

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 22, 2008

PRESENT: Marshall, Cordeiro, Parella, Barboza, and Herreshoff

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

ABSENT: Diane C. Mederos, Town Administrator

The Council met in regular session on Wednesday Evening, October 22, 2008, in the Town Hall, Council Chambers, beginning at 7:03 o'clock PM, Council Chairman Marshall presiding:

Council Chairman Marshall announced that The Town was planning its finances based upon the questionable economic situation; noting that the Town was 'forecasting' its expenditures, and planning to delay and/or cancel certain capital projects. Council Chairman Marshall noted that the Town should set judicious priorities and will "scrimp, save, and get-by" as necessary.

Commendation - Edward F. Lima

Fire Chief Martin noted recent circumstances that warranted recognition of one of Bristol's paramedic/firefighters, Edward F. Lima.

Council Chairman Marshall read the following Commendation:

State of Rhode Island and Providence Plantations
Town of Bristol
Commendation

awarded to

Edward F. Lima
in consideration of action above and beyond the call of
duty on September 26, 2008.

As the Town Administrator and Town Council of the Town of Bristol, we represent all Bristolians in recognizing this extraordinary deed, discovering and attending to persons and property at a residential fire in East Providence. Your exceptional, single-handed reaction to this grave emergency is indisputable confirmation of the dedication you bring to your chosen profession. This commendation particularly considers your heroic action while not at work but rather that you both sensed and observed the impending crisis

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 22, 2008

during your off-duty hours - blocks away - while traveling on a nearby Interstate highway.

As the duly elected representatives of all of the citizens of Bristol, we individually and collectively express both our gratitude and amazement in consideration of your gallant action; and send our heartfelt congratulations to you and all of the men and women who continue to provide second-to-none emergency response in our most appreciative community.

In Witness Whereof, we have hereunto set our hand and affixed the Seal of the Town of Bristol, Rhode Island on adoption of this 22nd day of October, A.D. 2008.

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

Attest:

/s/ Louis P. Cirillo, CMC, Town Clerk

Mr. Lima accepted the Commendation and thanked the Council for its consideration.

Councilman Cordeiro noted that the Roger Williams University shuttle bus will no longer pick-up student riders along the High Street route during late night hours as these stops were causing disturbances within the neighborhood areas.

He noted that the shuttle stops will remain during the daytime and early evening.

Council Chairman Marshall noted the grand opening of the Rogers Free Library on Sunday, October 19, 2008; explaining that the event was a great success and a credit to its organizers. He encouraged all who have not yet visited the reopened Library to do so.

Councilman Cordeiro credited much of the Library fundraising to its Board Chairman, Elizabeth "Betty" Brito.

Council Chairman Marshall suggested that the Council might wish to establish a parking space for persons with disabilities in front of the Library entrance at Hope Street with Director of Community Development Williamson suggesting that the Council may wish to consider an alternate place off

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 22, 2008

of the main street since the exiting of disabled persons directly into the line of traffic poses some safety concerns. She asked that the matter might be referred to her with the Council, by consensus, agreeing to do so.

Councilman Cordeiro agreed that the exiting of persons from automobiles directly into the line of traffic was particularly problematic for those have child car-seats on the driver's side of their automobiles. He suggested that motorists should consider having child seats on the passenger side of their automobiles.

Council Chairman Marshall noted the upcoming grand opening of the Colt and Andrews Memorial Schools on November 2, 2008.

Andrew Tyska addressed the Council and noted the upcoming Rhode Island Marine Trades day sponsored by some twenty (20) local businesses. He stated that this activity will take place on Saturday, October 25, 2008 at places of business within the Bristol Industrial Park and the Franklin Street Business Corridor and also at Bristol Marine on Poppasquash Road. He further noted that the purpose of the event is to "increase awareness" of the local marine industries.

Councilman Barboza noted that Superintendent of Schools Edward P. Mara was recently named the "Superintendent of the Year." He suggested that the Clerk might prepare a Commendation for the Council to present to Dr. Mara at its next meeting.

