

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 **July 27, 2011, 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. Minutes of the June 29, 2011, Special Council Meeting (Approve)
 - b. Special Event Licenses:
 - 1) Arts & Cultural Alliance, d/b/a John Monllos Trio Concert (as part of Bridgifest); Eisenhower Park, Washington Sq., August 2, 2011, from 7:00 p.m. to 8:30 p.m.
 - 2) Fort Adams Trust, d/b/a Summer Luau/Fundraiser; Fort Adams State Park, August 20 (rain date Aug. 21), 2011, from 4:30 p.m. to 10:00 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 supporting documents, can be viewed on the City of Newport website: www.cityofnewport.com – “Current Newport City News & Announcements” – Click on “MORE NEWS.” Council Meetings can be viewed on Cox Cable, Channel 18; check local listings for dates and times. A DVD of the Council Meeting will be available at the Newport Public Library within 48 hours of the meeting.

LIVE VIDEO CONFERENCING OF COUNCIL MEETINGS AND WORKSHOPS WILL BE AVAILABLE AT THE NEWPORT POLICE STATION, WHICH IS ACCESSIBLE AND MEETS ADA REQUIREMENTS, **BASED UPON NOTIFICATION TO THE CITY MANAGER'S OFFICE (845-5429) A MINIMUM OF 48 HOURS IN ADVANCE OF THE MEETING.** INDIVIDUALS REQUIRING INTERPRETER OR OTHER ACCOMMODATIONS MUST NOTIFY THE CITY MANAGER'S OFFICE TWO WEEKS IN ADVANCE OF THE MEETING.

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- 3) Music Box, Inc., d/b/a Warehouse Sale (clothing); Newport Yachting Center, 4 Commercial Wharf, August 4, from 5:00 p.m. to 10:00 p.m.; August 5 and 6, 2011, from 9 a.m. to 12:00 a.m.; and August 7, from 9:00 a.m. to 9:00 p.m.
 - 4) AmpSurf Association of Amputee Surfers, d/b/a AmpSurf Surfing Clinic for Disabled; Easton's Beach, August 15, 2011, from 7:00 a.m. to 2:00 p.m.
 - 5) Turning Around Ministries, Inc., d/b/a 2011 TAM Walk; September 10, 2011, from 8:00 a.m. to 12 Noon, beginning and ending at Emmanuel Church (route attached to application).
 - 6) Newport Brokerage Boatshow, LLC, d/b/a Newport Brokerage Boatshow; Newport Shipyard, Washington St., September 15 to 17, 2011, from 10 a.m. to 6:00 p.m.; September 18, 2011, from 10:00 a.m. to 5:00 p.m.
 - 7) Newport Oyster Festival, Inc., d/b/a Newport Oyster Festival; Fort Adams State Park, October 8, 2011, from 11:00 a.m. to 7:00 p.m.
- c. Drain Layer License, New, Pro Construction Co., LLC, 70 Jacqueline Way, Tiverton, RI.
- d. Drain Layer License, Renewal, D'Libro Excavating, Inc., Daisy St., West Warwick, RI.
- e. Holiday Selling License, Renewals:
- 1) Long Wharf Interval Owners Assoc., d/b/a Long Wharf Seaside General, 5 Washington St.
 - 2) Dennis C. Kelley, d/b/a D. Kelley Fine Used Books, 330 Broadway.
- f. Second-hand License, Renewal, Dennis C. Kelley, d/b/a D. Kelley Fine Used Books, 330 Broadway.
- g. Pedicab Operator License:
- 1) David Harrison, 60 East Transit St., Providence, RI
 - 2) Beshka M. Kandell, 27 Sycamore St., Providence, RI
 - 3) Elizabeth Neches Koltai, 824 Tolman Dr., Stanford, CA

