

TOWN COUNCIL MEETING - WEDNESDAY EVENING - JULY 11, 2007

PRESENT: Marshall, Cordeiro, Parella, Barboza and Herreshoff

ALSO PRESENT: Diane C. Mederos, Town Administrator
Jeanne Scott, Assistant Town Solicitor
Marshall J. Netto, Town Sergeant

The Council met in regular session on Wednesday evening, July 11, 2007 in the Town Hall, Council Chambers beginning at 7:09 o'clock PM, Council Chairman Marshall presiding:

SPECIAL RECOGNITION - PARAMEDIC SYSTEMS, INC.

Prior to the commencement of the regular agenda, Council Chairman Marshall presented the following commendation:

State of Rhode Island and Providence Plantations
Town of Bristol

Commendation
awarded to

Paramedic Systems, Inc.

in proud recognition of its outstanding service to the
Bristol community.

For over two decades, Paramedic Systems, Inc. has provided the highest level emergency pre-hospital care available, helping over twenty-five thousand patients in our Town. This fine organization has employed dozens of Bristol residents; some also becoming valued volunteer members of the Bristol Fire Department and Rescue Squad. In all ways possible, Paramedic Systems has excelled at its mission, supplying leading-edge technology, state of the art practice, and genuine care and concern for all.

As the duly elected representatives of all of the citizens of the Town of Bristol, the Honorable Town Administrator and Honorable Town Council of said Town of Bristol, State of Rhode Island and Providence Plantations, individually, collectively, and by these presents, extends greetings and offers sincerest congratulations to Paramedic Systems. We applaud its many successes, and express admiration for its dedication and hard work toward the well-being of the people of Bristol; and further extend best wishes on behalf of all of the people of our Town to Paramedic Systems, Inc., its management, employees, and their families.

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IN WITNESS WHEREOF we have hereunto set our hand and affixed the Seal of the Town of Bristol, this 11th Day of July, 2007.

/s/ Diane C. Mederos, Town Administrator
/s/ Kenneth A. Marshall, Town Council Chairman
/s/ Raymond Cordeiro, Town Council Vice-chairman
/s/ Mary A. Parella, Councilwoman
/s/ David E. Barboza, Councilman
/s/ Halsey C. Herreshoff, Councilman
/s/ Attest: Louis P. Cirillo, Town Clerk

Accepting the commendation on behalf of Paramedic Systems was founding partner John Moss who thanked the Town for the recognition and continued relationship.

Councilwoman Parella noted for the record that she and the Clerk were Council members at the time when Paramedic Systems was first engaged by the Town. She further noted that there was some apprehension regarding the implementation of this service into an all-volunteer rescue department and found the process to be seamless and a successful upgrade to the Town's medical services.

Councilman Barboza noted the contributions of former Fire Chief David Sylvaria in providing the leadership toward the establishment of this successful program. He further noted this program was the first of its kind.

Councilman Herreshoff called the relationship between the Town of Bristol and Paramedic Systems "a remarkable success story" that was "surprisingly better than anticipated."

Also prior to the commencement of the Council's regular agenda, the Chairman requested that the Council consider bringing forward agenda item J3.

Barboza/Parella - Voted unanimously to amend the regular order of business, carrying forward item J3.

Victoria White and Ann Field-Piette, representing the Substance Abuse Prevention Task Force noted the presence of Amanda "Mandy" Dion, this year's scholarship recipient.

Ms. White, Ms. Field-Piette and Town Administrator Mederos presented the scholarship to Ms. Dion on behalf of the Task Force and the Town of Bristol.

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The Clerk noted that he request of the Task Force as noted in item J3 was two-fold and suggested that the Council might consider the Task Force request to hold a beach party.

Barboza/Parella - Voted unanimously to grant the request based upon the recommendation received.

Also prior to the commencement of the evening's regular agenda, Councilman Barboza noted that "Concerts on the Common" will begin on Thursday, July 12 and continue until the "Last Night" Concert on Labor Day weekend.

MOTION RE: CONSENT AGENDA - TO APPROVE THE CONSENT AGENDA

Herreshoff/Cordeiro - Voted unanimously to approve the Consent Agenda withholding items R10, R11 and R16.

A. SUBMISSION OF MINUTES OF PREVIOUS MEETING

1. Town Council Meeting - June 13, 2007

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

2. Town Council Special Meeting - June 6, 2007

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

3. Town Council Special Meeting - June 20, 2007

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

4. Town Council Special Meeting - July 5, 2007

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

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

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

1. Fourth of July Committee - May 2, 2007
2. Fourth of July Committee - May 22, 2007
3. Bristol County Water Authority - May 31, 2007
4. Bristol County Water Authority/Audit Finance Committee - June 12, 2007
5. Bristol County Water Authority/Engineering Committee - June 12, 2007
6. Bristol County Water Authority/Public Relations/Personnel Committee - June 12, 2007
7. Bristol County Water Authority, Annual Meeting - June 21, 2007
8. Planning Board - May 8, 2007
9. Post Retirement Benefit Fund Board of Trustees - April 25, 2007
10. Post Retirement Benefit Fund Board of Trustees - May 9, 2007
11. Bristol Warren Regional School Committee - April 23, 2007
12. Bristol Warren Regional School Committee - May 14, 2007
13. Bristol Warren Regional School Committee - May 15, 2007
14. North and East Burial Grounds Commission - March 19, 2007
15. Historic District Commission - May 3, 2007
16. Housing Authority - May 14, 2007
17. Substance Abuse Prevention Task Force - June 18, 2007
18. Rogers Free Library Capital Project Committee - May 17, 2007

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19. Rogers Free Library Capital Project Committee - May 23, 2007
20. Bristol Warren Regional School Committee - May 29, 2007
21. Bristol Warren Regional School Committee - June 11, 2007
22. Open Space Conservation Committee - March 19, 2007
23. Open Space Conservation Committee - April 11, 2007
24. Open Space Conservation Committee - April 30, 2007
25. Open Space Conservation Committee - May 14, 2007
26. Open Space Conservation Committee - May 21, 2007
27. Open Space Conservation Committee - June 4, 2007
28. Harbor Commission - June 4, 2007

B. OLD BUSINESS

1. Alfred R. Rego, Jr., Esquire, re request to consider renewal of BV Intoxicating Beverage License held by Bristol Golf Club, Inc., 95 Tupelo Street, four month review from March 21, 2007

Herreshoff/Barboza - Voted
unanimously to continue this matter
until the regular meeting of August
8, 2007 and to request a report
from the Fire Chief regarding same.

