

Agenda

January 12, 2010

Warren Town Council Meeting

Town Hall

514 Main Street

7:00 PM

Consent Agenda- all items listed with an asterisk (*) are considered to be routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a council member or citizen request in which event the item will be withdrawn from the General Order of Business and considered in the normal sequence on the agenda.

PLEDGE OF ALLEGIANCE

PROCLAMATION-EAGLE SCOUTS

- 1. Christopher Parayno**
- 2. Demetrios Andreadis**
- 3. Steven Ouellette**
- 4. David Cioe**

INTERVIEWS

Affordable Housing Advisory Board - 3 positions

1.

Economic Development Committee – 1 position

1. Linda Brunini, 61 Asylum Road

2. David Robert, 480 Main Street

Voluntary Historic District Board of Appeals -1 position

1.

Harbor Management Commission – 1 position

1. Mark Amaral, 48 Water Street

ACCEPTANCE OF MINUTES

Acceptance of December 8, 2009 Executive Minutes

Acceptance of December 8, 2009 Minutes

CONSENT AGENDA

***P-1, *P-2, *P-3**

ORDINANCE:

O-1

ARTICLE II. ALCOHOLIC BEVERAGES, TAVERNS AND VICTUALLING HOUSES Sec. 11-28 (1st reading)

Chapter 11, Sec 11-28 Limitation on number of Class BV Liquor Licenses.

Pursuant to the provisions of section 3-5-16 of the General Laws, the Town Council hereby limits the maximum number of Class BV liquor licenses as follows:

OLD- The maximum number of Class BV beverage licenses to be issued by the town is fixed at twenty one (21).

NEW- The maximum number of Class BV beverage licenses to be issued by the town is fixed at nineteen (19).

Chapter 11, Sec 11-28 Limitation on number of Class BVL Liquor Licenses

OLD - The maximum number of Class BVL (limited) beverage licenses to be issued by the town is fixed at eight (8).

NEW- The maximum number of Class BVL (limited) beverage licenses to be issued by the town is fixed at four (4).

Chapter 11, Sec 11-29 Limitation on number of Class D Liquor Licenses

**OLD - The maximum number of Class D licenses to be issued by the town
is fixed at seven (7).**

**NEW- The maximum number of Class D licenses to be issued by the town
is fixed at five (5).**

O-2

CHAPTER 18, STREETS AND SIDEWALKS:

ARTICLE I, SEC 18-8, Snow and ice generally (1st Reading)

BE IT ORDAINED by the Town Council of the Town of Warren in the County of Bristol, Rhode Island, that Chapter 18 of the Code of the Town of Warren be and the same is hereby amended and supplemented with the addition of the following Paragraphs (c) and (d) in Section 18-8:

(c) No person, including the owner or occupant of any lands or premises abutting or bordering upon any sidewalk, street or highway, shall place, deposit, throw or shovel any snow or ice into or upon that portion of any such street or highway which has been cleaned, plowed or shoveled of snow or ice by the Town or by any governmental agency or authority at any time after said street or highway has been cleaned or plowed as aforesaid. Any person violating the provisions of this Paragraph shall be punished in accordance with Section 1-8.

(d) No owner or occupant of any lands or premises abutting or bordering upon any street or highway shall cause, allow or permit any person to do or perform any of said conduct prohibited by Paragraph (c) of this section. Any person violating the provisions of this Paragraph shall be punished in accordance with Section 1-8.

O-3

Chapter 21 Utilities (2nd reading) (continued from 12/08/09)

Article I - Generally

Article II - Sewers

Article III - Industrial Pretreatment

Article IV - Use of Public Sewers

Article VI - Town Authority

Article VII – Penalties

Article VIII – Sewer Use Inspections

Article IX – Sewer Extension Requirements

Article X – Sewer Design & Construction

Article XI – Building Sewer Design & Construction

O-4

**Chapter 10 - Harbors and Vessels, Article III - Mooring Regulation,
Section 10-47 Applications for Mooring Permits and renewals.
(2ndreading)**

O-5

Chapter 10 - Harbors and Vessels, Article V - Town Dock (2ndreading)

O-6

Chapter 4 – Buildings and Building Regulations, Article V - A

Prohibition of Illicit Discharges, Sec. 4-113-4-122 (2ndreading)

O-7

Chapter 22, Sec. 22-1 through 22-17; Post Construction Storm Water Control.

(2ndreading)

PUBLIC HEARING

PH-1

Public Hearing for a BV Liquor License

From: Tucker Holdings, Inc.

d/b/a Nathaniel Porter Inn

125 Water Street

Warren, RI 02885

PH-2

Public Hearing for a BVL Liquor License

From: Blount Seafood Corporation

d/b/a Blount Fine Foods & The Blount Clam Shack

347 Water Street

Warren, RI 02885

TOWN COUNCIL

President, David S. Frerichs

1. Special Thanks

2. Request a motion for Executive Session (closed session) Pursuant to

42-46-5 Sub Section (a) (5), Property –Open Space Property.

PETITIONS

***P-1**

Request for a Class F Beverage License

From: Massasoit Hook & Ladder Fire Co.

