

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 10, 2007

PRESENT: Marshall, Cordeiro, Parella, Barboza and Herreshoff

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

The Council met in regular session on Wednesday evening, October 10, 2007 beginning at 7:05 o'clock in the Town Hall, Council Chambers, Council Chairman Marshall presiding:

Prior to the commencement of this evening's docket, Council Chairman Marshall reported that he was particularly honored to bring the greetings of the Town to the departure ceremony held on September 26, 2007 honoring the 103rd National Guard Field Artillery Battalion.

Councilman Cordeiro expressed his appreciation for the honor guard provided by the Veterans on motorcycles that guided this battalion the following day.

Council Chairman Marshall also noted a list provided for those interested in obtaining a flu shot. Town Administrator Mederos explained that the list would be available on the Town's website. It was further suggested that the list might be posted on the Town Hall bulletin boards.

Council Chairman Marshall informed the Council that the various parties interested in docket item B7 would prefer if there would be no further public discussion of the matter of the noise ordinance and the Blithewold property since this matter is in mediation at the Roger Williams University mediation clinic.

The Council considered the matter of item B7 at this time and its action is reflected below.

Councilman Cordeiro informed those present that Roger Williams University will celebrate its homecoming weekend on October 19, 20, and 21 and NFL Hall of Fame notable Kellen Winslow will be a featured speaker during the celebration on Saturday. He extended an invitation to the event on behalf of the University.

Councilman Barboza stated that he had recently returned to Bristol from a trip to the Azores and Madeira. He noted that a contingent from the city of Lagoa will visit Bristol in December.

Councilman Barboza also explained that while in Madeira he attended the "Codfish Congress;" noting that there are over 5000 members of this association worldwide. He informed the

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 10, 2007

Council that this group celebrates the value of the Cod as a valuable world resource.

Councilman Barboza informed those present of the upcoming dedication ceremony for a monument in honor of Thomas Vendituoli the late Athletic Director at Mount Hope High School. This event will be held on Friday, October 12, 2007.

Council Chairman Marshall expressed his thanks to the Public Works Department for its participation toward the installation of the monument.

Councilman Cordeiro offered the congratulations of the Council to Jeremy Rodrigues who was recently ordained a Deacon in Rome at St. Peter's Basilica. Councilman Cordeiro informed those present that he was in attendance at the ceremony and he described same as "awesome." Councilman Cordeiro also offered congratulations to Deacon Rodrigues' parents.

Council Chairman Marshall reminded those present of the upcoming Town Council workshop concerning the BETA Group report on the Silver Creek watershed. He noted that this workshop will be held on Wednesday, October 17, 2007 beginning at 7:00 o'clock PM in the Council Chambers.

The Clerk informed the Council that item B4 under old business might be considered at this time since the application for development before the Planning Board that prompted the Council's attention to this matter was withdrawn. He suggested that if it is the Council's intention to no longer discuss this matter, it would be advisable to inform the public at the beginning of the agenda rather than causing interested parties to wait unnecessarily.

The action on this matter is noted below.

MOTION RE: CONSENT AGENDA - TO APPROVE THE CONSENT AGENDA

Cordeiro/Barboza - Voted
unanimously to approve the Consent
Agenda; withholding item R8 so that
this item may be combined for
discussion with item K10.

A. SUBMISSION OF MINUTES OF PREVIOUS MEETINGS

1. Town Council Special Meeting - September 12, 2007

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 10, 2007

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

2. Town Council Meeting - September 19, 2007

Cordeiro/Herreshoff - 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. Planning Board - April 10, 2007
2. Special Planning Board Meeting - July 5, 2007
3. Special Planning Board Meeting - August 29,
2007
4. Bristol County Water Authority Annual Meeting
- August 15, 2007
5. Bristol County Water Authority Public
Relations/Personnel Committee - September 11,
2007
6. Bristol County Water Authority Audit Finance
Committee - September 11, 2007
7. Bristol County Water Authority Engineering
Committee - September 11, 2007
8. Zoning Board of Review - July 9, 2007
9. Bristol Warren Regional School Committee -
August 20, 2007
10. Bristol Warren Regional School Committee -
September 11, 2007
11. Harbor Commission - September 10, 2007
12. Harbor Commission - October 1, 2007
13. Substance Abuse Prevention Task Force -
September 17, 2007

B. OLD BUSINESS

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 10, 2007

1. Councilwoman Parella re Dixon Avenue,
continued from August 8, 2007

Parella/Barboza - Voted unanimously to continue this matter until the regular meeting of December 12, 2007.

Prior to the vote taken, Assistant Town Solicitor Teitz reported that Code Compliance Coordinator Evans sent notice to the owner of record that being a financial institution out of state. He noted that Mr. Evans found that the building has been secured and the poor maintenance issues are essentially outside of the Town's jurisdiction provided that there is no imminent public hazard. Assistant Town Solicitor Teitz also explained that the Town will pursue any further non-compliance issues in Municipal Court.

Councilman Herreshoff asked if the condition of the property constituted a nuisance and if the Town could cite the owner for same with Assistant Town Solicitor Teitz explaining that since the building has been boarded-up and secured there was no longer a nuisance to cite. He also explained that the property may be allowed to further deteriorate.

Councilwoman Parella asked if Assistant Town Solicitor Teitz could provide a time frame for any further action on the part of the management company that controls the property with Assistant Town Solicitor Teitz explaining that the problem might "drag on for years."

Councilwoman Parella expressed concern that there might be rodents proliferating on the property with Assistant Town Solicitor Teitz explaining that the Town continues to evaluate the condition of the property.

Councilwoman Parella asked if the Town could send notice to the concerned neighbors, informing them of the status of the property with Town Administrator Mederos agreeing to ask Mr. Evans to send correspondence to Michele Martins.

2. Rodney W. Wick, Caputo and Wick, Ltd. -
report and recommendation on masonry
deterioration of Community Center Wall,
continued from September 19, 2007

Herreshoff/Cordeiro - Voted unanimously to continue this matter until the meeting of November 7, 2007.

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 10, 2007

Prior to the vote taken, Director of Community Development Williamson informed the Council that the Town is securing more quotes for the needed repairs. She further reported that the grant application from the Rhode Island Historical Preservation and Heritage Commission was still pending and she was not certain as to when these grants will be awarded.

Director of Community Development Williamson also reminded the Council that the Town's expenses to-date may be applied as a match to the grant should the Town receive these funds.