Prior to the vote taken, Attorney Alfred R. Rego, Jr., informed the Council that the initial plan of ELJ, Inc. to relocate their corporate offices to the former "ballroom" of their Clubhouse premises has been reconsidered due to changes of circumstances at their current Metacom Avenue headquarters. He explained that ELJ would request the

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opportunity for extension of time to finally resolve the configuration of the basement and the installation of fire walls in same.

Mr. Rego also informed the Council that the occupied portions of the building are in full compliance and ELJ plans to keep the area in question vacant.

Councilman Herreshoff noted that Mr. Rego's comments appeared to be logical but he asked Fire Chief Martin to explain any concerns that he might have regarding fire safety with Fire Chief Martin stating that he was aware that the basement of subject building contained stored materials such as carpeting and chairs and that he would prefer if the premises were both empty and inaccessible by members of the public.

Mr. Rego stated that he was unaware of the storage use of the premises and agreed to investigate same.

2. Zelia Felix, d/b/a Zelia's Diner, Belltower Plaza, Metacom Avenue - request for Victualling License extended hours, review from April 11, 2007

Herreshoff/Cordeiro - Voted unanimously to return the hours of operation to those established at the time of the initial granting of this license (5:00 AM until 10:00 PM).

Prior to the vote taken, Attorney Rego noted that the petitioner was essentially withdrawing this request since the "experimental" extended hours were not successful for her business. He noted that Ms. Felix would prefer to return to her originally established hours.

3. Rodney W. Wick, PE, Caputo and Wick, Ltd. - report and recommendation on masonry deterioration of Community Center wall, continued from June 13, 2007
 - a. Diane Williamson, Director of Community Development - request for Town Council support of State Preservation Grant Application

Cordeiro/Herreshoff - Voted unanimously to continue the matter

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of the deterioration of the Community Center wall until the meeting of August 8, 2007.

Parella/Barboza - Voted unanimously to authorize the grant application to the Rhode Island Historical Preservation and Heritage Commission in the amount of \$100,000 and agree to match same as required.

Prior to the votes taken, Town Administrator Mederos stated that the evaluation of the damage to the building was ongoing and additional tests will be performed next week.

Director of Community Development Williamson stated that the Town would like to apply for a Historical Preservation grant from the State and asked the Council's permission to do so. She stated that the maximum allowed amount for the grant would be \$100,000 and that the Town would be obliged to match these funds. She further noted that the application deadline was July 23 and hoped to have definitive estimates for the needed repairs prior to that time.

Councilman Barboza asked if Ms. Williamson was aware of a source of funding for the Town's match and other costs related to the Community Center repairs with Ms. Williamson responding that these sources were yet unknown.

4. Patrick and Gail Conley, One Bristol Point Road - request to rename portion of Tower Road to Pokanoket Place, continued from June 13, 2007
 - a. Diane Williamson, Director of Community Development re need for additional research

Barboza/Parella - Voted unanimously to continue this matter until the meeting of August 8, 2007.

Dr. Conley asked the Council to consider the change of name in honor of the Pokonoket branch of the Wampanoag Native American tribe who once resided on Mount Hope. He explained that he was the owner of the "King Philip House" the former Haffenreffer residence, and there was little in the area to memorialize the Pokonoket moniker. He further stated that

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his petition was rename a 331 foot section of the road known as Tower Street.

Councilman Herreshoff noted that he appreciated Dr. Conley's desire to celebrate an element of Bristol's past and explained that it would be advantageous to accommodate his request; particularly if there would be no cost to do so.

Director of Community Development Williamson stated that she was aware of the section of street in question but was concerned that there may be evidence to prove that this is not a public street. She asked for additional time to research the matter more thoroughly and Dr. Conley deferred his petition in order to accommodate Ms. Williamson's request.

5. Town Administrator Mederos re Walley Street parking problems, continued from June 13, 2007

Cordeiro/Parella - Voted
unanimously to continue this matter
until the meeting of August 8,
2007.

Prior to the vote taken, Town Administrator Mederos stated that her office was attempting to fully understand the exact problem so as to recommend a suitable solution. She asked the Council for more time in order to accomplish this.

Councilman Cordeiro asked if prohibiting overnight parking for non-area residents was a possibility with Town Administrator Mederos stating that this might be a good option.

6. Roberta B. Merkle, Cornerstone Adult Services, Inc. - request for Town Council allocation to cover rent increase, continued from June 13, 2007

Cordeiro/Parella - Voted
unanimously to continue this matter
until the meeting of August 8,
2007.

Prior to the vote taken, Town Administrator Mederos stated that Town Treasurer Day is attempting to meet with Ms. Merkle. Mr. Day reported that he left messages for Ms. Merkle and had not yet received a response.

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7. Gilbert Ferreira, 3 Third Street - request for No Parking designation adjacent to driveway, continued from June 13, 2007

Barboza/Cordeiro - Voted unanimously to refer this matter to the Town Solicitor so that he might draft the proper ordinance.

8. Councilman Herreshoff re motorcycle noise, continued from June 13, 2007
 - a. Councilman Barboza re State involvement in motorcycle issues

Barboza/Herreshoff - Voted unanimously to continue this matter until the regular meeting of August 29, 2007.

Prior to the vote taken, Councilman Herreshoff suggested that the Town should take further steps in an attempt to minimize the noise nuisance.

Police Chief Serpa explained that his department is stopping offenders and issuing summonses but that motorcycle owners are modifying their vehicles to provide the illusion of a tailpipe sound baffle and/or the inspection facilities are not inspecting the vehicles properly.

He also noted that Bristol was the first community in the State to attempt to tackle this problem and that other communities were seeking his advice regarding enforcement.

Council Chairman Marshall asked if the additional loud noises from certain motorcycles provide a safety factor such as a warning horn with Police Chief Serpa stating that this was not accurate and the safety claim is unfounded.

Chief Serpa also noted that this problem is one that is State-wide and those persons who ride noisily through Bristol are "the same bunch of clowns in Newport."

