Jamestown Housing Authority effective November 30, 2021. Expression of thanks from the Town Council to Ms. Powers for her commitment and service as Resident Commissioner to the JHA for the past 4 years, since her appointment on November 6, 2017.
  - 2) Request for a vote of the Town Council to approve sending a letter to Ms. Valerie Molloy, Chair of the Board of Commissioners of the Jamestown Housing Authority, and Ms. Marcia Sullivan, Executive Director of the Jamestown Housing Authority, urging that: JHA immediately establish a process by which residents of the Jamestown Housing Authority can nominate through "open election" candidates for potential appointment to the JHA Board of Commissioners position of Resident Commissioner, so that the Town Council can select a suitable person from the nominees to assume the role of Resident Commissioner, as provided in R. I. General Laws 45-26-4 (a) 2, as soon as is practicable after November 30, 2021 when the position becomes available.

**Discussion ensued. Councilor R. White comments and reviews the process to appoint a new resident commissioner through election and volunteers to write/send a letter.**

**A motion was made by Council R. White to approve sending a letter to Ms. Valerie Molloy, Chair of the Board of Commissioners of the Jamestown Housing Authority, and Ms. Marcia Sullivan, Executive Director of the Jamestown Housing Authority, urging that: JHA immediately establish a process by which residents of the Jamestown Housing Authority can nominate through "open election" candidates for potential appointment to the JHA Board of Commissioners position of Resident Commissioner with second by Vice President Meagher. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye. he time of the vote.)**

- C) Review, Discussion and/or Action and/or Vote to consider Short Term Rental Ordinance Provisions
  - 1) A synopsis of a potential Short-Term Ordinance
    - a) Memorandum from Town Councilor Mary Meagher, regarding

- issues discussed at the STR Subcommittee
- 2) Scope of ordinance management including potential hiring of a management company
  - 3) Funding for administration of potential ordinance

**Discussion ensued. Vice President Meagher provides comments on the memorandum to the Town council from the STR Subcommittee. Concluded that oversight is best enforced through licensure, with two-tier classification and two-tier fee. Capping of number of entities should be determined by an elected body. Criteria for license and advertising, public hearing process will also be recommended. The STR subcommittee plans on meeting a few more times to address other issues before finalization.**

**No vote or action taken.**

- D) Review, Discussion and/or Action and/or Vote regarding cell phone coverage in Jamestown
  - 1) Letter to the Jamestown Town Council from the Jamestown Cell Coverage Coalition (JC3)
  - 2) Letter to the Jamestown Town Council from Louis Vitali, Manager, Mariner Tower

**Discussion ensued. Karen Butens, Columbia Lane, addresses Town Council and reviews letter from the Jamestown Cell Coverage Coalition (JC3). Ms. Butens asks for disclosure on Carr Lane cellular tower and potential sites in reservoir area. Safety and equity issue regarding cell coverage, and higher priority than internet coverage. JC3 is committed to working with the Town in a collaborative manner.**

**President Beye reads letter from Mariner Tower with plans securing land lease, to provide better cell coverage to northern end of Jamestown.**

**Town Administrator Hainsworth gives insight and background on plans to improve cellular coverage on the island. Small site cells 900 ft circumference. Verizon has a plan to put up 10 small site cells taking into consideration topography/geography, landscape, market potential, etc.**

**Connie Rainone, West Reach, addresses Town Council and asks that the TC keeps the ball rolling. This is a longstanding, chronic issue. North end, central and south end all have cell phone issues.**

**Chris Cannon, East Shore Road argues that this is a leadership issue. Funds collected from the water tower lease agreement with cell carriers should be earmarked for island wide cell phone improvements.**

**Councilor Brine asks Town Administrator for clarification on the Verizon beta program.**

**Town Administrator Hainsworth acknowledges that supply chain issues have prevented Verizon from completing the program as originally planned.**

**Public Works Director Gray provides historical context on previous cell phone tower study, and it was determined the best cell site would be centrally located in the Carr Lane area,**

which would provide largest radius coverage, greatest number of homes/roof tops, as well as being economically feasible. The transfer station lacks electricity and fiber optic cable; not feasible at this time.

Sarah Baines, 59 Intrepid Lane, addresses council.

Councilor Brine asks what next steps are. Vice President Meagher requests that updates be included in the Town Administrator's report and the Council will consider a Cell Phone working group at the December 6, 2021 Town Council meeting.

No motion.

#### X. NEW BUSINESS

*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) Review, Discussion and/or Action and/or Vote regarding scheduling Special Meeting
  - 1) Request to schedule a Joint Meeting on December 6, 2021 at 5:30 p.m. between Jamestown Town Council and the Jamestown School Department as per RIGL §16-2-21

**A motion was made by Vice President Meagher to approve Request to schedule a Joint Meeting on December 6, 2021 at 5:30 p.m. between Jamestown Town Council and the Jamestown School Department as per RIGL §16-2-21 with second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.**

#### XI. ORDINANCES, APPOINTMENTS, VACANCIES AND EXPIRING TERMS

*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) Appointments, Vacancies and Expiring Terms; Review, Discussion, and/or Action and/or Vote:
  - 1) Jamestown Housing Authority – Resident Commissioner (One vacancy with a five-year term ending date of December 31, 2023; duly advertised
    - a) Letter of resignation
      - i) Kathy Powers
  - 2) Library Board of Trustees (One [1] Member vacancy with a three-year term ending date of December 31, 2023) duly advertised
    - a) Letter of application
      - i) Mackenzie Richards
      - ii) Joseph Cannon
      - iii) Robert Flath

