

**CITY OF NEWPORT**  
**DOCKET OF THE COUNCIL MEETING**  
**APRIL 10, 2013**

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 April 10, 2013, 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 Rugby Football Club, d/b/a NERFU Tournament; Fort Adams State Park, May 11 and 12, 2013, from 8:00 a.m. to 8:00 p.m.
  - Letter from Mike Martin, President, Newport Rugby Club, re: shuttle transportation being provided by NERFU

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](http://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.

- 2) Fort Adams Trust, d/b/a Civil War Reenactment Weekend 2013; Fort Adams State Park, May 18, from 10:00 a.m. to 5:00 p.m., and May 19, from 10:00 a.m. to 2:00 p.m.
- 3) Visiting Nurse Services of Newport & Bristol Counties, d/b/a Annual Board Meeting; Ochre Court, Salve Regina University, May 22, 2013, from 5:00 p.m. to 7:00 p.m.
- 4) Aquidneck Elementary School, Middletown, RI, d/b/a Aquidneck Elementary Variety Show; Rogers High School, May 31, 2013, from 6:00 p.m. to 9:00 p.m.
- 5) Women Run, Inc., d/b/a “The Sanity Chase” – Scavenger Hunt & Obstacle Course; Fort Adams State Park, June 15, 2013, from 8:00 a.m. to 4:00 p.m.
- 6) The Preservation Society of Newport County, d/b/a The Newport Flower Show; Rosecliff, 548 Bellevue Ave., June 21-23, 2013, from 9:00 a.m. to 5:00 p.m.
- 7) Child & Family Services of Newport County, d/b/a Au Courant Fundraising Event; Ochre Court, Salve Regina University, June 28, 2013, from 6:00 p.m. to 11:00 p.m.
- 8) Newport Rugby Football Club, d/b/a Newport Summer 7’s Rugby Tournament; Fort Adams State Park, June 29, 2013, from 8:00 a.m. to 8:00 p.m.
- 9) The Rhode Island Arts Foundation at Newport, Inc. (a/k/a Newport Music Festival), d/b/a Sapphire Gala; Rosecliff, 548 Bellevue Ave., July 19, 2013, from 7:00 p.m. to 11:00 p.m.
- 10) Graceway Community Church, d/b/a Come Alive Gospel Music Fest; King’s Park, Wellington Ave., July 20, 2013, from 11:00 a.m. to 3:00 p.m.
- 11) Stephen Sid Abbruzzi, d/b/a Water Brothers – International Surf Fest; International Tennis Hall of Fame, 194 Bellevue Ave., July 20, 2013, from 1:00 p.m. to 9:00 p.m. (Rain date: July 21)

- 12) Jesus Saviour Church, d/b/a Summer Bazaar; Church Parking Lot, 1 Vernon Ave., July 25-27, from 7:00 p.m. to Midnight (rain date, July 28, from 12 Noon to 5:00 p.m.)
  - 13) Newport Festivals Foundation, Inc., d/b/a Newport Folk Festival Evening Concert; Jane Pickens Theater, 49 Touro St., July 26 and 27, 2013, from 8:30 p.m. to 12 Midnight.
  - 14) Newport Festivals Foundation, Inc., d/b/a Gala-Fundraiser; Rosecliff, 548 Bellevue Ave., August 3, 2013, from 7:30 p.m. to 11:00 p.m.
  - 15) The Preservation Society of Newport County, d/b/a Annual Dinner Dance fundraiser; The Elms, Bellevue Ave., August 3, 2013, from 7:00 p.m. to Midnight.
  - 16) The Preservation Society of Newport County, d/b/a Newport Mansions Wine & Food Festival 2013; Rosecliff and Marble House, Bellevue Ave., Sept. 20, from 7:00 p.m. to 10:00 p.m., and Sept. 21 and 22, 2013, from 11:00 a.m. to 4:00 p.m.
- b. Bingo License, Jesus Saviour Church, d/b/a Summer Bazaar, Church parking lot, 1 Vernon Ave., July 25-27, 2013, from 7:00 p.m. to Midnight (rain date, July 28, from 12 Noon to 5:00 p.m.)
- c. Food Concession Licenses:
- 1) Newport Rugby Football Club, NERFU Tournament, Fort Adams State Park, May 11 and 12, from 8:00 a.m. to 8:00 p.m.
  - 2) Newport Rugby Football Club, Newport Summer 7's Tournament, June 29, 2013, from 8:00 a.m. to 8:00 p.m.
  - 3) Jesus Saviour Church, d/b/a Holy Ghost Feast, 15 Fenner Ave., May 26, 2013, from 12 Noon to 7:00 p.m.
  - 4) Jesus Saviour Church, d/b/a Summer Bazaar, Church parking lot, 1 Vernon Ave., July 25-27, 2013, from 7:00 p.m. to Midnight (rain date, July 28, from 12 Noon to 5:00 p.m.)
- d. Holiday Selling License, New:

