

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

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

The Council met in regular session on Wednesday evening, November 12, 2008 in the Town Hall, Council Chambers, beginning at 7:05 o'clock PM, Council Chairman Marshall presiding:

Prior to the commencement of this evening's regular agenda, Council Chairman Marshall asked those assembled to observe a moment of silence in memory of Wayne D. Brown, a member of the Fire Department who passed away last week.

Council Chairman Marshall also noted that last week's election was "historic" and he expressed his thanks to everyone who was involved in the process. He congratulated his fellow Council members upon their re-election.

Council Chairman Marshall also noted the funeral of Mr. Brown held on Saturday, November 8 and stated that the ceremonies were impressive and represented a "community coming together" to honor Mr. Brown.

Council Chairman Marshall also noted the Eagle Court of Honor held on Sunday, November 9 for Peter Ferreira.

Councilman Barboza also commented on the obsequies for Wayne Brown and stated that the planning and action of the Fire and Police Departments was most commendable.

Presentations: Commendation - Edward P. Mara, Ed.D.,
Superintendent of the Year

Council Chairman Marshall read the Commendation in honor of Dr. Mara and drew attention to the last paragraph noting that the entire community shares in Dr. Mara's success.

Dr. Mara thanked the Council for its continued support and noted that the Towns and School District will "figure out" the challenges of the future.

Councilman Cordeiro stated the fact that Dr. Mara was chosen "Superintendent of the Year" by his peers "means a lot."

Councilman Barboza recognized the presence of Mrs. Ellen Mara and congratulated her upon the award also.

Commendation - Rick Roderick, thirty (30)
years of service as Civilian Police Officer

Councilman Barboza read the commendation in honor of Mr.
Roderick. Mr. Roderick thanked the Council for the award.

Ms. Candace Pansa, Executive Director Bristol Housing
Authority - Presentation of PILOT check

Ms. Pansa presented a facsimile of the check in the amount
of \$53,640 on behalf of the Commissioners of the Housing
Authority. Responding to a question posed by Councilman
Cordeiro, Ms. Pansa explained that this was the largest
check of its kind to be presented to the Town by the Housing
Authority.

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 22, 2008

Herreshoff/Barboza - 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. North and East Burial Ground Commission -
April 28, 2008
2. Planning Board - September 16, 2008
3. Planning Board - September 23, 2008
4. Board of (Fire) Engineers - December 27, 2007
5. Board of (Fire) Engineers - February 4, 2008
6. Board of (Fire) Engineers - March 3, 2008

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7. Board of (Fire) Engineers - March 31, 2008
8. Board of (Fire) Engineers - May 5, 2008
9. Board of (Fire) Engineers - June 2, 2008
10. Board of (Fire) Engineers - June 16, 2008
11. Board of (Fire) Engineers - June 30, 2008
12. Board of (Fire) Engineers - August 4, 2008
13. Board of (Fire) Engineers - September 2, 2008
14. Board of (Fire) Engineers - September 29, 2008
15. Redevelopment Agency - September 25, 2008
16. (Bristol Fire Department Rescue/Training Headquarters Capital Project Committee) - July 24, 2008
17. Bristol Fire Department Rescue/Training Headquarters Capital Project Committee - August 7, 2008
18. Bristol Fire Department Rescue/Training Headquarters Capital Project Committee - August 13, 2008
19. Bristol Warren Regional School Committee - September 22, 2008
20. Bristol Warren Regional School Committee - September 29, 2008
21. Bristol Warren Regional School Committee - Termination Hearing and Executive Session, September 29, 2008
22. Bristol Warren Regional School Committee - October 14, 2008
23. Bristol Fire Department Rescue/Training Headquarters Capital Project Committee - October 2, 2008

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24. Bristol Fire Department Rescue/Training Headquarters Capital Project Committee - October 8, 2008
25. Bristol Fire Department Rescue/Training Headquarters Capital Project Committee - October 14, 2008
26. Board of (Fire) Engineers - November 3, 2008
27. Zoning Board of Review - October 6, 2008
28. Open Space Committee - December 17, 2007
29. Open Space Committee - January 14, 2008
30. Open Space Committee - February 11, 2008
31. Open Space Committee - February 25, 2008
32. Open Space Committee - March 3, 2008
33. Open Space Committee - March 10, 2008
34. Open Space Committee - April 7, 2008
35. Open Space Committee - April 28, 2008
36. Open Space Committee - May 12, 2008
37. Open Space Committee - June 2, 2008
38. Open Space Committee - July 28, 2008
39. Open Space Committee - August 4, 2008
40. Open Space Committee - September 8, 2008
41. Open Space Committee - September 11, 2008
42. Open Space Committee - October 6, 2008
43. Rogers Free Library/Board of Trustees - June 18, 2008
44. Rogers Free Library/Board of Trustees - August 14, 2008
45. Rogers Free Library/Board of Trustees - August 27, 2008

