

CITY OF NEWPORT DOCKET OF THE COUNCIL MEETING NOVEMBER 9, 2011

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 November 9, 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 Oct. 12 and 26, 2011, Council Meetings
 - b. Special Event Licenses:
 - 1) Christmas in Newport, Inc., d/b/a Christmas in Newport; December 1 – 31, 2011, at various locations (calendar attached)
 - 2) Cluny School Parents Club, d/b/a Sisters of St. Joseph of Cluny School Wreath Sale; 438 Thames St., December 2, 2011, from 3:00 p.m. to 5:00 p.m.; December 3 and 4, 2011, from 10:00 a.m. to 2:00 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.

DOCKET OF THE COUNCIL

November 9, 2011

Page 2

- 3) St. Augustin Church, d/b/a St. Augustin Christmas Bazaar; St. Augustin Church, 2 Eastnor Rd., December 3, 2011, from 10:00 a.m. to 3:00 p.m.
 - 4) Martha T. Cummings, President, Universal Promise, d/b/a Dinner and Music Fundraiser; Thames Street Kitchen, 677 Thames St., December 4, 2011, from 6:30 p.m. to 11:30 p.m.
 - 5) Women's & Infants Hospital, d/b/a 28th Christmas Run /Walk; December 11, 2011, from 7:00 a.m. to 12 Noon, beginning and ending at Rogers High School (route attached)
 - 6) Emmanuel Church, d/b/a St Petersburg Men's Ensemble; Emmanuel Church, 42 Dearborn St., December 11, 2011, from 7:00 p.m. to 9:30 p.m.
- c. Daily Entertainment License, Ancient Order of Hibernians, 2 Wellington Ave.; November 11, 2011, from 6:00 p.m. to 12 Midnight.
 - d. Holiday Selling License, New, Art of Ireland, LLC, d/b/a Art of Ireland, 22 Franklin St.
 - e. Pedicab License (Business), Renewal, Andrew Croan, d/b/a Pedi-Power Pedicabs, Waite's Wharf (6 pedicabs)
 - f. Pedicab License (Business), Renewal, Newport Pedicab, LLC, Waite's Wharf (6 pedicabs)
 - g. Victualing License, Renewal, Bellevue Coffee House, Inc., d/b/a Annie's, 176 Bellevue Ave.
 - h. Resignation of Gregory P. Yalanis from the Zoning Board of Review (Receive with regret)
 - i. Communication from Hank Kniskern, Chair, Waterfront Commission, re: Recommendation for improvements to the stone pier dinghy docks— inclusion in the 2012-13 City Budget (Receive and refer to city administration)

- j. Communication from Trudy Coxe, CEO & Exec. Director, The Preservation Society of Newport, County, in support of the Newport Restoration Foundation's new plan for Queen Anne Square. (Receive)
- k. Communication from Lawrence Cutler, President/CEO, National Museum of American Illustration, opposing the NRF plan for Queen Anne Square (Receive)
- l. CRMC Notice of intent to change management plans, policies, procedures and regulations. (Receive)
- m. Claim of Neyda DeJesus, by attorney (Receive and refer to City Solicitor)

LICENSES & PERMITS

- 2. Application of Farahnaz Shobeiri, d/b/a Genie's Hookah Lounge and Traditional Middle Eastern Tea House, to expand her Annual Entertainment License (currently limited to background music) to include traditional Middle Eastern band, belly dancers, poetry readings, movies and dancing. (First Hearing)
- 3. Application for a Victualing License, New, Amanda M. Bryan, d/b/a The Newport Sweet Shoppe, 82 William St.

COMMUNICATIONS & PETITIONS

- 4. Communication from Sidney Long asking to address the Council regarding the Newport Restoration Foundation's proposal for Queen Anne Square.

