

TOWN COUNCIL MEETING - WEDNESDAY EVENING - JULY 30, 2008

PRESENT: Marshall, Cordeiro, Parella, Barboza and Herreshoff

ALSO PRESENT: Diane C. Mederos, Town Administrator
Michael A. Ursillo, Esq., Town Solicitor
Marshall J. Netto, Town Sergeant

The Council met in regular session on Wednesday evening, July 30, 2008 in the Town Hall, Council Chambers beginning at 7:09 o'clock PM, Council Chairman Marshall presiding:

Prior to the commencement of the evening's regular agenda, Council Chairman Marshall commented that "people enjoy Bristol" noting that he has observed those who sit along the seawalls and take pleasure in the view of the harbor. He also noted those who bring their children to have fun upon the playgrounds.

Council Chairman Marshall also drew attention to the many flags flown within the Town and the civic building/renovation projects at Rogers Free Library and Colt and Andrews Schools and also the new restroom facility to be located at the corner of Oliver and Thames Streets; a State/Town collaboration. He cautioned those present "not to take these things for granted."

Council Chairman Marshall also noted a magazine published by Schryver Publications, a Bradford Street business.

Council Chairman Marshall also mentioned the collaboration of Kelly Space and local boat building companies that will produce armored gear for the military and first responders (police and fire personnel) and that this collaboration will bring employment opportunities to Bristol.

Council Chairman Marshall stated that Councilman Herreshoff is unofficially the "Ambassador to the World," explaining that Councilman Herreshoff was recently in China in order to encourage business for local boat builders.

Council Chairman Marshall also noted the special Town Council meeting held on July 23, 2008 where the Council allowed expansion of premises to a local victualler; in unanimous support of this well-established business.

It was noted for the record that the television cable that normally links the Council Chambers for live broadcast was damaged during a recent electrical storm. This meeting will not be broadcast live but will rather be shown on the local access channels afterwards.

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Council Chairman Marshall also recognized the efforts of the local General Assembly delegation "protecting" the Town from the dangers of liquefied natural gas (LNG) and warned that the Town should remain vigilant concerning same.

Council Chairman Marshall also noted the continued efforts of Rep. Douglas Gablinske (Rep. District 68) concerning the flooding of Silver Creek. He explained that the new time frame for repairing this problem is now set at spring 2009.

Council Chairman Marshall explained that Senator David Bates (Senate District 32) and Rep. Raymond E. Gallison, Jr. (Rep. District 69) were present this evening and announced that agenda item B13 would be brought forward for discussion at this time.

Councilman Barboza asked that item B13 might be brought forward for discussion at this time. He explained the efforts of a group of local and state officials toward eliminating the nuisance of excessive noise emanating from improperly equipped and/or modified motor vehicles; particularly large motorcycles.

Councilman Barboza explained that a group of public officials including himself, Senator Bates, Representative Gallison, former Police Chief Serpa and Kenneth Paine - the former policy director of the State Senate, drafted a bill to control this issue.

Senator Bates noted that the purpose of the bill, subsequently passed by the legislature and signed by Governor Carcieri is to codify a regulation that stipulates a motor vehicle cannot be modified so that it will be either unsafe or unable to pass inspection. The new law also carries the penalty that a three-time offender will have his registration revoked.

Councilman Barboza explained the details of the practice of removing baffles from motorcycle exhaust pipes; this activity causing both the excessive noise and the inability to pass motor vehicle inspection criteria.

Representative Gallison noted the severity of disturbances caused by loud motorcycle noise and explained that the bill was overwhelmingly approved by the legislature committees.

Representative Gallison also took the opportunity to update the Council on the recent efforts to prevent LNG transportation within Narragansett Bay including an upcoming

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demonstration planned for the vicinity of Spar Island; the proposed location for an LNG offloading facility.

Representative Gallison also stated that he plans to meet with Brown University officials regarding the future of the Haffenreffer Museum and property.

Representative Gallison also noted his letter, found in this agenda as item K1 and further congratulated those persons named in said letter for their efforts.