46. Rogers Free Library/Board of Trustees -
September 23, 2008
47. Rogers Free Library/Board of Trustees -
October 8, 2008
48. Rogers Free Library/Board of Trustees -
February 26, 2008

B. OLD BUSINESS

1. Steve Skuba, Secretary, Bristol Veterans Council re basketball court project at Veterans Memorial Park, **continued from October 22, 2008**

Herreshoff/Barboza - Voted to accept the recommendation of the Bristol Veterans Council and order that a set of bleachers should be procured and installed at the earliest practical convenience. Voting in favor of this motion were Council members Marshall, Cordeiro, Parella and Herreshoff. Voting opposed was Councilman Barboza.

Prior to the vote taken, Mr. Antonevich, President of the Veterans Council informed the Council that he was present at the August meeting of the Recreation Board when the matter of bleachers for the basketball court was discussed. He stated that he was informed at that time that bleachers would be installed once the planned security cameras were also installed due to a concern for vandalism, etc.

Mr. Antonevich also informed the Council that the Veterans Council has consistently expressed its desire to have bleachers installed at the basketball court and articulated his concern that the minutes of the Recreation Board seem to indicate otherwise.

Councilman Herreshoff stated that he was pleased that Mr. Antonevich was in attendance this evening to clarify his position in regard to this matter.

Mr. Antonevich also suggested that the Recreation Department might install the bleachers in cement and secure the structure with bolts if there is a continued concern that the bleachers might be tossed into Silver Creek by vandals.

Councilman Herreshoff asked how many persons might be seated upon the proposed bleachers at any one time with Mr. Antonevich explaining that the bleachers he envisions will seat approximately twenty (20) spectators.

Councilman Herreshoff confirmed, with Mr. Antonevich in agreement, that the bleachers should be secured in concrete.

Councilman Herreshoff asked if the proposed bleachers must be yet purchased with Town Administrator Mederos noting that she is uncertain if the funds are available to purchase these bleachers and suggested that the matter might be remanded back to the Recreation Board so that the body may determine if the budget can accommodate the purchase.

Council Chairman Marshall suggested that he might meet with Recreation Director Burke and Town Administrator Mederos to review the budget for this purchase. He also suggested that existing bleachers might be available already to install at the Veterans Park basketball court and that these will be installed in concrete.

Councilman Barboza informed the Council that he was agreeable to the motion as stated above and provided a second for discussion purposes only.

Councilman Barboza reminded the Council that the Recreation Board was in opposition to the installation of bleachers and read from the report submitted previously regarding the Board's rationale for not providing bleachers. He suggested that the Veterans Council might be concealing a "hidden agenda" in this case. He also asked if the Council considered that the Town Common basketball court, home to a bona-fide basketball league, did not have bleachers but rather has benches only.

Councilwoman Parella noted that the benches on the Town Common accommodate many persons and that these are much larger than the ones at Veterans Park.

Councilman Barboza suggested that the Council's disregard for the recommendation of the Recreation Board and Recreation Director Burke might be considered to be offensive to the parties.

Mr. Antonevich restated that the Recreation Department appeared to have promised the installation of the bleachers after installation of the security cameras was completed and that this agreement was made over one year ago.

Councilman Herreshoff suggested that the Council should support the wishes of the Veterans Council since the park in question is Veterans Park although he further stated that he did not wish to "put down" the Recreation Department and Board.

David Enos, former President of the Veterans Council and former Veterans liaison to the Recreation Board informed the Council that Recreation Director Burke informed him "face-to-face" that the plan for the park included bleachers on the westerly side of the basketball court.

2. Albert P. Quito, d/b/a Quito's Shellfish Restaurant, 411 Thames Street re relocation and resurfacing of existing storage unit

Parella/Cordeiro - Voted unanimously to extend the deadline for completion of Mr. Quito's plan to the satisfaction of the Building Official and Historic District Commission until April 15, 2008.