Councilman Herreshoff asked if the repairs could be accomplished more simply since the wall does not appear to be a bearing wall with Director of Community Development Williamson agreeing to investigate same.

3. Linda Oliveira, 15 Pawtucket Avenue re drainage problems, continued from September 19, 2007

Barboza/Herreshoff - Voted
unanimously to continue this matter
until the meeting of November 7,
2007.

Prior to the vote taken, Town Administrator Mederos reported that she is continuing her negotiations with Mr. Leach and reported that the Water Pollution Control personnel pumped out the impacted area this date.

Town Administrator Mederos also reported that there may be alternate methods available to resolve the problem without the Leach easement. She agreed to continue working on the matter during the interval between Council meetings.

Council Chairman Marshall assured those present that the matter was a high priority and that the Council and Town Administrator Mederos continue to work on behalf of a suitable solution.

4. Denise R. Arsenault, 15 Hattie Brown Lane et al - Petition re development proposal plat 28, lot 38 (Lugent Land adjacent to Juniper Hill Cemetery), continued from September 19, 2007

- LATE ITEM
- a. Abutters of Lugent Lane (unsigned) re request for public hearing concerning the BETA Silver Creek Watershed study (received at meeting)

Cordeiro/Barboza - Voted to move this matter forward to the beginning of the docket.
(Councilman Herreshoff recused)

Cordeiro/Parella - Voted to receive and place this matter on file.
(Councilman Herreshoff recused)

(Councilman Herreshoff renewed his recusal concerning this matter)

Prior to the vote taken, Paula Ferreira of 21 King Street informed the Council that she was particularly interested in the details of the BETA study with Council Chairman Marshall noting that the workshop on this matter will be held next Wednesday as previously explained.

Assistant Town Solicitor Teitz explained that the neighbors have filed an appeal before the Zoning Board of Review and further discussion by the Council would be out of order.

Denise Arsenault of 15 Hattie Brown Lane provided a copy of item B4a as noted above. She informed the Council that the neighbors' concern is the BETA study with Assistant Town Solicitor Teitz explaining that the BETA study is not an agenda item at this time and should not be discussed.

Ms. Arsenault stated that she and her neighbors would like the Council to consider the matter of the moratorium as previously requested. She also reported that she and her neighbors continue to have drainage concerns.

5. Joseph Carosi, 114 Berry Lane - request for installation of berm to address drainage issue, continued from September 19, 2007

Cordeiro/Parella - Voted unanimously to continue this matter until the meeting of November 7, 2007.

Prior to the vote taken, Town Administrator Mederos reported that she met with Mr. Carosi and the town engineer and both will speak to Public Works Director Serbst concerning a possible solution.

6. Councilman Barboza re permit violations, continued from September 19, 2007

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 10, 2007

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

Prior to the vote taken, Councilman Barboza reported that this matter was the impetus for Ordinance #2007-34. This ordinance will be considered later in this agenda.

7. Councilman Herreshoff re noise ordinance levels, continued from September 19, 2007
 - a. Joseph Antinucci, 90 Van Wickle Lane - noise levels
 - b. Karen Binder, Executive Director, Blithewold Mansion, Gardens and Arboretum - participation in mediation session
 - c. Keith Maloney - request to table item until mediation complete

LATE ITEM

Herreshoff/Cordeiro - Voted unanimously to continue this matter until the regular meeting of November 7, 2007.

Prior to the vote taken, Councilman Herreshoff noted that he was of the opinion that mediation concerning this matter was prudent.

8. Alexander Pichs, Partner, Wind-Smart, LLC, 760 Plainfield Pike, Greene, RI re potential wind turbine project, continued from September 19, 2007

Parella/Barboza - Voted unanimously to refer this matter to Town Administrator Mederos and the Clerk.

Prior to the vote taken, it was noted for the record that the item was continued specifically as a follow up to the pending draft RFP and grant application. The Clerk and Town Administrator Mederos were asked to coordinate same.

9. Jack Sylvester re Parks and Recreation 2006/2007 Revenue and Expenditure Statement, continued from September 19, 2007

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

Prior to the vote taken, Mr. Sylvester informed the Council that he requested certain bills from the months of July, August and September and has yet to receive these.

A discussion ensued concerning public access to open records.

Council Chairman Marshall questioned as to whether or not the specified accounts were over expended. He also noted that all departments should be concerned that their budgets are not over-expended.

Council Chairman Marshall also explained that Fire Chief Martin had established a new cell-phone plan resulting in an overall savings of \$800 per month. He expressed the Council's appreciation of the work of Fire Chief Martin.

Council Chairman Marshall also stated that he was of the opinion that the cell-phones of the Recreation Department were necessary toward the effective operation of that department.

Mr. Sylvester expressed concern that his request for copies of the specific Recreation Department cell phone bills was not fulfilled with Council Chairman Marshall encouraging Mr. Sylvester to present his specific request in writing to Town Treasurer Day.

Mr. Sylvester informed the Council that he typically pays \$.25 per sheet for copies received. He also informed the Council that he does not object to paying for copies.

Mr. Sylvester asked to know what the requirements were for compliance to the open records act with Assistant Town Solicitor Teitz stating that he was not certain but would check on the provisions of the statute.

Mr. Sylvester stated that if he was dissatisfied with the availability of the records requested he plans to bring the matter to the Attorney General.

Council Chairman Marshall stated that if Mr. Sylvester will make his request specific and in writing he will receive the information.

10. Berta Raposo, St. Elizabeth Church -
cancellation of carnival

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

Prior to the vote taken, Councilman Cordeiro agreed to contact the Fourth of July Committee on behalf of Ms. Raposo so as to draw upon the committee's experience concerning the operation of carnivals.

11. Gerry Turbeville, CDBG Program Manager -
FY2007 Agreements
 - a. Mosaico Community Development Corporation
 - b. Cornerstone Adult Day Care
 - c. Bristol Housing Authority
 - d. East Bay Community Action Program
 - e. Looking Upwards, Inc.
 - f. Community Land Trust of RI, Inc.
 - g. Town Solicitor Ursillo - approval of agreements

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

12. Dom Franco, Chairman, Harbor Commission re
request for memorial plaque from Susan Degan

LATE ITEM

- a. Susan Degan re plaque

Barboza/Herreshoff - Voted
unanimously to continue this matter
until the meeting of November 7,
2007.

