

TOWN COUNCIL MEETING - WEDNESDAY EVENING - JANUARY 31, 2007

PRESENT: Marshall, Cordeiro, Parella (arrived at 7:10),
Barboza and Herreshoff

ALSO PRESENT: Michael A. Ursillo, Esq., Town Solicitor
Marshall J. Netto, Town Sergeant

ABSENT: Diane C. Mederos, Town Administrator

The Council met in Regular Session on Wednesday evening, January 31, 2007 in the Town Hall, Council Chambers, beginning at 7:05 o'clock PM, Council Chairman Marshall presiding:

The Pledge of Allegiance was led by members of Bristol Boy Scout Troop 6.

Prior to the commencement of this evening's agenda, the Chairman made several announcements and invited the other Council members to do the same:

Council Chairman Marshall noted the recent State of the Union Address by President Bush and informed those present that he was impressed by the President's comments regarding the Nation's heroes both in the field and in chambers. The Chairman also commented that he agreed with the President's comments about the need to have "civil and meaningful dialogue about the war" rather than "would have or should have criticisms." He stated that persons who criticize in an unproductive manner likely do not realize how hurtful or damaging their remarks can be to our troops, their families, and our country's allies.

Council Chairman Marshall stated that the Council was recognizing Town Administrator Mederos and Police Chief Serpa who he categorized as local heroes.

Councilwoman Parella arrived at this point in the meeting (7:10 o'clock PM).

SPECIAL PRESENTATIONS: Police Chief Serpa
Town Administrator Mederos

Council Chairman Marshall read the following Proclamation into the record:

State of Rhode Island and Providence Plantations
Town of Bristol
Proclamation

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Be it hereby known to all that:

WHEREAS, January 2007 is National Mentoring Month, and the mentoring of our Nation's youth is hereby acknowledged for its many benefits; in particular the undeniable fact that all children benefit from the influence of a positive, caring adult; and

WHEREAS, the Rhode Island Mentoring Partnership reports that "kids with mentors are 46% less likely to begin using illegal drugs, 27% less likely to begin using alcohol, 53% less likely to skip school, and 33% less likely to engage in violence;" and

WHEREAS, the Mosaico CDC - Bristol/Warren School District Partnership in mentoring has proved a well respected and model program; offering children the support and guidance that they might not otherwise obtain; and

WHEREAS, the Rhode Island Mentoring Partnership, Governor Carcieri, Lt. Governor Roberts, and the General Assembly recently recognized the good work of some of the most outstanding mentor-volunteers in our State, among those our own Town Administrator Diane C. Mederos, a long-time participant in the Mosaico program.

THEREFORE, BE IT RESOLVED, that the Honorable Town Council of the Town of Bristol, State of Rhode Island and Providence Plantations does hereby express its appreciation for the good work, dedication and perseverance of mentor Diane C. Mederos and all of her fellow-mentors in our Town and in our State, and

BE IT FURTHER RESOLVED, that the Bristol Town Council by virtue of the authority vested in its honorable body, proclaims January 31, 2007 to be Mentor Recognition Day in the Town of Bristol; and does so in honor of our Town Administrator, Diane C. Mederos; in laudatory recognition of the prestigious Excellence in Mentoring Award bestowed upon her.

In witness whereof we have hereunto set our hands and affixed the Seal of the Town of Bristol upon adoption this 31st day of January, A. D. 2007

/s/ Kenneth A. Marshall, Chairman
/s/ Raymond Cordeiro, Vice-chairman
/s/ Mary A. Parella, Councilwoman
/s/ David E. Barboza, Councilman

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Attest: /s/ Halsey C. Herreshoff, Councilman
/s/ Louis P. Cirillo, Clerk

Council Chairman Marshall asked Councilman Barboza to read the following Resolution:

Be it hereby known to all that:

State of Rhode Island and Providence Plantations
Town of Bristol
Resolution

Whereas, Colonel Russell S. Serpa, Chief of Police of the Town of Bristol has been named President of the Rhode Island Police Chiefs Association; and

Whereas, this fine and conscientious organization provides leadership for all of the police officers in our State through its good works toward the betterment of the many facets of law enforcement; and

Whereas the Rhode Island Police Chiefs Association is an active and positive group with accomplishments ranging from its partnership with the Big Brothers of Rhode Island in service to our young people in need to its assurance that all police officers in our State receive the most up-to-date information and technology; and

Whereas, since the accomplishments of Col. Russell S. Serpa are many and his expertise within his chosen field is unparalleled; this admirable leader shall undoubtedly prove most worthy as 'chief among chiefs.'

Now, therefore, be it hereby resolved, that the Honorable Town Council of the Town of Bristol, State of Rhode Island and Providence Plantations, individually, collectively and by these presents extends heartfelt congratulations to Col. Russell S. Serpa upon the occasion of his most recent honor, and further offers its most sincere best wishes for a very successful term.

In witness whereof we have hereunto set our hands and affixed the Seal of the Town of Bristol upon adoption this 31st day of January, A. D. 2007

/s/ Kenneth A. Marshall, Chairman
/s/ Raymond Cordeiro, Vice-chairman
/s/ Mary A. Parella, Councilwoman
/s/ David E. Barboza, Councilman

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Attest: /s/ Halsey C. Herreshoff, Councilman
 /s/ Louis P. Cirillo, Clerk

Col. Serpa thanked the Council for its recognition and explained that he was happy to be in a position to help the State and he was honored by the Council's recognition and the support of his fellow police chiefs.

In the matter of additional announcements:

Councilman Cordeiro informed those present that Roger Williams University Athletic Department will be hosting Bristol Appreciation Night activities on February 8 and he invited Bristol residents to attend these activities free of charge. He further noted that the February 8th activities will include women's basketball at 6:00 o'clock PM and men's basketball at 8:00 o'clock PM. Councilman Cordeiro also noted that the students from Guiteras School will be attending a program on February 10.

Council Chairman Marshall informed those present that the Council will be meeting with the local members of the General Assembly, the Warren Town Council and School Department officials on Saturday, February 3 beginning at 9:00 o'clock AM in the Town Hall, Council Chambers.

PRESENTATION: Professor Bruce I. Kogan

Professor Kogan informed the Council that the Roger Williams University School of Law program on mediation is part of a practical application exercise for law students.

He shared the details of his experience regarding mediation and explained that the participants are all third-year students; well-qualified to act as mediators under the supervision of their professors.

Professor Kogan further explained that this program has been applied successfully at the Newport Small-Claims Court and that conflict resolution has a success rate of 60 - 75% and this rate is equivalent to the national average for mediation.

He offered the services of this program to the Town as he is trying to expand it into the East Bay.

Council Chairman Marshall noted that Town Administrator Mederos has already referred several cases to the program.