- 1) Frank R. Algieri, Jr., d/b/a Frankie's, 136 Thames St.
  - 2) Rubina Khan, d/b/a The Cooler, 8 Fair St., Unit 3
  - 3) Shore Soap Co., LLC, d/b/a Shore Soap Co., 424 Thames St.
  - 4) Style Newport, LLC, d/b/a Style Newport, 33 Bannister's Wharf
  - 5) Three Islands, LLC, d/b/a Three Islands, 108 William St.
- e. Holiday Selling License, Renewals:
- 1) Muhamad Tariq Rashid, 7-Eleven #23880-C, 29 Memorial Blvd
  - 2) Muhamad Tariq Rashid, 7-Eleven #25854-D, 135 Connell Hwy
  - 3) Zain Tariq Jakhar, 7-Eleven 32508c, 95 Broadway
  - 4) Coastal Gifts, Inc., d/b/a Mole Hole of Newport, 21 Long Wharf Mall
  - 5) Evansco, Inc., d/b/a Sail Loft, 18 Bowen's Wharf
  - 6) Evansco, Inc., d/b/a Bermuda Bay Clothing, 119 Swinburne Row
  - 7) Francesca's Collections, Inc., d/b/a Francesca's Collections, 15 Long Wharf
  - 8) Joseph A. Bank Clothiers, Inc., d/b/a Joseph A. Bank Clothiers, 21 Long Wharf
  - 9) Nagle Goup, Inc., d/b/a Newport Hardware, 1 Casino Terrace
  - 10) Newport Majestic Cruises, Inc., d/b/a Newport Majestic Cruises, 424 Thames St.
  - 11) Deborah Winthrop Fine Lingerie and Gifts, Ltd., d/b/a Deborah Winthrop Lingerie, 424 Thames St.
  - 12) Maryelizabeth Veseskis, d/b/a Memory Lane, 435 Thames St. (new location)
  - 13) Betty Ann Morris, d/b/a Harbor Fine Art, 33 Bannister's Wharf (new location)
- f. Second-hand License, Renewal, Tresor Estate Sales, LLC, d/b/a Tresor Fine Consignment, 134 Spring St.
- g. Sidewalk Café Permit, Renewals (non-liquor establishments)
- 1) Ben's Chili Dogs, LLC, d/b/a Ben's Chili Dogs, 158 Broadway
  - 2) Fitzsimoes, LLC, d/b/a Corner Café, 110 Broadway
  - 3) Monkey Business, LLC, d/b/a The Hungry Monkey, 124 Broadway
  - 4) Howley Bread Group, Ltd., d/b/a Panera Bread, 49 Long Wharf Mall North
  - 5) la maison de COCO, LLC, d/b/a la maison de COCO, 28 Bellevue Ave.

