

CITY OF NEWPORT DOCKET OF THE COUNCIL

The following items of business, filed with the City Clerk under the rules of the Council, will come before the Council at its regular meeting to be held on May 13, 2009, 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.

1. **CONSENT CALENDAR**. THE 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. Special Event Licenses:
 1. Newport Music Festival, d/b/a "An Evening with Victor Borge"; Jane Pickens Theatre, 49 Touro St., May 18, 2009, from 5:00 p.m. to 8:00 p.m.
 2. Women's Resource Center and S.A.D.A., d/b/a "Beyond the Bounce" Basketball Tournament"; Edward Street Basketball Courts, May 30, 2009, from 9:00 a.m. to 7:00 p.m.
 3. Island Moving Company, d/b/a "Passions Collide" Dance; Great Friends Meeting House, 21 Farewell St., May 15-17 and May 21-23, 2009, from 8:00 p.m. to 9:30 p.m.
 4. Fort Adams Trust, d/b/a "Family Day"; Fort Adams State Park, June 6, 2009 (rain date, June 7), from 11:00 a.m. to 4:00 p.m.

It is the practice of the Council to meet at 6:20 p.m. in the second-floor Conference Room to discuss docket items. The public is invited to attend. The docket, along with all applications and communications, can be viewed on the City of Newport website: www.cityofnewport.com – "Current Newport City News & Announcements" – Click on "MORE NEWS." Council Meeting can be viewed on Cox Cable, Channel 18; check local listings for dates and times. A DVD of the Council Meeting is also available at the Newport Public Library within 48 hrs. of the meeting.

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5. Seaman's Church Institute, 18 Market Square, d/b/a "Sundays at Seamen's Music Series"; June 14, July 12, and August 9, 2009, from 4:00 p.m. to 6:00 p.m.
6. Rogers High School Senior Class Parents, d/b/a "RHS Post Graduation Party"; The Elks Lodge, 41 Pelham St., June 19, 2009, from 8:00 p.m. to Midnight.
7. Fort Adams Trust, d/b/a "A Salute to the Summer Solstice" Fundraiser; Fort Adams State Park, June 19, 2009, from 7:00 p.m. to 10:30 p.m.
8. Branchwater Productions, Inc., d/b/a Cole Brothers Circus; Newport Grand Parking Lot, 150 Admiral Kalbfus Rd., June 19, 2009, performances at 4:30 p.m. and 7:30 p.m.; June 20, 2009, performances at 1:30 p.m., 4:30 p.m. and 7:30 p.m.; June 21, 2009, performances at 1:30 p.m. and 4:30 p.m.
9. The Preservation Society of Newport County, d/b/a "The Newport Flower Show"; Rosecliff, 548 Bellevue Ave., June 26, 2009, from 10:30 a.m. to 9:00 p.m.; June 27 and 28, 2009, from 9:00 a.m. to 9:00 p.m.
10. Newport Hospital, d/b/a "Newport Hospital's A Night of Tribute"; Newport Art Museum, 76 Bellevue Ave., July 9, 2009, from 6:00 p.m. to 10:00 p.m.
11. Island Moving Company, d/b/a "Dance? Dance. Dance!!!"; Great Friends Meeting House; 21 Farewell St., July 17-19 and July 22-26, 2009, from 8:00 p.m. to 9:30 p.m.
12. Hellenic Orthodox Community of Newport, RI, Inc., d/b/a St. Spyridon's Greek Orthodox Church – Hellenic Festival; Corner of Thames & Brewer Sts. (church parking lot), July 24, 2009, from 4:00 p.m. to Midnight; July 25, 2009, from Noon to Midnight; and July 26, 2009, from Noon to 6:00 p.m.

