

TOWN COUNCIL MEETING
January 6, 2020

I. ROLL CALL

A regular meeting of the Jamestown Town Council was held on January 6, 2020. Town Council Members present were as follows: Michael G. White, Mary Meagher, Nancy A. Beye, and William J. Piva, Jr. Councilor Randy White was not present. Also present Town Administrator Jamie A. Hainsworth, Finance Director Christina D. Collins, Town Solicitor Peter D. Ruggiero, Special Counsel Marisa Desautel, Chief of Police Edward A. Mello, Parks and Recreation Director, Andrew Wade, Recreation Supervisor, Deb Hagie, Public Works Director, Michael Gray, Town Planner Lisa Bryer, Zoning and Building Official Chris Costa, Lieutenant Angela Deneault, Sergeant Joel Pinocci, Sergeant Karen Catlow, and Officer Nate Shaffer.

II. CALL TO ORDER, PLEDGE OF ALLEGIANCE

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

III. ACKNOWLEDGEMENTS, ANNOUNCEMENTS, PRESENTATIONS, RESOLUTIONS AND PROCLAMATIONS

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) Introduction of Jamie Hainsworth as Town Administrator

Council President White discussed the search process for Town Administrator and identified the credentials of Jamie Hainsworth.

Town Administrator Hainsworth commented on the interview process and announced he looks forward to working with Residents, Council and Town Staff.

B) Presentation:

1) Swearing In Ceremony for Zachery Hubbard to the Rank of Probationary Police Officer

Chief Mello stated Zachery Hubbard had graduated from the Police Academy on December 20, 2019 and explained his sports career. He also stated Zachery's inspiration for becoming a Police Officer was due to the tragic loss of his father to a drunk driver. He also explained he will now begin 12 weeks of field training with the officers here in Jamestown.

Council President White administered the oath to Zachery Hubbard.

Chief Mello pinned him with his badge and emphasized the responsibility, regarding the oath he had just taken.

IV. OPEN FORUM

Please note that under scheduled requests to address, 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 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-

- 2) Fran Falsey request; regarding 71 Columbia Ave regarding the invitation of dog guests. (This item was taken out of order)

Falsey thanked the Council for the ability to speak and also thanked friends and neighbors that were in attendance. She advised on the use of property and that it is a double lot (not buildable); fenced property. She further explained when she had a dog, they would play there. She now allows friends between the hours of 11 a.m. to 2 pm. to use the lot to exercise their dogs. She stated she has received complaints on the use of the property. She further questioned the definition of keeping of a dog, and would like to have the ability for friends to still use the property with their dogs.

Vice President Meagher advised the concern came from seeing the business Page's Pet van parked outside the lot.

Councilor Piva also confirmed the concern of seeing 10 dogs in connection with the van.

Ms. Falsey declared this was not a business she was operating and had no interest in making money.

Discussion ensued on the issue.

Vice President Meagher questioned the Solicitor.

Town Solicitor Ruggiero advised he would research the matter to offer an opinion.

- 3) Fran Falsey request; regarding construction on the corner of High and Cole Street

She advised on concerns with the construction site and children entering the property; however she did get a response from Mr. Costa that the developer was meeting the requirements of the site.

** The following two items were taken in conjunction:*

A) *Scheduled request to address-

- 1) Dumplings Association request; regarding the proposed CRMC Application for expansion to the Jamestown Boat Yard- 60 Dumplings Drive

B) *Request of Vice President Mary Meagher Regarding Jamestown Boat Yard Expansion

- 1) Application #2019-06-014, RIDEM WQD 19-123 DP 19-174 Jamestown Boat Yard – 60 Dumpling Drive

Mary Marshall, representing the Dumplings Association presented the following concerns regarding the Jamestown Boat Yard expansion: dredging, environmental impacts, eel grass, mooring field and boat traffic, parking and road traffic, encroachment on the property boundary with the construction of new buildings and preservation of historic view of the area.

Vice President Meagher discussed the CRMC Application for Jamestown Boat Yard and questioned Special Counsel Marisa Desautel on options and notice requirements.