- 4) Simon Ouderkirk, 62 Overhill Rd., Providence, RI
- h. Waste Hauler License, Renewals:
 - 1) Cleanway Disposal & Recycling, Inc., d/b/a 190 State Rd., Westport, MA.
 - 2) Rambone Disposal Services, 2153 Plainfield Pike, Johnston, RI.
- i. Communication from Jim Dias, Chairperson, Vasco da Gama Society Cultural Festival in Touro Park on September 10, 2011, requesting a rain date of Sept. 11, 2011, and permission to hang a banner in the park promoting the Festival, beginning Sept. 8, 2011. (Approve subject to details being worked out with the city administration.)
- j. 2008-2010 Clean Ocean Access Water Quality Monitoring Summary Report (Receive)
- k. Claims: (Receive and refer to City Solicitor)
 - 1) Jason Barker
 - 2) Frederick A. Caswell
 - 3) Andrew A. Radel

COMMUNICATIONS AND PETITIONS

2. Communication from the City Solicitor, re: Consent Order – Environment Rhode Island, et al, v. City of Newport and Earth Tech, Inc., U.S. District Court for the District of RI, C.A. No. 08-265S (with accompanying Resolution approving the Consent Agreement)
3. Communication from Michelle Dupree requesting permission to address the Council regarding a plethora of mishaps.

RESOLUTIONS

4. Horizontal Curve Review, 205 Ocean Drive

COMMUNICATIONS FROM THE CITY MANAGER

5. Memorandum from the City Manager, re: Letter to New Businesses

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6. Communication #4874/11, re: Newport Police Department Byrne Grant (with accompanying resolution)
7. Communication #4875/11, re: Fireman's Fund Insurance Co. Grant (with accompanying resolution)
8. Communication #4876/11, re: Bid Award for Construction Equipment and Operator/Seaweed Collection & Disposal at Easton's Beach (with accompanying resolution)
9. Communication #4877/11, re: Award of Contract for Broadway Streetscape Final Design Phase (with accompanying resolution)
10. Communication #4878/11, re: Bid Award for Intake Structure Improvements (with accompanying resolution)
11. Communication #4879/11, re: Water Division Radio Read Meter Reading System – Change Order No. 1 (with accompanying resolution)
12. Communication #4880/11, re: Amendments to Noise Ordinance (with accompanying ordinances)
13. Communication #4881/11, re: City Policy – Code Red Notification System (with accompanying resolution)
14. Communication #4882/11, re: Valet Parking Ordinance Amendments (with accompanying ordinance)
15. Communication #4883/11, re: Pedicab Ordinance Amendments (with accompanying ordinance)
16. Communication #4884/11, re: Agreements between the City of Newport and Local 1080, IAFF, for the periods of July 1, 2005, through June 30, 2011, and July 1, 2011, through June 30, 2014 (with accompanying resolution and ordinance)

RECESS AS COUNCIL AND CONVENE AS BOARD OF LICENSE
COMMISSIONERS

BOARD OF LICENSE COMMISSIONERS

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.)

1. Class F-1 Daily Liquor License, Fort Adams Trust, d/b/a Summer Luau/Fundraiser; Fort Adams State Park, August 20 (rain date Aug. 21), 2011, from 4:30 p.m. to 10:00 p.m.
2. Class F Daily Liquor License, Newport Oyster Festival, Inc., Fort Adams State Park, October 8, 2011, from 11:00 a.m. to 7:00 p.m.

ADJOURN as Board of License Commissioners, RECONVENE as Council, and, based upon an affirmative vote of the majority of the members, convene in Executive Session in the Conference Room, pursuant to RI General Laws, Section 42-46-1, as amended, and in accordance with Section 42-46-5, "Purposes for Which Meeting May be Closed," Paragraphs (a) (1) Personnel Matters, and (a) (5) Disposition of Publicly-held Property. The pending vacancy of the position of city manager and the disposition of Carey School will be discussed.

RECONVENE IN OPEN SESSION and ADJOURN.

Kathleen M. Silvia
City Clerk

July 20, 2011