MOTION RE: CONSENT AGENDA - TO APPROVE THE CONSENT AGENDA

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

A. SUBMISSION OF MINUTES OF PREVIOUS MEETING(S)

1. Town Council Meeting - October 1, 2008

Herreshoff/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."**

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 22, 2008

1. Bristol Warren Regional School Committee - August 18, 2008
2. Bristol Warren Regional School Committee - September 8, 2008
3. Historic District Commission - September 4, 2008
4. Harbor Commission - October 6, 2008
5. Bristol County Water Authority/Board of Directors - September 10, 2008
6. Bristol County Water Authority/Audit Finance Committee - October 2, 2008
7. Bristol County Water Authority/Engineering Committee - October 2, 2008
8. Bristol County Water Authority/Public Relations/Personnel Committee - October 2, 2008
9. Bristol Housing Authority - September 17, 2008
10. Personnel Board - October 1, 2008

B. OLD BUSINESS

1. James F. Murphy, 640 Canton Avenue, Milton, MA - request for a No Parking Area across from 49-51 St. Elizabeth Street, **continued from October 1, 2008**
 - a. Recommendation - Director of Public Works
 - Late Item** b. Recommendation - Police Chief

Barboza/Parella - Voted unanimously to deny this petition based upon the recommendations received.

Prior to the vote taken, the Clerk noted that the new ordinance is presented as item D4 below.

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 22, 2008

Director of Community Development Williamson explained that this ordinance was the result of discussions with the local builders and that the new language appears to clear up any ambiguity between what was intended in the previous ordinance and certain interpretations of same. She also noted the new language allows that the decision of a property owner to locate his building within wet conditions must be recorded forever after in the Land Evidence of the Town indemnifying the Town if the basement of the building is not dry.

Councilman Herreshoff stated that he appreciates the need to address the wet-basement/ground water issue but expressed his continued concern that the proposed ordinance will result in unsightly architecture. He noted that builders who interpret the provisions of the ordinance in a "draconian way" might build "weird" houses.

Councilman Cordeiro noted he was confident that Bristol builders would not build "eyesores."

Councilwoman Parella stated that she was of the opinion that the provision to allow for proper drainage and the Town indemnification clause were improvements to the ordinance.

Councilman Herreshoff asked Town Solicitor Ursillo to inform the Council of the appeal process concerning this proposed ordinance with Town Solicitor Ursillo responding that denial of a building permit due to this ordinance may be appealed to the Zoning Board of Review.

Councilman Barboza stated that he was pleased with the addition of the indemnification clause and that this ordinance was in reaction to the Town's "paying for the sins of the past."

3. DeWolf and Martha Fulton, 28 Monkeywrench Lane re proposed parking strip on Monkeywrench Lane, **continued from October 1, 2008**

- a. Recommendation - Police Chief

Barboza/Cordeiro - Voted unanimously to grant this petition based upon the recommendations received and provided that all related expense is borne by the petitioner.

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 22, 2008

After the vote taken, Mr. Fulton thanked the Council for its approval of the petition.

4. Steve Skuba, Secretary, Bristol Veterans Council re basketball court project at Veterans Memorial Park, **continued from September 10, 1008**
 - a. Steve Skuba, Secretary, Bristol Veterans Council to Council Clerk Cirillo re continuance of matter until November 12, 2008

Barboza/Herreshoff - Voted unanimously to continue this matter until the meeting of November 12, 2008.

Prior to the vote taken, Councilman Herreshoff asked why the Veterans Council had asked for a discussion with the Council regarding this matter with the Clerk responding that the President of the Veterans Council has asked for the opportunity to provide testimony in person since previous testimony regarding the President's position on this matter was presented as hearsay in the past.

5. Town Solicitor Ursillo re Board of Tax Assessment Review

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

Prior to the vote taken, Town Solicitor Ursillo noted the context of his report and explained that he found the subject board to be with commendable expertise and that those appearing before same appeared in an environment that was comfortable and professional. He also noted that those who wish to further file tax appeals have until November 17, 2008 to do so.

Town Solicitor Ursillo also noted that the appellants were treated respectfully and that no Superior Court appeals have been filed to date.

Councilwoman Parella stated that she was pleased Town Solicitor Ursillo attended the hearings and reported on same to the Council. She noted that the Board of Tax Assessment Review should be congratulated.

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 22, 2008

Councilman Cordeiro noted that he was familiar with some friends who appeared before the Board and reported to him that their questions were adequately answered.