Attorney Desautel advised a second notice was not issued as the modification to the application was reduced. She also stated the comment period has ended and currently there is no hearing scheduled.

Discussion ensued on hearing schedule of CRMC.

Vice President Meagher requested more information on the subject prior to a letter being sent.

David Cain stated concern over traffic and adequate parking in the area. He also suggested a traffic study be conducted.

Attorney Foppert representing James V. Taylor read her clients letter of concern, regarding the expansion.

Attorney Infantolino representing the applicant; advised the Notice of Application from CRMC was on the Consent Agenda in July and September and in March they met with Town Officials on the matter. He also outlined the current application before CRMC.

Discussion ensued on ownership of the property.

Steve Devoe, Owner of Jamestown Boat Yard, advised on the current application. He further explained the expansion was done for efficiency and it would only increase the boat yard by 3.5 boats.

Discussion ensued on the Conservation Commission concerns.

Steve Devoe advised the boat yard went to bungee mooring, so that eel grass does not get destroyed. In terms of environment they have eliminated all plastic in yard. He further commented that Safe Harbor is not a big bad guy, they have hired every employee, and he will continue to run the yard as manager.

Mary Marshall commented on Conservation Commission comments regarding eel grass.

Vice President Meagher requested staff seek further information and to forward all communications on that matter to the next agenda.

Vice President Meagher moved to continue the Application #2019-06-014, RIDEM WQD 19-123 DP 19-174 Jamestown Boat Yard – 60 Dumpling Drive with all communications on the matter to the next Council meeting. Councilor Piva seconded. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye

V. **COUNCIL, ADMINISTRATOR, SOLICITOR, COMMISSION/COMMITTEE COMMENTS & REPORTS**

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 Administrator's Report: Christina D. Collins, Interim Town Administrator
- 1) Annual Financial Report – Fiscal Year Ended June 30, 2019
 - 2) Golf Course Club House Update
 - 3) Demolition and removal of dilapidated structure, Plat 5, Lot 419

Town Administrator Hainsworth advised the auditor will have a presentation in February on the Audit. He further discussed the bidding of the Golf Course Club House.

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) Upcoming Meetings and Sessions – dates and times
- 1) Town Council Meeting Schedule: January 21, 2020 at 6:30 p.m.
 - 2) Schedule Hearing Date Museler Appeal
 - 3) Schedule Hearing Date Sears Appeal

Meeting dates were reviewed and Council proposed January 24th and January 31st to hear the Museler Appeal and January 31st for the Sears Appeal.

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) Fort Getty
- 1) FY 2019 Recreation Season Review presented by Parks and Recreation Director Andrew J. Wade

Parks and Recreation Director Andrew Wade reviewed the schedule and fees regarding Fort Getty. He further explained the updates on bath facilities and explained the wait list on reservations. He also thanked his staff for the hard work done, especially Deb Hagie. He further discussed events and reservations for Fort Getty.

Councilor Piva discussed parking and stated it was a challenging matter. He commended the Recreation Department efforts on facilities and programs.

Discussion ensued on recreation programs.

- 2) Request of Parks and Recreation Director Andrew J. Wade; regarding the 2020 Fort Getty Seasonal Rates and Fee Schedule

Parks and Recreation Director Wade reviewed the 2020 Fort Getty Seasonal Rates and advised an increase was not needed at this time.

A motion was made by Vice President Meagher with second by Councilor Piva to set the 2020 Fort Getty Seasonal Rates as recommended by Andrew Wade, Parks & Recreation Director with no fee increase as follows:

Fee Schedule for Fort Getty Park & Campground 2020: (effective January 1, 2020)

Facility	Residency Type	Description	Rate
Campground	Non-Resident	Seasonal RV	\$4950.00
Campground	Resident	Seasonal RV	\$3,700.00
Campground	NA	Transient RV	\$50.00
Campground	NA	Tenting	\$30.00
Tent	NA	Folk Fest Rate (4 Day Rental)	\$200.00
RV Sites	NA	2wks + \$70/night during fest	\$780.00
Tent	NA	Holiday Rate/nt (2 or 3 night min)	\$50.00
RV Sites	NA	2wks + \$70 per Holiday Nights	\$760.00
Fort Getty Park	Non-Resident	Season Pass	\$100.00
Fort Getty Park	Non-Resident	Daily Entry	\$20.00
Fort Getty Park	Non-Resident	Entry Fee with Trailer	\$30.00
Campground	NA	Boat Slip	\$600.00

Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye

- 3) Concerns of Recreational Facilities at Fort Getty
 - d) Communication of Betty Patridge

Richard Branch, a seasonal camper at Fort Getty questioned why the season had been reduced but the rates increased.

Vice President Meagher advised this was changed 6 years ago and the rate was comparable to what was charged in Middletown.

Richard Branch expressed other concerns about bathrooms, grass cutting, guest parking and raking of the beach and site numbers.

Finance Director Collins advised this is the first time hearing these concerns and these items are being addressed.

Discussion ensued on electricity in the campground.

James Carpenter a camper also raised concerns on electricity, Wi-Fi, bathrooms and water.

Councilor Piva stated the electricity upgrade would cost over a million dollars.

** The following items were taken in conjunction.*

- 4) *Conanicut Island Sailing Foundation Free Sailing Program 2019 Report
- 5) *Conanicut Island Sailing Foundation Jamestown 2019 Sea Adventure Summer
- 6) *Conanicut Island Sailing Foundation Leadership Program Review

Meg Myles from the Conanicut Island Sailing Foundation presented a video on the 2019 season. She further outlined the program. She closed by requesting a ten year lease.

Vice President Meagher stated she was a big supporter of CISF.

Councilor White also supported the program and looks forward to a successful 2020 season.

Councilor Piva stated he has always supported the program and like to see it grow; however is against storage of equipment in the off season and advised on future discussions are needed with administration.

Councilor Beye stated she now has more knowledge on the group and also supported future conversations.

- B) Discussion and Authorization of Contract between the Town of Jamestown and Jamie Hainsworth as Town Administrator for the Town of Jamestown

Finance Director Collins advised on the contract with Town Administrator Hainsworth and 8% deferred compensation offer.

A motion was made by Vice President Meagher with second by Councilor Piva to Authorize the Contract between the Town of Jamestown and Jamie Hainsworth as Town Administrator for the Town of Jamestown. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye

Vice President Meagher thanked Christina Collins for her work as Interim Town Administrator.

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 potential action and/or vote:
- *has applied for more than one committee
 - 1) Jamestown Fire Department Compensation Committee (One Citizen-at-Large vacancy with an unexpired term ending date May 31, 2021 and One Citizen-at-Large with a term ending May 31, 2022)
 - a) Letter of interest for appointment
 - i) Eric T. Lexow

A motion was made by Vice President Meagher with second by Councilor Beye to appoint Eric Lexow to the Jamestown Fire Department Compensation Committee with a term expiring May 31, 2022. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye

- 2) Tree Preservation and Protection Committee (three vacancies with a three-year term expiring December 31, 2021 and December 31, 2022
 - a) Letter of resignation
 - i) Roger Birn
 - b) Letters of interest for appointment
 - i) Carol Coleman
 - ii) Thomas Farrell

Council thanked Mr. Birn for his service; however took no action on appointment as interested candidates still needed to be interviewed.

- 3) Jamestown Housing Authority (one vacancy with a five-year term expiring December 31, 2024)
 - a) Letters of interest for appointment
 - i) Jessica McCarthy*

No action was taken on this matter.

- 4) Jamestown Representative Beavertail State Park (One vacancy with a remaining term ending date of December, 2019); permission to advertise
 - a) Letter of interest for reappointment
 - i) Job Toll
 - b) Letters of interest for appointment
 - i) Jessica McCarthy*
 - ii) Leo Orsi*
 - iii) Lisa Primiano

No action was taken on this matter.

- 5) Jamestown Tax Assessment Board of Review
 - a) Letter of resignation
 - i) Karen M. Gabriele

The Council thanked Ms. Gabriele for her service. It was also noted the vacancy would be advertised.

