

PORTSMOUTH TOWN COUNCIL MEETING  
NOVEMBER 9, 2020 MINUTES

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

Time: 7:00

MEMBERS PRESENT: Kevin M. Aguiar in Town Council Chambers

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

ABSENT: Daniela T. Abbott

PLEDGE OF ALLEGIANCE

SITTING AS THE PORTSMOUTH TOWN COUNCIL

1. Roll Call

PRESIDENT'S EXECUTIVE SUMMARY – There was no Executive Session prior to the meeting.

Time: 7:03 Ms. Abbott arrived.

CONSENT AGENDA – Motion to approve as presented made by Mr. Hamilton, seconded by Mr. Katzman. Motion passed 7-0.

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

2. Annual License Renewals:

- a. Victualler
- b. Amusement Games
- c. Gunsmith/Gun Dealer
- d. Private Detective
- e. Holiday
- f. Peddler

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. Annual Liquor License Renewals:

a. Class A – Motion to approve all Class A Liquor Licenses made by Mr. Hamilton, seconded by Ms. Abbott. Motion passed 7-0.

Allen's Wine & Spirits, Inc., 3001 East Main Road (#1789)

Ferreira's Package Store, Inc., 1965 East Main Rd (#1792)

Moriarty's Liquor Locker, Inc., 624 Park Ave (#1845)

Pozdnyakova, Inc. d/b/a Portsmouth Liquors, 1557 West Main Road (#1796)

b. Class BH/BT – Motion to approve the Class BH & BT Licenses made by Mr. Katzman, seconded by Dr. Ryan. Motion passed 7-0.

Roger Williams University, 144 Anthony Rd (#1843)

c. Class BV – Motion to approve all Class BV licenses made by Mr. Katzman, seconded by Mr. Hamilton. Motion passed 7-0.

- Anna D. LLC d/b/a Anna D Café, 954 East Main Rd (#1782)
- Fieldstones LLC, 980 East Main Rd (#1830)
- Smith Harbor House LLC d/b/a 15 Point Road, 15 Point Rd (#1793)
- Food Works, Inc. d/b/a Food Works Restaurant, 2461 East Main Rd (#1851)
- Graziano’s 501 Café LLC, 501 Park Ave (#1847)
- Green Valley Country Club, Inc., 371 Union Street (#1842)
- Those Crazy Kids LLC d/b/a The Gulf Stream Bar & Grille, 1 Lagoon Road (#1828)
- Localz, Inc. d/b/a Localz Kitchen & Cocktails, 657 Park Ave (#1819)
- 888 Restaurant LLC d/b/a Mindy’s, 3351 East Main Road (#1846)
- TNBC Beach Club LLC d/b/a The Newport Beach Club, 195 Newport Harbor Dr (#1859)
- Oceanside Enterprises LLC d/b/a Portsmouth Publick House, 600 Clock Tower Sq (#1823)
- Rocco’s Little Italy LLC, 880 East Main Rd (#1822)
- Tremblay’s Bar & Grill, Inc., 514 Park Avenue (#1838)
- Dina Occhi (Estate) d/b/a Valley Inn Restaurant, 2221 West Main Rd (#1844)

d. Class BV with Council to revisit prior temporary approval of outdoor expansion of licensed premises – Motion to approve with the hours previous set forth by the Town Council, made by Mr. Hamilton, seconded by Dr. Ryan. Motion passed 7-0.

- Migration, Inc. d/b/a Blue Anchor Grill, 506 Park Ave (#1839)
- Bracky Ltd d/b/a CJ’s Pub, 568 Park Ave (#1835)

e. Class BV Ancillary – Motion to approve the Class BV Ancillary license made by Dr. Ryan, seconded by Mr. Hamilton. Motion passed 7-0.

- Newport National Golf Club, Inc., 324 Mitchell’s Ln, Middletown (#1788)

f. Class BVL – Motion to approve the Class BVL license made by Dr. Ryan, seconded by Mr. Hamilton. Motion passed 7-0.

- Rahilly, Inc. d/b/a West Main Pizza, 1620 West Main Rd (#1853)

g. Class D – Motion to approve all but the Portsmouth Portuguese American Citizens Club made by Mr. Hamilton, seconded by Dr. Ryan. Motion passed 7-0.