6. Jane Alegria, 38 Defiance Avenue - request for abandonment of portion of Forest Road, (scheduled for public hearing on November 12, 2008)

- a. Jane Alegria to Council Clerk Cirillo re withdrawal of petition

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

BB. SPECIAL /STATUS REPORTS

1. Mount Hope Enterprise Zone Council - Summary of Accomplishments, September 2008

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

Prior to the vote taken, Herreshoff suggested that the Zone should be expanded to include the property developed by Mr. Tyska in the Franklin Corridor with Councilman Cordeiro explaining that it was being expanded.

Council Chairman Marshall explained that the Enterprise Zone was "born" during a downturn in the economy.

2. Town Administrator Mederos - Department Head Reports
 - a. Water Pollution Control - September & October, 2008
 - b. Building Inspection - July, 2008
 - c. Building Inspection - August, 2008
 - d. Building Inspection - September, 2008
 - e. Public Works - June, 2008
 - f. Public Works - July, 2008

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 22, 2008

- g. Public Works - August, 2008
- h. Public Works - September, 2008
- i. Police Department - October, 2008

Late Item

- j. Community Development - July, August & September, 2008

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

Prior to the vote taken, Councilman Barboza noted the Police Department report and suggested that the Clerk should prepare a citation for Rick Roderick, a thirty (30) year civilian officer who recently retired from the Police Department with the Clerk agreeing to do so.

Reading from the report, Councilman Barboza also noted a \$68,000 homeland security grant for radio equipment and additional grants for underage drinking and underage tobacco use abatement programs.

Council Chairman Marshall noted new crosswalk signage in the downtown area with Council members noting that the placement of same appears to be most effective. Councilman Barboza suggested that the Town may wish to purchase additional signage with Police Chief Canario explaining that this would be unnecessary at this time.

Linda C. Arruda, representing the Downtown Merchants Association stated that she was aware of many compliments concerning the crosswalk signs and that the merchants were pleased with same.

Police Chief Canario informed the Council that his department has received many positive telephone calls regarding the crosswalk signage.

It was noted for the record that the Council finds these periodic reports from department heads to be most helpful.

- 3. Harbormaster Cabral - Annual Report, October 7, 2008

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

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 22, 2008

Prior to the vote taken, Councilman Cordeiro commended Assistant Harbor Master Calouro and Harbor Master Cabral for the report presented. Councilwoman Parella noted that the report was "terrific" and credited the Harbor Master's office for its work in the New England Association of Harbor Masters; a group responsible for training, etc.

Council Chairman Marshall stated that he recently attended a flagpole dedication in memory of the late Robert West sponsored by the Harbor Master and also noted the recent wave baffle restoration completed at the Church Street Dock under the auspices of the Harbor Master's office. He credited the department (noting this is direct arm of the Council) for both improvements.

Council Chairman Marshall suggested that the Harbor Master's report should be made available on the website. The Clerk agreed to contact the Harbor Master's Office to determine if an electronic version was available.

C. PUBLIC HEARINGS

1. Principal Planner Tanner re Stormwater Phase II, Year 4 Annual Report, **2nd reading**

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

Herreshoff/Barboza - Voted
unanimously to adopt the report as
prepared and presented.

Prior to the vote taken, Principal Planner Edward Tanner explained that the report was part of a Federal mandate and that this was year four (4) of a five (5) year cycle for the Town's storm water compliance. He noted that the report and the associated plan (item C2) was available on the Town's website and also available in the Town Clerk's Office for inspection.

Councilman Herreshoff asked if the Town should consider a large retention pond somewhere in the vicinity of the Water Pollution Control treatment plant for storm water with Water Pollution Control Superintendent Calderiso responding that the Town may consider a holding facility for excessive waste water similar to the project underway in Providence but that this was not specifically related to the subject of storm water as defined in the current report.

Council Chairman Marshall noted the report's sections on education and explained that one of the projects undertaken as part of the overall program was to place placards at the various storm drains informing the public of pollution issues. These placards were installed as part of the Mosaico "Sense of Pride" elementary school program and the placards were subsidized by the Save Bristol Harbor organization at no cost to the Town.

Beyond the testimony presented by the Principal Planner, no remonstrance was offered either for or against the adoption of the report.

2. Principal Planner Tanner re Revised Phase II Stormwater Management Plan, **2nd reading**

Herreshoff/Cordeiro - Voted unanimously to incorporate the testimony provided during the public hearing above into the record of this public hearing.

Herreshoff/Cordeiro - Voted unanimously to close the public hearing.

Parella/Barboza - Voted unanimously to approve the Stormwater Management Plan as prepared and presented.