Prior to the vote taken, Mr. Quito stated that he intends to place the storage unit adjacent to the east end of the north side of his existing building and to improve the appearance of the structure with shingles and a pitched roof. He also stated that he plans to meet with Susan Church, staff of the Historic District Commission tomorrow regarding this matter.

Responding to questions posed by Councilman Herreshoff, Mr. Quito stated that he plans that the structure will remain portable so that it may be removed by a fork-lift prior to an emergency.

Responding to further questioning by Councilman Herreshoff, Mr. Quito explained that he plans that the structure will be covered in plywood and shingled and will also be painted to match his existing building and eliminate an "eyesore."

Responding to questions posed by Councilwoman Parella, Mr. Quito informed the Council that his business reopens for the season in early May and he anticipates that all work will be completed prior to the time he resumes operation.

3. Edward P. Mara, Ed.D., Superintendent, Bristol Warren Regional School District re decommissioning Byfield and Reynolds Schools

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- a. Council Clerk Cirillo to Bristol Warren Regional School Committee, c/o Edward P. Mara, Ed.D., Superintendent re Byfield and John Post Reynolds School Buildings (Council Docket July 9, 2008)

Barboza/Parella - Voted unanimously to refer this matter to the Town Administrator so that she might report back to the Council at its next regular meeting.

Prior to the vote taken, Supt. Mara stated that the School District will continue to maintain the buildings until these are officially returned to the Town.

Councilman Herreshoff suggested that the Town might agree to accept the buildings after its due diligence after January 1 with Supt. Mara noting that this appeared to be an acceptable date.

Councilman Cordeiro suggested that Councilman Barboza should be a member of the committee.

Council Chairman Marshall noted that former school building superintendent Bob Pugh has agreed to serve on the committee as a volunteer with Supt. Mara noting that George Simmons is now the building superintendent and that the School District has designated Mr. Simmons as the point person.

Councilman Herreshoff suggested that Town Administrator Mederos might arrange for a walk-through of the proposed surplus school buildings and that the Council should attend this walk-through also.

Supt. Mara noted that both buildings are in good condition and have been maintained with new paint, etc. He noted, however, that the Reynolds building was likely more desirable for reuse since it has a modern elevator and new boiler.

Councilman Barboza noted the upswing in school population and asked Supt. Mara if the School District might ask that the buildings might be returned.

Supt. Mara stated that there is a building task force being formed by the School Committee and that this building will be looking at school population projections and space needs for the future. He stated that the current buildings (not including the ones in question) are "a little tight but not

overcrowded" as might have been reported. He also noted that there is not a lot of space available should the School District experience a large influx of students.

Supt. Mara also stated that there is a bit of "wobble room" in the middle school and that the task force may in fact ultimately ask for the buildings (Byfield and Reynolds) to be returned.

Councilman Herreshoff suggested that the Council may be wiser to take no action on this matter insofar as the acceptance of the school buildings until the task force has completed its study of the school house needs.

Councilwoman Parella noted that the Blue Ribbon Building Committee discussed this matter at length and she also suggested that the School Committee's task force should examine the space needs of the district in consideration of the economic downturn since many families may no longer be able to afford to send their children to private schools. She stated that she was informed that the local private/parochial school attendance was 25% of the entire school population at one time and that it was currently much less and shrinking. She also warned that the Town should not consider a long term lease for the buildings were it to accept their return since it appears likely that the School District will need them back at some point.

Councilwoman Parella also asked Supt. Mara when he might provide the maintenance reports/documents as requested in the Council's letter to him as noted above with Supt. Mara responding that he was of the opinion that the Council would like to receive these at the time of the walk-through and that little documentation was available since there were few maintenance agreements. He further noted that School District personnel were responsible for the largest portion of the building maintenance and that little was delegated to any type of maintenance firm.

Councilwoman Parella noted that it may be advantageous for the Council and Administration to review any available contracts/maintenance schedules/reports prior to the walk-through as these documents would likely encourage questions.

BB. SPECIAL /STATUS REPORTS

1. Bristol Housing Authority - Annual Report
2008

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

C. PUBLIC HEARINGS

1. Intoxicating Beverage License Renewals - 2008/2009
 - a. Recommendation - Police Chief
 - b. Recommendation - Fire Chief
 - c. Daniel J. Mello, 140 Montgomery Street, Tiverton re ownership of American Family Billiards, Inc.
 - d. Recommendation (Supplemental) - Fire Chief
 - e. Michael Ferreira, President, Ferreira Electric Inc. re Café Central, 173 Bradford Street

Late Item

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

Herreshoff/Barboza - Voted unanimously to grant these license renewals based upon the recommendations received noting that the license for the Common Pub will not be issued until at which time the outstanding invoice for police details is paid in full and also that the licenses for The Lobster Pot, Café Central, Almeida Post VFW, and Custom Catering will be renewed for a ninety (90) day period with a review of same in sixty (60) days and all licenses are granted subject to conformance to all laws and ordinances and payment of all fees, levies and taxes.