One Joyce Street

Warren, RI 02885

Date: January 23, 2010

Place: Main Fire Station

Event: Italian Dinner

***P-2**

Request for a Class F Beverage License

From: ST. Thomas the Apostle Church

500 Metacom Avenue

Warren, RI 02885

Date: January 16, 2010

Event: Cacoila Supper

***P-3**

Request for a One Day Entertainment License

From: ST. Thomas the Apostle Church

500 Metacom Avenue

Warren, RI 02885

Date: January 16, 2010

Event: Cacoila Supper

Time: 6:30pm-12:00am

Entertainment: Disc Jockey

P-4

Request for a Victualling License

From: Nathaniel Porter Inn (Ethan M. Tucker)

125 Water Street

Warren, RI 02885

P-5

Request for a Yearly Entertainment License

From: Nathaniel Porter Inn (Ethan M. Tucker)

125 Water Street

Warren, RI 02885

Anticipated Entertainment: One Man Solo Band

P-6

Request for Special Police Constable

From: Nelson Moreira

22 Luther Street

Warren, RI 02885

P-7

**Request Public Hearing for Transfer of BV Liquor, Stock and
Entertainment License.**

From: The Wharf Tavern (Nuno Pires)

215 Water Street

Warren, RI 02885

To: Wharf Tavern of Warren (Manuel Escobar)

215 Water Street

Warren, RI 02885

P-8

Request for Extended Hours

From: Clube Recreativo e Cultural Portuguese

132 Child Street

Warren, RI 02885

Dates: February 13, 2010 – 5:00pm-2:00am

February 27, 2010 - 5:00pm-2:00am

Event: Mardi Gras

(Contingent upon Police and Fire Personnel)

P-9

**Request Public Hearing for a Transfer of BVL Beverage
and Victualling License**

From: Zultan International, Ltd.

d/b/a The Cheese Plate

54 State Street

Warren, RI 02885

To: RJA All the Way, LLC

d/b/a The Cheese Plate

54 State Street

Warren, RI 02885

P-10

Request for Renewal of Private Detective's License

From: Doug White

44 Overhill Road

Warren, RI 02885

P-11 Request renewal of Drainlayers Licenses

Name Address Town

CB Utilities 99 Tupelo Street Bristol, RI 02809

DaPonte's Landscaping Services, 700 Wood Street Bristol, RI 02809

Dennis J. Diffley, Sr. 2650 Warwick Avenue Warwick, RI 02889

East Coast Construction 202 Chase Road Portsmouth, RI 02871

ELJ Inc. 115 Tupelo Street Bristol, RI 02809

D J Development 339 Market Street Warren, RI 02885

John Lannan 34 Broad Common Road Bristol, RI 02809

John Marshall 134 Fatima Drive Warren, RI 02885

Michael Fonseca 137 Ferry Road Bristol, RI 02809

Narragansett Improvement 223 Allens avenue Providence, RI 02903

Pond View Excavation 50 French Street Rehoboth, MA 02769

Regional Construction 48 Harrison Street Bristol, RI 02809

(Contingent on approval from Town Manager and Public Works Director)

OLD BUSINESS

OB-1

Discussion & action approving Harbor Management Plan – Harbor Management Commission.

OB-2

Letter from National Grid (Michael Grant) regarding portion of Henry Street. (Warren Town Council Meeting-PH-1 of July 10, 2007, Brian Wales, Petitioner)

OB-3

Discussion and action regarding parking study and recommendations for Libby Lane.

NEW BUSINESS

NB-1

Discussion and action regarding letter from School Superintendent Melinda L. Thies on resolution to propose an amendment to the enabling legislation for the Regional School District.

TOWN MANAGER

- 1. Discuss and action regarding Recreation Position description.**
- 2. Discussion and action on proposed donation of property to the Town of Warren from George and Madeline Toste.**
- 3. Request the Town Council to waive the bidding process for software and support for the Police Department's computer operating system to Information Management Corporation, 13 Centennial Drive, North Grafton, MA 01536, for \$9,705.00 under Section 2-256 Sole Source Procurements and Emergency Procurements of the Warren Town Code. The funds are allocated in the Police Computer System Costs Account #1-01-24-2050-24.**
- 4. Discussion regarding the appointment of a representative from**

Warren to sit on the board of directors of the Newport & Bristol Counties Convention and Visitors Bureau.

5. Discussion regarding the Town Manager's denial of a claim for damages from Debra M. DeLuca.

BOARD OF TAX REVIEW

1. Recommended 2009 Abatements

2009 Abatements \$124.11

TAX ASSESSOR

1. Recommended Addendums to Tax Roll

2009 Additions \$26.98

2008 Additions \$26.20

FIRE CHIEF

1. Request the Town Council to approve and authorize the Council President to sign

the one year Preventative Maintenance Agreement for the Plymovent Exhaust

Removal System for \$3,254.00

TOWN PLANNER

1. Update on Town Project Status and Outlook for 2010”

POLICE CHIEF

1. Request the Town Council to award bid for the Warren Police Department’s Digital

Voice Recording System to Dictronic Inc. 110 Gould Street P.O. Box 403 Needham,

MA for \$11,454.10.

Individuals requesting interpreter services for the hearing impaired must notify the Town Clerk's Office at least forty-eight (48) hours prior to the meeting. 401-245-7340(voice) or "via RI Relay 1-800-745-5555" (TTY).