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Professor Kogan informed the Council that he is planning a 3.5 hour seminar with the Barrington Police Department on mediation techniques. He suggested that Police Chief Serpa might wish to have a similar program for his department or some version thereof.

Councilman Herreshoff stated that the program that Professor Kogan is developing is a "sensible one" and it was refreshing to know that lawyers were being trained to have peaceful conflict resolution rather than relying upon a court "fight" to resolve same. He suggested that Professor Kogan might keep the Council informed as to the progress of the program with the professor responding that he would be willing to do so.

MOTION RE: CONSENT AGENDA - TO APPROVE THE CONSENT AGENDA

Cordeiro/Herreshoff - Voted
unanimously to approve the Consent
Agenda as presented.

At this point in the meeting, Councilman Barboza asked to add an agenda item under the subheading of old business entitled "Council Procedures"

Barboza/Cordeiro - Voted unanimously
to add an item to the agenda under
old business entitled "Council
Procedures."

A. SUBMISSION OF MINUTES OF PREVIOUS MEETING

1. Town Council Meeting - April 19, 2006

Herreshoff/Cordeiro - Voted
unanimously to approve these minutes
as presented.

2. Town Council Meeting - January 10, 2007

Herreshoff/Cordeiro - Voted
unanimously to approve these minutes
as presented.

3. Town Council Workshop - March 28, 2006

Herreshoff/Cordeiro - Voted
unanimously to approve these minutes
as presented.

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4. Town Council Emergency Meeting - June 19, 2006
Herreshoff/Cordeiro - Voted unanimously to approve these minutes as presented.

(CA) AA. SUBMISSION OF MINUTES-Boards and Commissions

Approval of consent agenda="Motion to receive and place these items on file."

1. Bristol County Water Authority Board of Directors - December 14, 2006
2. Bristol County Water Authority Engineering Committee - January 3, 2007
3. Bristol County Water Authority Public Relations/Personnel Committee - January 4, 2007
4. Bristol County Water Authority Audit Finance Committee - January 4, 2007
5. North and East Burial Ground Commission - September 11, 2006
6. Personnel Board - December 28, 2006
7. Housing Authority - December 13, 2006
8. Rogers Free Library/Capital Project Building Committee - November 30, 2006
9. Rogers Free Library/Capital Project Building Committee - December 14, 2006
10. Zoning Board of Review - December 4, 2006
11. Planning Board - October 10, 2006
12. Planning Board - November 14, 2006
13. Historic District Commission - December 6, 2006
14. Board of Canvassers - October 16, 2006

B. OLD BUSINESS

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1. Redevelopment Plan - Downtown Bristol,
continued from October 25, 2006
 - a. Gerry Turbeville, Secretary and Ex
Officio Member Redevelopment Agency re
status report
 - b. Status Report

Barboza/Parella - Voted unanimously
to receive and place this matter on
file.

Prior to the vote taken, Redevelopment Agency Chairman Peter Calvet asked the Council if its honorable body had any specific questions with Councilman Barboza noting that it appeared that many of the identified redevelopment projects were "wrapping up." He also stated that he was pleased and confident that things were moving well.

Councilman Herreshoff asked for a report on the status of the Belvedere Hotel project with Mr. Calvet reporting that he was yesterday informed that the Belvedere developer acquired an additional property on John Street adjacent to the Belvedere lot. He noted that the condition of the project was not yet in "compliance" but it was moving well and the Agency was receiving periodic progress.

Council Chairman Marshall informed those present that he has been in contact with the developer who will include all of the properties in a 'master plan' for the site.

2. Council Chairman Marshall re intern program
for students interested in local government,
continued from December 20, 2006
 - a. Council Clerk Cirillo to William Estrella
et al, Bristol Warren Regional School
Committee re intern program
 - b. Council Clerk Cirillo to Robin Beauchamp,
Director Roger Williams University Career
Center re intern program

LATE ITEM

1. Robin Beauchamp - response re
available programs

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- c. Council Clerk Cirillo to June Speakman, Roger Williams University re intern program

Barboza/Herreshoff - Voted unanimously to refer this matter to Council Chairman Marshall and Councilwoman Parella so that they may research and coordinate a program.

Prior to the vote taken, Councilwoman Parella explained that there were many different ways to approach the idea of internships and shadowing programs. She noted that the State has a program with a current application period for the Spring Semester and that the Town may wish to participate in this program or wait for a summer program.

She further explained that in order for an intern program to be successful, the Town must decide on a scope of work that might involve 8 - 10 hours per week for the student. She speculated that since the Council does not have regular staff for research, etc., it may find enough work for an intern to accomplish.

A further discussion ensued regarding the offer of Ms. Beauchamp to provide students and coordinate a local program with Councilwoman Parella stating that the Council might utilize both programs if there was enough for the students to do. She also stated that she had some specific projects in mind.

Councilwoman Parella noted that the Town would likely pay for students' time in a summer 'fellowship' program.

Councilman Barboza stated that he thought the Council might be able to utilize more than one intern.

- 3. Councilman Herreshoff re Wood Street Extension Commission, continued from January 10, 2007
 - a. Paul and Beth Raducha, 636 Wood Street re opposition to Wood Street Extension Commission

Barboza/Cordeiro - Voted unanimously to continue this matter until the meeting of February 28, 2007.

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Prior to the vote taken, Councilman Herreshoff stated that the Committee assembled to study this matter appeared to be unanimous in agreeing that a problem exists. He noted that there were objections to a Wood Street extension based upon environmental concerns, its proximity to the Little League field, and so forth.

He also stated that he hears every day that the Town should find a solution to its traffic problems.

Councilman Herreshoff also stated that another north-south route option might be found in a utilization of the Electric Company right of way.

Council Chairman Marshall stated that the Committee wishes to change its name to the North Corridor Exploratory Committee so as to expand its focus.

He noted the objections raised by Paul and Beth Raducha and quoted from their letter "The answer lies in the ability of Bristol's leaders to pull all the stakeholders together for a solution that will really work and us as residents to make sure it happens."

Keith Maloney, a member of Save Bristol Harbor, informed the Council that his organization objects to the Wood Street Extension. He noted that he was in attendance at both the Wood Street meeting and the Metacom Avenue meeting and observed that the two issues were "tied together."

Mr. Maloney objected to the existence of two distinct committees and suggested that the effort should be merged with one group "working together for a common solution."

Councilman Barboza stated that he was concerned since the Town has accepted State funding to support a "green belt" and its effort toward potentially disturbing this feature might jeopardize future State funding for other projects and land conservation.

Director of Community Development Williamson stated that the purpose of the Metacom Avenue Committee was to work on a plan to improve the aesthetics and to add sidewalks, a third turning lane and that it was not established to allow motorists to "speed through" town. She further stated that it was not the intention that this Committee would widen the roadway.

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Councilman Herreshoff stated that his opinion of a "beautiful" Metacom Avenue was one that would provide a clear easily passable roadway.