Motion to approve the Portsmouth Portuguese American Citizens Club made by Mr. Hamilton, seconded by Ms. Abbott. Motion passed 6-0-1. Mr. Aguiar recused.

- Alvero E. Vieira Memorial Post Home, Inc. VFW Post #5390, 822 Anthony Rd (#1860)
- ACC Beverage, Inc. d/b/a Aquidneck Country Club, 125 Corys Ln (#1854)
- Montaup Country Club, 500 Anthony Road (#1829)
- Portsmouth Portuguese American Citizens Club, 35 Power Street (#1791)
- Seaconnet Sportsman’s Club, 145 Sakonnet Drive (#1849)

h. Class J – Motion to approve the Class J license made by Dr. Ryan, seconded by Ms. Ujifusa. Motion passed 7-0.

Newport Polo, Inc., Glen Farm (Town of Portsmouth Property) (#1852)

2. Annual Sunday Sales License Renewals: – Motion to approve made by Dr. Ryan, seconded by Mr. Hamilton. Motion passed 7-0.

Allen’s Wine & Spirits, Inc., 3001 East Main Road (#1789)  
Ferreira’s Package Store, Inc., 1965 East Main Road (#1792)  
Moriarty’s Liquor Locker, Inc., 624 Park Ave (#1845)  
Pozdnyakova, Inc. d/b/a Portsmouth Liquors, 1557 West Main Road (#1796)

3. Annual Victualler Licenses with Extended Hours Renewals (between 2am – 6am): – Motion to approve made by Mr. Hamilton, seconded by Dr. Ryan. Motion passed 7-0.

Cumberland Farms, Inc. d/b/a Cumberland Farms #1218, 1812 East Main Rd (#1795)  
Aquidneck Donuts, Inc. d/b/a Dunkin Donuts, 1550 West Main Rd (#1780)  
Portsmouth Donuts Inc. d/b/a Dunkin Donuts, 3001 East Main Rd (#1832)  
Drake Petroleum Co., Inc. d/b/a Melville Xtra Mart, 1568 West Main Rd (#1836)

4. Victualler License – Annual, New: – Motion to approve made by Mr. Hamilton, seconded by Dr. Ryan. Motion passed 7-0.

Bottega Bocconi d/b/a Bottega Bocconi, 1965 East Main Road (#1862)

5. Daily Liquor License, Class F1: – Motion to approve made by Dr. Ryan, seconded by Mr. Hamilton. Motion passed 7-0.

Island Park Preservation Society, 21 Beach Street, for a tree lighting at 706 Park Avenue, November 28, 2020 from 10:00 am - 9:00 pm (#1821)

MOTION TO CONTINUE HEARING TO MONDAY, NOVEMBER 23, 2020 made by Mr. Hamilton, seconded by Dr. Ryan. Motion passed 7-0.

MINUTES – Motion to approve as presented made by Mr. Hamilton, seconded by Dr. Ryan. Motion passed 7-0.  
10/26/2020 & Exec.

TAX VOUCHERS – Motion to approve made by Mr. Katzman, seconded by Dr. Ryan. Motion passed 7-0.  
Request approval for Tax Vouchers #20201109-01 to #20201109-03.

#### TOWN ADMINISTRATOR’S REPORT

##### 1. COVID Update

- This week, the State of Rhode Island begins additional restrictions to stem the rise in COVID-19 cases.
  - Rhode Islanders should only be going out for essential activities, such as work, doctors’ appointments, and the grocery store.
  - A Stay-at-home advisory is in effect:
    - 10 p.m. – 5 a.m. Sunday - Thursday
    - 10:30 p.m. - 5 a.m. on Friday and Saturday.