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

Fire Chief Martin noted his memorandum concerning several establishments found to be in non-compliance to the State fire regulations. He further explained his rationale to provide additional time for the compliance issues to be resolved.

There was no remonstrance presented either in favor or against the renewal of these licenses.

Councilman Barboza asked if the concern raised with these non-conforming licensees was ongoing with Fire Chief Martin explaining that the matter was brought to the attention of the licensees 1-2 years ago.

Councilman Herreshoff thanked Fire Chief Martin for his attention to this matter.

D. ORDINANCES

1. Ordinance #2008-27, CHAPTER 16, Motor Vehicles and Traffic, Article IX, Residential Parking, Section 16-343, Residential Parking Zone (Burton Street), **2nd reading**

Barboza/Cordeiro - Voted to consider this action to constitute the Second 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 concerning this matter.

2. Ordinance #2008-28, CHAPTER 9, Building and Regulations, Article I, In General, Section 9-5.1, Vertical Clearance of Basement Floors, **2nd reading**

Herreshoff/Cordeiro - Voted unanimously to continue this matter until the first regular Council meeting in December 2008.

Prior to the vote taken, Director of Community Development Williamson asked for a continuance regarding this ordinance

explaining that she has been unable to review the final draft with the representative of the Builders Association.

3. Ordinance #2008-29, CHAPTER 10, Environment, Article IV, Alternative Home Heating Units, Sections 10-85 through 10-89, **2nd reading**

Barboza/Cordeiro - Voted unanimously to consider this action to constitute the Second Reading of Ordinance #2008-29. Advertise in local newspaper.

4. 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, **2nd reading**

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

5. Ordinance #2008-33 re No Parking on John Street, **1st reading**

Herreshoff/Cordeiro - Voted unanimously to continue this matter until the first regular meeting in December 2008.

Prior to the vote taken, Town Administrator Mederos asked for a continuance since the area in question must be reexamined.

(CA) E. BUDGET ADJUSTMENTS

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

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

(CA) F. APPOINTMENTS

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

1. Public Service Appointments
 - a. Economic Development Commission - Alternate Members (2) (terms to expire September, 2011)
 1. George Burman, 66 Highland Road - interest/appointment
 2. Mark Astrella, 1051 Hope Street - interest/appointment
 3. David Parker, 295 Hope Street - interest/appointment
 4. Edward P. Stuart, Jr., 31 Birchwood Drive - interest/appointment

Councilwoman Parella nominated Mr. Astrella and Mr. Parker for first and second alternate respectively.

There were no counter nominations.

Parella/Barboza - Voted unanimously to close nominations and to instruct the Clerk to cast one ballot each in favor of Messrs. Astrella and Parker; terms to expire in September 2011.

- b. Zoning Board of Review - Alternate Member (term to expire March, 2009)
 1. Edward P. Stuart, Jr., 31 Birchwood Drive - interest/appointment
 2. Elizabeth Rene, 11 Lincoln Avenue - interest/appointment

Councilman Cordeiro nominated Mr. Stuart for appointment.

There were no counter nominations.

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

one ballot in favor of Mr. Stuart;
term to expire in March 2009.

After the vote taken, Council Chairman Marshall suggested that Ms. Rene might be interested in another available position.

2. Public Service Appointments for December

G. LICENSING BOARD - NEW PETITIONS

1. Russell LeFort, 14 Highview Avenue, Warren -
request for Hawkers and Peddlers License

a. Recommendation - Town Administrator and
Police Chief

Barboza/Herreshoff - Voted to deny
the petition. Voting in favor of
the motion were Council members
Marshall, Parella, Barboza, and
Herreshoff. Voting opposed was
Councilman Cordeiro.

Prior to the vote taken, Councilman Barboza suggested that the proposed licensee's business was not in keeping with the spirit of the Christmas Festival since it was to be Dickensian in nature and that the products were not so.

Councilman Herreshoff agreed that the festival was intended to be restrained and not overly commercial.