Paul Sanromà, also a member of Save Bristol Harbor, stated that he was interested in the Town's plan for Wood Street due to its potential for environmental issues. He asked the Council to prepare an environmental impact study before it considers placing a roadbed in the area.

Councilman Marshall stated that one of the reason for the Wood Street investigation at this time was due to the Town's plan for a Silver Creek watershed study. He explained that the Town should align all of its plans for this area at one time.

Councilman Herreshoff noted that the most current design for a Wood Street extension calls for a bridge over the designated wet areas. He further noted that a bridge would present a solution to the concerns for wetland disturbance and the preservation of wildlife. He also stated that the only remaining concern were a bridge to be constructed would be related to runoff and that this aspect would have to be studied.

Mr. Maloney noted that he was not completely familiar with the 'charter' of the Metacom Avenue Committee but 60 - 75% of the discussion at the previous meetings dealt with traffic.

4. Town Administrator Mederos re vandalism/repairs needed to Town Common gazebo, continued from January 10, 2007
 - a. Walter V. Burke re cost estimates; Luther's Steel Works and Vans Electric (received at meeting)

Herreshoff/Cordeiro - Voted unanimously to continue this matter until the meeting of February 28, 2007 and require that Mr. Burke provide a more detailed cost estimate.

Prior to the vote taken, Councilman Herreshoff stated that he was basically in favor of the proposal for railing replacement since it would reduce the possibility of further vandalism. He asked Parks and Recreation Director Burke to detail the plan for the railings.

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Mr. Burke presented a memorandum with cost estimates totaling \$23,000 for railing replacement and electrical upgrades. He explained that his department intends to replace the wooden railings with steel and that these steel railings will be finished with a durable powder coat. He further stated that the powder coat finish would eliminate the need for continual repainting.

Mr. Burke also explained that the steel railings would be identical to those originally designed for the gazebo and would be superior in design to the ones most recently in place since these were modified due to repair issues with an inferior style.

Councilman Cordeiro asked if Mr. Burke investigated the use of stainless steel rather than ordinary steel with Mr. Burke responding that the cost for stainless steel was prohibitive; two-thousand dollars (\$2000) more. He also stated that the stainless steel would be susceptible to dents and the ordinary steel was less prone to denting.

Councilmen Cordeiro and Herreshoff questioned whether Mr. Burke was correct about the denting concerns since stainless steel is typically strong with Mr. Burke correcting himself and stating that the alternate material considered was aluminum which would be rust free but would be susceptible to dents.

Councilman Herreshoff asked Mr. Burke to obtain an estimate for the stainless steel option since he (Councilman Herreshoff) was of the opinion stainless steel would be the most cost-effective in the long run.

Mr. Burke stated that he was aware of the stainless steel cost already and that this option would cost five thousand dollars (\$5000) more.

Councilman Herreshoff stated that he would prefer to see the figures in writing and suggested that Mr. Burke amend his report to include detailed cost estimates for both materials.

Councilman Cordeiro agreed that stainless steel might be an overall cost-effective option since it would not be necessary to paint and maintain the railings.

Council Chairman Marshall expressed concern that the latest proposal before the Council included an elaborate upgrade to the gazebo's electrical system. He further noted that the last report regarding this matter was to repair and/or

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replace the damages caused by vandalism and did not include the electrical improvements.

Mr. Burke stated that the gazebo has a 20 ampere circuit and that he can "barely run a transistor radio" with this circuit.

Councilman Barboza stated that he was aware the electrical system of the gazebo was substandard and that it should be upgraded and repaired correctly.

5. Pasquale DeLise, Executive Director Bristol County Water Authority to Council Clerk re possible dates for Town Council workshop

Herreshoff/Cordeiro - Voted unanimously to schedule this workshop for Wednesday, February 7, 2007 in the Town Hall Council Chambers, beginning at 8:00* o'clock PM and to instruct the Clerk to reschedule the North Corridor Committee, nee Wood Street Extension Committee, to meet at 5:30 o'clock PM the same day.

*(It is hereby noted for the record that the Council originally expressed the desire to meet with the BCWA at 7:00 o'clock PM but decided to reschedule this meeting in favor of a meeting with the Metacom Avenue Consultants regarding the proposed roundabouts at that time. See item B13)

6. Council Clerk Cirillo re options for intended use of Quinta-Gamelin Army Reserve Center

Herreshoff/Cordeiro - Voted unanimously to continue this matter until the meeting of February 28, 2007.

Prior to the vote taken, Gerry Turbeville, BRAC Coordinator, informed the Council that she was in the process of securing a consultant to provide an analysis of the proposals and aid the Council in its decision. She also noted that a new potential usage surfaced last week and this potential use must be considered. She stated that she was completing the application for the consultant services and the consultant will help the Council evaluate all of the proposals.

Councilman Barboza stated that he was of the opinion that the application process had been closed and that the Council would not entertain any other ideas for the property with Ms. Turbeville explaining that the Council has an obligation to at least "look at" the late applications with Councilman Barboza stating that he was concerned about an open-ended process.

Councilman Herreshoff stated that the Council might wish to consider more than one use for the property with Ms. Turbeville stating that she did not think this would be possible particularly if the intended use was recreational. Councilman Herreshoff stated that he made an informal inquiry of the BRAC office and determined that a multiple use, if so determined by the LRA was a distinct possibility.

Ms. Turbeville stated that the consultant will be able to answer these questions. She also noted that the Federal Government was not subject to the same building code regulations as the Town or State and the building may have some issues which will be discovered by the consultant.

Councilman Barboza asked Ms. Turbeville to obtain a definitive answer as to when the Council, in its capacity as the LRA, may stop reviewing potential uses for the property should further use requests come forward.

7. Councilman Cordeiro re Rogers Free Library Project Update
 - a. Director of Community Development Williamson re update of Rogers Free Library Project status

Barboza/Herreshoff - Voted
unanimously to receive and place
this matter on file.

Prior to the vote taken, Councilman Cordeiro expressed dismay as to the recently reported cost of the Rogers Free Library since much of the overall cost will be borne by grants, gifts, etc.

Council Chairman Marshall stated that any discussion regarding the cost of the building and renovations was premature since the bids have not yet been received. He also stated that speculative figures improperly reported the newspaper may lead to higher than appropriate bids since the contractors might look to these figures for their guidance and not price the bid economically.

He noted that construction industry trends indicate that materials are now less expensive than they were a year ago as are utilities and oil. He also stated that contractors were seeking work at this time and that the bidding environment was favorable. He also noted that the architect's estimate of demolition of the former Bristol Furniture Company building was 500,000-700,000 and the actual bid was 190,000. He cautioned those present to ignore these or any speculative numbers and also cautioned the Chairman of the Capital Project Committee and the newspaper reports to do same.