Councilwoman Parella noted that the noise of motorcycles going up eastern State Street can be plainly heard at her home on High Street from at 1:30/2:00 in the morning. She noted that the same concern is noted for most of the east-west streets from the downtown waterfront area to Metacom Avenue and also that the problem appears to be worsening.

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Councilman Barboza stated that he was in agreement that this was a State problem and has discussed same with Sen. David Bates. He further stated that a definitive solution must come from the State level and that Sen. Bates will meet with Ken Paine in order to determine if new legislation might be enacted to address the problem. Councilman Barboza agreed to report back as to the findings of the State efforts.

Councilman Barboza thanked Sen. Bates for his interest.

Police Chief Serpa expressed frustration about the issuance of 5 day inspection tags and having the inspection stations certifying repairs that are not done. He suggested that the State Police might conduct a "sting operation" and determine if the inspection stations are complying with the applicable laws.

Councilman Herreshoff noted that the State might consider imposing stiffer fines for those who do not comply with the inspection regulations.

Police Chief Serpa stated that the State law specifies that motorcycles must have stock exhaust systems and modified exhaust systems are illegal.

Council Chairman Marshall stated that the Town does not prefer to enact new rules because the majority of motorcycle owners are respectful and keep the peace but some "bad apples" may force the Council's and other lawmaker's hand.

An unidentified member of the audience took exception to the comments made by Police Chief Serpa and stated that the noisy exhaust pipes were in fact legal with Police Chief Serpa refuting same.

Councilman Cordeiro asked what became of the signs posted at the entrances to town noting that "Bristol is a quiet Community" with Councilman Barboza stating that he believed the signs were stolen.

9. Town Administrator Mederos re request for street light from East Bay CDC at 25 Catherine Street, continued from June 13, 2007

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

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Prior to the vote taken, Town Administrator Mederos reported that she has been in contact with East Bay CDC Executive Director Kathleen Bazinet who informs her that her organization will seek an alternate plan and would like to withdraw their request.

BB. SPECIAL /STATUS REPORTS

1. Bristol County Water Authority - Annual Report Fiscal Year ended February 28, 2007

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

2. Town Administrator - Department Head Reports
 - a. Water Pollution Control Facility
 - b. Fire and Rescue
 - c. Code Enforcement
 - d. Department of Public Works
 - e. Tax Assessor

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

Prior to the vote taken, John D. Sylvester of 80 Mount Hope Avenue questioned as to why this list of reports did not include one from the Recreation Department. He further noted that the last report from the Recreation Department, received at an earlier meeting, was for a time-period ending in May.

Councilman Barboza stated that he was pleased to receive the reports through the Town Administrator's office but that it was his understanding that these reports were not regularly scheduled and also voluntary. Town Administrator Mederos confirmed that she forwards reports as received, and does not compel the department heads to provide these.

Town Administrator Mederos stated that she would be happy to provide a copy of the next Recreation Department report received to both the Town Council and Mr. Sylvester.

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3. Mt. Hope Enterprise Zone Council - Summary of Accomplishments June 2007

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

Prior to the vote taken, Councilman Cordeiro stated that he appreciated the report and congratulated Mr. Crisman upon the accomplishments of the Enterprise Zone.

Council Chairman Marshall reminded those present that the Mount Hope Enterprise Zone covers the towns of Bristol and Warren and that it is a strong advocate for economic development. He noted a recent workshop, sponsored by Mr. Crisman's office, provided by the State Department of Economic Development, that offered guidance to those persons operating or contemplating a small business.

Council Chairman Marshall also credited this organization with the redevelopment in the eastern Franklin Street area as well as the growth in the industrial park.

Councilman Cordeiro noted that Mr. Crisman was instrumental in finding a permanent home for the ballet school which will operate on Thames Street in the near future.

C. PUBLIC HEARINGS

D. ORDINANCES

1. Ordinance #2007-20, CHAPTER 16, Motor Vehicles and Traffic, Section 16-143, Parking prohibited at all times, across from 2 Milford Street, **1st reading**

Cordeiro/Barboza - Voted
unanimously to consider this action
to be the first reading of
Ordinance #2007-20. Advertise in
local newspaper.

2. Ordinance #2007-21, CHAPTER 28, Zoning, Article IX, Division 2, Development in areas of special flood hazard, **1st reading and call for Public Hearing on August 8, 2007**

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Cordeiro/Barboza - Voted unanimously to consider this action to be the first reading of Ordinance #2007-21, call for a public hearing regarding this matter for September 19, 2007 and advertise in local newspaper.

Prior to the vote taken, Director of Community Development Williamson noted that this ordinance amendment is before the Council so as to facilitate compliance with new FEMA regulations. It was also noted for the record that that the date of the public hearing will coincide with the Planning Board's schedule since this board must make a recommendation to the Council and it will not meet until September 18.

(CA) E. BUDGET ADJUSTMENTS

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

(CA) F. APPOINTMENTS

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

1. Public Service Appointments
 - a. Historic District Commission (1 - Three year term)
 1. Melanie L. Barker, 68 Constitution Street - interest/reappointment
 2. Deborah H. Ventrice, 116 Peck Avenue - interest/appointment

Councilman Barboza nominated Ms. Barker for re-appointment.

Barboza/Parella - Voted unanimously to close nominations and to instruct the Clerk to cast one ballot in favor of Ms. Barker, term to expire in July 2010.

- b. Historic District Commission - Auxiliary Member (1 - Three year term)

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1. Town Clerk Cirillo re Russell F. O'Connell, 1382 Hope Street - not seeking reappointment

Barboza/Parella - Voted unanimously to accept the decision of Mr. O'Connell, instruct the Clerk to send a letter of thanks for his service and to interview Ms. Ventrice (and others who may apply) for the position.

c. Open Space Conservation Committee

1. Town Clerk Cirillo re Steven E. Johnson, 30 Patricia Ann Drive - resignation

Barboza/Parella - Voted unanimously to instruct the Clerk to provide a letter of thanks for service and to advertise for the position.

d. Substance Abuse Prevention Task Force - 2007-2008 Membership list

It is hereby noted for the record that this list contains continuing members and substitutes for those who no longer wish to serve.

Councilman Cordeiro nominated those persons listed for appointment.