- 6) Newport Bubble Tea, LLC, d/b/a Empire Tea & Coffee, 22 Broadway
  
- h. Sidewalk Café Permit, Renewals (liquor establishments):
  - 1) 2paddysandacanuck, LLC, d/b/a The Fifth Element, 107-111 Broadway
  - 2) BKA Industries, Inc., d/b/a Scales & Shells, 527 Thames St.
  - 3) Fastnet, Inc., d/b/a The Fastnet, 1-3 Broadway
  - 4) Jimmy's Saloon, LLC, d/b/a Jimmy's Saloon, 37 Memorial Blvd.
  - 5) Leinster, Inc., d/b/a Malt, 150-154 Broadway
  - 6) NWPT, Inc., d/b/a One Eighty, 8-10 Broadway
  - 7) Restaurant Bouchard, Inc., d/b/a Restaurant Bouchard, 505 Thames St.
  - 8) Yesterday's Newport, Inc., d/b/a Yesterday's, 28 Washington Sq.
  
- i. Recognition of Carole Mureddu, Recreation Program Supervisor, by the RI Recreation & Parks Association as the 2012 Walter Henry Award for her leadership skills, qualities, and abilities. (Receive)
  
- j. Communication from Michael R. McElroy, Attorney at Law, re: Interstate Navigation Company—New Fast Ferry Report and Interstate's Application to Modify its Fast Ferry Water Carrier Certificate (Documents on file in City Clerk's Office) (Receive)
  
- k. CRMC Meeting Notice, re: File No. 2010-05-070 - Application of the City of Newport for a "Touch & Go" Boating Facility (Meeting date: April 9, 2013, at 6:00 p.m., CRMC Administration Building, Conference Room A, One Capital Hill, Providence, RI)

## **LICENSES & PERMITS**

2. Special Event License, Rhode Island Brewers Guild, d/b/a 2<sup>nd</sup> Annual Craft Beer Festival; Great Friends Meeting House, Dr. Marcus F. Wheatland Blvd., Marlborough and Farewell Sts., April 27, 2013, from 12 Noon to 3:00 p.m., and from 4:00 p.m. to 7:00 p.m. (Continued from March 27, 2013)
  
3. Annual Entertainment License, Class A (Indoor), New, Broadway Tavern, Ltd., Broadway Tavern, 16-18 Broadway (Second Hearing)

4. Annual Entertainment License, Class B (Outdoor), New, Barking Crab, LLC, d/b/a Barking Crab, 151 Swinburne Row.
  - Letters of Objection:
    1. Steve & Jane Koenig, 226 Goddard Row
    2. John M. Moran, Jr., 316 Swans Wharf Row
5. Victualing License, New, Crabby Patty of Newport, LLC, d/b/a Crabby Patty, 404 Thames St.
6. Victualing License, Renewal, Scott Naso, d/b/a Hawaiian Jim's Shave Ice & Co., 8 Christie's Landing

### **COMMUNICATIONS & PETITIONS**

7. Communication from David McLaughlin, Clean Ocean Access, asking to address the Council regarding emergency restoration and repair to Cliff Walk.

### **8. APPOINTMENTS TO BOARDS & COMMISSIONS**

Reappointment of Maureen Marosits to the Tree & Open Space Commission

Waterfront Commission (3 vacancies): Applicants – Paul Harden, Jack McVicker, W. Craig Nann, Anderson M. Reggio, Fred Roy, Michael Ryan, Robert Spagnolo

### **RESOLUTIONS**

9. Asking Newport's Legislative Delegation to the RI General Assembly to support legislation that would eliminate the straight party (master lever) option on RI ballots – J. McLaughlin, H. Winthrop, N. Neville, J. Napolitano, M. Farley, M. Camacho, K. Leonard
10. Directing the City Administration to convene a workgroup to determine if there is a value to implementing a homestead exemption – M. Farley, J. McLaughlin, M. Camacho,
11. Urging CRMC to ensure that the Ruggles Ave. surfbreak remains uninterrupted and the reef habitat is not harmed during or after repairs to the Cliff Walk – M. Farley, J. McLaughlin, M. Camacho, N. Neville, K. Leonard