Councilman Cordeiro noted the letter from Town Administrator Mederos regarding LNG found as agenda item R2.

The Council expressed its collective gratitude for the attendance and updates provided by Senator Bates and Representative Gallison.

The Clerk noted requests within this agenda for continuances on agenda items B6, C1 and K4; action on those items is reflected below.

MOTION RE: CONSENT AGENDA - TO APPROVE THE CONSENT AGENDA

Cordeiro/Barboza - Voted
unanimously to approve the Consent
Agenda withholding agenda items R1,
R8, and R9 for further discussion
and/or action.

A. SUBMISSION OF MINUTES OF PREVIOUS MEETING(S)

1. Town Council Meeting - July 9, 2008

Cordeiro/Barboza - Voted
unanimously to approve these
minutes as prepared and presented.

2. Town Council Executive Session (sealed -
Council packets only) - May 7, 2008

Cordeiro/Barboza - Voted
unanimously to unseal these
minutes.

Cordeiro/Barboza - Voted
unanimously to approve these
minutes as prepared and presented.

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3. Town Council Special Meeting (and Public Hearing) - July 23, 2008

Barboza/Cordeiro - Voted
unanimously to approve these
minutes as prepared and presented.

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

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

1. Bristol Warren Regional School Committee -
May 12, 2008
2. Bristol Warren Regional School Committee -
May 19, 2008
3. Harbor Commission - June 2, 2008
4. Bristol County Water Authority/Board of
Directors - June 11, 2008
5. Bristol County Water Authority/Public
Relations/Personnel Committee - July 2, 2008
6. Bristol County Water Authority/Engineering
Committee - July 2, 2008
7. Bristol County Water Authority/Audit Finance
Committee - July 2, 2008
8. Planning Board - June 10, 2008
9. Harbor Commission - July 7, 2008
10. Historic District Commission - June 5, 2008
11. Zoning Board of Review - June 2, 2008
12. Bristol Housing Authority - June 12, 2008
13. Bristol Housing Authority - June 26, 2008

B. OLD BUSINESS

1. Donna J. Olivo, d/b/a All Paws Inn, 185
Bayview Avenue - request for Dog Kennel

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License Renewal, (continued from March 5, 2008)

- a. Recommendation - Town Administrator and Police Chief

Cordeiro/Parella - Voted unanimously to grant this license per the recommendations received, subject to conformance to all laws and ordinances and payment of all fees, taxes and levies.

Prior to the vote taken, Councilman Barboza stated that he was in receipt of several complaints from neighbors of Ms. Olivo, although the complainants have decided to take the matter up with Ms. Olivo and not the Council. He did, however, caution Ms. Olivo that the Council will revisit the matter were the complaints to remain unresolved to the Council's satisfaction.

2. Council Clerk Cirillo - request of Susan Degan re Jonathan Blais, (continued from May 7, 2008)

- a. Dom Franco, Chairman, Harbor Commission - Low Lane Resident's request re Degan/Blais Memorial
- b. Susan Degan to Council Clerk Cirillo re Jonathan Blais Marker

Barboza/Cordeiro - Voted unanimously to place this matter on the table with the understanding that the Clerk will provide the Council with further information as it becomes available.

Prior to the vote taken, the Clerk informed the Council that DeWolf Fulton, representing the Monkey Wrench Lane/Low Lane neighborhood and the Hog Island Association has been in contact with Ms. Degan and a suitable compromise for a plaque on a rock along the shore may have been reached with all parties in agreement.

The Clerk further reported that since the location of this memorial may be along the shore and outside of the jurisdiction of the Council it may not be necessary for its

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honorable body to take further action, but he agreed to follow the matter closely and report back to the Council as necessary.

Councilman Barboza recognized and thanked the Clerk for his efforts in this matter.

3. Robert Long, 173 Wood Street - request for handicap parking space, **2nd reading for adoption**

Barboza/Cordeiro - Voted unanimously to consider this action to be the second reading for adoption of this request for a handicap parking space. Inform the Public Works Department.