Prior to the vote taken, the Principal Planner noted that this plan was amended per an earlier plan as recommended by the State Department of Environmental Management.

Beyond the testimony presented by the Principal Planner, no remonstrance was offered either for or against the adoption of the report.

D. ORDINANCES

1. Ordinance #2008-25 (**Revised**), CHAPTER 2, Administration, Article IV, Boards, Commissions and Committees, Division 7, Economic Development Commission, Section 2-175, Economic Development Commission (Alternates and ex-officio member), **2nd reading for adoption**

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 22, 2008

Cordeiro/Parella - Voted
unanimously to consider this action
to constitute the Second Reading of
Ordinance #2008-25. Advertise in
local newspaper.

2. Ordinance #2008-26, CHAPTER 13, Health and Sanitation, Article VII, Storm Water Management, Sections 13-251 through 13-264, **2nd reading for adoption**

Cordeiro/Barboza - Voted
unanimously to consider this action
to constitute the Second Reading of
Ordinance # 2008-26. Advertise in
local newspaper.

3. Ordinance #2008-27, CHAPTER 16, Motor Vehicles and Traffic, Article IX, Residential Parking, Section 16-343, Residential Parking Zone (Burton Street), **1st reading**

Barboza/Cordeiro - Voted to
consider this action to constitute
the First Reading of Ordinance
#2008-27. Advertise in local
newspaper. Voting in favor of this
ordinance were Council members
Marshall, Cordeiro, Parella and
Barboza. Councilman Herreshoff
recused.

Prior to the vote taken, Councilman Herreshoff renewed his
recusal considering this matter.

4. Ordinance #2008-28, CHAPTER 9, Building and Regulations, Article I, In General, Section 9-5.1, Vertical Clearance of Basement Floors, **1st reading**

It is hereby noted for the record that action on this agenda
item took place as part of item B2 above.

5. Ordinance #2008-29, CHAPTER 10, Environment, Article IV, Alternative Home Heating Units, Sections 10-85 through 10-89, **1st reading**

Barboza/Cordeiro - Voted
unanimously to consider this action

to constitute the First Reading of Ordinance #2008-29. Advertise in local newspaper.

6. Ordinance #2008-30, CHAPTER 11, Fees and Charges, Section 11.1, Comprehensive Schedule of Fees (Intoxicating Beverage Licenses), **1st reading**

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

Prior to the vote taken, the Clerk reminded the Council of its desire to review the fees charged for intoxicating beverage licenses prior to its granting of same for this year. The Council, by consensus agreed that it did not wish to adjust these fees at this time.

7. Ordinance #2008-31, CHAPTER 16, Motor Vehicles and Traffic, Article II, Administration and Enforcement, Section 16-45, Informal Procedure for Payment of Parking Fines, Subsection (c), Schedule of Violations, **1st reading**

Cordeiro/Barboza - Voted unanimously to consider this action to constitute the First Reading of Ordinance #2008-31. Advertise in local newspaper.

Prior to the vote taken, the Clerk explained that this ordinance change will make the ordinance consistent with the parking tickets issued by the Police Department with Town Solicitor Ursillo explaining that this was a necessary change.

8. Ordinance #2008-32, CHAPTER 28, Zoning, Article III, Permitted Uses, Section 28-82 Use Regulations, Subsection (d), Permitted Use Table, **1st reading and call for public hearing on December 3, 2008**

- a. Recommendation - Town Administrator Mederos

Barboza/Parella - Voted unanimously to consider this action to

constitute the First Reading of Ordinance #2008-32 and to obtain an advisory opinion from the planning board and to schedule a public hearing for December 3, 2008. Advertise in local newspaper.

Prior to the vote taken, Councilman Herreshoff stated that he generally objected to the conversion of the Naomi Street house into an office for the Recreation Department. He further stated that he was "sorry that this was done and explained that the property was purchased during his administration for a potential school site and that it was rented to a Town employee in the interim; bringing in income for the Town.

Councilwoman Parella agreed with Councilman Herreshoff and asked why government offices are not generally allowed in residential zones with Town Solicitor Ursillo explaining that this was essentially a "judgment call" up to the Council and its zoning ordinance.

Councilman Herreshoff suggested that a new office for the Recreation Department will likely be located within the Quinta-Gamelin center and that the Town should have waited for this facility before making any changes.