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

e. Redevelopment Agency

1. Ashley L. Tully, 41 Lugent Lane - resignation

Cordeiro/Barboza - Voted unanimously to accept the resignation as submitted and

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instruct the Clerk to send a letter of thanks for service.

2. George S. Burman, 66 Highland Road - resignation

Cordeiro/Barboza - Voted unanimously to accept the resignation as submitted and instruct the Clerk to send a letter of thanks for service.

3. Ayo Osimboni, 60 Fatima Drive - interest/appointment

Councilman Cordeiro nominated Mr. Osimboni for appointment to fill the unexpired term of Ashley Tully.

Cordeiro/Barboza - Voted unanimously to close nominations and to instruct the Clerk to cast one ballot in favor of Mr. Osimboni, term to expire December 18, 2008.

Prior to the nomination and vote taken, the Clerk informed the Council of the vacancy in the Redevelopment Agency precipitated by the resignation of Ms. Tully.

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

Councilman Cordeiro nominated Mr. Barker for appointment to fill the unexpired term of George Burman.

Cordeiro/Barboza - Voted unanimously to close nominations and to instruct the Clerk to cast one ballot in favor of Mr. Barker, term to expire December 18, 2008.

Prior to the nomination and vote taken, the Clerk informed the Council of the vacancy in the Redevelopment Agency precipitated by the resignation of Mr. Burman.

f. Redevelopment Agency Alternate

1. Denise Arruda, 46 Anchorage Court - interest/appointment

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Cordeiro/Barboza - Voted unanimously to hold this appointment in abeyance pending the Council's interview with Ms. Arruda.

(CA) 2. Public Service Appointments for August

G. LICENSING BOARD - NEW PETITIONS

1. Madeline Grimo, Our Lady of Mt. Carmel Church - request for One-Day Dancing and entertainment License for July 13, 14 and 15, 2007 on Town Common for feast

a. Recommendation - Police Chief

Barboza/Parella - Voted unanimously to grant the license per the recommendation of the Chief of Police, subject to conformance to all laws and ordinances and based upon past Council practice.

2. Scott P. McGregor, d/b/a Purity Laundry, Inc., 390 Metacom Avenue - request for Public Laundry License

a. Recommendation - Police Chief

Barboza/Cordeiro - Voted unanimously to grant the license per the recommendation received and subject to conformance to all laws and ordinance and payment of all fees and levies.

3. Sandra and Keneaca Richardson, 67 Ruggles Street, Providence - request for Hawkers and Peddlers License to sell novelty items

a. Recommendation - Police Chief

Barboza/Cordeiro - Voted unanimously to continue this matter until the meeting of August 8, 2007.

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Prior to the vote taken, the Council indicated that they were interested to learn more about the petitioners' plan for business in Bristol and requested that they be present at a future meeting for the Council's edification.

4. Steven Ferreira, Sage Bar and Grille, Inc., d/b/a Sage Bar and Grille, 200 Gooding Avenue - request for transfer of BV Intoxicating Beverage License to Copley Operating Group, LLC, Irving Levine, d/b/a Ricc's Ristorante, 200 Gooding Avenue, **call for Public Hearing August 8, 2007**

Cordeiro/Barboza - Voted unanimously to set the public hearing regarding this matter for August 8, 2007 and to advertise same.

Prior to the vote taken, the Clerk informed the Council that this matter was before its honorable body last month but that the previous transferee was not a legally recognized entity in Rhode Island and the transfer was not properly constituted.

5. Nancy L. Pritchard, 4 Stonegate Road, Warren d/b/a Wooden Horse Gallery Art & Antiques - request for Junk and Second Hand Dealer's License at 651 Metacom Avenue, **call for Public Hearing August 8, 2007**

Herreshoff/Cordeiro - Voted unanimously to set the public hearing regarding this matter for August 8, 2007 and to advertise same.

H. LICENSING BOARD - RENEWALS

1. Private Investigators License Renewals for 2007/2008
 - a. Recommendation - Police Chief

Barboza/Parella - Voted unanimously to grant these license renewals based upon the recommendation received, subject to conformance to

all laws and ordinances, and
payment of all fees and levies.

(CA) I. UTILITY PETITIONS

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

J. PETITIONS - OTHER

1. John R. Partington, 9 Herzig Street, et al -
request to limit large commercial truck
travel and erect "Not a Through Street" signs
on Herzig Street
 - a. Recommendation - Police Chief

Barboza/Herreshoff - Voted
unanimously to refer this matter to
the Town Solicitor so that he might
draft the proper ordinance language
restricting weight and speed on
Herzig Street.

Prior to the vote taken, Michelle Maher of 10 Herzig Street
addressed the Council. She explained that the street is
traversed by large trucks which exhibit weight and speed
appearing to be incompatible with the residential nature of
the neighborhood.

Ms. Maher provided several photographs depicting large
industrial trucks passing on the street, and noted that the
volume truck traffic was intermittent yet frequent.

Councilman Herreshoff stated that Ms. Maher's photographs
were "compelling."

Council Chairman Marshall stated that in many cases those
persons who speed on a given street are from within the same
neighborhood.

Ms. Maher stated that the street was at one time a dead-end
and none of the trucks she described are residents on the
street but rather come from Tupelo Street or the industrial
area near Tupelo. She speculated that some trucks might
travel the street so as to avoid Hope Street and gain access
to the Getty gasoline station on the corner of Hope Street
and Brooks Farm Drive. She also asked if the posted speed
limit on this street might be reduced to 15 miles per hour.

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Police Chief Serpa stated that he did not object to some type of restrictions although Ms. Maher's request to ban vehicles of greater than 2 tons would restrict many average sized SUVs and the like.

Ms. Maher noted that her original request was based upon RIGL Sec. 31-25-27.2 which restricts weight on Hope Street (Route 114) to 4 tons.

Police Chief Serpa stated that he was surprised at this limit since he was of the opinion that the restrictions should be for larger trucks and trailers. He agreed to work with Town Solicitor Ursillo toward a recommended ordinance for Herzig Street.

Scott Medeiros of 8 Herzig Street thanked the Council for their attention and noted that he appreciated the cooperation of Police Chief Serpa and Public Works Director Serbst.

2. Valzumira Bottiglieri, 71 Fales Road - request to replace damaged windshield

Herreshoff/Cordeiro - Voted unanimously to refer this matter to the Insurance Committee.