4. Patricia Desmarais, 65 Constitution Street - request for removal of handicap parking space, **2nd reading for adoption**

Barboza/Cordeiro - Voted unanimously to consider this action to be the second reading for adoption of this request for removal of a handicap parking space. Inform the Public Works Department.

5. Audrey Kendig for Daniel Kendig, 26½ Roma Street - request for handicap parking space, **1st reading (continued from July 9, 2008)**

Barboza/Parella - Voted unanimously to place this matter on the table.

Prior to the vote taken, Town Administrator Mederos noted that the property owner has responded to her inquiry, noting that the driveway parking space upon the property is leased to another tenant and is therefore unavailable for Mr. Kendig. She further noted that there does not appear to be a practical resolution to this matter considering the amount of available parking spaces on Roma Street and the already existing handicap parking spaces that are available to all handicap placard holders, including Mr. Kendig.

6. Susan Green, 16 Reservoir Avenue re drainage problems, **(continued from July 9, 2008)**

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- a. Director of Community Development
Williamson re Reservoir Avenue

Barboza/Parella - Voted unanimously to continue this matter to the meeting of August 20, 2008 per the request of the Director of Community Development.

It is hereby noted for the record that this action was taken at the commencement of this evening's agenda.

7. Sandy Alessandro, 254 Hope Street re letter to the Town Council

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

8. Town Solicitor Ursillo re Rules and Regulations on Nepotism

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

Prior to the vote taken, Town Solicitor Ursillo explained that the Town Charter and Code incorporates the provisions in State Law concerning conflict of interest and any other local regulations regarding nepotism might be superfluous.

Councilwoman Parella stated that it did not seem appropriate that the former Recreation Department Ordinance nepotism clause appeared to be exclusively for that department rather than applied Town-wide. She thanked Mr. Ursillo for his memorandum and study of the matter and suggested that he might provide this information personally at a seminar for the various board and commission members.

Town Solicitor Ursillo suggested that he might draft a memorandum to the various boards and commissions regarding conflict of interest with Councilwoman Parella explaining that a forum on the matter with Town Solicitor Ursillo making a presentation might be more effective.

9. George S. Burman, Architect, 66 Highland Road - request for amendment of Zoning Ordinance, **(continued from June 18, 2008)**

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- a. Anthony Morettini, 46 Highland Road re opposition to Zoning Ordinance change
- b. Jerome Squatrito, Chairman, Planning Board re petition to amend the Zoning Ordinance relative to Home Occupation Signage
- (LATE ITEM) c. Jennifer Moclair, 11 Juniper Court re opposition to Zoning Ordinance change
- (LATE ITEM) d. Stephan Brigidi, 93 Highland Road re Burman architecture sign and signs in residential areas
- (LATE ITEM) e. Jennifer Barry, 49 Highland Road re opposition to amendment of Zoning Ordinance
- (LATE ITEM) f. George S. Burman, Architect, 66 Highland Road re sign ordinance amendment
- (REC'D AT MTG.)g. Richard A. Ramos, 45 Sunset Road re opposition to signs for home businesses

Councilman Herreshoff arrived at this point in the meeting (7:52 o'clock PM)

Barboza/Cordeiro - Voted unanimously to release the previously imposed stay.

Prior to the vote taken, Town Solicitor Ursillo renewed his recusal concerning this matter since Mr. Burman is a client of his firm. He suggested that the Council might have Assistant Town Solicitor Ryan represent the Town's interest should a solicitor's advice be needed.

Director of Community Development Williamson suggested that the Council might release its previously imposed stay and recommend that the petitioner should appeal the violation to the Zoning Board of Review as allowed by law. She also stated that the Council might consider tabling proposed ordinance #2008-17 since this ordinance will be included in a larger "package" of zoning amendments recommended by the Zoning Review Committee; this package being forthcoming.

Director of Community Development Williamson stated that most of the examples of neighborhood signage provided by Mr.

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Burman were 'preexisting non-conforming' cases and not subject to Town Ordinance.