Prior to the vote taken, Councilwoman Parella stated that the type of memorial requested is commonplace in other parts of the Country and that another type of plaque apart from the right of way marker might be more appropriate.

The Clerk informed the Council that this particular request to affix the plaque to the existing marker was made due to concerns for insurance and maintenance.

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 10, 2007

The Clerk also informed the Council that Ms. Degan plans to be in Bristol in the near future with Councilman Barboza agreeing to meet with Ms. Degan and the Clerk to offer alternate solutions. Councilman Barboza also suggested that a good alternate might be to affix the plaque to a boulder on the nearby beach. He noted that he has seen this type of monument in other places.

Councilman Herreshoff stated that if the Council may decide to allow the plaque to be affixed to the existing right of way marker it might also adopt a policy that the practice should be limited to the use of the back-side of the marker only.

13. Representative Raymond E. Gallison, Jr. -
press release re LNG

Herreshoff/Barboza - Voted
unanimously to instruct the Clerk
to send correspondence to Rep.
Gallison and Attorney General Lynch
commending them for their work in
opposition to the LNG terminals.

Prior to the vote taken, Council Chairman Marshall commended Rep. Gallison for his efforts.

Councilman Herreshoff noted that the parties must remain diligent since the Weaver's Cove project still has support.

14. Mr. Ed Cifune, Chairman, Historic District
Commission re street signs in historic
district

Barboza/Herreshoff - Voted
unanimously to receive and place
this matter on file and refer same
to the Clerk, the Historic District
Commission and Director of
Community Development Williamson so
that this group may develop a plan.

Prior to the vote taken, Council Chairman Marshall stated that the matter of the street signs for the Historic District was ongoing and that the Historic District Commission, the Clerk and Director of Community Development Williamson were developing plans and recommendations for a sign program.

Councilman Herreshoff noted that Salem and New Bedford, Massachusetts, have effective sign programs and the group may wish to examine these.

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 10, 2007

The Clerk informed the Council that the plan for Bristol will likely be unique and historically appropriate and the Historic District Commission will likely establish standards for installation and maintenance of street signs to promote uniformity.

15. Council Chairman Marshall re request for Executive Session pursuant to 42-46-5 (a) (5) Property Acquisition

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

Prior to the vote taken, Council Chairman Marshall informed the Council that the matter was no longer of interest to the Council and that the Executive Session was not necessary.

BB. SPECIAL /STATUS REPORTS

1. Town Administrator Mederos - Department Head Reports
 - a. Fire & Rescue - September 2007

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

After the vote taken, Town Administrator Mederos reported that Fire Chief Martin was successful at recruiting Emergency Medical Technicians from the student body at Roger Williams University; he was able to sign-on six (6) new EMTs from the school.

C. PUBLIC HEARINGS

1. Victoria Fonseca, d/b/a Revival, LLC, 227 Thames Street - Application for license to sell antiques under Junk and Secondhand Dealer's License
 - a. Recommendation - Town Administrator and Police Chief

Barboza/Parella - Voted unanimously
to close the public hearing.

Herreshoff/Barboza - Voted
unanimously to grant the license

subject to conformance to all laws and ordinances and payment of all fees, taxes and levies.

Prior to the vote taken, Council Chairman Marshall opened the public hearing.

Speaking in favor of the application was the petitioner noting her plan to sell antiques at the Thames Street premises.

There was no remonstrance presented in opposition to the granting of the license.

D. ORDINANCES

1. Ordinance #2007-26, CHAPTER 10, Environment, Section 33 Definitions, Section 37 Noise disturbance prohibited generally and Section 44 Motorized vehicles, **2nd reading for adoption**

Barboza/Cordeiro - Voted unanimously to consider this action to be the second reading of Ordinance #2007-26. Advertise in local newspaper.

Prior to the vote taken, Councilman Barboza explained that the ordinance, as presented, was the culmination of efforts of local and state authorities including himself and Police Chief Serpa. He also noted that a similar ordinance has had "great success" in Providence and other communities.

Councilman Barboza informed those present that the proposed ordinance is designed to control the "2%" of those vehicles that are too loud.

Councilman Barboza noted that the specific ordinance does not appear to carry a penalty with Assistant Town Solicitor Teitz explaining that the Code provides a fine of up to \$500 and that this amount would be assessed at the discretion of the Municipal Court.

Assistant Town Solicitor Teitz further explained that the typical fine would be \$100 for the first offense and \$500 for subsequent offenses.

Councilwoman Parella asked to know how the ordinance would be specifically applied with Assistant Town Solicitor Teitz

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 10, 2007

explaining that the ordinance would consider the noise level over ambient noise level.

Council Chairman Marshall stated that he regretted the need to establish further restrictive regulations but that this new rule was the only way to assure "common courtesy."

Councilman Barboza stated that those persons who are respectful of others' rights were not the problem and the ordinance is directed at those who take exception to the established rules of order.

Louie Patrucci of Cranston and Legislative Coordinator for the RI Motorcycle Association stated that he was in favor of responsible action. He asked for a definition for the term prima facie with Assistant Town Solicitor Teitz explaining that this would mean that the infraction would have to be apparent and clear from a first impression on behalf of the enforcement official.

Joan E. Roth of 10 Fairview Drive informed the Council that she was in favor of the adoption of the ordinance and relayed an account of a particularly offensive motorcyclist who repeatedly passed in front of Linden Place mansion during a band concert disrupting same. Ms. Roth noted that the action of the cyclist amounted to a grave nuisance.

Councilman Barboza stated that nuisances are sometimes difficult to legislate in response to what might be termed to be a nuisance but that the proposed ordinance should be applied with "common sense."

Councilwoman Parella stated that in order for the new regulations to be effective the police must be in the "right place at the right time;" but the message of the rule is clear in that Bristol does not intend to tolerate noise abuses.

Cara Cromwell of 649 Hope Street informed the Council that she has lived in four different locations along Route 114 during her lifetime and that the noise problem appears to now be worse. She stated that she favored passage of the ordinance and asked what the Town's plan for enforcement would be. Councilman Barboza replied that he has discussed same with Town Administrator Mederos and Police Chief Serpa and there is a specific enforcement plan in place.

Robert Mariani of Hope Street asked if the Town intends to install signage in support of the ordinance with Councilman Barboza explaining that this matter has been discussed and signs will likely be installed at the entrances to Town.