- Social gatherings are limited to 10 people or less.
  - Groups must remain consistent and be limited to interactions with the same people.
- All restaurants, bars, gyms, recreational facilities, and personal services must close at 10 p.m. Sunday – Thursday and at 10:30 p.m. on Friday and Saturday.
- Retail establishments must actively ask customers not wearing masks to do so immediately, or vacate the premises.
  - A relief program for restaurants and bars that must close earlier than usual due to COVID-19 has been established. Information is available on our Web Site and at the Division of Taxation.
- Regarding sports:
  - A maximum of two spectators for any athlete younger than 18 will be allowed. All spectators and athletes are required to wear a mask at all times, including during practices and games.
  - Youth and Amateur Sports have been categorized as Low, Moderate, and High risk with limitations for each.
- Additionally:
  - The Governor is revising the mask order to require that masks be worn at all times outside the home. Businesses will need to remind customers to wear masks and/or offer them masks while in the establishment.
    - Rhode Islanders should have received an emergency phone alert at noon yesterday informing them of the mask order.
- And, as a reminder, free asymptomatic COVID-19 testing is available at [portal.ri.gov](http://portal.ri.gov).

## 2. Status of Police and DPW Contract

- We have finally ironed out the last remaining issues surrounding the proposed collective bargaining agreements with Police and DPW.
- Finance is finalizing the financial impact statements and HR is putting together the completed draft agreements.
- We will bring those before the Council for your approval at the next Council meeting.

## 3. RI Office of Healthy Ageing (OHA) Distribution Grant

- Last week Governor Raimondo and the Rhode Island Office of Healthy Aging (OHA) announced the distribution of \$800,000 to support local programs and services for older adults. This special funding will help community and senior centers mitigate the operational impacts of COVID-19.
- Municipalities will receive funding based on the number of older adults living in their community. The minimum grant award is \$2,000. Funds will be used to help communities enhance services available to older adults and caregivers, invest in supplies, and implement public health guidance.

## RESIGNATIONS AND APPOINTMENTS

### 1. Appointments:

- a. Melville Park Committee (Re-Apt) – Motion to re-appoint Ed Rizy made by Dr. Ryan, seconded by Mr. Hamilton. Motion passed 7-0.
- b. Solid Waste and Recycling Committee – Motion to appoint Jennifer Haga made by Ms. Ujifusa, seconded by Dr. Ryan. Motion passed 7-0.

OLD BUSINESS (Discussion/Action)

1. Discussion regarding the previous National Grid presentation of the LNG facility at Old Mill Lane and consideration for submitting formal comments on behalf of the Council supporting one or more of the options provided by National Grid. – Motion to table until the November 23<sup>rd</sup> meeting to allow Mr. Webster to make a presentation to the Council made by Ms. Ujifusa, seconded by Ms. Abbott. Motion passed 5-2. Mr. Hamilton and Mr. Aguiar opposed.
2. Update on the status of the Comprehensive Community Plan.
  - a. Where do we stand?
    - i. Mr. Crosby and Mr. Asciola are in the process of going through the punch list of comments that the Statewide Planning department has sent over the last 2 years, that they see as deficiencies in the plan.
    - ii. Need to make readable and update some of the data that is out of date.
  - b. What is left to do?
    - i. Finish the punch list.
    - ii. Send the information to Western Sampson, the contractor who will put all the components together in a large pdf file and send it to the Statewide Planning Commission for review. Correct any revisions if requested. A Public Hearing must be scheduled within 30 days approval.
  - c. When will it be presented to the Council?
    - i. Once the Statewide Planning Commission sends back the Plan, the Council will be presented with the Plan for review and the Public Hearing scheduled. This looks to be put forward in the February/March time frame. If the Council has no changes, then it is sent back to the Statewide Planning Commission for final approval.

Mr. Aguiar asked Mr. Crosby to give updates to the Council every 4-6 weeks on the progress that is being made.

NEW BUSINESS (Discussion/Action) – No votes taken.

1. Letter regarding the Department of the Navy, Naval facilities Engineering Command to perform a Perimeter Boundary Survey of Naval Station Newport and its supporting properties. / K. Aguiar (5)

CORRESPONDENCE – Motion to receive and place on file made by Dr. Ryan, seconded by Mr. Hamilton. Motion passed 7-0.

1. Monthly RIRRC Report.

FUTURE MEETINGS

Nov 23 7:00 PM -Town Council Meeting  
Dec 14 7:00 PM - Town Council Meeting  
Dec 28 7:00 PM - Town Council Meeting  
Jan 11 7:00 PM -Town Council Meeting

ADJOURN – Motion to adjourn made by Dr. Ryan, seconded by Mr. Hamilton. Motion passed 7-0.

Time: 8:19 PM

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Jennifer M. West, Town Clerk