Council Chairman Marshall stated that he was of the opinion that the recommendation to appeal the decision to the Zoning Board of Review was a good one and properly before that Board and not the Town Council. He also expressed concern that business signs in residential neighborhoods might be "popping up" if not managed properly and that the matter was deserving of a "good debate."

After the vote taken, Mr. Menezes expressed concern that his neighbors have appeared before the Council several times on this matter that remains yet-unresolved and expressed further concern regarding the attendance of Mr. Ryan since he (Mr. Ryan) and the Council were well aware of the conflict of interest of Mr. Ursillo. He also noted that the Planning Board made an "excellent" recommendation and that he was disappointed that the Council chose not to react to that recommendation at this time.

Mr. Burman stated that he was told that the ordinance was "flawed" and that his request to the Council was based upon that fact and that he has a building permit for his sign.

Council Chairman Marshall stated that he preferred not to act in haste and that he was in favor of considering all of the zoning code revisions together.

Councilwoman Parella stated that the e-mail message sent by Mr. Burman to his neighbors appeared to be unnecessarily harsh and inappropriate.

Director of Community Development Williamson stated that the ordinance proposed by the Planning Board does not address Mr. Burman's problem specifically.

Councilman Barboza asked when the Council might anticipate the Zoning Revision Committee's recommendations for amendments to the Code with Director of Community Development Williamson stating that these would likely be available in September.

10. Principal Planner Tanner re Open Space Plan,
(continued from July 9, 2008)

- a. Director of Community Development
Williamson re Open Space Plan

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Barboza/Cordeiro - Voted
unanimously to refer this plan to
Director of Community Development
Williamson for inclusion in the
revision of the Comprehensive Plan.

The Council thanked Planner Tanner and Ms. Astrella and her committee for their efforts on this document.

A discussion ensued as to the Council's next steps with Director of Community Development Williamson noting that the Council might relay any concerns about the provided information to Ms. Astrella; otherwise, it is her intention to include the open space plan within the revised Comprehensive Plan.

The Council expressed no reservations regarding the plan as submitted and agreed that it should become part of the Comprehensive Plan.

11. Councilman Herreshoff re Fire Regulations,
(continued from July 9, 2008)

a. Fire Chief Martin re tent inspection
criteria

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

Prior to the vote taken, Town Administrator Mederos noted that Town Solicitor Ursillo and Fire Chief Martin met at length with a Ms. Bausch to address her concerns regarding tent regulations/inspections. She noted that Ms. Bausch has legitimate concerns regarding same.

Councilman Herreshoff stated that he "applauded" Fire Chief Martin's concern for safety but he cautioned that the Town should not "push beyond necessity."

Fire Chief Martin stated that the regulations imposed are part of a package of regulations prepared by the State of Rhode Island and this includes a policy that tents in excess of 10 feet by 12 feet must have a permit and a fire inspection.

Fire Chief Martin also noted that this particular regulation was burdensome to his department since the Town of Bristol Fire Department must also certify those tents erected on weekends in Colt State Park; frequently without a great deal

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of notice. He suggested that this matter might be examined by Town Solicitor Ursillo so that the regulation might be either changed or interpreted differently; especially as it relates to tents used for private versus public events.

Councilman Herreshoff also expressed concern in the "administrative process" that constituents might be referred to the State Fire Marshal's office and suggested that the Fire Department might better serve the public through obtaining Fire Marshal answers in order to answer constituent inquiries directly. Councilman Herreshoff noted that the department in general might benefit from learning the Fire Marshal's answers first hand.

Fire Chief Martin stated that any 'disagreement' between his interpretation of the law and constituents' interpretations can be resolved by the State Fire Marshal. He also noted that there is a 30 day appeal process and explained same.

12. Council Clerk Cirillo re Outdoor Wood Boilers

- a. (Town Solicitor Ursillo) - draft act to regulate outdoor wood boilers with municipality authority

Barboza/Herreshoff - Voted
unanimously to refer this matter to
the Town Solicitor.

Prior to the vote taken, the Clerk informed the Council that the draft legislation, as prepared by Town Solicitor Ursillo and forwarded to the General Assembly 'died' in committee and the Town was not informed of same until it was too late to offer any alternate legislation.

