

CITY OF NEWPORT
DOCKET OF THE COUNCIL MEETING
AUGUST 28, 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 August 28, 2013, at 6:30 p.m.

PLEDGE OF ALLEGIANCE TO THE FLAG

Proclamation declaring September 5, 2013, as “Senior Enlisted Academy Class 175 International Student Day” in the City of Newport.

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. **PUBLIC HEARING:** Proposed Zoning Amendment to permit public utilities and facilities in the Commercial-Industrial Zone. (Continued from July 24, 2013)- Continued to September 25, 2013
 - a. Recommendation of the Planning Board
 - b. Ordinance amending Chapter 17.08.010, Definitions (adding “Public Utilities”); Section 17.64.020 (“Use Regulations”); and Section 17.88.020 uses Requiring Development (First Reading)

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.

2. **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) Museum of Yachting, d/b/a Moy Classic Yacht Regatta; Fort Adams State Park, August 30, 2013, from 5:00 p.m. to 8:00 p.m., and Aug. 31 and Sept. 1, 2013, from 8:00 a.m. to 10:00 p.m.
- 2) East Bay, The Colonial Dames of RI, d/b/a Honoring the Wounded Warriors Project; Cardines Field, September 2, 2013 from 2:00 p.m. to 3:00 p.m.
- 3) Church of St. John the Evangelist, d/b/a St. John's Annual Fair; St. John's Church, Washington & Willow Streets, Sept. 7, 2013, from 10:00 a.m. to 2:00 p.m.
- 4) Fort Adams Trust, d/b/a RI Veteran's; Fort Adams State Park, Sunday, September, 8, 2013, from 1:00 p.m. to 6:00 p.m.
- 5) Island Moving Co., d/b/a Open For Dancing; Queen Anne Sq., September 21 & 22, 2013 from 12:00 to 1:00 p.m.
- Communication from The Rev. Canon Anne Marie Richards, Trinity Episcopal Church, supporting the event.
- 6) Channing Memorial Church, d/b/a Channing Church Picnic; Touro Park, Sept. 15, 2013, from 9:30 a.m. to 12 Noon.
- 7) Paul A. Hafner, d/b/a Hobo League of Aquidneck Island Wiffleball Tournament; Morton Park, Sept. 15, 2013, from 8:00 a.m. to 6:00 p.m.
- 8) Ancient Order of Hibernians and the Fort Adams Trust, d/b/a The Builders' Ball; Fort Adams State Park, Sept. 21, 2013, from 5:30 p.m. to 11:00 p.m.
- 9) Newport Grand LLC, d/b/a High Roller Car & Bike Show; 150 Admiral Kalbfus Rd., September 21, 2013 from 9:00 am to 4:00 pm

- 10) Communication from Anthony Monte, d/b/a Fort Adams Dog and Pony Show, requesting to change the date from September 1, 2013 to October 19, 2013 (special event license previously approved on June 26, 2013)
- b. Holiday Selling License, Renewal, Dennis C. Kelley, d/b/a D. Kelley Fine Used Books, 330 Broadway
- c. Second-hand License, Renewal, Dennis C. Kelley, d/b/a D. Kelley Fine Used Books, 330 Broadway
- d. Permit to Operate the Newport Transfer Station, Waste Management, 65 Halsey St. (Approve)
- e. Communication from David McLaughlin, Clean Ocean Access, re: 2008-2012 Water Quality Monitoring Testing Report. (Receive; copy of the report is on file in the City Clerk's Office.)
- f. Communication from Marty Grimes, 111 Champlin Place, asking permission to close Champlin Place North to Ellery Road, on September 1, 2013, from 12 Noon to 9:00 p.m. to the 4th Annual Neighborhood Block Party. (Approve subject to details being worked out with the city administration.)
- g. Resignation of Annette Bourbonniere from the Accessibility Advisory Commission (Receive with regret.)

LICENSES & PERMITS

3. Application for a Class A and B Annual Entertainment License, NAJ Associates, d/b/a The Pier Restaurant, 10 West Howard Wharf. (Continued from Aug. 14, 2013; First Hearing)

COMMUNICATIONS & PETITIONS

4. Council Liaison Updates:
5. City Manager Updates: CRMC Public Notices

6. **APPOINTMENTS TO BOARDS & COMMISSIONS**

Newport Hospitality Commission-(2 vacancies) Applicants: Nicole Sarault, Lisa Scholl, Michelle Shevlin

RESOLUTIONS

7. Amendment No. 1 to the Employment Agreement between the City of Newport and City Manager Jane Howington – H. Winthrop (Continued from Aug. 14, 2013)
8. Recognizing the 2013 Doris Duke Historic Preservation Awards – City Council
9. Directing the City Administration to investigate the use of municipal property by Tender Care Learning Center or any affiliates, and to provide a report the council- M. Farley
10. Recognizing the Town of Middletown on being name Google’s ECity for the State of Rhode Island- H. Winthrop

ORDINANCES

11. Amending Chapter 1.14.180, entitled, “Violation of Chapter 10.20, Parking Generally,” to provide that a vehicle whose operator parks in a designated taxicab stand may be subject to towing. (Continued from July 10, 2013; First Reading)
12. Amending Chapter 10.20.170, entitled, “Towing by Police Division,” to include any vehicle parked in a designated taxicab stand contrary to Section 10.64.010. (Continued from July 10, 2013; First Reading)
13. Amending Chapter “17.100.120.- Keeping of livestock and poultry (Continued from July 24, 2013; First Reading)
14. Amending Chapter 3.16 of the Personnel Ordinance, entitled, “Pay Plan,” Section 3.16.070, Unclassified Employees. (Continued from Aug. 14, 2013; First Reading)

15. Amending Chapter 15.24 of the Codified Ordinances, entitled, "Flood Hazard Development" (Second Reading)
16. Amending Chapter 9 of the Codified Ordinances, entitled, "Public Peace and Welfare", Section 9.17.01, Public Nuisance. (First Reading)

COMMUNICATIONS FROM THE CITY MANAGER

17. Action #5198/13, re: Award of Contract-Market Survey Services (with accompanying resolution)
18. Action #5199/13, re: Bid Award-Water Main Leak Detection (with accompanying resolution)
19. Action #5200/13, re: Bid Award-Water Meter Reading System Computer (with accompanying resolution)

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. Application for a Class F Daily Liquor License, Church of St. John the Evangelist, d/b/a St. John's Annual Fair; St. John's Church, Washington & Willow Streets, Sept. 7, 2013, from 10:00 a.m. to 2:00 p.m.
2. Application for a Class F Daily Liquor License, Fort Adams Trust, d/b/a R.I. Veterans; Fort Adams State Park, September 8, 2013, from 1:00 p.m. to 6:00 p.m.

ADJOURN

August 21, 2013

KATHLEEN M. SILVIA
CITY CLERK