

**CITY OF NEWPORT
DOCKET FOR THE COUNCIL MEETING
APRIL 26, 2017**

**THE MEETING WILL BE HELD IN THE COUNCIL CHAMBERS,
CITY HALL, 43 BROADWAY, NEWPORT, RI**

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 26, 2017, at 6:30 p.m.

PLEDGE OF ALLEGIANCE TO THE FLAG

CITIZENS' FORUM: (Speakers must sign in with the City Clerk). The Citizens' 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.

COUNCIL LIAISON UPDATES

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) Christine M. Regan, d/b/a A Magical Mystery Tour, Newport Elks Lodge; April 29, 2017 from 1:00 p.m. to 10:00 p.m.
 - 2) Ronald J. Cudworth, d/b/a Citizen of the Year Dinner, Newport Elks Lodge; May 6, 2017 from 5:30 p.m. to 10:30 p.m.
 - 3) Save the Bay, d/b/a Fish n' Sips, Save the Bay's Exploration Center & Aquarium; May 10, 2017 from 5:00 p.m. to 7:00 p.m.

As has been past practice, the Council will meet at 6:20 p.m. to discuss docket items. This pre-meeting will be held in the Second Floor Conference Room. 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 – "Council Agendas and Minutes." Council Meetings can be viewed on Cox Cable, Channel 18; check local listings for dates and times.

Newport City Hall is accessible and meets ADA requirements. **INDIVIDUALS REQUIRING AN INTERPRETER OR OTHER ACCOMMODATIONS MUST NOTIFY THE CITY CLERK'S OFFICE (845-5351) OR CITY MANAGER'S OFFICE (845-5429) ONE WEEK IN ADVANCE OF THE MEETING.**

- 4) Bike Newport, d/b/a Bike to Work Day, beginning at City Hall & Bike Newport; May 19, 2017 from 7:00 a.m. to 9:00 a.m. and 4:00 p.m. to 5:00 p.m.
 - 5) Parents Helping Students Organization, d/b/a PHS Post Prom, Newport Elks Lodge; May 31, 2017 from 11:00 p.m. to 3:00 a.m.
 - 6) National Multiple Sclerosis Society, d/b/a MS Ride the Rhode, beginning at Newport Grand and ending at URI; June 10, 2017 from 6:00 a.m. to 7:00 a.m.
 - 7) Bike Newport & Newport County YMCA, d/b/a Elliot's Ride (for safety and wellness), Brenton Point State Park; June 11, 2017 from 2:00 p.m. to 5:00 p.m.
 - 8) Preservation Society of Newport County, d/b/a Pierre Cardin Fashion Show, The Breakers Mansion; June 17, 2017 from 5:00 p.m. to 9:00 p.m.
- b. Banner License, Salve Regina University, from June 1-5, 2017, between The Red Parrot and Midtown Oyster Bar advertising Alumni Reunion Weekend
- c. Fortune Teller License, Renewal, Marie Miller, 427 Thames St.
- d. 2017 Holiday Selling License Renewals:
1. Amanda J. Gallagher, d/b/a Closet Revival, 26 & 30 Broadway (new location)
 2. Richard J. Ferreira, Jr., d/b/a Holy Smokes, 9 Broadway
 3. Wagon Wheel Corporation, d/b/a Newport Best Sportswear, 246 Thames St.
 4. Rochelle's, Inc., d/b/a Rochelle's of Newport, 381 Thames St.
 5. Newport Outfitters, Inc., d/b/a Ten Speed Spokes, 18 Elm St.
- e. 2017 Second-hand License Renewals:
1. Amanda J. Gallagher, d/b/a Closet Revival, 26 & 30 Broadway (new location)
 2. Newport Outfitters, Inc., d/b/a Ten Speed Spokes, 18 Elm St.

- f. Second-hand License, New, Judith Goodwin, d/b/a Sunflower Boutique, 400 Thames St. Unit 4
- g. Second-hand License, New, Vinyl Guru LLC, d/b/a Vinyl Guru Record Shop, 152 Broadway
- h. 2017 Holiday Selling Licenses, New:
 - 1. Cumberland Farms Inc., d/b/a Cumberland Farms #1150, 125 Broadway
 - 2. Mark Richard, d/b/a Handbag Heaven, 22 Long Wharf
 - 3. Heaven on Earth, LLC, d/b/a Heaven on Earth, LLC, 431 Thames St.
 - 4. Kathleen Tonry, d/b/a Katalina's Boutique Bags, 468 Thames St.
 - 5. Jonathan Santos, d/b/a Sunnies Cabana, 337 Thames St.
 - 6. Valerie Fernandez, d/b/a Dvar Beachwear, 337 Thames St.
- i. Proposed Biennial Budget FY 2018 & FY 2019 (Receive and order advertised for Public Hearings) A copy is available on file in the City Clerk's Office and on the city's website @ <http://cityofnewport.com/departments/finance/budgets-cafrs-cips>
- j. Communication from R.I. Department of Environmental Management, Office of Water Resources, re: Proposed permit actions under the R.I. Pollutant Discharge Elimination System (RIPDES) Program (Receive)
- k. Communication from the R.I. Department of Environmental Management, re: notification the City of Newport is the recipient of a \$1,000,000 grant for the design and construction of the First Mile Shared Use Bike Pathway (Receive)
- l. Communication from Susan McCoy, re: resignation from the Beach Commission (Receive with regret)
- m. Communication from John Oliveira, re: resignation from the Waterfront Commission (Receive with regret)

- n. Communication from the Aquidneck Island Planning Commission, re: AIPC First Quarter Management Report (Receive)