The Clerk also explained that Representative Gablinske provides some suggestions as offered to him by the Director of the Department of Environmental Management concerning existing laws that may be applied regarding wood boilers, etc.

It was agreed that Town Solicitor Ursillo might further investigate the suggestions of the Director and report back to the Council.

13. Councilman Barboza re motorcycle noise

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

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It is hereby noted for the record that action concerning this item was taken-up prior to the commencement of this evening's regular agenda and is so noted above.

BB. SPECIAL /STATUS REPORTS

C. PUBLIC HEARINGS

1. Director of Community Development Williamson re Franklin Corridor Redevelopment Plan, **2nd reading**
 - a. Susan and Glenn Donovan, 2 Rego Avenue re letter to the Redevelopment Agency concerning proposed change to Rego Avenue
 - b. Director of Community Development Williamson re Redevelopment Plan for Franklin Corridor

Barboza/Cordeiro - Voted
unanimously to continue this matter
until September 10, 2008.

It is hereby noted for the record that action on this matter was considered at the commencement of this evening's agenda and is so noted above.

D. ORDINANCES

1. Ordinance #2008-15, Chapter 16, Motor Vehicles and Traffic, Article V, Stopping, Standing, and Parking, Section 16-143, Parking prohibited at all times, **2nd reading for adoption**

Barboza/Cordeiro - Voted
unanimously to consider this action
to constitute the Second Reading
for adoption of Ordinance #2008-15.
Advertise in local newspaper.

2. Ordinance #2008-17, Chapter 28, Zoning, Article V, Supplementary Regulations, Section 28-153, Home occupations; Article X, Signs, Table 1, Signs By Type And By Zoning District, **1st reading**

Barboza/Cordeiro - Voted
unanimously to refer this matter to
Director of Community Development
Williamson.

(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 (3) (terms
to expire July, 2011) **continued from
July 9, 2008**

1. Stephan Brigidi, 93 Highland Road -
interest/reappointment
2. Edward Cifune, 270 Wood Street -
interest/reappointment
3. Anthony Margiotta, 736 Hope Street
- interest/reappointment
4. Deborah H. Ventrice, 116 Peck
Avenue - interest/appointment
5. Harold E. Tucker, 10 Noyes Avenue -
interest/appointment

Cordeiro/Barboza - Voted
unanimously to continue this matter
until the meeting of August 20,
2008.

Prior to the vote taken, it was noted for the record that
the Council has not yet taken the opportunity to interview
the applicants for the appointments scheduled and that
interviews may take place on or about August 18, 2008.

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- b. Economic Development Commission (7)
(three-year terms) **continued from July 9, 2008**
1. George Burman, 66 Highland Road - interest/appointment
 2. Patricia A. Woods, 133 Poppasquash Road - interest/appointment
 3. Georgina Macdonald, 125 Poppasquash Road - interest/appointment
 4. Michael T. Byrnes, 7 Leyland Court - interest/appointment
 5. Keith Maloney, 60 Van Wickle Lane - interest/appointment
 6. Andrew Tyska, 43 Monterey Drive - interest/appointment
 7. Kirsten L. DiChiappari, 9 Echo Farm Drive - interest/appointment

Cordeiro/Barboza - Voted
unanimously to continue this matter
until the meeting of August 20,
2008.

- c. Economic Development Commission (7)
(three-year terms)
1. Mark W. Matrone, 79 Aaron Avenue - interest/appointment
 2. Mark Astrella, 1051 Hope Street - interest/appointment

Cordeiro/Barboza - Voted
unanimously to continue this matter
until the meeting of August 20,
2008.

- d. Assistant Harbor Master
1. Timothy Gallison, 50 King Philip Avenue - resignation

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Cordeiro/Barboza - Voted unanimously to accept this resignation with regret and to send a letter of thanks for service to Mr. Gallison.

