

PORTSMOUTH TOWN COUNCIL MEETING
OCTOBER 11, 2022 (Tuesday)
MINUTES

7:00 PM – Town Council Chambers, Portsmouth Town Hall, 2200 East Main Road

MEMBERS PRESENT: Linda L. Ujifusa, Daniela T. Abbott, Keith E. Hamilton, Leonard B. Katzman, Andrew V. Kelly and J. Mark Ryan

MEMBER ABSENT: Kevin M. Aguiar

Time: 7:00 PM

EMERGENCY EVACUATION PLAN

PLEDGE OF ALLEGIANCE

SITTING AS THE PORTSMOUTH TOWN COUNCIL

1. Roll Call

PRESIDENT’S EXECUTIVE SUMMARY – Nothing to report.

CONSENT AGENDA – Motion to approve as presented made by Mr. Hamilton, seconded by Dr. Ryan. Motion passed 6-0.

Directions to view licensing applications: 1) Click on [Viewpoint](#), 2) Click Records and then type in the record number which is listed on the agenda, 3) Click on the highlighted record to view the application

1. Bills

SITTING AS THE BOARD OF LICENSE COMMISSIONERS

Directions to view licensing applications: 1) Click on [Viewpoint](#), 2) Click Records and then type in the record number which is listed on the agenda, 3) Click on the highlighted record to view the application

1. PUBLIC HEARING: Transfer of a Class BV Alcoholic Beverage License (#2179)

Application to Transfer a Class BV Alcoholic Beverage License from Bracky Ltd d/b/a CJ’s Pub to Schooners LLC d/b/a Schooners, 568 Park Avenue, Portsmouth

- a. Application for a Class BV Alcoholic Beverage License: Schooners LLC d/b/a Schooners, 568 Park Avenue, Portsmouth. Owners: Carolyn Sweet and Douglas Deleone, 538 Park Avenue, Portsmouth
- b. Request approval to retain the permanent expansion of the service area to include a maximum 25’ x 30’ patio in a fenced outdoor area, comprising approximately 750 sq. ft. area located on the west side of the building, weekdays until 9pm and weekend and holiday eves until 10pm, year round. Also to include a 328 sq. ft. L-shaped wood deck located on the street side of the building, weekdays until 8pm and weekend and holiday eves until 9pm for table service only, March 15 to December 15, weather permitting.
- c. Objection to the transfer of Class BV Liquor License from Bracky Ltd d/b/a CJ’s Pub to Schooners LLC d/b/a Schooners unless indebtedness is paid in full to Mancini Beverage. / G. Mancini, Sinapi Law Associates, Ltd.

Attorney Carmine D’Ellena, representing Mr. Deleone and Ms. Sweet requested that the Council approve the request for the transfer of the business. Attorney D’Ellena also mentioned that Mr. Deleone was in the audience if anyone had any questions. No further comments were made.

Motion to close the Public Hearing made by Mr. Hamilton, seconded by Dr. Ryan. Motion passed 6-0.

Motion to approve the transfer of a Class BV Alcoholic Beverage License from Bracky Ltd d/b/a CJ's Pub to Schooners LLC d/b/a Schooners upon all indebtedness being paid in full made Mr. Hamilton, seconded by Dr. Ryan. Motion passed 6-0.

Motion to retain the expansion of the service area, weekdays until 9pm and weekends and holiday eves until 10pm, year round for one (1) year, then they may apply for permanent expansion during the 2023 licensing period. Also to be included for one (1) year, a 328 sq. ft. L-shaped wood deck located on the street side of the building, weekdays until 8pm and weekend and holiday eves until 9pm for table service only, March 15 to December 15, weather permitting, made by Mr. Hamilton, seconded by Dr. Ryan. Motion passed 6-0.

2. Victualler License:

Schooners LLC d/b/a Schooners, 568 Park Avenue, Portsmouth (#2179) – Motion to approve made by Mr. Hamilton, seconded by Dr. Ryan. Motion passed 6-0.

3. Amusement Games License:

Schooners LLC d/b/a Schooners, 568 Park Avenue, Portsmouth (3 games) (#2179) – Motion to approve made by Dr. Ryan, seconded by Mr. Hamilton. Motion passed 6-0.

4. Peddler License – Mobile Food Establishment (MFE), New:

Kathleen Hedquist d/b/a George's Grille, 195 Wingate Ave., Warwick (#2232) – Motion to approve made by Dr. Ryan, seconded by Mr. Hamilton. Motion passed 6-0.

ADJOURN – Motion to adjourn as the Board of License Commissioners made by Mr. Hamilton, seconded by Dr. Ryan. Motion passed 6-0.

MINUTES – Motion to approve as presented made by Dr. Ryan, seconded by Mr. Hamilton. Motion passed 6-0.

9/26/22

TAX VOUCHERS – Motion to approve made by Mr. Hamilton, seconded by Mr. Katzman. Motion passed 6-0.

Request approval for Tax Vouchers #20221011-01 to #20221011-02

TOWN ADMINISTRATOR'S REPORT

1. Approval of five new CRMC Right of Ways – The RI Coastal Resources Management Council (CRMC) has designated five new rights-of-way in town. CRMC and the right-of-way commission worked with our Harbor Commission to approve the official designation of five access points: Beach Street at Cedar Avenue, Cedar Avenue, Fountain Avenue, East Power Street and Cory's Ln.
2. Comprehensive Plan update – The Division of Statewide Planning has completed its review of the Portsmouth Comprehensive Community Plan and have identified a few areas within the Plan that will need to be edited, updated in order for the Division to provide state approval of the Plan. The Town has sixty (60) days to make the edits and updates. The Town Planner and our Consultant will provide the required information and ensure we comply with Statewide Planning's direction. Following State approval of the Comp Plan, we will focus on an update of our zoning ordinance to ensure compliance with the Comprehensive Plan.