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 10, 2007

Stan Dimock of 341 Thames Street informed the Council that he was in support of ordinance passage and that he is a resident of an essentially sound proof building. He further explained his concern since the only noise that appears to penetrate the walls of his building originates with motorcycles.

Councilwoman Parella agreed that the problem appears to have worsened of late and suggested that Mr. Patrucci might speak to his membership about limiting noise levels. She further suggested that the police might establish "noise traps" specific so as to enforce the ordinance should it be implemented.

Mr. Patrucci explained that the signs at the entrances to the City of Newport appear to be effective. He also agreed to return to his organization with the Town's message.

Council Chairman Marshall stated that he noticed some signs in Portsmouth New Hampshire that the Town may wish to copy for its use.

Councilman Cordeiro stated that the noise problem also includes the sound emanating from certain "boom-boxes."

2. Ordinance #2007-28, CHAPTER 16, Motor vehicles and traffic, Article IV, Operation of vehicles, Section 119, No through trucking on Washington Street, **2nd reading for adoption**

Barboza/Herreshoff - Voted unanimously to consider this action to be the second reading of Ordinance #2007-28. Advertise in local newspaper.

3. Ordinance #2007-30, CHAPTER 25, Streets, sidewalks and other public places, Article 1, Streets, sidewalks and parks, Section 25-5, Streets, parks or common excavations, **withdraw**

Barboza/Cordeiro - Voted unanimously to withdraw this ordinance proposal.

Prior to the vote taken, the Clerk informed the Council that this ordinance is effectively replaced by Ordinance #2007-33 below.

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 10, 2007

4. Ordinance #2007-31, CHAPTER 29, Soil Erosion, Runoff, and Sediment Control, Article III, Soil Erosion, Runoff and Sediment Control Plan, Section 29-59, Performance Principles, (version 1), **1st reading**

Barboza/Parella - Voted unanimously to consider this action to be the first reading of Ordinance #2007-31. Advertise in local newspaper.

Prior to the vote taken, the Clerk informed the Council that the Solicitor's office provides two separate ordinances covering the Soil Erosion, Runoff and Sediment Control Plan and that its honorable body should select which version it would like to move to second reading.

Councilwoman Parella stated that she was of the opinion that the version noted in Ordinance proposal #2007-31 was preferable at this time since it is less restrictive and provides an opportunity to solve the problem of those wishing to expand and it will broaden the tax base and job opportunities.

Andrew Tyska informed the Council while both versions have merit he would prefer the less restrictive Ordinance #2007-32. He stated his reasoning as "leveling the playing field" for property owners who happen to have runoff issues with those who do not and provide the same opportunity for both.

Councilman Barboza stated that he was concerned that if there were no regulations imposed, the Town would incur further problems concerning runoff and drainage. He stated that the Town is now spending \$ millions to correct the problems of the Tanyard Brook and he would prefer not to create more of these.

Mr. Tyska informed the Council that engineer Martha Heald informs him that the Town's plan for Tanyard Brook does not consider industrial development and that the amount of industrial land he would like the Town to exempt from the Soil Erosion, Runoff and Sediment Control regulations represents less than five percent (5%) of the overall area.

Councilwoman Parella stated that she was of the opinion that Ordinance #2007-32 was too broad and she would prefer if the entire ordinance was revised to provide for incentives to those property owners who plan to correct runoff and drainage problems. She further noted that she would support the passage of Ordinance #2007-31 for the time being and

instruct the various parties to work on an amendment to provide for these "incentives."

Council Chairman Marshall asked if the Council might consider passage of the least restrictive ordinance and amend it to include the incentives with Councilman Herreshoff stating that he might support Council Chairman Marshall's plan.

Councilwoman Parella stated that she was of the opinion that the Town was "far away" from an adequate solution to the question of incentives and that passage of Ordinance #2007-31 would address the problems as noted during last month's meeting such as those relating to ES Products, Inc. of Franklin Street and others wishing to expand their premises.

Mr. Tyska expressed agreement with the opinion of Councilwoman Parella.

Councilman Herreshoff stated that he was concerned that the Council might be adopting the ordinance "piece-meal."

Director of Community Development Williamson stated that she supports Ordinance #2007-31 for the time being and further stated that an amendment to consider the procedure and consequences of an incentive program is more than three weeks away.

Councilman Marshall stated that there was little undeveloped industrial land available and echoed Councilman Herreshoff's concern regarding a piece-meal adoption.

5. Ordinance #2007-32, CHAPTER 29, Soil Erosion, Runoff, and Sediment Control, Article III, Soil Erosion, Runoff and Sediment Control Plan, Section 29-59, Performance Principles, (version 2), **1st reading**

Barboza/Parella - Voted unanimously to table this ordinance proposal.

Herreshoff/Barboza - Voted unanimously to refer the matter of the Soil Erosion, Runoff, and Sediment Control to Director of Community Development Williamson so that her department may recommend an ordinance amendment to provide alternatives and/or incentives for commercial/industrial developments.

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 10, 2007

6. Ordinance #2007-33, CHAPTER 25, Streets, Sidewalks and other Public Places, Article 1, Section 25-5, Streets, parks or common excavations, curb to curb paving and cold planing, **1st reading** (replaces 2007-30)

Barboza/Cordeiro - Voted unanimously to consider this action to be the first reading of Ordinance #2007-33. Advertise in local newspaper.

7. Ordinance #2007-34, CHAPTER 11, Fees and Charges , Section 11-1, Comprehensive Schedule of Fees, new item 74, penalties for no permits, **1st reading**

Cordeiro/Barboza - Voted unanimously to consider this action to be the first reading of Ordinance #2007-34. Advertise in local newspaper.

(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. Conservation Commission
 1. Ginger Bayles, 22 Lincoln Avenue - resignation

Parella/Cordeiro - Voted unanimously to accept this resignation with regret, send a letter commending Ms. Bayles for her service and to advertise for a replacement.

- b. Recreation Board

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 10, 2007

1. JoAnn Morra, 129 Sunrise Drive & Mark DeFelice, 15 George Street - resignations

Barboza/Cordeiro - Voted unanimously to accept this resignation with regret, send a letter commending Ms. Morra and Mr. DeFelice for their service and to advertise for a replacement.

After the vote taken, Council Chairman Marshall noted that these were excellent board members operating under often difficult circumstances.