**A motion was made by Vice President Meagher to approve appointment of Robert Flath to the Library Board of Trustees with second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.**

#### 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 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) November 1, 2021 (Special Interview Session)
  - 2) November 1, 2021 (Regular Meeting)
  
- B) Minutes of Boards/Commissions/Committees
  - 1) Jamestown Planning Commission (September 1, 2021)
  - 2) Jamestown Planning Commission (September 15, 2021)
  - 3) Jamestown Planning Commission (October 6, 2021)
  
- C) Abutter Notifications: Notice is hereby given that the Jamestown Zoning Board of Review will hold a Public Hearing on November 23, 2021 at the Jamestown Town Hall, 93 Narragansett Avenue, Jamestown, RI at 7:00 p.m. upon the following:
  - 1) Town property: Plat 15 – Lots 61 & 90. Application of Alkione Giovan, whose property is located at 74 Ship St., and further identified as Assessor’s Plat 15, Lot 58 for a variance from Article 3, Section 82-302, Table 3-2 & Art. 6, Sec. 82-605 & 82-606 to add a second floor, connecting bedroom at level one to a living room and add 2 bedrooms and full bathroom upstairs by way of a second-floor addition. Seeking relief on side lot for 8’6” where 10’ is allowed and rear setback of 26’ where 30’ is allowed. Said property is located in a R40 zone and contains 7405 sq. ft.
  
  - 2) Town property: Plat 7, Lot 4 & Plat 8, Lots 283 & 5. Application of Conanicut Marine Services, Inc, whose business operates on the property is located at 260 Conanicus Avenue, and further identified as Tax Assessor’s Plat 8, Lot 278 for a Modification to a Special Use Permit granted under Article 6, Special Use Permits and Variances, Section 600 and 602. This application is made pursuant to the provisions of section 82-302, Table 3-1, Permitted Uses of the zoning ordinance. The Applicant seeks to reduce the lot size from 444,885 sq. ft to 244,882 sq. ft. Said property is located in a R-20 zone and contains 444,885 square feet.
  
  - 3) Town property: Plat 8, Lot 573. Application of We Dig Investments, LLC, whose property is located at 29 Narragansett Ave., and further identified as Assessor’s Plat 9, Lot 631 for a variance from Article 3, Section 82-600, 605, 606, & 607, (height variance, SF variance, 3 stories variance), to build a mixed use, retail & multi-family structure; 3 stories where 2 max. is allowed; 40.91 ft. from grade, 35 ft. allowed; and 10,258 sq. ft. lot where 20,000 sq. ft. is required. Said property is located in a CD zone and contains 10,258 sq. ft.

**A motion was made by Vice President Meagher to approve acceptance of the consent agenda with second by Councilor Brine. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.**

**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: Finance Director Christina Collins  
From: Jennifer W. Fairbank, Visiting Nurse Home & Hospice  
Dated: October 22, 2021  
Re: Thank you for community support allocation of \$8,000
- 2) Copy of Letter to Matthew Largess, Largess Forestry, Inc.  
From: Anne Kuhn-Hines, Chair, Jamestown Conservation Commission  
Dated: October 22, 2021  
Re: Thank you for donation
- 3) Copy of Letter to: Jamestown Town Council  
From: Jamestown Cell Coverage Coalition (JC3)  
Dated: October 27, 2021  
Re: Update and information from JC3
- 4) Copy of Letter to Jamestown Town Council  
From: Louis Vitali, Manager of Mariner Tower  
Dated: November 8, 2021  
Re: Cell phone tower
- 5) Copy of Letter to Jamestown Town Council  
From: CYC Commodore Charles Beal  
Dated: October 29, 2021  
Re: Letter in response to Mary Lou Sanborn's letter of October 27, 2021
- 6) Copy of Memo to Town Administrator Jamie Hainsworth, Director of Public Works Michael Gray and Jamestown Planner Lisa Bryer  
From: Anne Kuhn-Hines, Chair, Jamestown Conservation Commission  
Dated: October 29, 2021  
Re: Proposal for Steamboat Street – Wetland Restoration
- 7) Copy of Email to President Nancy Beye  
From: Kathy Powers  
Dated: November 3, 2021  
Re: Resignation as Jamestown Housing Authority Resident Commissioner effective November 30, 2021
- 8) Copy of Letter to Jamestown Town Council  
From: Mary and Tot Wright  
Dated: November 2, 2021  
Re: Proposed pickle ball courts at Ft. Getty
- 9) Copy of Letter to Jamestown Town Council  
From: Bob Sutton

Dated: November 3, 2021  
Re: Proposed pickle ball courts at Ft. Getty

10) Copy of Letter to Jamestown Town Council  
From: Jean MacMillan  
Dated: November 6, 2021  
Re: Proposed pickle ball courts at Ft. Getty

11) Copy of Letter to Jamestown Town Council  
From: Laura Carlson  
Dated: November 8, 2021  
Re: Rescue Barn Proposal

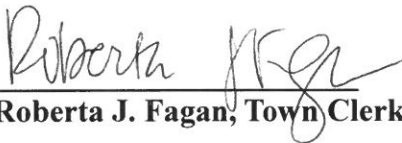
**Council acknowledges receiving Communications.**

**XIV. 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](http://www.jamestownri.gov).*

**A motion was made by Vice President Meagher to adjourn at 9:31 p.m. with second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye**

**Attest:**

  
**Roberta J. Fagan, Town Clerk**