Councilwoman Parella suggested that the local businesses might be encouraged to open their shops during the Grand Illumination rather than granting peddler's licenses.

Councilman Cordeiro suggested that the proposed licensee might be looking for a source of needed income.

H. LICENSING BOARD - RENEWALS

1. Intoxicating Beverage License Renewals -
2008/2009

It is hereby noted for the record that action on the above license renewals took place as part of the public hearing noted above.

2. Sunday Sales License Renewals - 2008/2009
(Class A Intoxicating Beverage License holders)

Late Item

- a. Recommendation - Town Administrator and Police Chief

Herreshoff/Cordeiro -Voted unanimously to grant renewal of these licenses based upon the recommendations received and subject to conformance to all laws and ordinances and payment of all fees, levies and taxes.

3. Victualling License Renewals - 2008/2009

- a. Recommendation - Water Pollution Control Facility

Late Item

- b. Victualling License Renewal Petitions (supplemental)

Late Item

- c. Recommendation - Town Administrator and Police Chief

Cordeiro/Herreshoff - Voted unanimously to grant renewal of these licenses based upon the recommendations received, noting specifically the payments due from Bristol Bakery and Sandwich Shop, Cake Gallery, and Pizza Caldo and subject to conformance to all laws and ordinances and payment of all fees, levies and taxes.

4. Holiday Sales License Renewals - 2008/2009

Late Item

- a. Holiday Sales License Renewal Petitions (supplemental)

Late Item

- b. Recommendation - Town Administrator and Police Chief

Cordeiro/Barboza - Voted unanimously to grant renewal of these licenses based upon the recommendations received and

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

5. Amusement Devices/Game Room License Renewals - 2008-2009

Late Item a. Amusement Devices License Renewal Petitions (supplemental)

Late Item b. Recommendation - Town Administrator and Police Chief

Cordeiro/Barboza - Voted unanimously to grant renewal of these licenses 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."

1. Sewer Permits - WPCF

J. PETITIONS - OTHER

1. Holly J. Silva for Joseph B. Souza, 26 Shaws Lane, Apt. 2 Rear - request for handicap parking space, **1st reading**

a. Recommendation - Town Administrator and Police Chief

Barboza/Cordeiro - Voted unanimously to consider this action to constitute the First Reading of this petition for a handicap parking space per the recommendations received and to continue this matter for Second Reading for adoption at the first regular meeting to be held in December 2008.

2. Jean Sharac, 72 Richmond Street - request for curb cut
 - a. Recommendation - Town Administrator and Public Works

Late Item

- b. Recommendation - Police Chief

Cordeiro/Barboza - Voted unanimously to grant this petition per the recommendations received provided that any and all expense shall be borne by the petitioner.

3. Danielle A. Britto, Esquire for Mary Strickland to Michael A. Ursillo re claim for personal injury

Cordeiro/Barboza - Voted unanimously to refer this matter to the Interlocal Trust.

4. Lawrence Fisher, Executive Director, Herreshoff Marine Museum - request for tax exempt status re 169 Hope Street

Late Item

- a. Lawrence Fisher, Executive Director, Herreshoff Marine Museum - request for increase of property tax exemption

Parella/Barboza - Voted to request that the General Assembly empower the Town of Bristol to raise the Tax Exemption Cap for the Herreshoff Marine Museum to \$10 million. Voting in favor of this motion were Council members Marshall, Cordeiro, Parella and Barboza. Councilman Herreshoff recused.

Parella/Cordeiro - Voted to instruct the Clerk to prepare a Council resolution effectively formalizing the action taken above and to further authorize the Chairman to sign said resolution on behalf of the Council. Voting in favor of this motion were Council members Marshall, Cordeiro, Parella

and Barboza. Councilman Herreshoff recused.

Prior to the discussion and vote taken, Councilman Herreshoff recused himself from the Council table.

Mr. Fisher appeared before the Council and explained that the recent revaluation has raised the museum's property values beyond the established tax exemption cap of \$5,000,000. He also noted that the property at 169 Hope Street known as the "Bay House" was formerly used for non-museum purposes and is now used primarily for the museum's educational program and therefore should be considered as tax-exempt.

Mr. Fisher also noted that the museum's capital plans will result in property values nearing \$10 million within five years and therefore warrants an overall increase in the museum's exemption.