Council Chairman Marshall stated that the architect's plans are finally finished and he recognized that the Town should have imposed a timeliness clause in the architect's contract which may have prevented delays on the part of the designers.

At this time the Council considered the appointment of Councilman Cordeiro as liaison since he has resigned his position as Library Representative to the Capital Project Committee. (this item is found as item Fln on this evening's docket)

Herreshoff/Parella - Voted unanimously to allow Councilman Cordeiro to act in the capacity of Liaison to the Library Capital Project Committee.

Director of Community Development Williamson, a member of the Capital Project Committee, informed the Council that the Committee has received the reimbursement contract from the State, indicating the State's approval of the final plans. Town Treasurer Day reported that the reimbursement contract will repay the Town \$3.9 million over time.

Councilman Marshall noted that the bids will be advertised per the provisions of the Town Charter and Ordinances and will also appear in the Dodge Report and the New England Construction News publications.

8. Town Treasurer Day - Resolutions to Borrow

a. Draft resolutions

Barboza/Cordeiro - Voted unanimously to adopt these borrowing resolutions as presented.

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9. Alfred R. Rego, Esquire re request to reconsider renewal of BV Intoxicating Beverage License held by Bristol Golf Club, Inc., 95 Tupelo Street
 - a. Alfred R. Rego, Esquire to Liquor Control Administration re request for appeal of Town Council decision not to renew BV Intoxicating Beverage License for Bristol Golf Club, Inc.

Herreshoff/Cordeiro - Voted unanimously to renew this license for a period of thirty (30) days, retroactive to January 28, 2007, provided that the license remains voluntarily suspended and the building remains unused and unoccupied during that time frame and the matter is hereby continued to February 28, 2007.

Prior to the vote taken, Attorney Alfred R. Rego, Jr., representing the applicant, informed the Council that his client is actively pursuing a resolution to the problems cited by Fire Chief Martin and has been issued a building permit for renovations so as to reduce the overall capacity of the business premises and eliminate the need for a sprinkler system.

Attorney Rego noted that his client has agreed to remain closed during this renovation period and has also agreed to a voluntary suspension of his intoxicating beverage license.

A discussion ensued regarding the time necessary to complete renovations to the satisfaction of all applicable authorities with Mr. Rego suggesting that this may be accomplished within three or four weeks.

10. Gerry Turbeville, CDBG Program Manager re sub recipient exhibits and contracts
 - a. East Bay Community Development Corporation Exhibit
 - b. Mosaico Community Development Corporation Exhibit
 - c. Community Development Block Grant Contract

Barboza/Parella - Voted unanimously to approve these contracts as presented.

11. Town Treasurer Day re purchase of service time for potential pension benefit

Barboza/Cordeiro - Voted unanimously to receive and place this matter on file.

12. Town Solicitor Ursillo re Resolution for Town Wide Full-Revaluation

Barboza/Cordeiro - Voted to approve the Amendment to An Act Relating to Assessment of Valuations and Levies as proposed and presented and to deliver a copy of same to the local delegation of the General Assembly so that they make take action on behalf of the Town's interest. (Councilman Herreshoff voted opposed to this motion.)

Prior to the vote taken, a discussion ensued regarding the relative cost of a full-revaluation versus a statistical revaluation with Councilman Herreshoff stating that he was in opposition to any additional expense and will vote against the resolution.

Councilman Cordeiro stated that he was concerned regarding the sump-pump element of the home inspections and suggested that the Council host a public workshop regarding this aspect of the program. Wastewater Superintendent agreed that a workshop would be helpful so as to inform the public of the process but that such a workshop may be premature at this time.

13. Director of Community Development Williamson - request for Workshop with Rhode Island Department of Transportation re Metacom Avenue Corridor Management Plan

Cordeiro/Herreshoff - Voted unanimously to schedule a workshop with the Rhode Island Department of Transportation regarding the concept of roundabouts on Wednesday,

February 7, 2007 beginning at 7:00 o'clock PM and to ask the Director of Community Development to work along with the Clerk to arrange same.

Prior to the vote taken, Councilman Cordeiro asked if the function of a roundabout was the same as a rotary with Director of Community Development Williamson responding negatively. She suggested that the Council may wish to have a more detailed explanation of same from an expert from the State DOT.

(ADDED ITEM)

14. Councilman Barboza re "Council Procedures"

Councilman Barboza suggested that the Council might adopt an operating procedure so as to require that any and all allegations of malfeasance brought to the Council's attention concerning any individual must supply specific supporting documentation in advance of the meeting when the matter is before the Council for its consideration. He further suggested that the Council should not entertain any discussion regarding a matter of this kind should the supporting documentation not be available in advance.

A discussion ensued regarding this proposal with Councilwoman Parella enquiring as to what would be required as "supporting documentation." She also stated that she did not have a problem with receiving documentation in advance in the docket packet but expressed concern that an individual may be aware of some impropriety but may not have specific details that would constitute malfeasance.

Councilman Barboza stated that the complainant should provide any and all documentation and not provide vague accusations.

Councilman Herreshoff stated that he recognized Councilman Barboza's point but asked the Solicitor if there were freedom of speech issues with Town Solicitor Ursillo responding that the Council can, indeed, adopt a policy and call for a continuance to receive factual evidence prior to any deliberations on the matter.

Council Chairman Marshall stated that his personal policy as Chairman is to prevent unruly allegation discussions and he plans to refer any such matter to the Town Administrator and that he will not tolerate personal attacks at the Council's meetings.

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The Clerk expressed concern that the Council should make the determination if it wishes to consider any such matter and that it should not be the responsibility of the Clerk to be the gate-keeper. He also explained that if a constituent provides correspondence addressed to the Council that correspondence is always provided for to the Council. Council members agreed that their honorable body will make any determination regarding this policy.

It was agreed by consensus to employ this policy as proposed by Councilman Barboza and to continue same to be ratified at the meeting of February 28, 2007.

BB. SPECIAL /STATUS REPORTS

1. Mount Hope Enterprise Zone - Summary of Accomplishments, December 2006

Cordeiro/Parella - Voted unanimously to receive and place this matter on file.

Prior to the vote taken, Councilman Herreshoff stated that he found the report to be impressive.

C. PUBLIC HEARINGS

D. ORDINANCES

1. Ordinance #2006-38, CHAPTER 16, Motor Vehicles and Traffic, Article V, Stopping, standing and parking, Section 16-148, Parking restricted to handicapped, 73 Constitution Street, **2nd reading for adoption**, continued from January 10, 2007

Herreshoff/Barboza - Voted unanimously to continue this matter to the meeting of February 28, 2007.

Prior to the vote taken, the Clerk informed the Council that he spoke to the original petitioner and explained that the Council was desirous of more information regarding the need for this ordinance. He stated that the petitioner was asked to either provide documentation or to testify on her own behalf.