3. Anne Field-Piette, Coordinator, Bristol Substance Abuse Task Force re a.) Scholarship Award to Amanda Dion; b.) Request to hold beach party - Town Beach, July 27, 2007 from 7 until 10 o'clock PM.
 - a. Recommendation - Director of Parks and Recreation Burke

It is hereby noted for the record that this matter was discussed and resolved before the commencement of this evening's agenda and is recorded above in these minutes.

4. Denise R. Arsenault, 15 Hattie Brown Lane et al - Petition re development proposal plat 28, lot 38 (Lugent Lane adjacent to Juniper Hill Cemetery)

LATE ITEM a. Additional signatures submitted - July 10, 2007

LATE ITEM b. Jeremy and Erica Hoff, 12 Lugent Lane - opposition to Lugent Lane extension

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LATE ITEM c. James W. Farley, Jr., Chairman, Planning Board re existing drainage problems in area

LATE ITEM d. Additional signatures submitted this date

Barboza/Parella - Voted unanimously to continue this matter so as to receive a status report from the Director of Community Development on August 8, 2007.

Councilman Herreshoff recused.

Parella/Barboza - Voted unanimously to refer this matter to the Town Solicitor for an investigation regarding a possible building moratorium.

Councilman Herreshoff recused.

Prior to the vote taken, Council Chairman Marshall stated that this was a particularly troubling situation in that he was concerned about further complicating the already difficult flooding problem on Sherry Avenue. He also stated that he was concerned that the Town might incur further expense in the future should wells in the area be impacted.

Council Chairman Marshall stated that he was investigating other options for the property in question.

Councilman Barboza stated that he had spoken with some of the neighbors and the Town Solicitor regarding this matter and that the Council cannot overrule the Planning Board and that the recourse for those seeking relief is the Zoning Board of Review according to State law.

He further explained that those parties seeking further relief after a hearing before the Zoning Board of Review must seek this relief from the Superior Court and that the process bypasses the Town Council completely.

Councilman Cordeiro read aloud portions of the letter as submitted by Planning Board Chairman Farley.

Council Chairman Marshall asked to know the specific plans of the developer with Director of Community Development

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Williamson stating that Mr. Fonseca plans to open the 'paper road' and subdivide the property into five (5) house lots.

Council Chairman Marshall noted for the record that Mr. Fonseca can already build one house upon the existing lot and blast ledge and dig a well in preparation for same without any relief from any town board.

Director of Community Development Williamson noted that the application of the developer is properly before the Planning Board and that the Planning Board has asked for the opinion of a "geotechnical engineer." Director of Community Development Williamson stated that she is obtaining proposals from professionals within this specialized field.

Councilman Cordeiro asked to know how the area is currently zoned with Director of Community Development Williamson explaining that the area is zoned for lots of 10,000 square feet minimum.

Councilman Barboza stated that he was familiar with the operation of a cemetery since this is part of his private employment. He noted that he would offer to meet with the Juniper Hill board of directors and propose alternatives to the developer's proposal.

Councilwoman Parella asked if it was possible to build upon the 50,000 square foot lot without blasting with Director of Community Development Williamson stating that she was unsure if it would be possible to do so.

Council Chairman Marshall stated that he would prefer if the funds spent upon the geotechnical specialist might go toward purchase of the property as open space with Director of Community Development Williamson noting that the cost of the specialist would be typically borne by the developer.

Director of Community Development Williamson noted that the property in question might not be suitable for purchase as 'open space' and that the funds for this type of purchase are extremely limited; particularly in consideration of the current land prices.

Councilwoman Parella asked if it might be appropriate for the Council to consider a building/development moratorium in this particular area in light of the Council's continued concern regarding drainage and runoff and that no clear plan for the area is defined as yet.

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Councilman Barboza agreed, stating that the area including King Street, Elbow, etc. continue to be problematic without a real solution in place and that further development along Lugent Lane may exacerbate the problem.

Denise Arsenault, the petitioner, thanked the Council for its concern and stated that she was in agreement with nearly everything spoken on this matter thus far.

Ms. Arsenault recommended that the Council study the minutes of the TRC meeting on this matter and review the information provided in the report from Pare Engineering.

Ms. Arsenault noted that in addition to the concerns already noted by Council members, she was concerned about excessive noise that might be necessary if a pumping station might be needed in the area. She noted that her concerns were well-received at the Planning Board level and that she appreciated the Board's concern on behalf of her neighborhood but was further troubled that this Board may grant the developer's petition despite these concerns.

Ms. Arsenault also stated that she was unaware of any "blasting project" of the anticipated magnitude in a thickly settled residential neighborhood within Bristol prior to this one.

Councilman Cordeiro asked if the neighbor Hoffman's property also had ledge problems with Mr. Frank Hoffman of 16 Hattie Brown Lane informing the Council that the construction of his house required a Zoning variance in order to avoid the blasting of ledge.

Ms. Arsenault noted that the Council considered the establishment of the Historic Preservation Conservation (HPC) Zones and that she did not understand why the Juniper Hill Cemetery was not established as one of these zones. She suggested that the Council should visit the property and determine if it should be rezoned to HPC.

Council Chairman Marshall stated that the historic cemetery may qualify for certain funding opportunities that might allow the cemetery to retain the property and not sell it to the developer.

Councilman Barboza noted that no one appears to doubt the sincerity of the neighbors concerning this matter and further noted that Ms. Arsenault cut-short her vacation in order to appear before the Council this evening.

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Ms. Arsenault noted for the record that she had sent an inquiry to the Juniper Hill board regarding the possibility of her purchasing the property in question but she explained that this was purely an inquiry and that she did not intend under any circumstances to pursue the matter nor did she plan to compete with the developer.

Halsey Herreshoff, President of the Juniper Hill Cemetery, informed the Council that the matter it was considering was a private one between the Cemetery (which is privately owned and not a property of the Town of Bristol), the developer and the developer and the Planning Board. He stated that he thought it improper that the Council should have a formal role in this private business transaction.

He noted that the property in question is "fringe land" and not part of the historic cemetery. He noted that the Cemetery considers this an asset as any other asset and would like to sell it in order to bolster its endowment.

Mr. Herreshoff stated that he was further surprised that none of the neighbors chose to speak to him regarding this matter.