Councilman Barboza reminded the Council of its policy to attempt to appoint Recreation Board members who do not have conflict of interest issues; particularly those related to established 'leagues.'

Councilwoman Parella noted that the appointment of those persons serving as officers or board members of the various leagues can be problematic.

c. North and East Burial Grounds Commission

1. Charles C. Cavalconte, 88 Church Street - interest/appointment

Barboza/Cordeiro - Voted unanimously to instruct the Clerk to advertise for the opening and to set an interview for Rev. Cavalconte.

Prior to the vote taken, the Clerk informed the Council of the passing of North and East Burial Grounds Commission Chairman Ralph E. Peters, Jr. He noted that Mr. Peters had been a member of the Commission since at least 1983. The Council collectively expressed its regret concerning Mr. Peters passing and further expressed gratitude for his many years of selfless service to the Town and Commission.

d. Open Space Conservation Committee

1. Lindsay Green, 73 Union Street - interest/appointment
2. Anthony B. Morettini, 46 Highland Road - interest/appointment

Barboza/Cordeiro - Voted
unanimously to instruct the Clerk
to set interviews for Ms. Green and
Mr. Morettini.

- e. Historic District Commission (Auxiliary)
 - 1. Eric Hertfelder, 9 Howe Street -
interest/appointment

Councilman Barboza nominated Mr. Hertfelder for appointment
as Auxiliary member.

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

G. LICENSING BOARD - NEW PETITIONS

- 1. A. DiFazio Construction, Inc., 1039 Scituate
Avenue, Cranston, RI - request for
Drainlayer's License
 - a. Recommendation - Town Administrator and
Director of Public Works

Cordeiro/Barboza - Voted
unanimously to grant this license
for a period of three (3) months so
as to coincide with the expiration
date of typical Drainlayers License
and otherwise per the
recommendation received and subject
to conformance to all applicable
laws and ordinances and payment of
all fees, taxes and levies.

Prior to the vote taken, the Clerk suggested that this
license might be granted for a period of three months only
since Drainlayers Licenses all expire annually on December
31.

H. LICENSING BOARD - RENEWALS

(CA) I. UTILITY PETITIONS

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

J. PETITIONS - OTHER

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 10, 2007

1. Susan Lemois, 243 State Street - request for handicapped parking space, **1st reading**
 - a. Recommendation - Town Administrator and Police Chief

Barboza/Cordeiro - Voted unanimously to consider this action to be the first reading of this petition for Handicapped Parking space and to forward same to the next regular meeting scheduled for November 7, 2007 for final consideration.

2. Paula A. Armillotto, 74 Charles Street, et al, re request for concrete curbs and sidewalks

Barboza/Cordeiro - Voted to follow the recommendation of the Town Administrator and to deny the petition. Voting in favor of this motion were Council members Marshall, Cordeiro, Parella and Barboza; voting opposed was Councilman Herreshoff.

Prior to the vote taken, Council Chairman Marshall noted that he considered this matter to be of great importance and would appreciate the Council's deliberation regarding same.

He further noted that the various petitioners appear to be willing to pay the cost differential between the installation of asphalt and concrete.

Councilman Herreshoff asked to know what stage of construction faced the project at this time with Town Administrator Mederos informing the Council that the project is currently underway and essentially ready to receive paving material.

Town Administrator Mederos also stated that she appreciated the stewardship of the neighbors and their willingness to participate in the program but also expressed concern that there may be some neighbors who do not wish to or may not be capable to pay for sidewalk improvements at their own expense and the result might create a "hodgepodge" effect.

Town Administrator Mederos also noted that the change from the established policy may result in a delay to the

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 10, 2007

completion of the current phase of the project and this may lead to a loss of valuable time before the onset of winter.

Town Administrator Mederos also informed those present that she is made aware that a change to concrete from asphalt sidewalks may result in the need to remove healthy Town trees.

Mario Pacheco of 46 Charles Street, one of the petitioners, informed the Council that he was told that no trees need be removed and the contractor on-site seems to think that no delay will occur should the paving material change.

Councilman Barboza asked to learn what type of pavement was most recently in place in the area with Mr. Pacheco explaining that his sidewalk contains a portion of the Tanyard Brook and this portion is covered by concrete. He also explained that this portion was inadvertently disturbed during the excavation process and that this portion must be repaired. He suggested that the repair should be done using concrete.

Councilwoman Parella informed those present that the Town's policy was to attempt to replace sidewalks with previously used materials outside of the Historic District due to the high cost differential.

Councilman Herreshoff asked Mr. Pacheco if he was willing to pay for the cost of concrete over the Tanyard Brook with Mr. Pacheco responding that he would pay for the top pavement only and not the repair to the damage to the brook caused by the excavation.

Mr. Pacheco informed the Council that his neighbor, Mr. Carmone, has a relatively new concrete sidewalk which was installed at his own expense. He further stated that he was asking for the same consideration as given to Mr. Carmone.

Councilman Herreshoff asked to know the policy in the case of Mr. Carmone with Public Works Director Serbst explaining that the policy is to replace sidewalk materials in-kind.

Councilman Herreshoff reviewed the circumstances of Mr. Carmone as initially explained by Mr. Pacheco. He questioned whether or not there was a precedent established by these circumstances with Public Works Director Serbst explaining that Mr. Carmone's sidewalk was repaired before there was an established sidewalk program and the policy to replace sidewalks in-kind was the result of the program.

Mr. Pacheco stated that he was concerned that if his sidewalk were to be replaced with asphalt the curbing would

not be replaced and the existing curbing was in terrible condition.

Councilman Barboza asked Mr. Pacheco if he was willing to pay for the replacement of the curbing with Mr. Pacheco responding affirmatively.

Mr. Bento Moreira of 36 Charles Street informed the Council that he, too, would like concrete sidewalks and was willing to bear the cost of same. He further informed the Council that a tree in front of his property has large surface roots and he would like for the roots to be removed.

Director of Community Development Williamson stated that she was informed by Mr. Tanner that asphalt can be 'poured' around tree roots and hence prevent the need to remove or damage the tree.

Town Administrator Mederos stated that she was informed that these trees might have to be removed if the sidewalk is installed with concrete.

Mr. Pacheco stated that he was of the opinion that the tree could be saved in either case.

Councilman Herreshoff stated that he was in support of the old policy that would allow the installation of concrete sidewalks if the property owner was willing to bear the entire cost or cost differential. He further stated that the Town should be sensitive to the wishes of the residents.