Councilman Herreshoff suggested that the petitioner might be given another opportunity to present her case.

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Council Chairman Marshall stated that the Town should have an overall policy regarding the requests for handicapped parking spaces and this policy might include a radius map and an overall review by the Administration regarding same.

2. Ordinance #2007-01, CHAPTER 10, Environment, Article II Noise, Section 10-35, Exceptions for article provisions, **2nd reading for adoption**

Barboza/Herreshoff - Voted unanimously that this action constitute the second reading of Ordinance #2007-01 for adoption. Advertise in local newspaper.

3. Ordinance #2007-02, CHAPTER 16, Motor Vehicles and Traffic, Article V, Stopping, standing and parking, Section 16-148, Parking restricted to handicapped, remove 29 Richmond Street and add 7 Doran Avenue, **2nd reading for adoption**

Parella/Barboza - Voted unanimously that this action constitute the second reading of Ordinance #2007-02 for adoption. Advertise in local newspaper.

4. Ordinance #2007-03, CHAPTER 17, Offenses and Miscellaneous Provisions, Article II, Alcoholic Beverage Establishments, Division 2, License, Section 17-82, Number of Licenses, reduction in number of licenses, **2nd reading for adoption**

Herreshoff/Barboza - Voted unanimously that this action constitute the second reading of Ordinance #2007-03 for adoption. Advertise in local newspaper.

5. Ordinance #2007-04, CHAPTER 11, Fees and Charges, Section 11-1, Comprehensive schedule of fees, Tent inspection fee, **2nd reading for adoption**

Herreshoff/Cordeiro - Voted unanimously that this action

constitute the second reading of Ordinance #2007-03 for adoption. Advertise in local newspaper.

6. Ordinance #2007-05, CHAPTER 9, Building and regulations, Article I, Section 9-5.1, Vertical clearance of basement floors, **2nd reading for adoption**

- a. Everett Francis, President, Bristol County Builders Association, et al - request for Workshop re Ordinance #2007-05

Herreshoff/Cordeiro - Voted unanimously to continue this matter until the meeting of February 28, 2007 and to ask Director of Community Development Williamson to schedule a workshop mutually convenient for the petitioners and the Council.

7. Ordinance #2007-06, CHAPTER 16, Motor Vehicles and Traffic, Article V, Stopping, standing and parking, Section 16-143 Parking prohibited at all times, Peter Road, north side, **2nd reading for adoption**

Barboza/Parella - Voted that this action constitute the second reading of Ordinance #2007-06 for adoption. Advertise in local newspaper. Council Chairman Marshall continued his recusal regarding this ordinance as previously stated.

8. Ordinance #2007-07, CHAPTER 20, Personnel, Article III Examinations, Section 20-82 Promotional examination, Promotions to sergeant, **1st reading**

Barboza/Cordeiro - Voted unanimously that this action constitute the first reading of Ordinance #2007-07. Advertise in local newspaper.

9. Ordinance #2007-08, CHAPTER 21, Police, Article IV Retirement and Insurance Plan,

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Division 1 Generally, Section 21-102
Administration: contents of fund, **1st reading**

Barboza/Cordeiro - Voted unanimously
that this action constitute the
first reading of Ordinance #2007-08.
Advertise in local newspaper.

Prior to the vote taken, it was noted for the record that
this change was necessary so as to conform to contract
language.

10. Ordinance #2007-09, CHAPTER 11, Fees and
Charges, Section 11-1, Comprehensive schedule
of fees, Annual fee for landfill permit
sticker, **1st reading**

Barboza/Cordeiro - Voted unanimously
that this action constitute the
first reading of Ordinance #2007-09.
Advertise in local newspaper.

Prior to the vote taken, a discussion ensued regarding this
ordinance proposal with Councilman Herreshoff stating that he
was of the opinion that the increase in fee was excessive.
He stated that this fee increase was punitive to any person
who may wish to occasionally take refuse to the landfill.
After a detailed explanation of the various issues leading to
this ordinance proposal, an attempted amendment to reduce the
fee to \$10, proposed by Councilman Herreshoff was defeated
with the Council voting 1-4. It was also noted that citizens
with minor needs for landfill access can obtain a day-pass at
no charge.

11. Ordinance #2007-10, CHAPTER 24, Solid Waste
Management, Article III Transfer Station,
Section 24-78, Permit issuance, Landfill fees
and special pickups, **1st reading**

- a. Town Administrator Mederos - update of
user fees

Barboza/Cordeiro - Voted unanimously
that this action constitute the
first reading of Ordinance #2007-10.
Advertise in local newspaper.

(CA) E. BUDGET ADJUSTMENTS

Approval of consent agenda="Motion to approve these adjustments."

1. Recommended Abatements and Additions - January 26, 2007

(CA) F. APPOINTMENTS

Approval of consent agenda="Motion to approve advertising these Appointments."

1. Public Service Appointments

- a. Harbor Master (1)

1. Joseph Cabral, 55 Ferry Road - interest/reappointment

Councilman Barboza nominated Mr. Cabral for reappointment.

Barboza/Cordeiro - Voted unanimously to close nominations and to instruct the Clerk to cast one ballot in favor of Mr. Cabral term to expire in January 2008.

- b. Assistant Harbor Masters (5)

1. Matthew Calouro, 118 Fales Road - interest/reappointment

Councilman Barboza nominated Mr. Calouro for reappointment.

Barboza/Cordeiro - Voted unanimously to close nominations and to instruct the Clerk to cast one ballot in favor of Mr. Calouro term to expire in January 2008.

2. Aristotle Gatos, 44 Roosevelt Drive - interest/reappointment

Councilman Barboza nominated Mr. Gatos for reappointment.

Barboza/Cordeiro - Voted unanimously to close nominations and to instruct the Clerk to cast one ballot in

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favor of Mr. Gatos term to expire in January 2008.

3. David Sartrys, 36 DeWolf Avenue - interest/reappointment

Councilman Barboza nominated Mr. Sartrys for reappointment.

Barboza/Cordeiro - Voted unanimously to close nominations and to instruct the Clerk to cast one ballot in favor of Mr. Sartrys term to expire in January 2008.

4. Timothy Gallison, 50 King Philip Avenue - interest/reappointment

Councilman Barboza nominated Mr. Gallison for reappointment.

Barboza/Cordeiro - Voted unanimously to close nominations and to instruct the Clerk to cast one ballot in favor of Mr. Gallison term to expire in January 2008.

5. Charles A. Lombardo, 28 Valley Drive - interest/reappointment

Councilman Barboza nominated Mr. Lombardo for reappointment.

Barboza/Cordeiro - Voted unanimously to close nominations and to instruct the Clerk to cast one ballot in favor of Mr. Lombardo term to expire in January 2008.