Councilman Barboza stated that he was informed by Cemetery counsel Joseph G. Kinder, Esq. that the cemetery would incur no expense were it to withdraw its purchase and sale agreement with the developer.

Jeremy Huff of 12 Lugent Lane stated that he was concerned about the ledge and blasting since the east section of the property is solid ledge and the west side contains four (4) feet of solid ledge. He further stated that he would like to help resolve the problem but did not get answers as to how he might do this when he inquired at the Planning Board level.

Councilman Barboza asked that Director of Community Development Williamson any reports generated regarding this matter might be forwarded to the Council for its review with Director of Community Development Williamson agreeing to do so.

Council Chairman Marshall suggested that the neighborhood group might appoint a single representative to review files, obtain reports, etc. from the Town and share with the group lest the Community Development Department might be inundated with requests for same.

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Town Administrator Mederos noted that there is a report from BETA group pending regarding area drainage and that the report is due in August of this year.

Director of Community Development Williamson noted that the drainage problem in the area continues to be of concern exclusive of Lugent Lane.

Councilman Barboza stated that he would like to arrange a public workshop with the cemetery board with Mr. Herreshoff noting that it is not at all typical for the Council to meet with a private business entity and that such a meeting might set an inappropriate precedent.

Ashley Tully of 41 Lugent Lane stated that she had three issues to discuss with the Council:

1. Blasting - There are 6 test borings on site and it is impossible to guess the thickness of the ledge which is granite.
2. Neighborhood Protection - She does not believe that the developer will work in the best interest of the abutting neighbors.
3. Mature Trees - The land in question contains large mature trees and the Town Comprehensive Plan calls for 20% forest coverage. This development will diminish the Town's existing forest area.

Susan Moss of 73 Sherry Avenue informed the Council that her property floods every time it rains. She noted that this is very problematic for her.

Ms. Moss also noted that the traffic extant on Sherry Avenue is already onerous. She speculated that further development on Lugent Lane will worsen the existing problem.

Councilman Barboza suggested that the police might step-up its police patrol on Sherry Avenue with Police Chief Serpa noting that the officers patrol this area at least three (3) times per week.

Ms. Moss stated that she did not believe that there were patrols three times per week in the area.

Councilwoman Parella asked Assistant Town Solicitor Scott to advise the Council as to how its honorable body might communicate with the Planning Board regarding this matter.

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Assistant Town Solicitor Scott informed the Council that since the petition was properly before the Planning Board, the remediation was in the form of appeal to the Zoning Board and further to the Superior Court as explained by Director of Community Development Williamson. Assistant Town Solicitor Scott explained that the Council has no authority in this matter.

Insofar as a moratorium is concerned, Assistant Town Solicitor Scott stated that there must be a bona-fide emergency and that she did not see one in this case. In the absence of an emergency, a moratorium would be difficult if not impossible.

Assistant Town Solicitor Scott also informed the Council that the matter appeared to be a contract between two private entities (the cemetery and the developer) and that the Council did not have authority and it would be unwise to interfere.

A discussion ensued regarding the National Register of Historic Places with Director of Community Development Williamson noting that the cemetery property in question is not listed on said Register. She also noted that this property in question is land on a platted street and was never part of a historic cemetery although it was owned by the cemetery for some time.

Councilman Barboza suggested that the parties should take a long-hard look at the situation and that he was not opposed to the developer "making a living" but that the town was still paying deeply for the sins of the past.

Councilwoman Parella reminded the Council of the problems associated with Silver Creek and Tanyard Brook.

Council Chairman Marshall thanked the parties for being "respectful" and thanked the Planning Board for its efforts toward requiring the reports of experts prior to making a decision.

K. OTHER NEW BUSINESS REQUIRING TOWN COUNCIL ACTION

1. Judith George, 14 Patricia Ann Drive -
complaint re employee of Environment Rhode
Island

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

2. Hon. Patrick C. Lynch, Attorney General - Invitation to 2007 Open Government Summit on August 3, 2007 at Roger Williams University

Parella/Cordeiro - Voted unanimously to forward a copy to the various Chairmen of the Boards and Commissions and to receive and place this matter on file.

3. Town Administrator Mederos - request to allocate \$100,000 for emergency repairs due to drainage line collapses

- a. Fred Serbst, Director of Public Works - report on various drainage problems

Cordeiro/Barboza - Voted unanimously to appropriate \$100,000 from unallocated surplus for the purposes as requested.

Prior to the vote taken, Town Administrator Mederos noted that unanticipated failures in the Town's drainage system have precipitated the need for an appropriation outside of the Town's budget. She deferred to Public Works Director Serbst who described system failures in the vicinity of High at Walley Streets, Washington Street, and Sherman Avenue.

Public Works Director Serbst explained that these failures are attributable to corrugated pipes installed approximately one-half century ago and typically cause sink-holes. He provided some samples of the severely deteriorated pipe.

Public Works Director Serbst also noted that the problems currently identified will cost approximately \$50,000 to repair and more repairs will likely be needed in additional areas yet to be known.

Town Administrator Mederos noted for the record that this special appropriation would be only for drainage repairs and any unused portion would be restored to the Town's surplus.

After the vote taken, Councilman Herreshoff suggested that the Public Works Department might investigate the system

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further and return with a five (5) or ten (10) year plan during the next budget cycle based upon this long-term analysis.

L. BILLS & EXPENDITURES

(CA) M. ROUTINE REPORTS

(CA) N. FINANCIAL REPORTS

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

1. Town Treasurer - Revenue and Expenditure report as of June 29, 2007

P. PROCLAMATIONS & CITATIONS

1. Proclamation - Manuel C. "Manny" Correira - Chief Marshal, 2007 Fourth of July Celebration

Barboza/Cordeiro - Voted
unanimously to adopt the
proclamation as follows:

State of Rhode Island and Providence Plantations
Town of Bristol

Proclamation

Be it hereby know to all that Manuel C. "Manny" Correira has been selected as Chief Marshal of the Bristol Fourth of July Celebration for the year 2007, and will lead, and hold the place of highest honor in, this year's grand Civic, Military and Firemen's Parade; and

WHEREAS, Manny Correira is the quintessential Bristolian; demonstrated by his profound dedication and devotion to the people and traditions of his native Town; and

WHEREAS, as journalist, photographer, tireless volunteer, and faithful friend, Manny Correira has, for decades, contributed greatly to the quality of life in our community through innumerable articles, images, and altruistic acts of kindness; and

WHEREAS, the awards and recognitions received by Manny

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Correira are many, including those coveted tributes granted by the Bristol Athletic Hall of Fame, the Bristol Recreation Department, the Bristol Rotary Club, the Rhode Island Matadors Drum and Bugle Corps, Rhode Island Interscholastic Athletic Administrators Association, and the Bristol Fourth of July Committee; and

WHEREAS, in this his latest role - that of leading the greatest parade on Bristol's greatest day - Manny Correira, through his unwavering love for his native Town, countless personal successes, and utmost honor and decency, rightfully joins the ranks of those respected men and women who have held this position in Bristol's celebration of the birth of our Country and our utmost symbol of National pride.

