

TOWN OF JAMESTOWN
COUNCIL OPEN SESSION MEETING MINUTES
September 7, 2021

A motion was made at 6:25pm to continue the Executive Session at the conclusion of the Open Session by Councilor Brine with second by Councilor M. White to approve. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

I. ROLL CALL –

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

Also in attendance: Solicitor Peter Ruggiero, Town Administrator Jamie Hainsworth, Finance Director Christina Collins, Town Planner Lisa Bryer, Town Clerk Roberta Fagan, IT Consultant Michael Glier

II. CALL TO ORDER, PLEDGE OF ALLEGIANCE

Vice President Meagher convenes the Town Council meeting at 6:32pm and sends best wishes to President Beye for health and wellness.

III. ACKNOWLEDGEMENTS, ANNOUNCEMENTS, PRESENTATIONS, RESOLUTIONS AND PROCLAMATIONS

A) Acknowledgements:

- 1) Formal Swearing in of new Town Clerk Roberta J. Fagan

Vice President Meagher reads the Oath formally swearing in Roberta J. Fagan as the Jamestown Town Clerk. Roberta Fagan affirms and swears to the Oath.

B) Review, Discussion and/or Action and/or Vote regarding the request of Representative Deborah Ruggiero to recommend the Town of Jamestown for the Purple Heart Town Proclamation

- 1) Presentation by Representative Deborah Ruggiero
2) Proclamation 2021-08 Purple Heart Town

Representative Deborah Ruggiero gave a brief presentation on the premise of Purple Heart Community – recognizes our combat wounded service members, with physical and invisible wounds, and as a community never forgetting the sacrifices of our veterans and families. The goal is to connect more communities and bring awareness to what services are available to qualifying veterans that may or may not have the Purple Heart designation. VFW State Adjunct Matt McCoy addresses the Council and describes the goal to have every city and town sign on as a Purple Heart Town or City; and highlighting future plans to extend the trail over the bridges. Although there is no central registry for Purple Heart qualifying individuals, RI Veteran Affairs is researching and identifying individuals to obtain services they rightly deserve. Vice President Meagher requests veteran and fellow Town Councilor M. White to read the Purple Heart Proclamation.

A motion was made to adopt Proclamation 2021-07 designating Jamestown as a Purple Heart Town by Councilor M. White with second by Councilor E. Brine to approve. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

A motion was made by Councilor R. White with second by Councilor M. White to convene as the Alcoholic Beverage Licensing Board. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

IV. 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
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 for a **New Class BV-L – Victualer Liquor License:**

CLASS BV-L – VICTUALER

Our Table LLC

dba: Our Table

53 Narragansett Avenue
Jamestown, RI 02835

- 1) Request for Town Council Review, Discussion, and/or Action and/or Vote of approval to proceed to advertise for Public Hearing on a date to be October 4, 2021 by the Town Council, with advertisement in the *Jamestown Press* editions of September 16th and September 23th

A motion was made to approve to advertise the Public Hearing to consider New Class BV-L Victualer Liquor License by Our Table LLC by Councilor E. Brine with second by Councilor M. White to approve. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

- B) Town Council Sitting as the Alcoholic Beverage Licensing Board
1) **REQUEST** that the applications listed below will be in order for hearing at a meeting of said Licensing Board on Monday, November 1, 2021 at 6:30 p.m. and advertised in the *Jamestown Press*. **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 year December 1, 2021 to November 30, 2022; review, discussion and/or potential action and/or vote:

CLASS A (PACKAGE STORE) – RETAIL

Tunstall, Inc.
dba: Grapes & Gourmet
9 Ferry Wharf

A motion was made to approve hearing the renewal application of the CLASS A (PACKAGE STORE) – RETAIL, Tunstall, Inc., dba: Grapes & Gourmet on November 1, 2021 at 6:30pm and advertisement in the Jamestown Press by Councilor M. White with second by Councilor E. Brine to approve. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

Varsha, Inc.
dba: Jamestown Wine & Spirits
30 Southwest Avenue
40 Bay View Drive

A motion was made to approve hearing the renewal application of the CLASS A (PACKAGE STORE) – RETAIL, Varsha, Inc., dba: Jamestown Wine & Spirits on November 1, 2021 at 6:30pm and advertisement in the Jamestown Press by Councilor M. White with second by Councilor E. Brine to approve. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