2. Public Service Appointments for August

G. LICENSING BOARD - NEW PETITIONS

1. Laurie Diorio for RI Services for the Blind, d/b/a Coffee Plus, RI Veterans Home, 480 Metacom Avenue - request for Victualling License

a. Recommendation - Town Administrator and Police Chief

Barboza/Parella - Voted unanimously to grant this license subject to conformance to all laws and ordinances and payment of all taxes, fees, and levies.

2. Everett Francis, d/b/a Bristol Golf Club Inc., 95 Tupelo Street - request for Dancing and Entertainment License

a. Recommendation - Town Administrator and Police Chief

Barboza/Parella - Voted unanimously to grant this license subject to conformance to all laws and ordinances and payment of all taxes, fees, and levies.

H. LICENSING BOARD - RENEWALS

1. Donna J. Olivo, d/b/a All Paws Inn, 185 Bayview Avenue - request for Dog Kennel License Renewal (**continued from March 5, 2008**)

a. Recommendation - Town Administrator and Police Chief

It is hereby noted for the record that action on this item was considered above (Agenda Item B1).

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(CA) I. UTILITY PETITIONS

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

1. Sewer Permits - WPCF

J. PETITIONS - OTHER

1. John and Karen Silva, 55½ Woodlawn Avenue - request for curb cut on Garfield Court, Plat 25 Lot 114

- a. Recommendation - Director of Public Works

Herreshoff/Barboza - Voted unanimously to grant this petition as per the recommendations received; that any and all expense must be borne by the petitioner and with the additional requirement that the petitioner shall secure a certificate of insurance and indemnify the Town concerning same.

Prior to the vote taken, Town Solicitor Ursillo informed the Council that the subject street is not yet totally accepted and recommended that the Town should require a certificate of insurance in this case.

It was also noted that there were arborvitae shrubs planted in the area by the developer (Mr. Rodrigues) and Director of Community Development Williamson agreed to contact him so that these might be moved. It was also noted that boulders were placed along the roadway without Town approval and these also must be moved.

Councilman Herreshoff asked when the road bond might be released with Director of Community Development Williamson speculating that the road may be fully accepted by the Town after October 2008.

2. Frank H. Andrews, 49 Woodlawn Avenue - request for curb cut on Garfield Court, Plat 26 Lot 10

- a. Recommendation - Director of Public Works

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Herreshoff/Barboza - Voted unanimously to grant this petition as per the recommendations received; that any and all expense must be borne by the petitioner and with the additional requirement that the petitioner shall secure a certificate of insurance and indemnify the Town concerning same.

3. Karla Walsh, 16 Ursula Drive - request to hold wedding ceremony at Walley Beach, August 23, 2008
 - a. Recommendation - Town Administrator and Police Chief
 - b. Recommendation - Director of Parks and Recreation

Parella/Barboza - Voted unanimously to grant this petition as per the recommendation received and provided that the petitioner shall obtain a certificate of insurance indemnifying the Town.

Prior to the vote taken, the Clerk suggested that if the Town is to require certificates of insurance in these matters the department recommendations should include this requirement.

4. Jason Carotenuti, 9 Reid Street - request for a no parking box across from 9 Reid Street
 - a. Recommendation - Town Administrator and Police Chief
 - b. Recommendation - Director of Public Works

Barboza/Parella - Voted unanimously to grant this petition per the recommendations received.

K. OTHER NEW BUSINESS REQUIRING TOWN COUNCIL ACTION

1. Representative Raymond E. Gallison, Jr. re response and services by Bristol Fire Department, Harbor Patrol and Police

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Department in search and rescue mission on
July 7, 2008

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

It is hereby noted for the record that action on this matter
was taken up at the commencement of this evening's agenda.

2. Planning Board re Comprehensive Plan Update
Workshop to be held on July 31, 2008

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

3. Planning Board re Comprehensive Plan Update,
call for public hearing on August 19, 2008

Barboza/Cordeiro - Voted
unanimously to call for a public
hearing on this matter for
September 3, 2008 subject to the
coordination of the Director of
Community Development.