6. Nathan Gallison, 50 King Philip Avenue - interest/appointment

Barboza/Cordeiro - Voted unanimously to set an interview for Mr. Gallison at the convenience of Mr. Gallison and the Council.

c. Harbor Patrol Auxiliary Members (3)

1. Arthur M. Franco, 46 Kingswood Road - interest/reappointment

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Councilman Barboza nominated Mr. Franco for reappointment.

Barboza/Cordeiro - Voted unanimously to close nominations and to instruct the Clerk to cast one ballot in favor of Mr. Franco term to expire in January 2008.

2. George Gatos, 55 State Street - interest/reappointment

Councilman Barboza nominated Mr. Gatos for reappointment.

Barboza/Cordeiro - Voted unanimously to close nominations and to instruct the Clerk to cast one ballot in favor of Mr. Gatos term to expire in January 2008.

d. Board of Tenant Affairs (2)

1. Rita P. Ayres-Gaulin, 159 Bay View Avenue - interest/reappointment

Councilman Barboza nominated Ms. Ayres-Gaulin for reappointment.

Barboza/Herreshoff - Voted unanimously to close nominations and to instruct the Clerk to cast one ballot in favor of Ms. Ayres-Gaulin term to expire in January 2009.

2. Lorraine Magee, 1014 Hope Street, Apt. GA 1, - interest/appointment
3. Joyce M. Bryant, 67 Collins Street - interest/appointment

Barboza/Herreshoff - Voted unanimously to set interviews for Ms. Magee and Ms. Bryant at the convenience of the applicants and the Council.

Prior to the vote taken, the Clerk reported that the correspondence noted in agenda item Flelb was provided in favor of Ms. Magee and not Mr. Faria.

e. Bristol Housing Authority (1)

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1. John E. Faria, 1039 Hope Street - interest/reappointment
 - a. Everett Medeiros, President Tenants Association - Recommendation
 - b. M. Candace Pansa, Executive Director Housing Authority - Recommendation

Councilman Barboza nominated Mr. Faria for reappointment.

Barboza/Parella - Voted unanimously to close nominations and to instruct the Clerk to cast one ballot in favor of Mr. Faria, term to expire January 31, 2012.

- f. Tree Warden (1)
 1. Samuel C. Kinder, 315 Hope Street - interest/reappointment

Councilman Herreshoff nominated Mr. Kinder for reappointment.

Herreshoff/Cordeiro - Voted unanimously to close nominations and to instruct the Clerk to cast one ballot in favor of Mr. Kinder, term to expire January 2008.

- g. Waypoysset Trust (1)
 1. Steven E. Johnson, 30 Patricia Ann Drive - interest/reappointment

Councilman Barboza nominated Mr. Johnson for reappointment.

Barboza/Parella - Voted unanimously to close nominations and to instruct the Clerk to cast one ballot in favor of Mr. Johnson, term to expire January 2009.

- h. CRMC Alternate Subcommittee (1)
 1. Thomas G. Breslin, 7 Dana Road - interest/reappointment

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- a. Jeffrey M. Willis, CRMC re
Alternate Member
2. Harold E. Tucker, 10 Noyes Avenue -
interest/appointment

Councilman Cordeiro nominated Dr. Breslin for reappointment.

Cordeiro/Parella - Voted unanimously to close nominations and to instruct the Clerk to cast one ballot in favor of Dr. Breslin, term to expire January 2008.

- i. Fire Police - Special Constables

Councilman Barboza nominated the slate of Fire Police - Special Constables as presented for appointment.

Barboza/Cordeiro - Voted unanimously to close nominations and to instruct the Clerk to cast one ballot in favor of the slate of nominees as presented, term to expire in January 2008.

- j. Special Constables, Private
Investigators, Matrons and Reserve
Officers

Councilman Barboza nominated the slate of Special Constables, Private Investigators, Matrons and Reserve Officers as presented.

Barboza/Cordeiro - Voted unanimously to close nominations and to instruct the Clerk to cast one ballot in favor of the slate of nominees as presented, term to expire in January 2008.

- k. Redevelopment Agency Alternate (2)

1. Stephen Barker, 68 Constitution
Street - interest/appointment

Councilman Barboza nominated Mr. Barker for appointment to the position of 2nd Alternate to the Redevelopment Agency.

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Barboza/Cordeiro - Voted unanimously to close nominations and to instruct the Clerk to cast one ballot in favor of Mr. Barker to fill the unexpired term of Mr. Nathan Calouro, term to expire in September, 2007.

1. Board of Tax Assessment Review (1)
 1. Leonard A. Calandra, 46 Monterey Drive - interest/reappointment
 - a. Recommendation - Tax Assessor Spagnolo

Councilman Cordeiro nominated Mr. Calandra for reappointment.

Cordeiro/Herreshoff - Voted unanimously to close nominations and to instruct the Clerk to cast one ballot in favor of Mr. Calandra, term to expire in January 2008.

- m. Open Space Conservation Committee
 1. Joyce M. Bryant, 67 Collins Street - interest/appointment
 2. Jenny Astrella, 1051 Hope Street - interest/appointment

LATE ITEM

Cordeiro/Barboza - Voted unanimously to set interviews for these candidates for Open Space Conservation Committee.

- n. Council Liaison to Library Capital Project Building Committee

This item was resolved as part of agenda item B7.

- (CA)** 2. Public Service Appointments for February

G. LICENSING BOARD - NEW PETITIONS

1. J.G. Goff Bristol Corporation, d/b/a J.G. Goff's Pub, 251 Thames Street - request for transfer of BV Intoxicating Beverage License, **call for Public Hearing for February 28, 2007**

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- a. Recommendation - Town Administrator and Police Chief
- b. Recommendation - William Rabideau, Water Pollution Control Facility

Cordeiro/Barboza - Voted unanimously to set the public hearing for this matter for February 28, 2007 beginning at 7:00 o'clock PM. Advertise in local newspaper.

H. LICENSING BOARD - RENEWALS

- 1. Allison Barr, 7 Michael Drive d/b/a Allison Pampered Pets - 6 month review of Kennel License (Note: all Kennel Licenses expire May 1st)
 - a. Recommendation - Town Administrator and Police Chief

Barboza/Parella - Voted unanimously to grant this license for the remainder of the Term to expire May 1, 2007 and subject to compliance will all State Laws and Local Ordinances.

(CA) I. UTILITY PETITIONS

Approval of consent agenda="Motion to approve these petitions."

- 1. John M. Lannan - request for street lighting on Elm Farm Road
- 2. John M. Lannan - request for street lighting on Deer Run Road
- 3. National Grid - request for pole location Division Street

(CA) 4. WPCF - Sewer Permit

J. PETITIONS - OTHER

K. OTHER NEW BUSINESS REQUIRING TOWN COUNCIL ACTION

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1. Anthony A. and M. Adelaide Nunes, 535 Metacom Avenue, request for zone change of plat 108 lot 4 and westerly portion of lot 9 from R-15 and GB to GB, **call for public hearing on February 28, 2007**

LATE ITEM

- a. Patricia DelToro Heck - opposition to zone change and request to hold public hearing on March 21, 2007.