CLASS B – TAVERN

JB's On the Water, LLC
dba: JB's On the Water
150 Conanicus Avenue

A motion was made to approve hearing the renewal application of the CLASS B TAVERN, JB's On the Water, LLC dba JB's On the Water on November 1, 2021 at 6:30pm and advertisement in the Jamestown Press by Councilor M. White with second by Councilor E. Brine to approve. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

CLASS B – VICTUALER

Johnny Angels Clam Shack LLC
Dba: Angel's Kitchen
23B Narragansett Avenue

A motion was made to approve hearing the renewal application of the CLASS B VICTUALER, Johnny Angels Clam Shack LLC, Dba Angel's Kitchen on November 1, 2021 at 6:30pm and advertisement in the Jamestown Press by Councilor M. White with second by Councilor E. Brine to approve. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

Islandish, Ltd.
dba: Chopmist Charlies
40 Narragansett Avenue

A motion was made to approve hearing the renewal application of the CLASS B VICTUALER, Islandish, Ltd. Dba Chopmist Charlies on November 1, 2021 at 6:30pm and

advertisement in the Jamestown Press by Councilor M. White with second by Councilor E. Brine to approve. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

Jamestown Locals LLC
dba: Narragansett Café
25 Narragansett Avenue

A motion was made to approve hearing the renewal application of the CLASS B VICTUALER, Jamestown Locals LLC, dba Narragansett Café on November 1, 2021 at 6:30pm and advertisement in the Jamestown Press by Councilor M. White with second by Councilor E. Brine to approve. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

New England Golf Course Management, Inc.
dba: Jamestown Golf and Country Club
aka: The Caddy Shack
245 Conanicus Avenue

A motion was made to approve hearing the renewal application of the CLASS B VICTUALER, New England Golf Course Management, Inc, dba Jamestown Golf and Country Club, aka The Caddy Shack on November 1, 2021 at 6:30pm and advertisement in the Jamestown Press by Councilor M. White with second by Councilor E. Brine to approve. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

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

A motion was made to approve hearing the renewal application of the CLASS B VICTUALER, Slice of Heaven, Inc., dba Slice of Heaven on November 1, 2021 at 6:30pm and advertisement in the Jamestown Press by Councilor M. White with second by Councilor E. Brine to approve. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

ESJ, Inc.
dba: Simpatico Jamestown
13 Narragansett Avenue

A motion was made to approve hearing the renewal application of the CLASS B VICTUALER, ESJ, Inc., dba Simpatico Jamestown on November 1, 2021 at 6:30pm and advertisement in the Jamestown Press by Councilor M. White with second by Councilor E. Brine to approve. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

KALI, LLC
dba: J Twenty-Two Tap & Table
22 Narragansett Avenue

A motion was made to approve hearing the renewal application of the CLASS B VICTUALER, KALI, LLC, dba J Twenty-Two Tap & Table on November 1, 2021 at 6:30pm

and advertisement in the Jamestown Press by Councilor M. White with second by Councilor E. Brine to approve. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

Tallulah's Taqueria, LLC
Db a Tallulah's Tacos
35 Narragansett Avenue, Unit D

A motion was made to approve hearing the renewal application of the CLASS B VICTUALER, Tallulah's Taqueria, LLC, Db a Tallulah's Tacos on November 1, 2021 at 6:30pm and advertisement in the Jamestown Press by Councilor M. White with second by Councilor E. Brine to approve. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

CLASS B – VICTUALER - LIMITED

Village Hearth Bakery, Inc.
dba: Village Hearth Bakery
2 Watson Avenue
Jamestown, RI 02835

A motion was made to approve hearing the renewal application of the CLASS B VICTUALER- LIMITED, Village Hearth Bakery, Inc., dba Village Hearth Bakery on November 1, 2021 at 6:30pm and advertisement in the Jamestown Press by Councilor M. White with second by Councilor E. Brine to approve. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

CLASS D – FULL (CLUB)

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

A motion was made to approve hearing the renewal application of the Class D – FULL(CLUB) Conanicut Yacht Club on November 1, 2021 at 6:30pm and advertisement in the Jamestown Press by Councilor M. White with second by Councilor E. Brine to approve. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

A motion was made by Councilor M. White with second by Councilor R. White to adjourn sitting as the Alcoholic Beverage Licensing Board. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

The Town Council Adjourns from sitting as the Alcoholic Beverage Licensing Board

- C) Victualing License Application (New): All victualing license application approvals are subject to compliance with all state and local requirements and any and all COVID-19 protocols in affect; Review, Discussion and/or Action and/or Vote on the following:

- 1) Applicant: Our Table LLC dba Our Table
Address: 53 Narragansett Avenue, Jamestown, RI 02835

A motion was made to grant approval the Victualing License Application (New) by Our Table LLC dba Our Table by Councilor M. White with second by Councilor E. Brine to approve. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

- D) 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:

- 1) Applicant: Tallulah's Taqueria LLC dba Tallulah's Taqueria
Address: 35 Narragansett Avenue

Vice President Meagher states that the applicant was asked at the August 16th Town Council meeting to offer additional information for the expansion of the existing Entertainment License. The applicant was not present to address the Town Council. Town Administrator Jamie Hainsworth read the written Entertainment License proposal submitted by the applicant. Chief Mello was not aware of the new Entertainment License application and proposal. Chief Mello recommends to keep Entertainment License as is and have applicant submit new application when current license expires on November 30, 2021. Discussion regarding the application lacked start times. The Council agrees that there needs to be specific start time and end time.

A motion was made to continue the request to the September 20th Town Council Meeting by Councilor R. White with second by Councilor E. Brine to continue until next Town Council meeting. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

- E) Licenses and Permits

- 1) **REQUEST** to advertise for extended hours [in accordance with RIGL §5-24-1 (a) and (b)] in the *Jamestown Press* for a public hearing on November 1, 2021: **NOTICE:** Is hereby given that there will be a public hearing by and before the Town Council of the Town of Jamestown on Monday, November 1, 2021 at 6:30 p.m. in the Jamestown Town Hall Rosamond A. Tefft Council Chambers, 93 Narragansett Avenue, Jamestown, RI pursuant to §5-24-1 of the General Laws of Rhode Island 1956 and as amended upon the following: **RENEWAL** application; review, discussion and/or potential action and/or vote:

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 a.m. 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 a.m. to 2:00 a.m. daily (RIGL §5-24-1 allows this establishment to be open from 6:00 a.m. until 2:00 a.m. without additional operating hours).

A motion was made to approve to advertise hearing the renewal application for extended hours by Cumberland Farms, Inc. dba Cumberland Farms Store #1108, on November 1, 2021 at 6:30pm and advertisement in the Jamestown Press by Councilor M. White with second by Councilor E. Brine to approve. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

V. 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) Broad Band Services to the Island
 - 2) Short Term Rental Ordinance
 - 3) Letter to Jamestown Housing Authority
 - 4) Hurricane Henri Emergency Order
 - 5) Covid 19 update: Covid Testing

Town Administrator stated that items on his report are on the Town Council agenda and would be discussed during the meeting.

- B) Police Chief Ed Mello
 - 1) September 11, 2011 – 20th Anniversary Memorial Ceremony

Police Chief Ed Mello, joined by Mr. Donnelly and Mr. Swistak addressed the Town Council regarding the planned event on Saturday, September 11, 2021. For the first time the four entities, the Jamestown Police Department, VFW, American Legion and Fire Department are working together to plan the 9/11 20th Anniversary Memorial Ceremony.

VI. 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 to consider a publicly operated Broad Band Utility to all residents
 - 1) Review New Shoreham study (distributed at August 16th Town Council Meeting)

IT Director Michael Glier addressed the Town Council looking for feedback after reviewing the New Shoreham study. A motion was made to approve issuing an RFP for a consultant to research a high-level design, financial plan and developing subsequent RFP for an island wide broad band by Councilor M. White with second by Councilor E. Brine. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

- B) Review, Discussion and/or Action and/or Vote to consider Short Term Rental Ordinance
 - 1) Review by Council with Staff on Planning Commissions Short Term Rental Ordinance proposal

Town Planner Lisa Bryer presented an overview of the final draft of the proposed Short-Term Rental Ordinance that the Staff and Planning Commission is recommending as a starting point. Discussion ensued. Town is considering some type of ordinance to regulate Short-Term Rentals to set expectations for owners and tenants, to mitigate problems and maintain community contentment. At this time the Town of Jamestown has no requirements or regulations addressing short-term rentals. The Town Council needs to decide whether to regulate by way of registering and tracking short term rentals; or prohibit any future short-term rentals which is currently enforceable under Table of Use in Zoning Ordinance of permissible land uses. Michael Swistak, Planning Commissioners, 143 Narragansett Avenue addresses the Town Council. The short-term rentals number approximately 120-150 and currently are unregulated businesses. Mr. Swistak is urging the Town Council to review and tweak the draft ordinance so that a final ordinance is adopted by January 2022. Marian Falla, 75 Green Lane addresses the Council and offers suggestions for short-term rental ordinance: 1) Cap the number STR units, 2) Impose a Community Impact Fee 3) Registry for STR with map identifying with notifications to adjacent property owners.