## **ORDINANCES**

12. Amending Chapter 1.14.190, entitled, “Violation of Chapter 10.32. Residential Parking Program” to increase fine for violations to \$50.00 (Second reading)

## **COMMUNICATIONS FROM THE CITY MANAGER**

13. Action #5127/13, re: 2012 Assistance to Firefighters Grant Award – SCBA Project (with accompanying resolution)
14. Action #5128/13, re: Bid Award for Station #1 Water Treatment Plant - New Chemicals (with accompanying resolution)
15. Action #5129/13, re: Tour Bus Registration Program (with accompanying resolution)
16. Action #5130/13, re: Bid Award for Easton’s Beach Facility Restoration Project (with accompanying resolution)
17. Action #5131/13, re: Newport Substance Abuse Prevention Task Force Contract for Services—NSAPTF Coordinator Contract for the period of April 15, 2013, through June 30, 2014 (with accompanying resolution)

ADJOURN 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. Communication from Jim Blumel, President, Broadway Tavern, Ltd., 12 Broadway, re: Change in “d/b/a” from Broadway Tavern to **The Tavern on Broadway**. (Receive and make part of licensee’s record)
2. Class F Daily Liquor Licenses:
  - a. Rhode Island Brewers Guild, d/b/a Newport Craft Beer Festival; Greater Friends Meeting House, Dr. Marcus F. Wheatland Blvd.,

Marlborough and Farewell Sts., April 27, 2013, from 12 Noon to 3:00 p.m., and from 4:00 p.m. to 7:00 p.m.

- b. Newport Rugby Rugby Football Club, Newport Rugby Football Club, d/b/a NERFU Tournament; Fort Adams State Park, May 11 and 12, 2013, from 8:00 a.m. to 8:00 p.m.
- c. Jesus Saviour Church, d/b/a Holy Ghost Feast; 15 Fenner Ave., May 26, 2013, from 12 Noon to 7:00 p.m.
- d. Newport Rugby Football Club, d/b/a Newport Summer 7's Rugby Tournament, Fort Adams State Park, June 29, 2013, from 8:00 a.m. to 8:00 p.m.
- e. International Tennis Hall of Fame, d/b/a Water Brothers International Surf Fest, 194 Bellevue Ave., July 20, 2013, from 2:00 p.m. to 7:00 p.m.
- f. Jesus Saviour Church, d/b/a Summer Bazaar, Church parking lot, 1 Vernon Ave., July 25-27, 2013, from 7:00 p.m. to Midnight (Rain date: July 28, from 12 Noon to 5:00 p.m.)
- g. Newport Festivals Foundation, Inc., d/b/a Newport Folk Festival 2013, Fort Adams State Park, July 26, from 1:00 p.m. to 7:00 p.m.; July 27 and 28, from 12 Noon to 6:30 p.m.
- h. Newport Festivals Foundation, Inc., d/b/a Newport Jazz Festival 2013, Fort Adams State Park, August 3 and 4, from 12 Noon to 6:00 p.m.

3. Class F-1 Daily Liquor Licenses:

-- The Preservation Society of Newport County

- a) The Newport Flower Show, Rosecliff, June 21-23, 2013 from 9:00 a.m. to 5:00 p.m.
- b) Annual Dinner Dance Fundraiser, The Elms, August 3, 2013 from 7:00 p.m. to 12 Midnight.
- c) The Newport Mansions Wine & Food Festival 2013, July 20 at Rosecliff from 7:00 p.m. to 10:00 p.m.; July 21 and 22 at Marble House, from 11:00 a.m. to 4:00 p.m.

ADJOURN

April 3, 2013

Kathleen M. Silvia  
City Clerk