Cordeiro/Parella - Voted unanimously to schedule this public hearing for March 21, 2007 beginning at 7:00 o'clock PM. Advertise in local newspaper.

Prior to the vote taken, the Clerk informed the Council that there was a Conservation Commission decision pending in this matter for resolution at the Commission's meeting to be held on February 28, 2007.

2. Jay and Mary Ann Moniz, Chairpersons Junior Post Prom Activities, request for donation

Barboza/Parella - Voted unanimously to grant the donation in an amount equal to the amount granted last year (\$500) and to appropriate same from the Council's contingency.

3. David N. Bazar, Esquire - Notice of intent to file claim on behalf of Jose F. Diogo

Cordeiro/Barboza - Voted unanimously to refer this matter to the Rhode Island Interlocal Trust and Town Solicitor Ursillo.

4. Louis A. Sousa, Esquire re agreement for sewer line installation at Bristol Marine
 - a. Draft Agreement
 - b. Revisions to Draft Agreement prepared by Andrew Teitz, Esquire
 - c. Revised Draft Agreement prepared by Andrew Teitz, Esquire

Barboza/Cordeiro - Voted unanimously to approve the agreement with modifications to be confirmed by the Town Solicitor.

Prior to the vote taken, Thomas Romano, Esq., of Lisa and Sousa spoke in favor of the applicant. He noted that his client has an immediate need and would like to resolve the matter to the mutual satisfaction of both parties. He noted that there were a few "wrinkles" in the proposed agreement. He suggested that the section in Paragraph 3 calling for a feasibility study was redundant and took exception to the Town's requirement to hire a second consulting engineer since the Town will help in the selection of the chief engineer.

After a protracted discussion regarding the process, it was agreed that the Town may be requiring that the petitioner will pay for a second engineer if, in fact, it does not in fact, hire the preferred experienced Town engineer (BETA Group) for its Chief Engineer. Mr. Romano, Mr. Ursillo and Mr. Tyska agreed to this stipulation.

Mr. Romano agreed to change the language of the agreement accordingly and return same to the Town for its review and approval.

5. Council Clerk Cirillo re presentation by Town Solicitor Ursillo at Interlocal Trust Seminar

Cordeiro/Herreshoff - Voted unanimously to receive and place this matter on file.

Prior to the vote taken, Town Solicitor Ursillo agreed to provide the materials to the various Town boards and perhaps conduct a seminar for all board participation regarding same.

6. Councilman Barboza re Pastime Performing Arts

Barboza/Cordeiro - Voted unanimously to receive and place this matter on file.

Prior to the vote taken, Councilman Barboza reminded the Council of the dialogue which occurred during the time when the Town decided to demolish the Pastime Theatre in favor of an addition to the Andrews Memorial School.

He noted that the Town expressed its desire to continue its support of a theater preservation group, and further explained that this group will be rejuvenated as the proponents of a "Pastime Performing Arts Series." He explained that this group will sponsor a series of artistic events in honor of the many years of the tradition of Bristol's Pastime Theatre and will likely ask the Council for some consideration at budget time.

Councilman Barboza also noted that Paul Manceiri of Leo's Restaurant explained to him that the local businesses reaped a huge benefit when the Second Story Theater occupied the Bristol County Courthouse for a period of time and he expected that a Pastime Theatre Series would also provide an economic development engine.

Councilwoman Parella stated that she was most interested to have the School Committee plan for auditorium improvements to the Colt School so as to accommodate theater performances. She further stated that this should be a priority of the Committee, particularly since the Pastime building was sacrificed for the purpose.

Linda Arruda of 159 High Street, a member of the Bristol Merchants Association, stated that she applauded the Council's efforts toward this theater series and suggested that it might want to hear from Bruce Leonard regarding the revitalization of 'urban centers.'

7. Councilman Barboza re Portuguese Cultural Heritage

Barboza/Cordeiro - Voted unanimously to continue this matter until the meeting of February 28, 2007.

Prior to the vote taken, Councilman Barboza stated that it became apparent to him at a recent event sponsored by the Don Luis Filipe Society that the Town should have a suitable place to chronicle its Portuguese heritage. He stated that since there might be public buildings found to be 'surplus' in the future, the Town might consider loaning one of these for a heritage center.

After a brief discussion, it was decided to continue this matter for further consideration at the next meeting.

8. Councilman Barboza re Portuguese Consulate

a. Draft Resolution re Portuguese Consulate

Barboza/Cordeiro - Voted unanimously to adopt the draft resolution as presented and instruct the Clerk to provide same to the President of the Republic of Portugal.

Prior to the vote taken, Councilman Barboza informed the Council that the Portuguese Government is considering the closure of its Providence Consulate. Council members were aware that this decision would create a burden for many Bristol residents.

Denise Asciola, assistant to Town Administrator Mederos, stated that the Town Administrator was in contact with both Sen. Reed and Rep. Kennedy and both gentlemen report that no final decision has been made in this case.

9. Paul and Maureen Wilson, 5 Judy Drive - Invitation to Eagle Court of Honor for Matthew Wilson

Barboza/Cordeiro - Voted unanimously to receive and place this matter on file.

10. Council Clerk Cirillo - Proposed Council Budget Schedule Fiscal Year 2007-2008

Herreshoff/Cordeiro - Voted unanimously to adopt the schedule as presented.

11. Cesar DaPonte, C & C Fiberglass Components, Inc., 75 Ballou Boulevard - request for 10 year tax stabilization

LATE ITEM

- a. Cesar DaPonte - additional information re investment

Barboza/Cordeiro - Voted unanimously to approve the request in consideration that the applicant meets the criteria as defined in the Ordinance and to receive a report from Tax Assessor Spagnolo regarding same.

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Prior to the vote taken, Council Chairman Marshall stated that the applicant's investment was well within the acceptance criteria as defined by the Ordinance and congratulated Mr. DaPonte on his efforts.

L. BILLS & EXPENDITURES

1. RFP - Silver Creek Comprehensive Drainage Study

Barboza/Parella - Voted unanimously to refer this matter to the Town Administrator and Director of Community Development to act in the best interest of the town.

2. Bid #624 - Miscellaneous Wastewater Project Upgrades

Barboza/Parella - Voted unanimously to refer this matter to the Town Administrator and Superintendent of the Water Pollution Control Department to act in the best interest of the town.

3. Bid #625 - Veterans Park Minor League Building Rehab

Barboza/Cordeiro - Voted unanimously to refer this matter to the Town Administrator and Director Parks and Recreation to act in the best interest of the town.