Councilwoman Parella stated that she was concerned about the number of persons who have come forward to complain about the asphalt. She also stated that she was concerned that a change of policy may cause further problems with those who were not given an opportunity to pay for the concrete cost differential.

Town Administrator Mederos stated that there would indeed be repercussions to a change in overall policy.

Mr. Pacheco asked for a yes or no answer with Councilman Cordeiro stating that he would be hard-pressed to vote against the recommendation of the Town Administrator.

A discussion ensued as to whether or not the Town would allow a new sidewalk to be removed by a property owner were the owner to be willing to bear the entire expense as in the case of Mr. Carmone. Mr. Pacheco stated that he might take that option were it to be possible.

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 10, 2007

It was apparent that the Town would be unwilling to grant a request to remove a new sidewalk regardless of the circumstances.

A discussion ensued regarding the installation of new curbs with Council Chairman Marshall asking Town Administrator Mederos to review same. Town Administrator Mederos agreed to discuss this matter with Mr. Tanner.

A further discussion ensued concerning the potential to a change in policy with Councilman Herreshoff commenting that the desire of three contiguous property owners wanting to pay for the concrete price differential made the change of policy more palatable.

Councilwoman Parella stated that she was more concerned in considering that many neighborhoods already have new asphalt sidewalks and those neighbors were not given the opportunity to pay a cost differential for concrete. She further stated that it may be more beneficial to adhere to the current policy.

Town Administrator Mederos assured the Council that both types of sidewalks will be of good quality and improve the neighborhoods.

Ms. Armilotto, a petitioner, stated that she was particularly interested to know if she could install a concrete driveway if the sidewalk was paved with asphalt. She stated that she would prefer a concrete driveway.

A further discussion ensued concerning the quality of the existing curbs.

Mr. Pacheco stated that he would be willing to pay for a new concrete curb were the curb to be poured in place with Public Works Director Serbst noting that this method does not meet 'standard' for curb installation.

Councilman Cordeiro stated that he was concerned about establishing a precedent outside of the established policy and further stated that he was concerned that this precedent might result in a public outcry that may be unmanageable. He suggested that the Council might consider supporting the existing policy and deny the subject petition.

Councilman Barboza stated that he was of the opinion that an exception to the overall policy would create too many disadvantages with Councilwoman Parella stating that any established policy should be equitable.

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 10, 2007

Council Chairman Marshall stated that he was of the opinion that the Town's policy should be available in writing.

A further discussion ensued regarding the installation of driveways with Assistant Town Solicitor Teitz recommending that the Town establish a policy of requiring permits for driveways. It was noted that those wishing to install and or repair driveways across Town property should obtain permission from the Department of Public Works.

Mr. Pacheco informed the Council that he was further concerned that if the sidewalks in front of his property are fabricated from asphalt he will have problems with 'pooling' of water with Councilman Barboza explaining that he has a new asphalt sidewalk in front of his property and has no problem with 'pooling.'

Council Chairman Marshall asked Town Administrator Mederos to check into the 'pooling' issue. Town Administrator Mederos also agreed to check into issue of the tree roots in front of #36 Charles Street and to also investigate the issue of curbs and drainage.

K. OTHER NEW BUSINESS REQUIRING TOWN COUNCIL ACTION

1. Council Chairman Marshall re State Street Wharf Upgrade Committee
 - a. Dom Franco, Chairman, Harbor Commission re State Street Dock repairs

Barboza/Cordeiro - Voted unanimously to authorize a committee of seven (7) persons for the purposes of planning and recommending upgrades to the State Street Wharf consisted as follows: Two (2) members of the Harbor Commission as appointed by the Harbor Commission Chairman, one (1) member of the Historic District Commission as appointed by the Historic District Commission Chairman, (2) members as appointed by the Town Council Chairman and (2) members as appointed by the Town Administrator.

Prior to the vote taken, Council Chairman Marshall stated that the project should be reviewed by a 'blue ribbon' panel and that this group should represent the varied interests.

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 10, 2007

Director of Community Development Williamson stated that she was concerned that the Harbor Commission is already assuming responsibility for the project and that a Town Council committee should not be redundant.

Councilman Cordeiro stated that a committee of the Harbor Commission is welcome to make recommendations but the final responsibility should be that of the committee as sanctioned by the Town Council.

Councilman Cordeiro also asked to know the status of the plan for the State Street Wharf as arranged by former Director of Community Development Oswald. He noted that the Council supported this plan with a \$50,000 capital appropriation and noted that no work was completed with these funds.

Councilman Cordeiro also noted that a plan for striping parking spaces was provided by Lloyd Adams of Miles Avenue Properties the developer of Thames Street landing and no one appears to have knowledge of Mr. Adams plan at this time.

Director of Community Development Williamson stated that she is in possession of several plans for the improvement of the State Street Wharf and some of the previous plans hit "roadblocks" due to the concerns as raised by the various interested parties.

Director of Community Development Williamson stated that the project might move forward were it to be separated into two components: a.) repairing the seawall and b.) everything else.

Councilwoman Parella stated that the plan for the area should be made known to the new committee.

Councilman Barboza stated that the Council might consider establishing this committee through the appointments as determined by the Council Chairman, Historic District Commission, and Harbor Commission. He further stated that there did not appear to be a need to further delay the process by advertising for the positions.

Director of Community Development Williamson stated that she was in support of the plan for a committee as outlined by Councilman Barboza. Councilman Cordeiro volunteered to serve on the committee were he to be selected to do so.

2. Laurie Chilcot, Chairperson, Our Lady of Mt. Carmel Craft Fair - request for donation for raffle

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

3. Louis P. Cirillo, Town Clerk/Clerk of the Board of Canvassers - postage for mandated NCOA mailing

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

Prior to the vote taken, the Clerk noted that the NCOA mailing as outlined might cost nearly \$1000 for mailing and the cost of same was not included in the Board of Canvassers budget for the current fiscal year. He further noted, however that the advantages related to the completion of a NCOA project were many and would specifically allow the Town of Bristol to have an improved voter list since many persons relocate and neglect to inform the Board of Canvassers.

The Clerk also informed the Council that Town Treasurer Day informs him that the cost of this mailing might be borne by the Town's overall mailing budget but that it might be necessary to secure an additional appropriation to cover this cost before the end of the fiscal year. The Clerk suggested that the Council might receive and place this matter on file with the understanding that an appropriation might be needed in the future.