THEREFORE, BE IT HEREBY RESOLVED, that the Honorable Town Council and Honorable Town Administrator of the Town of Bristol, State of Rhode Island and Providence Plantations, by virtue of the authority vested in them by the citizens of Bristol, on their behalf, and by these presents, proclaim and extend to Chief Marshal Manuel C. "Manny" Correira, the sincerest and heartfelt congratulations on this supreme honor bestowed upon him by the Fourth of July Committee, and further sends greetings and best wishes to his dear wife Bunny, and all of Manny's family and friends on this most exceptional and memorable occasion.

In witness whereof, we have hereunto set our hands and affixed the seal of the Town of Bristol on adoption this 4th Day of July, A. D. 2007.

/s/ Diane C. Mederos, Town Administrator
/s/ Kenneth A. Marshall, Chairman
/s/ Raymond Cordeiro, Vice-chairman
/s/ Mary A. Parella, Councilwoman
/s/ David E. Barboza, Councilman
/s/ Halsey C. Herreshoff, Councilman
Attest: /s/ Louis P. Cirillo, Town Clerk

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

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

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1. Council Clerk Cirillo to Director of Public Works Serbst - Add handicap parking space at 224 Wood Street
2. Council Clerk Cirillo to Director of Public Works Serbst - Remove handicap parking space at 8 Easterbrooks Avenue
3. Fire Chief Martin - Warrants for Special Constables for July 3rd and 4th Celebration
4. Lt. Nick Guercia - Warrants for Special Constables for July 3rd and 4th Celebration
5. Town Clerk/Council Clerk Cirillo - Memo re Bristol Fourth of July Committee being official body of the Town of Bristol
6. BETA Group, Inc. - Silver Creek Project Memorandum of May 18, 2007
7. BETA Group, Inc. - Silver Creek Project Meeting Minutes of May 30, 2007
8. BETA Group, Inc. - Silver Creek Project Meeting Minutes of June 6, 2007
9. BETA Group, Inc. - Silver Creek Project Report of Meeting with Recreation Board on June 6, 2007
10. Jack Evans Code Compliance Coordinator - Memo re 5 Dixon Avenue

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

Prior to the vote taken, Councilman Cordeiro stated that he asked for items R10 and R11 to be withheld so as to commend Mr. Evans for his follow-through on these properties as discussed during the Council's last meeting.

11. Jack Evans Code Compliance Coordinator - Memo re 9 Dixon Avenue

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

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12. RI Community Development Block Grant Program - Authorizing Resolution by Town Council on May 2, 2007
13. Jerry M. Landy via email to Town Clerk Cirillo re LNG Weaver's Cove
14. Jerry M. Landy via email to Town Clerk Cirillo re LNG Weaver's Cove
15. Jay and Mary Ann Moniz, Chairpersons, Junior Post prom Activities - Thank You for support
16. Edward F. Lavelle, Manager, City of Newport - Thank you for support and assistance of Bristol Fire Department

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

Prior to the vote taken, Councilman Barboza noted the good work of the Town's emergency services and further noted that the Town's Fire Department was called to a mutual aid situation in Portsmouth on July 3 for a major dock fire.

17. Warrant - Fausto C. Anguilla, Trustee - Rogers Free Library
18. Jack Evans Code Compliance Coordinator - Notice of Violation to Patricia and Garrett Kaufman, 5 Tobin Lane re feeding of wild birds/animals
19. Pasquale DeLise, Executive Director Bristol County Water Authority to Town Clerk Cirillo - invitation to presentation concerning Water System Hydraulic Model on July 10, 2007
20. Rhode Island Department of Environmental Management - Notice re consideration of application by Town of Bristol to add transient dock space at Church Street Marina
21. Town Administrator Mederos to Raymond A. Spinella, President, Northeast Environmental Testing Laboratory, Inc. re award of Bid 637

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22. Lane Sparkman, Guiteras Community Group - request for One-Day Dancing and Entertainment License for fundraiser to be held August 26, 2007 (heard at Special Town Council Meeting held on July 5, 2007)
 - a. Recommendation - Police Chief
23. Police Chief Recommendation re Hawkers and Peddlers License for Jamie Barreiro, d/b/a Biggies Sausages (heard at Town Council Meeting held on June 13, 2007)
24. Roger Williams University East Bay Leadership Summit Meeting notes - June 22, 2007
 - a. Summit Meeting list of attendees
25. Council Clerk Cirillo - Letter to all Class BV, BV Limited and D Intoxicating Beverage license holders re litter at establishments
26. Council Clerk Cirillo - request for Extension of deadline for Quinta-Gamelan project (heard at Special Town Council Meeting held on July 5, 2007)
27. Paul J. Pisano, Esquire - release of objection re Vic-Cab Spirits and Liquor, Inc. transfer to Bristol Liquors, Inc.
28. Town Administrator Mederos to Patrick J. O'Brien, Director, Office of Economic Adjustment re request for extension of deadline for Quinta-Gamelin Redevelopment Plan

(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 and Events, week of June 11, 2007