4. Bid #626 - Vernon Avenue Improvements

Barboza/Cordeiro - Voted unanimously to refer this matter to the Town Administrator and Director of Community Development to act in the best interest of the town.

5. Bid #627 - Pawtucket Avenue Improvements

Barboza/Cordiero - Voted unanimously to refer this matter to the Town Administrator and Director of

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Community Development to act in the best interest of the town.

(CA) M. ROUTINE REPORTS

(CA) N. FINANCIAL REPORTS

Approval of consent agenda="Motion to receive and place this item on file."

1. Revenue and Expenditure Report - January 24, 2007

P. PROCLAMATIONS & CITATIONS

1. Resolution - Colonel Russell S. Serpa, President of the RI Police Chiefs Association

Herreshoff/Cordeiro - Voted unanimously to adopt this Resolution as presented.

2. Proclamation - Town Administrator Diane C. Mederos, Excellence in Mentoring Award

Herreshoff/Cordeiro - Voted unanimously to adopt this Proclamation as presented.

(CA) R. DISTRIBUTIONS/COMMUNICATIONS (to be received and filed by Council)

Approval of consent agenda="Motion to receive and place these items on file."

1. Warrant - David Dugan, Bristol Warren Regional School Committee
2. Warrant - Kevin J. Ledwell, Harbor Commission Advisory Committee
3. Warrant - Rosetta M. DeLuca, Personnel Board
4. Warrant - Leeds Mitchell III, Harbor Commission Advisory Committee
5. Warrant - Mark Sales, Municipal Court Judge

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6. Council Clerk Cirillo to Edward P. Mara, Superintendent Bristol Warren Regional School District re appointment of David Dugan to School Committee
7. Council Clerk Cirillo to Michael Fiore, Outerlimits Offshore Powerboats re congratulations on world and national championship
8. Council Clerk Cirillo to Kenneth Carter, Chairman Veterans Affairs Committee re Operation Stand Down
9. Carolyn Caruso, 37 Sandra Court, Secretary Mt. Hope Marching Band re Thank You for donation
10. Linden Place, 500 Hope Street - Class F Intoxicating Beverage License for February 10, 2007
11. St. Elizabeth Church, 577 Wood Street - Class F Intoxicating Beverage License for February 17, 2007
12. Rhode Island State Land Use Policies and Plan - Executive Summary

(CA) RR. DISTRIBUTIONS/NOTICE OF MEETINGS
(office copy only)

Approval of consent agenda="Motion to receive and place these items on file."

1. Bristol Warren Regional School District - Schedule of Meetings & Events for week of January 15, 2007
2. Bristol Warren Regional School District - Schedule of Meetings & Events for week of January 22, 2007
3. Bristol Warren Regional School Committee Special Meeting Notice - January 18, 2007
4. North and East Burial Ground Commission Annual Meeting Notice - January 22, 2007

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5. Bristol Warren Regional School Committee
Budget/Facilities Subcommittee - January 16,
2007
6. Bristol County Water Authority Board of
Directors - January 11, 2007
7. Bristol County Water Authority - February
2007 Meeting Calendar
8. Municipal Court Hearing Dates - 2007 Schedule
9. Board of Canvassers - January 24, 2007
10. Bristol Warren Regional School Committee
Budget/Facilities Subcommittee Meeting Notice
- January 29, 2007

S. TOWN SOLICITOR

Request for Executive Session pursuant to RIGL 42-46-5 (a)
(2).

It is hereby noted for the record that action on this item
was taken at the conclusion of the public agenda (10:15
o'clock PM)

Z. INDIVIDUAL COUNCIL MEMBERS AGENDA ITEMS

1. MARSHALL

a. Robin Rug - Council Chairman Marshall stated
that he wished to publicly thank those who have
been participating toward a productive dialogue
with Robin Rug owner Russell Karian. He also
expressed his gratitude to Mr. Karian for his
interest in developing a quality project on his
Thames Street property.

b. Mike Davis/Steve Roth - Council Chairman
Marshall expressed his gratitude to Mike Davis and
Steve Roth for filming the Council meeting this
evening.

c. Spin for Hope - Council Chairman Marshall noted
that Water Pollution Control Superintendent
Calderiso was collection donations for a "Spin for
Hope" activity for the American Cancer Society. He
recommended support of this cause.

2. CORDEIRO

a. Russell Karian - Councilman Cordeiro echoed Council Chairman Marshall's sentiments regarding Robin Rug and further stated that Mr. Karian was most gracious.

b. RWU - Bristol Events - Councilman Cordeiro reminded those present of his earlier announcement regarding the events at the Roger Williams University Recreation Center on February 8 and 10.

3. PARELLA

a. Fairview Drive Sink Hole - Councilwoman Parella asked Ms. Asciola to bring the condition of the sink hole previously reported on Fairview Drive to the attention of Public Works Director Serbst. She noted that the neighbors are concerned that the recently patched hole might collapse more catastrophically.

4. BARBOZA

5. HERRESHOFF

a. Sasaki Report - Councilman Herreshoff reminded the Council of the Sasaki Report of the 1980s and noted that the resulting Town improvements were in many ways superior to what was considered at that time.

b. Preservation of Water Tank - Councilman Herreshoff called for the Town to take steps to preserve the water tank on the Robin Rug property. He suggested that this might eventually become a welcome symbol for Bristol.

c. Vehicles - Councilman Herreshoff stated that some Town-owned vehicles are not designated as such and further stated that all Town vehicles should display the Town Seal or some appropriate "label."

He also requested that the Council receive a comprehensive list of all Town-owned vehicles.

d. Hope Street Trees - Councilman Herreshoff asked that the Town Administrator investigate the condition of tree roots along Hope Street in the

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downtown area. He noted that some of the roots appear to be "choked."

f. Library Tree - Councilman Herreshoff stated that he would prefer if the Library Capital Project Committee would preserve the "rare tree" behind the present Rogers Free Library building. He asked Director of Community Development Williamson to investigate this matter and provide a report regarding same.

Council Chairman Marshall stated that the Library Capital Project Committee has considered the matter and would like to replace the tree with a new one of the same species.

ZZ. TOWN ADMINISTRATOR AGENDA ITEM(S)

The Clerk noted for the record that the Town Administrator was out of town, representing Bristol this evening.

Barboza/Cordeiro - Voted unanimously to adjourn into Executive Session pursuant to RIGL 42-46-5 (a) (2) at 10:15 o'clock PM.

Barboza/Cordeiro - Voted unanimously to seal the minutes of the Executive Session and resume open session at 10:31 o'clock PM.

There being no further business upon a motion by Councilman Herreshoff, seconded by Councilman Barboza and unanimously approved, the Chairman declared the meeting adjourned at 10:32 o'clock PM.

Louis P. Cirillo
Council Clerk