- B) Introduction and Discussion on an Amendment to the Code of Ordinances regarding Chapter 78 -Harbor Ordinance Renewal Schedule and Process

Chief Mello advised on the proposed renewal schedule. He explained Harbor Clerk Kim Devlin is reviewing approximately 800 moorings. He further explained grace period, late fee and this would align with the commercial operating schedule to take place in 2021.

- C) Introduction and Discussion on an Amendment to the Code of Ordinances regarding Chapter 46- Peddlers, Hawkers, and Solicitors; Mobile Food Establishments

Chief Mello advised on State requirements regarding Mobile Food Establishments and local authority. He advised the proposed changes would allow food trucks as part of permitted events. He also advised that food trucks would also be permitted with contracted vendors of the town, such as the Dell’s truck at Mackerel Cove.

Chief Mello also advised on door to door sales.

Town Solicitor Ruggiero questioned if the Town Clerk would issue without Council review.

A motion was made by Councilor Piva with second by President White to approve the Consent Agenda. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye.

The approved Consent Agenda consists of the following:

- A) Adoption of Town Council Minutes
- 1) December 2, 2019 (regular meeting)
 - 2) December 2, 2019 (joint meeting)
 - 3) December 6, 2019 (special meeting)
 - 4) December 6, 2019 (executive session)
 - 5) December 16, 2019 (interview session)
- B) Minutes of Boards/Commissions/Committees
- 1) Jamestown Harbor Commission (November 13, 2019)
 - 2) Jamestown Zoning Board of Review (November 26, 2019)
- C) Request of Tax Assessor for Specific Abatements & Addenda of Taxes

REAL ESTATE ABATEMENTS TO 2019 TAX ROLL		
02-0204-00	Plat 7, Lot 46	\$945.88
07-1110-60	Plat 14, Lot 387	\$194.01
12-0599-75	Plat 7, Lot 139	\$3,425.28
16-0181-00	Plat 9, Lot 235	\$88.55
25-0070-00	Plat 3, Lot 51	\$103.04
26-0053-75	Plat 3, Lot 488	\$600.53
REAL ESTATE ADDENDA TO 2019 TAX ROLL		
08-0063-70	Plat 11, Lot 38	\$421.23
TOTAL ABATEMENTS		\$ 5,357.29
TOTAL ADDENDA		\$ 421.23

IX. COMMUNICATIONS, PETITIONS, AND PROCLAMATIONS AND RESOLUTIONS FROM OTHER RHODE ISLAND CITIES AND TOWNS

A motion was made by Council Vice President Meagher with a second by Councilor Piva to accept the Communications. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye.

The Communications and Proclamations and Resolutions from other RI cities and towns consists of the following:

- A) Communications
 - 1) Copy of Letter to: Councilman Randy White
From: Alma Davenport
Dated: December 30, 2019
Re: Airbnb
 - 2) Copy of Email to: Christina D. Collins, Interim Town Administrator
From: Richard Doyle
Dated: December 31, 2019
Re: Airbnb
 - 3) Copy of Email to: Erin Liese, Town Clerk
From: Kathryn & Tim Conway
Dated: December 31, 2019
Re: Jamestown Boat Yard Expansion
- B) Public Notice
 - 1) CRMC Notice 2019-12-055 regarding the application of Walrus & Carpenter Oysters LLC c/o Jules Opton-Himmel for a 7.8 acre aquaculture site using floating cages in Narragansett Bay- West Passage
- C) Proclamations and Resolutions from other Rhode Island Cities and Towns
 - 1) Resolution of the Town of Charlestown in Support of Fully Funded E-911 Statewide and Municipal Services

X. ADJOURNMENT

A motion was made by Vice President Meagher with second by Councilor Piva to adjourn. Vote: President White, Aye; Vice President Meagher, Aye; Councilor Beye, Aye; Councilor Piva, Aye.

The regular meeting was adjourned at 9:52 P.M.

Attest:

Erin F. Liese, CMC, Town Clerk
Town Council Meeting Minutes

01-06-2020

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