Prior to the vote taken, Director of Community Development
Williamson stated that her suggestion for a public hearing
on August 19, 2008 may have been "too ambitious" and further
suggested a later date.

The Clerk agreed to tentatively schedule the Public Hearing
date for September 3, 2008 and to finalize this date with
Director of Community Development Williamson.

4. Everett T. Francis, President, Bristol County
Builders Association re Ordinance #2008-13

Parella/Herreshoff - Voted
unanimously to continue this matter
to a Special Meeting scheduled for
August 18, 2008.

It is hereby noted for the record that this action was taken
at the commencement of this evening's agenda.

5. Eric A. Beck, P.E., Supervising Sanitary
Engineer, RIPDES Program, Office of Water
Resources, Department of Environmental

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Management re public hearing to consider the Draft RIPDES Remediation General Permit, August 21, 2008

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

6. Director of Community Development Williamson - request for letter of support re Tanyard Brook permit applications to RIDEM and CRMC

Barboza/Cordeiro - Voted unanimously to instruct the Clerk to send a letter of support concerning this matter on behalf of the Council.

L. **BILLS & EXPENDITURES**

1. Bid #662 - Fire Department Headquarters and Rescue Squad Facility

(Please note that the above matter was considered at the Special Meeting held on July 23, 2008)

(CA) M. **ROUTINE REPORTS**

(CA) N. **FINANCIAL REPORTS**

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

1. Treasurer Day - Revenue and Expenditure Statement, July 25, 2008

P. **PROCLAMATIONS & CITATIONS**

1. Proclamation - Edward Castro, Chief Marshal of the Bristol Fourth of July Celebration 2008

Barboza/Herreshoff - Voted unanimously to ratify adoption of this proclamation as prepared and presented.

After the vote taken, Mr. Castro, who was present this evening, thanked the Council, Town Administrator, and Clerk,

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personally, for the honor bestowed. Mr. Castro's letter of thanks was read as follows:

July 9, 2008

Dear Ken and Diane:

Thank you for taking the time to prepare this beautiful proclamation that was issued to me during the Patriotic Exercises held prior to the start of our 4th of July Parade. It was an honor to receive the proclamation. I am truly grateful.

Please pass-on a sincere thank-you to all members of the Council and our Town Clerk. Your kindness is greatly appreciated.

Sincerely,

/s/ Ed Castro

(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. Superintendent of Water Pollution Control Calderiso to Makenzie Marshall re pollution of our waterways

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

Prior to the vote taken, Council Chairman Marshall thanked Supt. Calderiso for his response and explained that Ms. Marshall will distribute the flyer to her fellow students.

2. Town Administrator Mederos to Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission re LNG Berthing Facility in Mount Hope Bay
3. Director of Parks and Recreation Burke re Pavilion at Veterans Park

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4. Authorization to Act as Agent re REAP Contract Renewal
5. Sewer Line Agreement re Rholen West LLC
6. Council Clerk Cirillo to Director of Public Works Serbst re add handicap parking space, 42 Mt. Hope Avenue
7. Council Clerk Cirillo to Director of Public Works re remove handicap parking space, 47 First Street
8. Press Release re Town Clerk Louis P. Cirillo as representative on Steering Committee of federal grant-funded project "Protecting the Past-Rhode Island"

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

Prior to the vote taken, Council Chairman Marshall recognized the Clerk for his participation on this committee. The Clerk explained that he is representing the 39 City and Town Clerks on this committee.

9. Edward Castro, Chief Marshal, Fourth of July Celebration 2008 re thank you for proclamation

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

10. Hopeworth Community Association, Inc., et al v. Town of Bristol - Superior Court complaint re Clipper Way right of way (Assistant Town Solicitor Teitz)
11. Council Clerk Cirillo to Ronald P. Moran, Police Pension Board of Trustees re thank you for service
12. Council Clerk Cirillo to Cynthia Bruneaux, Conservation Commission re thank you for service
13. Town Administrator Mederos to Joseph M. Brito, Jr., C.B. Utility Co., Inc. re

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award of Bid #661 - Ferry Road/Van Wickle Lane Sewer Improvements