3. Electronic waste drop-off event – The last electronic waste drop off event for 2022 will be held at the Portsmouth High School on Saturday, November 19th from 9AM to noon. The collection is open to any RI resident. More information can be found on the Town’s website.
4. We are seeking volunteers to serve on the Town Committees – Just a reminder that there are openings on a number of Town boards, committees, and commissions. We encourage people to please contact the Town Clerk’s office if you would like to know more about current openings and are interested in serving the community.

RESIGNATIONS AND APPOINTMENTS

1. Resignations:

- a. Dog Park Committee – Motion to accept with regret Michael Cranson’s resignation made by Mr. Hamilton, seconded by Dr. Ryan. Motion passed 6-0.
- b. Economic Development Committee, Youth Rep – Motion to accept with regret Matthew Cavanaugh’s resignation made by Mr. Hamilton, seconded by Dr. Ryan. Motion passed 6-0.

2. Appointments:

- a. Harbor Commission – Motion to reappoint Thomas Grieb made by Mr. Hamilton, seconded by Dr. Ryan. Motion passed 6-0.
- b. Planning Board – Motion to reappoint Ryan Tibbetts made by Mr. Hamilton, seconded by Dr. Ryan. Motion passed 6-0.
- c. Prudence Island Planning Commission – Motion to reappoint Ed Aldrich made by Dr. Ryan, seconded by Mr. Hamilton. Motion passed 6-0.

OLD BUSINESS (Discussion/Action)

1. Monthly Finance Report for July and August. – Motion to receive and place file made by Mr. Hamilton, seconded by Mr. Katzman. Motion passed 6-0.

NEW BUSINESS (Discussion/Action)

1. Request approval for the use of ARPA funds in the amount of \$443,229.00 to purchase a Braun Medical Rescue vehicle for the Fire Department. – Motion to approve the use of ARPA funds not to exceed \$443,229.00 to purchase a Braun Medical Rescue vehicle for the Fire Department made by Mr. Hamilton, seconded by Mr. Katzman. Motion passed 6-0.
2. Request approval for the use of ARPA funds not to exceed \$68,250.00 to purchase a new all-wheel drive SUV for the Fire Department. – Motion to approve the use of ARPA funds not to exceed \$63,250.00 to purchase a new all- wheel drive SUV for the Fire Department made by Dr. Ryan, seconded by Mr. Hamilton. Motion passed 6-0.
3. Request approval of a resolution authorizing the Police Department to enter into a statewide mutual aid agreement. – Motion to approve made by Mr. Hamilton, seconded by Mr. Katzman. Motion passed 6-0.

TOWN OF PORTSMOUTH, RI
RESOLUTION # 2022-10-11

A RESOLUTION ALLOWING THE POLICE DEPARTMENT OF THE TOWN OF PORTSMOUTH TO COLLABORATE WITH NONADJACENT RHODE ISLAND MUNICIPALITIES AND POLICE DEPARTMENTS THROUGH A STATEWIDE MUTUAL AID AGREEMENT

WHEREAS, the Portsmouth Town Council desires to promote cross-municipal police collaboration to achieve desired outcomes in the Town of Portsmouth; and

WHEREAS, the General Assembly enacted RIGL 45-42-2 and then amended it in 2021 through P.L. 2021, ch. 108, providing the Portsmouth Town Council a mechanism to authorize nonemergency mutual aid agreements between

nonadjacent municipalities, their police departments, and institutions of higher education within the Town of Portsmouth; and

WHEREAS, the General Assembly has granted such authority to other municipalities in Rhode Island through enabling legislation.

NOW, THEREFORE, BE IT RESOLVED:

1. The Portsmouth Town Council hereby authorizes the Town of Portsmouth’s police department to collaborate with nonadjacent Rhode Island municipalities and police departments pursuant to the Statewide Mutual Aid Agreement; and
2. This resolution shall take effect upon passage.

Adopted this 11th day of October 2022.

Kevin Aguiar, President
Portsmouth Town Council

ATTEST: _____
Jennifer West, CMC, Town Clerk

4. Review of Transfer Station operation vs. Curbside collection bids.
 - a. Request Council decision regarding future waste collection

Motion to request to extend the current Transfer Station contract for one year made by Ms. Abbott, seconded by Dr. Ryan. Motion passed 5-1. Mr. Kelly in dissent.

Motion to reject the RFP for Curbside Collection made by Mr. Hamilton, seconded by Dr. Ryan. Motion passed 6-0.

Motion to direct staff to work with our consultant to develop a hybrid option that does not use pay as you throw bags, have curbside collection for the entire town and use the Transfer Station for bulky waste and diversion made by Ms. Abbott, seconded by Mr. Kelly. Motion passed 6-0.

CORRESPONDENCE – Motion to receive and place on file made by Mr. Kelly, seconded by Mr. Hamilton. Motion passed 6-0.

1. Notice to the Rhode Island Energy Facility Siting Board of the temporary mobilization and operation of liquefied natural gas vaporization equipment at Old Mill Lane, Portsmouth. / The Narragansett Electric Company d/b/a Rhode Island Energy
2. Monthly RIRRC Report. / Rhode Island Resource Recovery Corp.

FUTURE MEETINGS

Oct 24 7:00 PM – Town Council Meeting
 Nov 14 7:00 PM – Town Council Meeting
 Nov 28 7:00 PM – Town Council Meeting

ADJOURN – Motion to adjourn made by Mr. Kelly, seconded by seconded by Dr. Ryan. Motion passed 6-0.

Time: 9:49 PM

Jennifer M. West. CMC. Town Clerk