Councilman Cordeiro stated that the Naomi Street house was in disrepair and that all of the improvements made at this time would have been necessary none the less. He stated that the accessibility improvements will likely be transferable to any subsequent use of the property.

(CA) E. BUDGET ADJUSTMENTS

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

1. Tax Assessor Spagnolo - Recommended Abatements and Additions for September 2008

(CA) F. APPOINTMENTS

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

1. Public Service Appointments
 - a. Substance Abuse Prevention Task Force

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 22, 2008

1. Sean R. Sullivan, 3 San Jose Drive
- Resignation

Barboza/Parella - Voted unanimously to accept the resignation of Mr. Sullivan and to send a letter thanking him for his service.

- b. Personnel Board

1. George S. Burman, 66 Highland Road
- Resignation

Barboza/Cordeiro - Voted unanimously to accept this resignation.

G. LICENSING BOARD - NEW PETITIONS

1. Pranav Patel, d/b/a Bristol Xpress, 1064 Hope Street - request for Victualling License

Late Item

- a. Recommendation - Water Pollution Control

Barboza/Herreshoff - Voted unanimously to grant this license based upon the recommendations received and subject to conformance to all laws and ordinances and payment of all fees, levies and taxes.

2. Pranav Patel, d/b/a Bristol Xpress, 1064 Hope Street - request for Holiday Sales License

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

H. LICENSING BOARD - RENEWALS

1. Carriage License Renewal - 2008/2009

Late Item

- a. Recommendation - Town Administrator and Police Chief

Barboza/Herreshoff - Voted unanimously to grant this license based upon the recommendations received and subject to conformance to all laws and ordinances and payment of all fees, levies and taxes.

(CA) I. UTILITY PETITIONS

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

J. PETITIONS - OTHER

1. Alfred R. Rego, Jr., Esquire re No Parking Area adjacent to driveway at 14 John Street

- a. Recommendation - Director of Public Works

Late Item

- b. Recommendation - Police Chief

Barboza/Cordeiro - Voted unanimously to refer this matter to the Town Solicitor so that he may draft the proper ordinance for the Council's consideration.

2. Fred Constancia, 84 Woodlawn Avenue - request for curb cut at 103 Bayview Avenue

Late Item

- a. Recommendation - Police Chief

Late Item

- b. Recommendation - Public Works

Herreshoff/Cordeiro - Voted unanimously to grant this curb cut based upon the recommendations received provided that all expense shall be borne by the petitioner.

3. Lynn Marie Shaw, d/b/a Harbor Bath & Body, 251 Thames Street - request for informational sign at intersection of State and Hope Streets

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 22, 2008

- a. Recommendation - Director of Community Development and Zoning Officer

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

- 4. Maya Tavares, d/b/a Bristol Looms, 49 Bradford Street - request to install projecting sign

- a. Recommendation - Town Administrator and Zoning Officer

Cordeiro/Barboza - Voted unanimously to grant this request based upon the recommendations received provided that the petitioner must maintain an insurance policy indemnifying the Town.

- 5. Thomas K. O'Shaughnessy, 37 Opechee Drive - request for No Parking Area adjacent to driveway

Late Item

- a. Recommendation - Public Works

Late Item

- b. Recommendation - Town Administrator and Police Chief

Barboza/Cordeiro - Voted unanimously to deny this petition per the recommendations received.

K. OTHER NEW BUSINESS REQUIRING TOWN COUNCIL ACTION

- 1. Director of Community Development Williamson - request for Executive Session pursuant to RIGL 42-46-5(a) (5) Land Acquisition

It is hereby noted for the record that this matter was taken up at the conclusion of the public agenda

- 2. North and East Burial Grounds Commission re Cremation Garden Schedule of Fees
 - a. Rules and Regulations re Cremation Garden

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 22, 2008

Herreshoff/Barboza - Voted
unanimously to ratify both the
schedule of fees and rules and
regulations amendments as prepared
and presented.

3. (Bond Counsel Sandra Mack) Resolution to
Borrow for Water Pollution Control projects

Herreshoff/Barboza - Voted
unanimously to adopt this
resolution as prepared and
presented.

4. Director of Community Development Williamson
re Groundbreaking for Fire Department Rescue
Station/Administrative Headquarters, October
31, 2008

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

5. Town Administrator Mederos re Rhode Island's
Water Infrastructure

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

6. Council Chairman Marshall and Councilman
Cordeiro re Establishment of Charter Revision
Commission

Cordeiro/Parella - Voted
unanimously to refer this matter to
the first regular meeting to be
held in December.