14. Coastal Resources Management Council - Semi-Monthly Meeting, July 22, 2008
15. Warrant - Paul D'Amico, Special Constable/Fire Police
16. Warrant - David Souza, Special Constable for Fourth of July Celebration 2008

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

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

1. Bristol County Water Authority/Board of Directors - July 9, 2008
2. Bristol County Water Authority - August 2008 Meetings
3. Bristol Warren Regional School District - Schedule of Meetings, Week of July 14, 2008
4. (Bristol Warren Regional School Committee) Personnel/Contract Subcommittee - July 14, 2008
5. (Bristol Warren Regional School Committee) Bond Project Building Committee - July 14, 2008
6. Bristol Warren Regional School Committee - July 14, 2008
7. Bristol County Water Authority - August 2008 Meetings
8. Bristol Warren Regional School District - Schedule of Meetings, Week of July 21, 2008
9. Bristol Warren Regional School Committee Budget/Facilities Subcommittee - July 21, 2008

TOWN COUNCIL MEETING - WEDNESDAY EVENING - JULY 30, 2008

10. Bristol Warren Regional School District -
Schedule of Meetings, Week of July 21, 2008
(revised)
 11. (Bristol Warren Regional School Committee)
Colt Andrews Construction Subcommittee - July
29, 2008
- S. TOWN SOLICITOR
- Z. INDIVIDUAL COUNCIL MEMBERS AGENDA ITEMS
1. MARSHALL
 - a. Council Chairman - Council Chairman
Marshall stated that it was a pleasure to
serve as Town Council Chairman. He also
noted that the collective members of the
Council "truly love the Town."
 - b. Mike Davis - Council Chairman Marshall
thanked Mr. Davis for filming this meeting
and further explained that many citizens
enjoy watching the proceedings on television.
 2. CORDEIRO
 - a. Fr. Costanza - Councilman Cordeiro
wished Rev. Father Jared Costanza a safe trip
to the Azores.
 3. PARELLA
 - a. Directional Signs - Councilwoman Parella
noted that there were no signs directing
visitors to the Historic/Downtown District
from Metacom Avenue. She suggested that Town
Administrator Mederos might arrange to have
some signs for this purpose with Town
Administrator Mederos agreeing that this was
a good idea and that she would pursue same
and that some "Welcome to Bristol" signs were
pending.
 4. BARBOZA
 - a. Lt. Steven Contente - Councilman Barboza
recognized the attendance of Lt. Steven
Contente of the Bristol Police Department as
the department's representative.

5. HERRESHOFF

a. Mike Davis - Councilman Herreshoff noted that Mr. Davis began setting-up for the filming of this evening's meeting at 4:00 o'clock PM and recognized his dedication to the process.

b. Truck Traffic - Councilman Herreshoff noted his observation of large trucks passing through downtown Bristol "without stopping." He suggested that there should be a more structured approach to the resolution of this problem. Councilman Herreshoff suggested that the Town Solicitor might develop a schedule of fines to impose upon those who violate the no through trucking rules.

Lt. Contente stated that there were fines in place already and that the Bristol Police Department recently issued two (2) related summonses.

Councilwoman Parella stated that she has observed trucks passing over a restricted portion of Interstate Route 95 in Pawtucket, despite many signs indicating that this practice is unlawful. She suggested that the Police Department must be vigilant in this matter with Town Administrator Mederos noting that Police Chief Canario has arranged to have some new and more visible signs installed.

c. Best Time of the Year - Councilman Herreshoff reminded those present that the next three weeks represent what is considered to be the best time of the year for outdoor activities, etc.

ZZ. TOWN ADMINISTRATOR AGENDA ITEM(S)

CITIZENS PUBLIC FORUM

There being no further business upon a motion by Councilman Barboza, seconded by Councilwoman Parella and unanimously

TOWN COUNCIL MEETING - WEDNESDAY EVENING - JULY 30, 2008

voted, the Chairman declared this meeting to be adjourned at 9:01 o'clock PM.

Louis P. Cirillo, CMC, Council Clerk