

CITY OF NEWPORT

DOCKET OF THE COUNCIL

*The following items of business having been filed with the City Clerk under the rules of the Council will come before the Council at its regular meeting to be held on **January 11, 2006**, at 6:30 p.m.*

PLEDGE OF ALLEGIANCE TO THE FLAG

CITIZEN'S FORUM (Speakers must sign-in with the City Clerk)

The Citizen's Forum period shall be no longer than fifteen minutes and citizens may address the Council on **one subject only and for no longer than three minutes**. Issues to be discussed shall not include matters to be considered or discussed as part of the regular council agenda and must be related to substantive city business. No comments regarding personnel or job performance are allowed.

COUNCIL

1. **CONSENT CALENDAR** *CONSENT CALENDAR IS APPROVED IN ITS ENTIRETY, UNLESS THE COUNCIL REMOVES AN ITEM FOR DISCUSSION. ALL LICENSES ARE GRANTED SUBJECT TO COMPLIANCE WITH ORDINANCES #31-80 AND #98-40.
 - a. Minutes of the December 14, 2005, Council Meeting. (Approve)
 - b. Holiday Selling Licenses, New:
 - 1) Jeannine Bestoso, d/b/a Creation Art Studios and Gallery, 42 Spring Street.
 - 2) North-East Sales, Inc., d/b/a Newport Video, 228 Connell Highway.
 - c. Communication from the Superintendent of Schools, re: Monthly Update Report on the Berkshire Report's Action Plan. (Receive)
 - d. Communication from the Planning Board, re: Proposed amendments to Chapter 17.72 of the Zoning Ordinance – Nonconforming Development. (Receive and order advertised for hearing on February 8, 2006)
 - e. FY 2007-11 Capital Improvement Program (Receive and order advertise for hearing on January 25, 2006)

**It is the practice of the Council to meet at 6:15 pm. in the Conference Room to discuss docket items. The public is invited to attend.*

Council Dockets may be viewed on the City of Newport web page: www.ci.newport.ri.us – City Clerk's Office. Minutes of the meeting will be available on the web page prior to the next council meeting.

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- f. RI Department of Environmental Management, re: Insignificant Alteration – Assessor’s Plat 41, Lot 405, 51 Beacon Hill Road; installation of 30-inch wide pervious treads associated with proposed access path. (Receive)
- g. CRMC Cease and Desist Order – Assessor’s plat 43, lot 1; 280 Harrison Ave.; dredging, dredge material disposal, and alteration of coastal wetlands (mowing and filling). (Receive)
- h. CRMC Notice of Violation to Blocks Bldg. Enterprises, 57 Associates & Caneel Bay, Ltd., Brown & Howard Wharf; installation of walers and pilings in nonconformance with CRMC Assent M2004-12-069 for seawall replacement. (Receive)
- i. Resolution of the Town of Exeter regarding State Aid and School District Funding and requesting municipalities join with Exeter as amici curiae in the case of Exeter-West Greenwich Regional School District v. the Town of Exeter, C.A. No.: WC 2005-0448. (Receive)
- j. Resolution of the Town of Westerly in support of legislation for the prevention of Lyme Disease and other tick-borne illnesses. (Receive)
- k. Resolutions urging the PUC to deny the application of National Grid to increase electric utility rates: (1) Town of Hopkinton; (2) City of Providence. (Receive)
- l. Annual Reports:
 - 1) Trust & Investment Commission
 - 2) Juvenile Hearing Board
 - 3) Housing Authority of Newport
 - 4) Newport Hospitality Commission
 - 5) Newport Tree Commission
- m. Claim of Eric Barclay deTolly

LICENSES AND PERMITS

- 2. Entertainment License, New; Fastnet, Inc., d/b/a The Fastnet, 1-3 Broadway (in conjunction with liquor license transfer)

3. Victualing License, New; Fastnet, Inc., d/b/a The Fastnet, 1-3 Broadway (in conjunction with liquor license transfer)

COMMUNICATIONS AND PETITIONS

4. Communication from the Government Finance Officers Association, re: Commending Finance Director Laura Sitrin and Budget & Finance Analyst Elizabeth Sceppa on the City of Newport's receipt of the GFOA Distinguished Budget Presentation Award
5. Communication from Burt Hoffman, 54 Ayrault St., asking to address the Council regarding a moratorium on new sewer construction.

