

PORTSMOUTH TOWN COUNCIL MEETING

January 10, 2011

Second Amended Agenda*

7:00 p.m. – Town Council Chambers, Town Hall, 2200 East Main Road

PLEDGE OF ALLEGIANCE

TOWN COUNCIL

SWEARING IN CEREMONY:

Third Class Firefighter Gretchen N. Ardito

Third Class Firefighter Thomas J. Rousseau

**PROCLAMATION PRESENTATION: Congratulations to Producer
Richard**

**Talipsky, Chairman of the Portsmouth Economic Development
Committee, as RI Public Education and Government (PEG) Awards,
Category 3: Best**

**Documentary Program First Place Recipient, for production of the
Strategic Plan Phase I Video, “Catch the Wind: Portsmouth’s Town
Wind Turbine”**

CONSENT AGENDA

1. CRMC

PUBLIC NOTICE:

William & Kathryn Labbe, 78 Macomber Lane, Plat 14, Lot 78

2. December, 2010 Monthly Reports: Police, Fire, Public Works

SITTING AS A BOARD OF LICENSE COMMISSIONERS

SHOW CAUSE HEARING:

Annual Liquor License

Liquor License Class B – (continued from TCM 11/08/10 & 12/13/10)

K & D Investments d/b/a The Beach House, 506 Park Avenue

2:00 a.m. Closing – (continued from TCM 11/08/10 & 12/13/10)

K & D Investments, Inc. d/b/a The Beach House, 506 Park Avenue

(November 24 and December 31, 2010)

Victualler License – (continued from TCM 11/08/10 & 12/13/10)

K & D Investments d/b/a The Beach House, 506 Park Avenue

Amusement Games – (continued from TCM 11/08/10 & 12/13/10)

3 Games – K & D Investments d/b/a The Beach House Bar

& Grill, 506 Park Avenue

ADJOURN

SITTING AS THE BUILDING CODE BOARD OF APPEALS

1. HEARING: APPLICANT: Derek Savas, Managing Member for the property

located at Plat 44, Lot 18, 8 Russo Road. Property owner JKD, LLC, 48 Green End Avenue, Middletown, RI. Seeking relief from Section 403.2 Separate facilities. Where plumbing fixtures are required, separate facilities shall be provided for each sex. EXCEPTIONS:

1. Separate facilities shall not be required for dwelling units and sleeping units.

2. Separate facilities shall not be required in structures or tenant spaces with a total occupant load, including both employees and customers, of 15 or less.

3. Separate facilities shall not be required in mercantile occupancies in which the maximum occupant load is 50 or less.

ADJOURN

TOWN COUNCIL

PRESIDENT'S EXECUTIVE SUMMARY

MINUTES – TCM 12/6/10; TCM 12/13/10 & Exec.

BILLS – 2 Listings – 12/21/10 and 1/10/11

TOWN ADMINISTRATOR'S REPORT

APPOINTMENTS AND RECOGNITIONS

1. Request for Appointment

a. Farm Tax Exemption Task Force (9)

b. Tax Assessment Board of Review (2)