4. Stacie and Brad O. Willetts re Reynolds Arts Magnet School

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

Prior to the vote taken, Council Chairman Marshall expressed concern that the recent School Committee meeting when this matter was discussed before the public seemed to lack decorum. He also expressed concern that the Committee received two different proposals from the Superintendent of Schools within one week. He suggested that School Committee members should consider themselves to be role models and behave accordingly.

Council Chairman Marshall also reminded those present that the School Committee is a separate body and not under the control of the Town Council.

Councilman Barboza stated that the Town owns the various school buildings and these are leased to the School

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 10, 2007

District. He further explained that there is "no conspiracy" between the Town and Roger Williams University; but it was noted that there may be vacant schools in the future which potentially could be leased to a Roger Williams University private elementary school program.

5. Danielle Galvin, Vice President-Marketing, Municipal Code Corporation to Town Clerk - information regarding available services

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

Prior to the vote taken, the Clerk informed the Council that the new services offered by Municipal Code Corporation (the codifier of the Town's ordinances) would provide near-instant internet access to newly adopted ordinances versus the present lag time associated with the codification of a code-amending supplement. He further explained that the cost to obtain this new service might reach \$1000 per year and the budget for code work is already at its limit.

The Clerk further informed the Council that this information is provided in advance of next year's budget deliberations so as to allow the Council time to decide if the service is of value to its honorable body and the public in general.

6. David Enos, President, Bristol Veterans Council re basketball court at Veterans Park

Barboza/Cordeiro - Voted
unanimously to send a letter to the
Bristol Veterans Council informing
that group that the repairs to the
basketball court is the subject of
a current bid proposal.

Prior to the vote taken, the Clerk informed the Council that his office was in receipt of a request to advertise for bids for this needed repair having received same on Friday, October 5.

Councilman Herreshoff asked if there were budget funds available for the project with Town Administrator Mederos responding affirmatively.

7. Town Administrator Mederos re donation to World War II Memorial

Barboza/Parella - Voted unanimously
to appropriate \$100 from the
Page 27 of 35

Council Contingency for this purpose.

8. Town Administrator Mederos re East Bay Bike Path restrooms

Barboza/Cordeiro - Voted unanimously to instruct the Clerk to send a letter of support regarding this matter.

Prior to the vote taken, it was suggested that the Clerk might send a letter of support on behalf of the Council and to coordinate same with Town Administrator Mederos.

9. Joseph F. Cabral, Harbormaster, re request for a workshop with Council re amendments to the Harbor Ordinance (Chapter 8)

Cordeiro/Herreshoff - Voted unanimously to instruct to arrange a Special Meeting of the Council with the Harbor Commission.

Prior to the vote taken, Councilman Cordeiro stated that the Commission was interested in measuring the Council opinion and support for certain amendments to the Harbor Ordinance.

10. Council Chairman Marshall re Pledge of Allegiance in Taxpayer Subsidized Buildings

Barboza/Parella - Voted unanimously to instruct the Clerk to send a letter to the various chairman of Town boards and commissions encouraging them to follow the Council practice of reciting the Pledge of Allegiance at the commencement of regular meetings and to provide a copy of the letter to the School Committee.

Prior to the vote taken, Council Chairman Marshall noted a recent action of the PTO at Rockwell School when there was a debate concerning whether or not it was appropriate to recite the Pledge of Allegiance at the commencement of the group's meeting.

He stated that he was of the opinion that this activity was indeed appropriate and that he would encourage other groups to do so.

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 10, 2007

Councilman Cordeiro stated that he was in agreement with Council Chairman Marshall and he further stated that anyone who wished to remain silent during the group recitation was certainly free to do so.

Councilman Barboza also agreed with the sentiment as expressed by Council Chairman Marshall and further stated that the recitation of the Pledge of Allegiance was a reminder to confirm the many blessings of the United States.

Councilwoman Parella stated that she was concerned that too many persons are spending time to be "politically correct."

Councilman Herreshoff stated that there were three primary symbols of United States patriotism and these were the Flag, the Pledge of Allegiance and the National Anthem.

Council Chairman Marshall noted that the Council's practice of reciting the Pledge of Allegiance at the commencement of its regular meetings was begun by former Town Council Chairman Anthony P. Iasiello in 1986 and he stated that Mr. Iasiello was a "visionary."

He further suggested that the Council might encourage all boards and commissions to adopt the Council's Pledge practice.

Joseph Asciola of 1228 Hope Street informed the Council that he was in support of its stand on this issue and further stated that he was of the opinion that the recitation of the Pledge of Allegiance was a citizen right.

Assistant Town Solicitor Teitz cautioned the Council that it should not impose the recitation of the Pledge of Allegiance as a regulation but rather encourage it and leave the decision to the various parties.

11. Director of Community Development Williamson re open space acquisition

Barboza/Herreshoff - Voted
unanimously to refer this matter to
the Open Space Committee.

L. BILLS & EXPENDITURES

1. Bid #643 - Sale of Police Vehicle

Barboza/Cordeiro - Voted
unanimously to refer this matter to
Page 29 of 35

the Town Administrator and Chief of Police so that they may act in the best interest of the Town.

Prior to the vote taken, the Clerk reported the receipt of one bid from Grace Quality Used Cars of Morrisville, Pennsylvania for the amount of \$458.

2. Bid #644 - Rogers Free Library Furniture Package

Herreshoff/Barboza - Voted unanimously to reject all bids and to return any received/unopened bids to the respondents.

Prior to the vote taken, the Clerk reported that he was informed by the project architect that that the bid documents, as provided by the architect, were flawed. He noted that due to this error, the project must be re-bid and suggested that the Council should reject any and all bids received. The Clerk also informed the Council that this matter was announced at the scheduled bid opening this date and that bids received remain sealed as received.

(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 Statement October 4, 2007

P. PROCLAMATIONS & CITATIONS

1. Proclamation - Barbara S. Husband, Rogers Free Library Board of Trustees "Board Member Emerita"

Herreshoff/Parella - Voted unanimously to adopt this proclamation as presented.