13. International Tennis Hall of Fame, d/b/a “George Wein’s Jazz Festival 55”; International Tennis Hall of Fame/Newport Casino, 194 Bellevue Ave., August 7, 2009, from 8:00 p.m. to 11:00 p.m.
 14. The Preservation Society of Newport County, d/b/a “A Weekend of Coaching in Newport”; at various properties of The Preservation Society (including The Breakers, The Breakers Stables, Rosecliff, Marble House, The Elms) with a Coaching Exhibition and Ball at The Elms, Bellevue Ave., August 20-23, 2009, from 10:00 a.m. to 10:00 p.m.
 15. The Preservation Society of Newport County, d/b/a “Newport Mansions Wine & Food Festival”; The Breakers, Ochre Point Ave., September 27, 2009, from 6:00 p.m. to 10:00 p.m.; September 26 and 27, 2009, from Noon to 5:00 p.m.
- b. Food Concession License:
1. Branchwater Productions, Inc., d/b/a Cole Brothers Circus; Newport Grand Parking Lot, 150 Admiral Kalbfus Rd., June 19, 20 and 21, 2009.
 2. Hellenic Orthodox Community of Newport, RI, Inc., d/b/a St. Spyridon’s Greek Orthodox Church – Church Festival; July 24, 25 and 26, 2009.
- c. Farmer’s Market License, Renewal, Aquidneck Growers’ Market, Inc.; Memorial Blvd., north side, between Chapel St. and Edgar Court; Wednesday afternoons, June 10 to October 28, 2009, from 2:00 p.m. to 6:00 p.m.
- d. Holiday Selling Licenses, New:
1. Juan Campos and Alba Corleto, d/b/a Leon’s Market, 156 Broadway
 2. Iris J. Quiroa, d/b/a Newport Ceiba Associates, 154 Broadway
 3. Thames St. Shirt Co., d/b/a Newport Shirt Co., 492 Thames St.
- e. Holiday Selling License, Renewals:
1. Newport Apparel, Inc., d/b/a Sweats of Newport, 198 Thames St.

2. Blvd. Apparel, LLC, d/b/a Blvd., 421 Thames St.
- f. Pedicab License (6 pedicabs), Renewal, Andrew Croan, d/b/a Pedi-Power Pedicabs, 580 Thames St.
- g. Pedicab Operator License:
 1. Rex Bridges, 26 Beagle Dr., Middletown, RI
 1. Conor P. Coffey, 6 Wetonachick Ave., Westerly, RI
 2. William Cooper, 5 Red Cross Ave., Newport, RI
 3. Derek N. Luke, 10 White St., Newport, RI
 4. Ryan O'Sullivan, 58 Halsey St., Newport, RI
 5. Greg R. Thaelke, 13-1/2 Ayrault St.
 6. James Underwood, 8 Sullivan St., Newport, RI
- h. Daily Entertainment License, Gladding School of Dance; Rogers High School, 15 Wickham Rd., May 23, 2009, from 6:00 p.m. to 10:00 p.m. and May 24, 2009, from 1:00 p.m. to 5:00 p.m.
- i. Sidewalk Café License, Renewal, NWPT, Inc., d/b/a One Eighty, 8-10 Broadway.
- j. Communication from the Japan America Society of RI asking permission to hang banners along America's Cup Ave. and Memorial Blvd. West (from Long Wharf to Bellevue Ave.), July 5-19, 2009. (Approve subject to details being worked out with city administration.)
- k. Communication from the International Tennis Hall of Fame requesting permission to hang 40 banners along America's Cup Ave. and Memorial Blvd. West (from Long Wharf to Bellevue Ave.), from June 22 to July 13, 2009) (Approve subject to details being worked out with the city administration.)
- l. Communication from St. Spyridon Greek Orthodox Church Festival Co-Chair asking permission to hang a banner across Thames Street, from the Hellenic Festival site to a temporary pole they will install on the south front corner of the Newport Harbor Center property. (Approve subject to details being worked out with the city administration.)

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- m. Communication from Evan Smith, President, Newport County Convention & Visitors Bureau, asking permission to display a small sailboat on a trailer on the grass at the corner of America's Cup Ave. and Gladys Bolhouse Rd., May 14-17, 2009, to promote the Newport Spring Boat Show. (Approve subject to details being worked out with the city administration.)
- n. Communication from the Ancient Order of Hibernians and Ladies Ancient Order of Hibernians asking permission to use Murphy Field for their Co-Ed Charity Softball Tournament on July 25, 2009 (rain date of July 26, 2009) (Approve subject to details being worked out with city administration.)
- o. Communication from the Hispanic Community of St. Joseph Church asking permission to use Braga Park for a picnic, June 14, 2009, from Noon to 6:00 p.m. (Approve subject to details being worked out with city administration.)
- p. Communication from Carla O'Rourke asking permission to close Bush Street, July 4, 2009, from 3:00 p.m. to 7:00 p.m., for the annual neighborhood block party. (Approve subject to details being worked out with city administration.)
- q. Annual Report of the Eastern Rhode Island Conservation District (Receive)
- r. Claims: (Receive and refer to City Solicitor)
 - 1. Joann Cohen
 - 2. Cheryl Sola, by attorney
 - 3. Amy-Elizabeth Winsor

LICENSES AND PERMITS

- 2. Second-hand License, David Arenson, d/b/a Newport Modern, 267 Thames St. (Hearing)
- 3. Holiday Selling License, New, David Arenson, d/b/a Newport Modern, 267 Thames St.