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2. Colt Andrews Construction, Subcommittee of the Bond Project Building Committee - June 13, 2007
3. Bond Project/Building Committee/School Committee - June 15, 2007
4. Bristol Warren Regional School District - Schedule of Meetings and Events, week of June 18, 2007
5. Budget/Facilities Subcommittee of the Bristol Warren Regional School Committee - June 18, 2007
6. Phase 2 Elementary Facilities Task Force of the Bristol Warren Regional School Committee - June 18, 2007
7. Personnel/Contract Subcommittee of the Bristol Warren Regional School Committee - June 19, 2007
8. Bond Project/Building Committee/School Committee - June 25, 2007
9. Bristol County Water Authority - July 2007 Meeting Calendar
10. Coastal Resources Management Council - July 2007 Calendar
11. Coastal Resources Management Council - July 2007 Calendar (amended 6-14-07)
12. Coastal Resources Management Council - July 2007 Calendar (amended 6-18-07)
13. Coastal Resources Management Council - Meeting Notice re Church Street dock, July 2, 2007
14. Coastal Resources Management Council - Meeting Notice re Robert Frost extension of dock, July 2, 2007
15. Coastal Resources Management Council - Agenda for July 2, 2007

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16. Bristol County Water Authority - July 2007 Meeting Calendar
17. Peter McWalters, Commissioner, Rhode Island Department of Education - *Information Works! : State Report Card 2007* - (NOTE: Full report on file in Town Clerk's Office)
18. Bristol County Water Authority - Public Relations/Personnel Committee Meeting notice for June 12, 2007
19. Bristol County Water Authority - Audit Finance Committee Meeting notice for June 12, 2007
20. Bristol County Water Authority - Engineering Committee Meeting notice for June 12, 2007
21. Bristol County Water Authority - Board of Directors Monthly Meeting notice June 21, 2007
22. Bristol County Water Authority - Annual Meeting notice for June 21, 2007
23. Bristol Warren Regional School District - Schedule of Meetings and Events, week of June 25, 2007
24. Bond Project/Building Committee/School Committee - Meeting Notice for July 2, 2007
25. Coastal Resources Management Council - July 2007 Calendar (amended 6-27-07)
26. Harbor Commission - Agenda for July 9, 2007
27. Bristol Warren Regional School District - Schedule of Meetings and Events, week of July 2, 2007
28. Colt Andrews Construction/Bond Project Building Committee - July 10, 2007
29. Bond Project Building Committee - Change of Meeting Notice to July 12, 2007

TOWN COUNCIL MEETING - WEDNESDAY EVENING - JULY 11, 2007

30. Bristol County Water Authority Public Relations/Personnel Committee - Meeting Notice and Agenda for July 10, 2007
31. Bristol County Water Authority Audit Finance Committee - Meeting Notice and Agenda for July 10, 2007
32. Bristol County Water Authority Engineering Committee - Meeting Notice and Agenda for July 10, 2007
33. Bristol County Water Authority Board of Directors - Meeting Notice and Agenda for July 18, 2007
34. Bristol County Water Authority Annual Meeting - Meeting Notice and Agenda for July 18, 2007

S. TOWN SOLICITOR

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

Herreshoff/Parella - Voted
unanimously to adjourn into
Executive Session pursuant to RIGL
42-46-5 (a) (2).

It is hereby noted for the record that the above action took place at the conclusion of this evening's public agenda.

Z. INDIVIDUAL COUNCIL MEMBERS AGENDA ITEMS

1. MARSHALL

a. BCWA Hydraulic Model - Council Chairman Marshall noted that the Bristol County Water Authority presented a report regarding a hydraulic model as requested by the Council during its recent meeting with the Authority. He suggested that the Council might receive a report from its representatives on the Authority regarding same.

The Clerk agreed to contact the representatives from Bristol and ask them to appear before the Council for an update.

b. Public Participation - Council Chairman Marshall noted for the record that many

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individuals have been responding to action taking place at the Council meetings. He further noted that those persons who do not have Full Channel Cable TV service can view the program on the Town's website or borrow the DVD from the Clerk's Office.

C. Thank you - Council Chairman Marshall expressed his thanks for the expert filming of tonight's meeting by Mike Davis and Steve Roth.

d. Happy Summer - Council Chairman Marshall wished all a happy remainder of the summer season.

2. CORDEIRO

a. Fourth of July - Councilman Cordeiro stated that he had an enjoyable time during this year's Fourth of July Parade and that the holiday was "outstanding."

b. Hazardous Waste Eco Depot - Councilman Cordeiro suggested that Town Administrator Mederos might investigate an opportunity for citizens to dispose of unwanted oil-based paints. Town Administrator Mederos stated that she would see if this might be arranged to coincide with the transfer station 'amnesty day.'

3. PARELLA

4. BARBOZA

a. Thank you, Town departments - Councilman Barboza expressed his thanks for the efforts of the various Town departments during the Fourth of July holiday.

b. Eduardo Romanus - Councilman Barboza thanked the Council for allowing Eduardo Romanus, 16, a Brazilian exchange student at Mt. Hope High School to march along with its honorable body during last week's Fourth of July parade. Councilman Barboza explained that this was a very memorable occasion for the young man.

c. Chief Marshal "Manny" Correira - Councilman Barboza congratulated Fourth of July Chief Marshal "Manny" Correira noting that Mr. Correira

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represented the "top of the list" of recent Chief Marshals.

d. Tree Warden Timing - Councilman Barboza noted that the Town Administrator's office does a fine job with referring tree concerns to Samuel Kinder, Tree Warden, but he would appreciate if something could be done to facilitate a quicker response regarding tree maintenance once requested.

Town Administrator Mederos stated that many referrals for tree maintenance seem to bypass her office and she encouraged that all requests should be first sent to her before going to Mr. Kinder. She speculated that this process might help expedite the responses.

5. HERRESHOFF

ZZ. TOWN ADMINISTRATOR AGENDA ITEM(S)

a. Pensions at Risk - Town Administrator Mederos noted recent news items regarding pension funding issues in Rhode Island and explained that the Town of Bristol's anticipated pension shortfall should be resolved during 2009 and that Bristol was "on track" as compared to other Rhode Island communities.

b. Phoenix Editorial, July 5, 2007 - Town Administrator Mederos drew attention to the recent Bristol Phoenix editorial congratulating the Town departments upon a very successful Fourth of July and extended her agreement and well wishes "publicly."

CITIZENS PUBLIC FORUM

Barboza/Parella - Voted unanimously to resume open session and seal the minutes of the Executive Session at 11:10 o'clock PM.

There being no further business upon a motion by Councilman Barboza, seconded by Councilwoman Parella and unanimously voted, the Chairman declared this meeting to be adjourned at 11:11 o'clock PM.

Louis P. Cirillo
Council Clerk