No motion or vote taken. The Town Council continued the topic to the September 20, 2021 agenda.

VII. 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 to commence a needs assessment and evaluation for a new Senior Center

Town Administrator Hainsworth addressed the Council in response to many comments that have been received over the years on the status of the Senior Center. It was decided to continue the topic to the September 20, 2021 agenda.

- B) Review, Discussion and/or Action and/or Vote regarding the July 6, 2021 letter of concern from the Jamestown Fire Department Board of Fire Wardens on the lack of affordable housing as it relates to the availability of volunteer first responders
 - 1) Letter of Jamestown Fire Department Board of Fire Wardens

Discussion ensued.

Town Administrator Hainsworth commends the Fire Department Board of Fire Wardens on writing the letter bringing awareness to the critical need for affordable housing and volunteer first responders.

Mr. Bill Kelly, 76 Reservoir Circle, requests to address the Town Council relating to the issue of affordable housing. Affordable Housing is vital to this community and sites the non-fiction book *Show Me a Hero* – based on Yonkers case study.

No motion or vote taken.

- C) Review, Discussion and/or Action and/or Vote regarding the July 19, 2021 Presentation by Sharon Gold on idling vehicles and request to post signs in Town, and approval of Resolution No. 2021-08 Anti-Idling Resolution for the Town of Jamestown, Rhode Island

- 1) Resolution 2021-08 Anti- Vehicle Idling

Vice President Meagher reads the Anti – Vehicle Resolution. Town Administrator Hainsworth and Chief Mello provide feedback and perspective.

The Council decides to continue the topic to a later meeting.

- D) Review, Discussion and/or Action and/or Vote regarding application for use of the Recreation Center ten consecutive Wednesdays, starting September 1, 2021 thru November 3, 2021, 5:30pm – 7:30pm by the Jamestown Guitar Circle.

- 1) Application and letter from the Jamestown Guitar Circle (non-profit) requesting waiver of rental fee

Discussion ensued.

A motion was made to waive the Recreation Center rental fee for the Jamestown Guitar Circle by Councilor E. Brine with second by Councilor M. White to approve. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

VIII. 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 Affordable Housing Committee (One [1] Member vacancy with a three-year term ending date of May 31, 2023)
 - a) Quaker Case

A motion was made to send notification to Quaker Case for interview to take place on September 20, 2021 before the next scheduled Town Council meeting. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

- 2) Jamestown Fire Department Compensation Committee (Two [2] Citizen-at-Large Representatives with an unexpired term ending date of May 31, 2023 and an unexpired term ending May 31, 2024)
 - a) No applicants
 - 3) Jamestown Housing Authority (Two [2] Commissioner vacancies with an unexpired five-year term ending date of December 31, 2024 and an unexpired five-year term ending date of December 31, 2025)
 - a) No applicants
 - 4) Jamestown Juvenile Hearing Board (One [1] Alternate vacancy with a two-year term ending date of December 31, 2021)
 - a) Nancy Ventrone

A motion was made to approve appointing Nancy Ventrone by Councilor M. White with second by Councilor Randy White to approve. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

- 5) Jamestown Zoning Board of Review
 - a) John Shekarchi to replace Ed Gromada
 - b) Alternate – No applicants

Discussion ensued.

Vice President Meagher questioned whether it was necessary to advertise the Zoning Board of Review seat opening before John Shekarchi is approved to move from an alternate to full member of the Zoning Board of View.