LICENSES & PERMITS

- 2. Victualing License, New, Newport Lemonade, LLC, d /b/a Newport Lemonade, 36 Bowen's Wharf
- 3. Sound Variance, Deborah A. Eagan, July 22, 2017 from 10:00 p.m. to 1:00 a.m. for a band with amplification during a wedding ceremony. (Hearing)
- 4. 2017 Sidewalk Café Renewals:
 - a) Ben's Chili Dogs, LLC, d/b/a Ben's Chili Dogs, 158 Broadway
 - b) Stone Soup, LLC, d/b/a Caleb and Broad, 162 Broadway
 - c) Fitzsimoes, LLC, d/b/a Corner Café, 110 Broadway
 - d) ETC Group, LLC, d/b/a Empire Tea & Coffee, 112 William St.
 - e) Newport Bubble Tea, LLC, d/b/a Empire Tea & Coffee, 22 Broadway
 - f) Fastnet, Inc., d/b/a Fastnet, The, 1-3 Broadway
 - g) 2paddysandacanuck, LLC, d/b/a Fifth Element, The, 107-111 Broadway
 - h) Monkey Business, LLC, d/b/a Hungry Monkey, The, 124 Broadway
 - i) Jimmy's Saloon, LLC, d/b/a Jimmy's Saloon, 37 Memorial Blvd.
 - j) Leos Market, LLC, d/b/a Leos Market, 162 Broadway
 - k) Leinster, Inc., d/b/a Malt, 150-154 Broadway
 - l) Nick's Fine Foods, Inc., d/b/a Nikolas Pizza, 38 Memorial Blvd.
 - m) NDC Enterprises, d/b/a Norey's, 156 Broadway
 - n) Howley Bread, d/b/a Panera Bread, Long Wharf Mall
 - o) Parlor, LLC, d/b/a Parlor Bar & Kitchen, 200 Broadway
 - p) MBK, LLC, d/b/a Pour Judgement, 32 Broadway
 - q) Restaurant Bouchard, Inc., d/b/a/ Restaurant Bouchard & Revolving Door, 505-509 Thames St.
 - r) Scratch, LLC, d/b/a Scratch Kitchen and Catering, 88 Broadway
 - s) BKA Industries, Inc., d/b/a Scales & Shells, 527 Thames St.
 - t) Thames Street Thai Cuisine, LLC, d/b/a Thai Cuisine, 517 Thames St.
- 5. Entertainment License Expansion, Class A & B (indoor/outdoor), @ The Deck, LLC, d/b/a @ The Deck, 1Waites Wharf, to remove the restriction of the 65 decibel limit (Second Hearing)

Letters of Objection:

Donald A. Migliori	Christian Cloud	Victoria K. Minior
Hugh Mellor II	Richard W. Hyde, Jr.	Susan & Greg Zacharias
Constance N. Purcell	Vivian P. Hyde	Gary Gosselin
Susan Cianci	Rita C. Steele	Richard Bischoff
Lauren L. Thill		

COMMUNICATIONS AND PETITIONS

6. **APPOINTMENTS TO BOARDS & COMMISSIONS**

Reappointments

Historic District Commission – Joanna Salvo

Planning Board – John Oliveira

RESOLUTIONS

7. Supporting legislation which would disallow non-law enforcement to carry concealed firearms onto school grounds – J. Napolitano, L. Ceglie, S. Taylor
8. Requesting the City to investigate the implementation of a water fill station program- J. Florez, J. Bova, S. Taylor
9. Requesting the City to prohibit the release of balloons into the atmosphere- J. Florez, J. Bova, S. Taylor
10. Requesting the R.I. General Assembly to amend RIGL 44-18-18.1, “Local meals and beverage tax”
11. Supporting Senate bill 2017-S0689 which would raise the local hotel tax from 1% to 2.5%

ORDINANCES

COMMUNICATIONS FROM THE CITY MANAGER

12. Action Item #5640/17 re: Change Order - Data and Voice Circuits – Wiring (w/accompanying resolution)

13. Action Item #5641/17 re: Memorandum of Agreement – City of Newport and Town of Middletown Purchasing Cooperative – Energy Procurement and Management (w/accompanying resolution)
14. Action Item #5642/17 re: Contract – Consultant Services – Clean Energy Projects with the Town of Middletown (w/accompanying resolution)
15. Action Item #5643/17 re: Award of Bid #17-065 - Construction Equipment & Operator-Easton’s Beach (w/accompanying resolution)
16. Action Item #5644/17 re: Award of Contract-NFD Station 2 Plymovent Source Capture Vehicle Exhaust Removal System (w/accompanying resolution)

ADJOURN AS COUNCIL AND CONVENE AS BOARD OF LICENSE COMMISSIONERS

BOARD OF LICENSE COMMISSIONERS

CONSENT CALENDAR

1. Daily Liquor Licenses:
 - a) Class F: Save the Bay, d/b/a Fish n’ Sips, Save the Bay’s Exploration Center and Aquarium; May 10, 2017 from 5:00 p.m. to 7:00 p.m.
 - b) Class F-1: Preservation Society of Newport County, d/b/a Pierre Cardin Fashion Show, The Breakers; June 17, 2017 from 5:00 p.m. to 9:00 p.m.
2. Communication from Turner Scott, Esq., requesting permission to withdraw the Class BL liquor license transfer from J & A Tokyo House, LLC to Ya Ting Tokyo House, Inc. which was approved by the Board of License Commissioners on December 14, 2016 (Approve)

Laura C. Swistak
City Clerk

ADJOURN
April 19, 2017