6. APPOINTMENTS TO BOARDS AND COMMISSIONS

Affirmative Action Commission:

- a) Felicidad Zeballos,
- b) Marcia Viteri,
- c) M. Anita DeWitt

RESOLUTIONS

*Resolutions require one reading for adoption.

7. Honoring Police Officers Philip Florendo and Matthew Corcelli, for their rescue actions at Easton's Beach on October 6, 2005. – City Council; Sponsor: C. McGrath (Continued from December 14, 2005)
8. Honoring Employees of the Public Works Department for extraordinary and round-the-clock efforts in repairing the old water main on the West Main Road.
9. Honoring the Rogers High School Football Team on winning the Division I Super Bowl Championship – City Council; Sponsors: S. Waluk, C. McGrath (Continued from December 14, 2005)
10. Regularly-scheduled Council Meetings in 2006.

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11. Requesting involvement of RI Attorney General in litigation involving the Washington Street Extension – C. Duncan
12. Review of Utilities Department Operations – J. Trifero, S. Coyne, M. Connolly

ORDINANCES

*Ordinances require two readings for adoption.

13. Amending Chapter 17.08 of the Codified Ordinances (Zoning), entitled, Definitions, re: “Established Grade.” (Second Reading)
14. Amending Chapter 1.14.030, Specific Penalties for Certain Violations – Violation of Chapter 8.12, Noise Abatement – increasing minimum mandatory fines for disorderly houses. – S. Waluk (First Reading)
15. Amending Chapter 8.12.100, Noise Ordinance – Specific Activities Prohibited, to redefine “disorderly house.” -- S. Waluk (First Reading)

COMMUNICATIONS FROM THE CITY MANAGER

16. Communication #4004/05, re: Bid Award for Parking Meter Management (with accompanying resolution; continued from December 14, 2005)
17. Communication #4005/05, re: Bid Award for Parking Lot Management (with accompanying resolution; continued from December 14, 2005)
18. Communication #4008/06, re: Bond Referendum for Road Improvements (with accompanying resolution)
19. Communication #4009/06, re: Proposed Amendment to the Zoning Map – Lenthal School (with accompanying resolution)
20. Communication #4010/06, re: Proposed Zoning Amendment – U.S. Women’s Open (with accompanying resolution)
21. Communication #4011/06, re: RIDEM Grant Agreement -- Sunset Hill (with accompanying resolution)
22. Communication #4012, re: Acceptance of Proposal for Police Department/Fire Department Study (with accompanying resolution)

23. Communication #4013, re: Amendment to Title 3, Personnel –
Reclassification of Police Dept. Research & Development Administrator and
Proposal for New R&D Administrative Assistant (with accompanying
ordinance)
24. Communication #4014/06 – 2006 Easton’s Beach Fees -- Recommended
Changes (with accompanying ordinance)

ADJOURN AND CONVENE AS BOARD OF LICENSE COMMISSIONERS

BOARD OF LICENSE COMMISSIONERS

LICENSES AND PERMITS

1. Application of Maur Ennis, Inc., d/b/a Aidan’s of Newport, 1-3 Broadway, to
transfer its Class BV alcoholic beverage license to Fastnet, Inc., d/b/a The
Fastnet, at the same premises.
2. Application of Thames Street Thai Cuisine LLC, d/b/a Thai Cuisine, 517
Thames St., first floor, to expand its Class BL alcoholic beverage license to a
300 sq. ft seasonal courtyard on the south side of the building.

Communications objecting to the proposed expansion:

- a. Benjamin C. Riggs, Jr., 15D Harrington St.
- b. Harrington Wharf Condominium Association
- c. Victor J. Melfa, 16 Coddington Wharf

Kathleen M. Silvia
City Clerk

January 4, 2006