Prior to the vote taken, Councilwoman Parella expressed concern that this matter appeared on the agenda since she was earlier advised by Town Solicitor Ursillo that such a matter would be better discussed after the election.

Council Chairman Marshall noted that he placed the matter on the agenda without first consulting Town Solicitor Ursillo and that he did not intentionally upstage Councilwoman Parella. He also noted that the Council appeared to be unanimous in its desire to have a Charter Review Commission and that the next Council should be expected to do so.

7. (Council Chairman Marshall) First Amendment to Memorandum of Understanding between the Town of Bristol and Roger Williams University

Herreshoff/Barboza - Voted unanimously to amend the Roger Williams University Memorandum of Understanding as presented and to authorize the Chairman to sign on behalf of the Council.

Prior to the vote taken, Councilwoman Parella noted that she was pleased to see this agreement amended in this way with Council Chairman Marshall noting that the amendment will allow for use of the payment in lieu of taxes funds for capital improvements.

L. BILLS & EXPENDITURES

1. Bid #665 - Phase I Cleaning and CCTV Inspection of Gravity Sewer

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

Prior to the vote taken, the Clerk read the following bids:

- Nat'l Water Main Cleaning Co. of Canton, MA \$114,340.00
- Truax Corporation of Lakeville, MA 65,410.00
- NEPCCO - Heitkamp, Inc. of Watertown, CT 109,800.00

2. Bid #666 - Town Beach Drainage Improvements

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

Prior to the vote taken, the Clerk read the following bids:

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 22, 2008

- John Rocchio Corp. of Smithfield, RI \$74,785.00
- Lannan Trucking, Inc. of Bristol, RI 56,593.00
- Tattrie Trucking & Excav., Inc. of Warren, RI 81,710.00
- ELJ, Inc. of Bristol, RI 73,498.77
- R.P. Iannuccillo & Sons of Providence, RI 86,927.00
- C.B. Utility Co., Inc. of Bristol, RI 54,982.00

3. Bid #667 - Tree Planting

Barboza/Cordeiro - Voted
unanimously to refer this
matter to the Town
Administrator and Conservation
Commission to act in the best
interest of the Town.

- Yardworks, Inc. of Warwick, RI \$10,829.00
- Samuel Kinder & Brother, Inc. of Bristol, RI 8,125.00

(CA) M. ROUTINE REPORTS

(CA) N. FINANCIAL REPORTS

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

1. Town Treasurer Day - Revenue and Expenditure
Statement, October 16, 2008

P. PROCLAMATIONS & CITATIONS

1. Rogers Free Library

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

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

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1. Town Administrator Mederos to Robert Rocchio,
P.E., Secretary/Technical Advisor, Rhode

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 22, 2008

- Island State Traffic Commission re crosswalk conditions in front of Benjamin Church Manor
2. Lynn and John Patton, 36 Acacia Road to Bristol/Warren Regional School Committee Members re limited school bus transportation
 3. Council Clerk Cirillo to Patricia Baccus, Chairperson, Christmas Festival Committee re Committee Membership 2008-2009
 4. Barbara Horvath, Australia re thank you for service
 5. Town Clerk/Council Clerk Cirillo to Sen. David E. Bates, et al re City of Providence Resolution No. 337 regarding Ovarian Cancer Awareness
 6. Council Clerk Cirillo to Chairmen of all Boards, Committees and Commissions re Meeting Minutes
 7. Council Clerk Cirillo to Chairmen of all Boards, Committees and Commissions re Rules and Regulations on Nepotism
 8. Warrant - Georgina Macdonald, Economic Development Commission
 9. Town Administrator Mederos to Thomas A. Leasca, Gilbane Building Company re award of Bid #662 - Bristol Fire Department Rescue Station/Administrative Headquarters
 10. Department of Environmental Management, Office of Water Resources, Water Quality Certification Program re consideration of application to perform a saltmarsh restoration within Silver Creek
 11. Sheila Crowley, President, National Low Income Housing Coalition re National Housing Trust Fund Campaign
 12. Nancy Pardee Abercrombie, Seattle, Washington re Water Tower at Roger Williams University