2. Commendation - Goetz Custom Boats

Herreshoff/Parella - Voted unanimously to adopt this commendation 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. Barbara S. Husband re Proclamation "Board Member Emerita"
2. Town Administrator Mederos - Award of Bid #640 to Yard Works, Inc., Warwick, RI
3. St. Elizabeth Church - Class F Intoxicating Beverage License for Fundraiser/Wine Tasting on November 10, 2007
4. Town Council Chairman Marshall to Richard Bready, RWU Board of Trustees - congratulations on appointment as Chairman of Board of Trustees
5. James Vieira, Battalion Chief, Fire & Rescue - Recommendation Victualling License for Customized Party Bash, LLC
6. Council Clerk Cirillo to Dr. Edward P. Mara, Superintendent, Bristol Warren Regional School District re Town Council support of Reynolds Arts Magnet School
7. Town Council Adopted Borrowing Resolution
8. Invitation to National Guard, C Battery 1/103rd Field Artillery ceremony held September 26, 2007

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

It is hereby noted for the record that discussion on this matter took place together with agenda item K10.

9. Rep. Douglas W. Gablinske and Rep. Raymond E. Gallison, Jr. to Robert Rocchio, Secretary RI Traffic Commission re Town highway issues
10. Rep. Douglas W. Gablinske and Rep. Raymond E. Gallison, Jr. to Jerome Williams, Director, RI Department of Transportation re Silver Creek flooding

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

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

1. Rogers Free Library Capital Projects Building Committee - Agenda for September 20, 2007
2. Rogers Free Library Capital Board of Trustees - Agenda for September 25, 2007
3. Bristol Warren Regional School District - Schedule of Meeting & Events/Week of September 17, 2007
4. Bristol Warren Regional School District - Schedule of Meeting & Events/Week of September 24, 2007
5. Bristol Warren Regional School District - Schedule of Meeting & Events/Week of October 1, 2007
6. Bristol Warren Regional School Committee/Personnel/Contract Subcommittee - September 24, 2007
7. Bristol Warren Regional School Committee - September 24, 2007
8. Bristol Warren Regional School Committee/Phase II Elementary Facilities Task Force Subcommittee - September 24, 2007
9. Bond Project Building Committee - October 1, 2007
10. Bristol Warren Regional School Committee Workshop - October 1, 2007
11. Bristol Warren Regional School District School Committee/Budget/Facilities Subcommittee - October 3, 2007
12. Bristol Warren Regional School Committee/Phase II Elementary Facilities Task Force Subcommittee - October 3, 2007

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 10, 2007

13. Bond Project Building Committee - October 9, 2007
14. Bristol County Water Authority - October 2007 Meeting Calendar
15. Bristol County Water Authority/Board of Directors - September 18, 2007
16. Bristol County Water Authority - September 18, 2007
17. Bristol County Water Authority/Audit Finance Committee - October 2, 2007
18. Bristol County Water Authority/Engineering Committee - October 2, 2007
19. Bristol County Water Authority/Public Relations/Personnel Committee - October 2, 2007
20. Bristol County Water Authority - October 11, 2007
21. Bristol County Water Authority/Board of Directors - October 11, 2007
22. Harbor Commission - Agenda for October 1, 2007
23. Coastal Resources Management Council re Semi-Monthly Meeting Notice for September 25, 2007
24. Coastal Resources Management Council - October 2007 Calendar
25. Coastal Resources Management Council - Amended October 2007 Calendar
26. Coastal Resources Management Council - Amended October 2007 Calendar (#2)
27. Bristol Warren Regional School District - Schedule of Meetings and Events - Week of October 8, 2007
28. Bristol Warren Regional School Committee Workshop Notice - October 9, 2007

S. TOWN SOLICITOR

Z. INDIVIDUAL COUNCIL MEMBERS AGENDA ITEMS

1. MARSHALL

a. Thank you Mike Davis and Steven Roth - Council Chairman Marshall expressed the gratitude of the Council for the gentlemen's filming of this evening's meeting.

b. Flag Stickers - Council Chairman Marshall informed those present of Lt. Gov. Roberts' flag sticker program to support deployed troops' families. He noted that the stickers are available for sale at Town Hall.

c. RI Audubon Society/License Plates - Council Chairman Marshall noted that new automobile license plates are available depicting the Osprey.

2. CORDEIRO

a. Trip to Rome - Councilman Cordeiro again noted his recent trip to Rome and informed those present that it was "outstanding."

3. PARELLA

a. Flag Stickers Support of Troops - Councilwoman Parella echoed the message provided by Council Chairman Marshall concerning the support of the troops through the purchase of flag stickers.

b. Our Lady of Fatima - Councilwoman Parella informed those present of a public prayer service in commemoration of the apparition of Our Lady of Fatima. This activity will be held on Saturday, October 13.

c. Fourth of July Carnival - Councilwoman Parella stated that she was informed that the Fourth of July Committee was refused permission to hold its annual carnival on the Town Common and will rather accommodate same at the Town Beach.

Town Administrator Mederos reported that the Town has not relocated the Committee but rather the Committee is considering its options. She further

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 10, 2007

stated that the information received by Councilwoman Parella was a miscommunication.

4. BARBOZA

5. HERRESHOFF

a. Travel Blues - Councilman Herreshoff stated hearing about the recent trips of Councilman Barboza and Councilman Cordeiro has given him the "travel blues."

b. Carnival Question - Councilman Herreshoff drew further attention to the matter of the Fourth of July Carnival above and stated that he was of the opinion that the tradition of having a carnival upon the Town Common was a long-standing tradition and that the tradition should be maintained.

c. Wave Barrier Church Street Dock - Councilman Herreshoff raised the issue of the repairs to the Church Street dock and reminded those present that he considered these to be an emergency. He also stated that he was hopeful that these repairs would be completed before the winter storms and ice may make repairs impossible.

ZZ. TOWN ADMINISTRATOR AGENDA ITEM(S)

a. Troop Deployment Letter - Town Administrator Mederos noted a recent Providence Journal letter to the editor from Kathy and Arthur Davenport of Pawtucket concerning the troop deployment ceremony held in Bristol on September 26.

b. Thank you from Maj. Gen. Robert Bray - Town Administrator Mederos noted the receipt of a letter of thanks from Gen. Bray concerning the recent troop deployment ceremony.

There being no further business upon a motion by Councilman Barboza, seconded by Councilman Cordeiro and unanimously approved, the Chairman declared this meeting to be adjourned at 11:08 o'clock PM.

Louis P. Cirillo, CMC
Council Clerk