A motion to advertise the Zoning Board of Review open seat was made by Councilor M. White with second by Councilor E. Brine to approve. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

IX. 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) August 16, 2021, 2021 (Regular/Water and Sewer Meeting)
 - 2) August 21, 2021 (Emergency Meeting)
 - a) Declaration of Local Disaster Emergency Resolution

- B) Minutes of Boards/Commissions/Committees
 - 1) Jamestown Housing Authority Board of Commissioners (June 30, 2021)
 - 2) Zoning Board of Review (July 27, 2021)

- C) Tax Assessor’s Abatements and Addenda of Taxes

MOTOR VEHICLE ABATEMENTS TO 2020 TAX ROLL

REED ADAM I	NO BILL UNDER 5 DOLLARS	01-0001-96M	\$3.79
KALE STEMS LLC	CAR TOTALLED 7/29/2019	11-0041-64M	\$ 82.90
NORTH MEADOW FARM	EXEMPT FARM PLATE	01-0004-36M	\$22.68
WINDMIST FARM	EXEMPT FARM PLATE	01-0004-27M	\$363.11
ANDERSON STEPHEN M	EXEMPT FARM PLATE	01-0357-18M	\$73.01
HODGKISS FARM	EXEMPT FARM PLATE	08-0563-00M-2	\$132.75
WINDMIST FARM LLC	EXEMPT FARM PLATE	14-0046-00M-7	\$40.04
WINDMIST FARM LLC	EXEMPT FARM PLATE	14-0046-00M-8	\$60.84
BALL JEFFREY A	REG. IN PA 10/23/2020	02-0096-04M-2	\$73.99
BALL JILL H	REG. IN PA 10/27/2020	02-0096-04M	\$6.67

TOTAL ABATEMENTS	\$859.78
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- D) Narragansett Electric dba National Grid for the purchase of existing street lights in the amount of \$20,041.54 – after review and consultation of Solicitor authorize the Town Administrator to sign Agreement of Sale

- 1) Agreement
 - 2) Agreement of Sale
- E) September 11, 2001 - 20th Anniversary Memorial
- 1) Application for September 11, 2001 - 20th Anniversary Memorial Ceremony

A motion was made to approve the Consent Agenda by Councilor E. Brine with second by Councilor M. White to approve. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; Councilor R. White, Aye.

X. 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: Robert Sutton
Dated: August 12, 2021
Re: Bike path naming
 - 2) Copy of Letter to: Wayne Banks, Jamestown Harbor Commission
From: Charlotte Zarlengo
Dated: August 16, 2021
Re: Regarding a copy of most recent Harbor Management plan submitted to CRMC plan, Heads Beach mooring site coordinates, approval of locations of moorings inside and outside of mooring field
 - 3) Copy of Letter to: Town Council
From: Frank Meyer
Dated: August 21, 2021
Re: Broadband for Jamestown
 - 4) Copy of Letter to: Town Council
From: Clean Water Access
Dated: August 25, 2021
Re: Thank you for approving the Ben Tuff Swim
 - 5) Copy of Letter to: Town Council
From: William A. Kelly
Dated: August 31, 2021
Re: Cell Phone Tower request

Charlotte Zarlengo, 350 Seaside Drive, addresses the Town Council regarding the letter sent to the Wayne Banks, Jamestown Harbor Commission. The Jamestown Shores Homeowners association is concerned about the water quality for safe and enjoyable use of the Heads Beach swimming area as well as the increasing number of moorings at Heads Beach.

No motion or vote taken. Vice President M. Meagher agrees that it can be reviewed on a future agenda.

XI. 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 – Frank Meyer
- B) Scheduled request to address – William A. Kelly
- C) Non-scheduled request to address

There were no comments during Open Forum.

Councilor R. White recused himself from Executive Session Agenda Tax Assessment Appeals and departed at 8:29pm

A motion was made at 8:29 to reconvene the Executive Session by Councilor M. White with second by Councilor E. Brine to approve. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye.

XII. EXECUTIVE SESSION

- B) 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

Discussion ensued. A Vote was taken regarding the Paul and Janice Balzer v. Jamestown C.A. No. 1:19-cv-00109-WES-PAS, regarding possible settlement, however the disclosure of the specific vote is withheld from disclosure pursuant to RIGL § 42-46-4 and 42-46-5(a) Subsection (2) Pending or Potential Litigation (Review of Judges Ruling).

A motion was made to adjourn the Executive Session and rejoin the Open Meeting by Vice President Meagher with second by Councilor M. White to approve. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye.

The Town Council reconvened the regular meeting at 8:50 p.m. Vice President Meagher announced that the Town Council took no action in Executive Session.

A motion was made by Councilor M. White with second by Councilor Brine to seal the Minutes of the Executive Session. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye.

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.

A motion was made to adjourn open meeting at 8:51 by Councilor M. White with second by Councilor E. Brine to approve. Vote: Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye.

Attest:

Roberta J. Fagan, Town Clerk