(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 - October 7, 2008
2. Bristol County Water Authority/Public Relations/Personnel Committee - October 2, 2008
3. Bristol County Water Authority Engineering Committee - October 2, 2008
4. Bristol County Water Authority/Audit Finance Committee - October 2, 2008
5. (Bristol Warren Regional School Committee) Colt Andrews Construction Subcommittee - October 9, 2008
6. Bristol Warren Regional School District - Schedule of Meetings, Week of October 6, 2008
7. Harbor Commission - October 6, 2008
8. Coastal Resources Management Council - Amended October 2008 Calendar
9. Bristol County Water Authority - November 2008 Meetings
10. Bristol Warren Regional School Committee - October 14, 2008
11. Bristol Warren Regional School District - Schedule of Meetings, Week of October 13, 2008
12. Personnel Board - October 28, 2008
13. North and East Burial Grounds Commission - October 20, 2008
14. Bristol Warren Regional School Committee Budget/Facilities Subcommittee - October 20, 2008

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 22, 2008

15. Bristol Warren Regional School District
- Schedule of Meetings, Week of October
20, 2008

S. TOWN SOLICITOR

Z. INDIVIDUAL COUNCIL MEMBERS AGENDA ITEMS

1. MARSHALL

a. Thank you Town Solicitor Ursillo, Mike Davis and Steve Roth - Council Chairman Marshall thanked Messrs. Davis and Roth for filming this evening's meeting.

b. Of Service - Council Chairman Marshall stated that he was pleased to have the opportunity to serve the Town as Councilman and that the time of the current term has passed quickly. He expressed admiration for his fellow Council members and noted that most votes have been unanimous.

2. CORDEIRO

a. Library Opening - Councilman Cordeiro commended the Library staff upon the recent re-opening of the Library.

b. Bristol Youth Soccer - Councilman Cordeiro commended the organizers of Bristol Youth Soccer for their successful program.

c. Mill River Players - Councilman Cordeiro noted the performances of the Mill River Players and encouraged participation in same.

d. Of Service - Councilman Cordeiro stated that he was pleased to be of service to the Town and encouraged citizens to exercise their right to vote.

3. PARELLA

a. Halloween Walkabout - Councilwoman Parella noted the upcoming Halloween Walkabout and expressed concern that the weather forecast was unfavorable. Linda Arruda, representing the Downtown Merchants Association indicated that there was no scheduled rain-date for the event.

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 22, 2008

b. Library Completion - Councilwoman Parella noted that many of the Town's projects were nearing completion including the Library and the Silver Creek outfall.

c. Upcoming Budget - Councilwoman Parella remarked that the upcoming budget will be very challenging for the Council.

d. Pleasure to Serve - Councilwoman Parella noted that it has been a pleasure to serve the Town and wished her fellow Council members well.

4. BARBOZA

a. Pleasure to Serve - Councilman Barboza noted that it has been a pleasure to serve the Town and wished his fellow Council members well.

5. HERRESHOFF

a. Library Project - Councilman Herreshoff noted Library Director Prescott's contributions to the Library Project.

b. Tree Roots - Councilman Herreshoff noted that the trees roots in front of the library were provided more "breathing room" and suggested that Town Administrator Mederos might take similar action with the other downtown trees.

c. Unemployment - Councilman Herreshoff noted that Rhode Island unemployment leads the Nation at 8.8%. He suggested that the Town should "keep a cool head" and not undertake or delay any major expenditures during the current economic period. He stated that the Town was in need of a "judicious to-do list."

d. Voting - Councilman Herreshoff encouraged all qualified citizens to cast their votes on Election Day.

ZZ. TOWN ADMINISTRATOR AGENDA ITEM(S)

CITIZENS PUBLIC FORUM

TOWN COUNCIL MEETING - WEDNESDAY EVENING - OCTOBER 22, 2008

Herreshoff/Cordeiro - Voted unanimously to adjourn into Executive Session pursuant to RIGL 42-46-5 (a) (5) (acquisition of real property) at 9:26 o'clock PM.

Parella/Barboza - Voted unanimously to resume open session and to seal the minutes of the Executive Session at 10:30 o'clock PM.

There being no further business, upon a motion by Councilwoman Parella, seconded by Councilman Barboza and voted unanimously, the Chairman declared this meeting to be adjourned at 10:31 o'clock PM.

Louis P. Cirillo, CMC, Council Clerk