APPOINTMENTS TO BOARDS AND COMMISSION

- 5. Zoning Board of Review (1 vacancy):
 - Appointment of Lyn Ceglie from Alternate to full member
 - Reappointment of Board of Review Chair

RESOLUTIONS

- 6. In support of Comprehensive Statewide Pension Reform – J. McLaughlin, H. Winthrop, K. Leonard, J. Napolitano, N. Neville, C. Duncan

7. Welcoming Spring with Daffodils – C. Duncan, S. Waluk, N. Neville, J. Napolitano, J. McLaughlin, K. Leonard, H. Winthrop
8. Requesting the City Administration to provide a report to the Council regarding potential uses of future excessed elementary school properties – J. Napolitano, H. Winthrop, C. Duncan, K. Leonard, N. Neville, J. McLaughlin, S. Waluk

COMMUNICATIONS FROM THE CITY MANAGER

9. Communication #4916/11, re: Aquidneck Island Land Trust Conservation Easements – Coggeshall School (2 parcels) and Bailey’s Brook Land Parcel (with accompanying resolution; continued from Oct. 26, 2011)
-- Memorandum from the City Manager, re: Proposed Easements
10. Communication #4917/11, re: Utility Line Installation – Pell School Project (continued from Oct. 26, 2011)
11. Communication #4918/11, re: Bid Award for Parking Meter Management and Parking Meter Rate Change (with accompanying resolution and ordinance)
12. Communication #4919/11, re: Financing for Water Treatment Plant Improvements (with accompanying resolution and ordinance)
13. Communication #4920/11, re: Bid Award for Water Division Valve Box Maintenance Trailer (with accompanying resolution)
14. Communication #4921/11, re: RIDEM Recreation Acquisition and Development Grant Application (with accompanying resolution)
15. Communication #4922/11, re: Ocean Avenue Seawall Construction Inspection Services Contract Change Order (with accompanying resolution)
16. Communication #4923/45, re: Bid Award for Rental and Cleaning of Portable Restrooms (with accompanying resolution)
16. Memorandum from the City Manager, re: Summary of Current PUC Rate Filing

RECESS AS COUNCIL AND CONVENE AS BOARD OF LICENSE COMMISSIONERS

BOARD OF LICENSE COMMISSIONERS

1. Annual Liquor License Renewals: (Hearing)
 - a) Class BV:
 - 1) A&O, Inc., d/b/a Asterisk, 599 Thames St.
 - 2) Colonial Tavern, Inc., d/b/a Colonial Tavern, 18 Broadway
 - b) Class D: Friendly Sons of Newport Social Club, 3 Farewell St.

2. Application of N.T. Corporation, d/b/a The Black Pearl, Bannister's Wharf, holder of a Class BV alcoholic beverage license to transfer 98.7 % of its stock to David D. Cullen, Keith B. Cullen, Matthew C. Cullen, and Tyler B. Cullen (24.78% each) (Hearing)

3. Application of Forty 1° North, LLC, d/b/a 41 ° North, 351 Thames Street, holder of a Class BT alcoholic beverage license, through its sole member, 802 Partners, LLC, to transfer 97% of the membership interest in 802 Partners, LLC, to Dorrance H. Hamilton, and 3% of the membership interest in 802 Partners, LLC, to JGEM, LLC, whose sole members are Peter M. Borden and George W. Moore. (Hearing)

4. Application of Forty 1° North, LLC, d/b/a 41 ° North, 351 Thames Street, holder of a Class BH alcoholic beverage license, through its sole member, 802 Partners, LLC, to transfer 97% of the membership interest in 802 Partners, LLC, to Dorrance H. Hamilton, and 3% of the membership interest in 802 Partners, LLC, to JGEM, LLC, whose sole members are Peter M. Borden and George W. Moore. (Hearing)

ADJOURN AS BOARD OF LICENSE COMMISSIONERS AND RECONVENE AS COUNCIL TO CONSIDER A MOTION TO MOVE INTO EXECUTIVE SESSION IN THE CONFERENCE ROOM, Pursuant to Rhode Island General Laws, Section 42-46-1, and in accordance with Section 42-46-5 as amended, Purposes for Which Meeting May be Closed, "(a) (1) Personnel Matters and (5) Disposition of Publicly-Held Property" to discuss issues relating to the City Manager Position and the disposition of publicly held property (Carey School) situated in the City of Newport whereby advanced public information would be detrimental to the interest of the public.

Kathleen M. Silvia
City Clerk