4. Second-hand License, Mint, LLC, d/b/a Wish Newport, 664 Thames St. (Hearing)
5. Holiday Selling License, New, Mint, LLC, d/b/a Wish Newport, 664 Thames St.
6. Sidewalk Café License, New, Restaurant Bouchard, Inc., d/b/a Bouchard Restaurant & Inn, 505 Thames St.
7. Victualing License, 2 Paddysandacanuck, LLC, d/b/a Jack & Josie's, 107-111 Broadway (in conjunction with liquor license transfer)
8. Entertainment License, Class A (indoor), 2 Paddysandacanuck, LLC, d/b/a Jack & Josie's, 107-111 Broadway (in conjunction with liquor license transfer) (First Hearing)
9. 2009-2010 Annual Entertainment License Renewals (list attached)

COMMUNICATION AND PETITIONS

10. Newport Substance Abuse Prevention Task Force requesting approval of the Memorandum of Agreement between the City of Newport and the Town of Middletown for a Combined SPF Media Campaign.
11. Communication from the Newport Restoration Foundation, re: Historic Preservation Planner Position.

12. APPOINTMENTS TO BOARDS AND COMMISSIONS

Newport Film Commission (5 Vacancies) – Applicants: Al Conti, Denise D'Amico, Louis D'Amico, Paige Kane, Ann Kiker, Philip Pelletier, D. Matthew Ramsey

RESOLUTIONS

13. Requesting an Ordinance to Prohibit Parking on Driftways running westerly off of Washington St. – C. Duncan
14. Requesting the City Administration to Forward the Recommendations of the Ad Hoc Historic District Zoning Ordinance Review Task Force for review, with recommendations back to the City Council by June 24, 2009 – K. Leonard

15. Requesting an Amendment to Section 45-59-3(5) of the RI General Laws to allow for a District Management Authority in Newport – K. Leonard

ORDINANCES

16. Amending Chapter 12.28.130. Harbor Rules and Regulations, Paragraph B, “Definitions,” to add “#17. Designated Watercraft Storage Areas.” (Second Reading)
17. Amending Chapter 13.10 of the Codified Ordinances, entitled, “Industrial Pretreatment,” Section 13.10.040, Local Limits. (Second Reading)
18. Approving the Construction, Equipping, Repairing and Renovation of the Sewerage Lines, Sewage Collection and Wastewater Treatment System and All Attendant Expenses and Approving the Issuance of Wastewater System Revenue Bonds and Notes Therefor in an Amount Not to Exceed \$10,000,000. (Second Reading)

COMMUNICATIONS FROM THE CITY MANAGER

19. Communication #4527/09, re: Newport Police Department 2009 Byrne Stimulus Grant (with accompanying resolution)
20. Communication #4528/09, re: Bid Award for Water Division Hydrant Truck (with accompanying resolution)
21. Communication #4529/09, re: Bid Award for Water Chemicals (with accompanying resolution)
22. Communication #4530/09, re: Charge Order #1 – Goulart Lane Water Storage Tank Improvements (with accompanying resolution)
23. Communication #4531/09, re: Bid Award for Sales Cart Concession at Easton’s Beach (with accompanying resolution)
24. Communication #4532/09, re: Parking Meter Services Agreement (with accompanying resolution)

ADJOURN AS COUNCIL AND CONVENE AS BOARD OF LICENSE
COMMISSIONERS

BOARD OF LICENSE COMMISSIONERS

1. CONSENT CALENDAR

Applications for Class F-1 Daily Liquor Licenses:

- a. The Preservation Society of Newport County:
 - 1) The Newport Flower Show; Rosecliff, 548 Bellevue Ave., June 26-28, 2009
 - 2) A Weekend of Coaching in Newport; various properties of The Preservation society (incl. The Breakers Stable, Rosecliff, The Breakers, Marble House, The Elms), August 20-23, 2009
 - 3) Newport Mansions Wine & Food Festival, The Breakers, Sept. 25, 2009; Marble House, Sept. 26 and 27, 2009.
 - b. Hellenic Orthodox Community of Newport, RI, Inc., d/b/a St. Spyridon Church Hellenic Festival; corner of Thames & Brewer Sts. (Church parking lot), July 24-26, 2009.
2. Application of Restaurant Bouchard, Inc., d/b/a Bouchard Restaurant & Inn, 505 Thames St., to expand its Class BV alcoholic beverage license to a 10' x 14' alcove on the south side of the building and a 50' x 6' sidewalk café along the front of 505 Thames St. (Hearing)
 3. Application of 2paddysandacanuck, LLC, d/b/a The Fifth Element, 509 Thames St., to transfer its Class BV alcoholic beverage license to 107-111 Broadway, and change its d/b/a to Jack & Josie's. (Hearing)

ADJOURN

Kathleen M. Silvia
City Clerk

May 6, 2009