

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 August 26, 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) Fort Adams Trust, d/b/a Fort Adams Antique Festival; Fort Adams Parade Field, August 29, 2009 from 8:00 a.m. to 5:00 p.m.
 - 2) Paul A. Hafner, Jr., d/b/a Red Dog Late Summer Wiffleball Classic; Morton Park, September 13, 2009 from 9:00 a.m. to 6:00 p.m.
– Memorandum of support from Susan Cooper, Director, Recreation Department
 - 3) Brigid E. Kelly Memorial Fund, Inc., d/b/a Brigid E. Kelly Memorial 3.5 mile run/walk; Gooseberry Beach, Saturday October 3, 2009 from 9:00 am to 1:00 pm (Proposed Route-Ocean Drive, Brenton Rd., Wickham Rd., Carroll Ave., Ocean Drive and return to Gooseberry Beach)
 - 4) Newport Potters Guild, Inc., d/b/a Newport Potters Guild Raku Workshop; Touro Park, October 11, 2009 from 12:00 noon to 8:00 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) Seamen's Church Institute, d/b/a Sundays at Seamen's; Seamen's Church Institute; October 11 and November 8, 2009 from 4:00 p.m. to 6:00 p.m.
 - 6) Trinity Church, d/b/a The Trinity Pumpkin Patch; Trinity Church, 145 Spring St., October 16-31, 2009 from 11:00 a.m. to 7:00 p.m.
 - 7) Island Moving Co., d/b/a Dracula; Belcourt Castle, October 16, 17 & 18, 2009 from 2:00 p.m. to 10:00 p.m.
 - 8) Child & Family Services, d/b/a Taste of Newport-Fundraiser; Hyatt Regency, November 15, 2009 from 5:00 p.m. to 11:00 p.m.
 - 9) New Wave Media, Inc., d/b/a Ocean Tech Expo; Newport Yachting Center, May 26, 27 & 28, 2010 from 9:30 a.m. to 5:00 p.m.
- b. Application of Salve Regina University for permission to hang a banner from September 24-28, 2009 over the entrance to lower Thames St. from The Red Parrot to Salas' Restaurant to promote "Fall Festival Weekend".
 - c. Private Detective License, Renewal, William J. Gearon, Jr., d/b/a DeBeers Investigative, 25 Catherine St., Unit F.
 - d. Pedicab Operator License:
 - a) Rachel Carter, 120 Pitman St., Apt. 3, Providence, RI
 - b) David Cass, 378 Thames St., Newport, RI
 - e. Solid Waste Hauler License, Ronnie's Landscape & Excavation Services, LLC, 18 Crest Drive, North Kingstown, RI
 - f. Recommendation of the Planning Board, re: Proposed Zoning Amendments/Historic District Ordinance. (Receive)
 - g. Claims (Receive and refer to city solicitor):
 - a) Mary Kathryn Maher

- b) Megan Cambra
- c) Harry W. Tenney, Jr.
- d) Patricia A. Martin
- e) Diane G. Fowler (by attorney)

LICENSES & PERMITS

- 2. Application for a Class A & B (indoor/outdoor) Entertainment License, Forty 1 North, LLC, d/b/a 41° North, 351 Thames St. and 14-20 Perry Mill Wharf; inside building located at 351 Thames St. (Christie's Landing), first and second floors, porch, patio and deck areas; inside building located at 14 Perry Mill Wharf, first and second floors (indoors only). (Second Hearing, continued from August 12, 2009)
- 3. Application for a Class A (indoor) Entertainment License, Renewal, Peter J. Furness as Receiver, d/b/a Loca, 109 Long Wharf.
- 4. Application for a Victualing License, Vanderbilt Group, LLC, d/b/a Vanderbilt Hall, 41 Mary St., in conjunction with the transfer of the Class BT alcoholic beverage license of VH Holdings, Inc.
- 5. Application for a Class A (indoor) Entertainment License, Vanderbilt Group, LLC, d/b/a Vanderbilt Hall, 41 Mary St., in conjunction with transfer of the Class BT alcoholic beverage license of VH Holdings, Inc.

ORDINANCES

- 6. Amending Chapter 2.114.030, entitled, "Use of Competitive Negotiation in Award of Contracts – Procedures". (Second Reading)
- 7. Amending Chapter 5.12.040, entitled, "Alcoholic Beverage Licenses, Number of Licenses Permitted," to decrease the number of Class BL licenses from 12 to 11. (Second Reading)
- 8. Amending Chapter 12.32.060, entitled, "Park and Recreation Areas, Easton's Beach-Regulations", to prohibit the feeding of birds. (Second Reading)

9. Amending Chapter 1.14.215, entitled, “Specific Penalties for Certain Violations, Violation of Chapter 12.32, Easton’s Beach Regulations” (Second Reading)
10. Amending Chapter 12.32.050, entitled, “Park and Recreation Areas, Bailey’s East Beach-Regulations”, to ADD, G. “Smoking and other uses of tobacco products are prohibited.” (First Reading)

COMMUNICATIONS FROM THE CITY MANAGER

11. Communication #4565/09, re: Bid Award for Harbor Shuttle—Land Side Facilities Construction (with accompanying resolution) - continued from August 12, 2009
-- Letter from Andrew DeIonno, City Planner to RIDOT
12. Communication #4568/09, re: Sewer Rate Increase (with accompanying ordinance) - continued from August 12, 2009
--Memorandum from City Manager to City Council, re: Long Wharf Sewer Pipe Repair
13. Communication #4574/09, re: Bid Award-Donor Accounting Services for the City’s Trusts and Scholarships (with accompanying resolution)
14. Communication #4575/09, re: Bid Award Water Division-Trench and Sidewalk Restoration (with accompanying resolution)

**ADJOURN AS COUNCIL AND CONVENE AS BOARD OF LICENSE
COMMISSIONERS**

BOARD OF LICENSE COMMISSIONERS

1. Application of VH Holdings, Inc., d/b/a Vanderbilt Hall, 41 Mary St. to transfer its class BT alcoholic beverage license to Vanderbilt Group, LLC (Newport Harbor Corp, Peregrine Group, LLC, and ORB Development, LLC, 33 1/3 % membership each), d/b/a Vanderbilt Hall, for the same premises. (Hearing)

ADJOURN

Kathleen M. Silvia
City Clerk

August 19, 2009