2. Request Removal of Inactive Harbor Commission

Members F.McNeilly

3. Request to Formally Disband Committees R.W.Gilstein

a. Sewer Survey Committee

b. Wastewater Advisory Committee

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OLD BUSINESS

1. Establish Transfer Station Sticker Fee/Recycling and Solid Waste Disposal Workshop continued (fr. 12/6/10)

a. Transfer Station Cost Issues & Sticker Price for 2011 J.A.Seveney

b. Transfer Station Enterprise Fund Deficit Reduction R.G.Driscoll

c. Request Approval of Contract with RIRRC R.G.Driscoll

d. Discussion/Action on a Management Plan for the J.J.Staven

Transfer Station to reduce costs/raise revenues to the

proper level through the sticker fee or a Pay As You

Throw program for the Transfer Station

e. Recommendations Regarding Transfer Station Operation/

R.Gessler

Solid Waste/Recycling Study Committee

2. Request for Update/Review Status Report on Fairview R.Molleur

Lane Right-of-Way (fr. 12/13/10)/Legal Opinion T.Scott

3. Request for Wind Turbine Status Update J.W.Robicheau

4. Request Energy Grant – Reallocation R.W.Gilstein

5. Community Development Block Grant

Program Concerns D.A.D'Andrea

6. November Revenue and Expenditure Reports for FY

2010-11 D.P.Faucher

NEW BUSINESS

**1. Presentation Portsmouth Economic Development
Committee R.W.Talipsky**

2010 Annual Report

2. **Presentation Bristol Ferry Town Common Committee E.Smith
2010 Annual Report**
3. **Request Workshop/Portsmouth Redevelopment
Agency F.W.Faerber**
4. **Request for Discussion and Action: Request for
Support D.M.Gleason
in pursuing an Erosion Grant for the Glen Farm property/
Lower Glen Farm Preservation Committee**
- * 5. **Request Additional Elmhurst Walk-through and
Re-Use D.M.Gleason
Committee Meeting Rescheduled**
6. **Request Repair/Replacement of Town Council
Chambers L.Fitzmorris
Audio System**
7. **Request for Comments: East Main Road
Improvements- R.G.Driscoll
RIPTA Park 'n Ride**
8. **Request to Establish Eligibility List for Police and
Public R.G.Driscoll
Works Department Hiring**
9. **Request to Accept Code Red Proposal R.G.Driscoll**
10. **Request Award of Contract for Gas Boilers- Bid
#P11-006 D.P.Faucher**
11. **Request to Ratify Lease Purchase Contract D.P.Faucher**
12. **Request to Rescind Personnel Ordinance 93-4-20
B D.P.Faucher**

13. Request for Denial of Petition D.P.Faucher

*** 14. Portsmouth Landfill J.J.Staven/L.Pedro**

15. Request to approve Tax Vouchers #20110110 01–#20110110

06 D.E.Dolce

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CORRESPONDENCE

1. Enforcement of Zoning Ordinance D.A.D’Andrea

2. School Department Deficit Reduction Plan D.A.D’Andrea

3. Bayside Avenue Boat Ramp C.Commons

4. Wastewater Management Plan-Progress Report R.W.Gilstein

5. Accessibility to Existing Sidewalks ADA V.J.Palumbo

East Main Road from Turnpike Avenue to Boyd’s Lane;

Park Avenue from Aquidneck Avenue to East Main Road;

R.I.C 95105; Grass Strip/RIDOT

6. East Main Road – Sidewalk & Curbing Project R.W.Gilstein

7. Tree City USA Recertification/RIDEM P.Lockwood

8. Thank you for ongoing support in opposing the Hess C.Gray

Weaver’s Cove Energy Project/LNG Working Group

9. Request for Support in Encouraging the Return of the

W.J.W.Marshall

America’s Cup Competition to the City of Newport/

Town of Middletown

10. Meeting Notice re: Approval of Existing Crosswalks on

R.Rocchio

**East Main Road in front of Portsmouth United Methodist
Church and in front of St. Anthony Catholic Church/DOT
State Traffic Commission**

FUTURE MEETINGS

Jan. 24 – 7:00 p.m. – Town Council Meeting

Jan. 27 – 7:00 p.m. – HEARING: PROPOSED ABANDONMENT OF A

PORTION OF HEIDI DRIVE: APPLICANT: Kevin

**Tarsagian requests that the Town grant his petition for
abandonment of a highway, alleging that it has ceased to
be useful to the public, said highway being described as
“Heidi Drive” and abutting Tax Assessor’s Plat 59,
Lots 13, 49, 50, 52 and 53. The said portion of Heidi
Drive also abuts Lot 5 at its northerly terminus.**

*** EXECUTIVE SESSION**

RIGL 42-46-5 (a) (2) Litigation - Portsmouth Landfill D.A.D'Andrea

ADJOURN

**The public is welcome to any meeting of the Town’s boards or its
committees. If communication assistance
(readers/interpreters/captions) is needed or any other**

accommodation to ensure equal participation, please contact the Town Clerk's Office at 683-2101 at least three (3) business days prior to the meeting.

POSTED: 1/6/11