Council members explained that the Council was powerless to grant tax exemption status beyond the established cap without the express permission of the General Assembly with Mr. Fisher responding that he was aware of this fact and asked that the Assembly might be petitioned as soon as this is practicable.

K. OTHER NEW BUSINESS REQUIRING TOWN COUNCIL ACTION

1. Wendy J.W. Marshall, Town Clerk, Town of Middletown re support of resolution requesting the Ride transportation co-share directive be rescinded

Barboza/Parella - Voted unanimously to send a letter of support of this resolution to the local General Assembly delegation.

2. Town Administrator Mederos re use of State Street Dock parking lot

Cordeiro/Parella - Voted unanimously to approve the recommendation of the Town Administrator and further authorize the Town Administrator to set the schedule for the use of the parking lot as required.

3. Council Chairman Marshall re establishment of a Capital Project Committee for the Animal Shelter Project.

Herreshoff/Cordeiro - Voted unanimously to instruct the Clerk to advertise for the Council's appointment to the Capital project committee taking into account the various challenges of the project and proposed site.

Prior to the vote taken, Council Chairman Marshall noted that the project will require the expertise of many disciplines including wetlands and fundraising. He further noted that it will be critical that the plans and specifications should be flawless lest the Town might be assessed expensive change order costs during construction.

Council Chairman Marshall also stated that he was concerned about the financing of this project since the Town has many projects under way and its ability to borrow during the current economic climate is questionable.

Councilman Herreshoff stated that the "voters have spoken" but that the Town is obligated to "do it right" and be thoughtful in its going forward. He noted the very successful Capital Project Sewer Committee of the 1980s and suggested that the project might be modeled similarly.

Councilman Cordeiro suggested that the project might be structured as per the planned Fire Headquarters in that the contract specifies that overages are disallowed.

Sandy Chabot of 25 Wendy Drive informed the Council that she was a volunteer for the bond issue campaign and expressed concern that the electorate does not appear to be informed as to the details of the project.

Council Chairman Marshall explained that this current discussion will be the first of many as the project progresses.

The Clerk informed the Council that according to the Town Charter it may appoint only one member of the Capital Project Committee; the other members are prescribed by the Charter. Assistant Town Solicitor Scott confirmed the Clerk's interpretation of the Charter.

John Lannan of 3 Doris Avenue informed the Council that the group of volunteers assembled was "energized" and that they would work along with the Capital Project Committee and lend their various expertise.

4. Council Chairman Marshall re Councilor's individual priorities for the upcoming term.

Cordeiro/Herreshoff - Voted unanimously to continue this matter until the Organizational Meeting scheduled for December 3, 3008.

Prior to the vote taken, Council Chairman Marshall suggested that Council members might decide early concerning their various priorities for the upcoming term since the two years seem to pass quickly.

Councilwoman Parella suggested that the Council might revisit the 1992 Collaborative Study report and arrange for a meeting of the Three Towns as part of its overall priorities.

It was noted for the record that the Council recently received a copy of this report for its consideration.

L. BILLS & EXPENDITURES

(CA) M. ROUTINE REPORTS

(CA) N. FINANCIAL REPORTS

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

1. Town Treasurer Day - Revenue and Expenditure Statement, November 6, 2008

P. PROCLAMATIONS & CITATIONS

1. Commendation - Edward F. Lima, action above and beyond the call of duty

Barboza/Parella - Voted unanimously to adopt this commendation as prepared and presented.

2. Commendation - Jose Machado, Bristol Sports Club 2008 Man of the Year

Barboza/Parella - Voted unanimously to adopt this commendation as prepared and presented.

3. Commendation - Peter Ferreira, Eagle Scout

Barboza/Parella - Voted unanimously to adopt this commendation as prepared and presented.

4. Commendation - Edward P. Mara, Ed.D., 2009 RI School Superintendent of the Year

Barboza/Parella - Voted unanimously to adopt this commendation as prepared and presented.

5. Commendation - Rick Roderick, thirty (30) years of service as Civilian Officer

Barboza/Parella - Voted unanimously to adopt this commendation as prepared and presented.

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

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

1. Warrant - Julie Davis, Christmas Festival Committee
2. Town Administrator Mederos to Town Clerk Cirillo re Temporary Absence
3. Kathleen Viera Beaudoin, Town Clerk, Town of Portsmouth - request support of Resolution #2008-10-14 re opposition to Medicaid Reform/RI Global Consumer Compact Waiver Application
4. Town Administrator Mederos to Robert Rocchio, Traffic Managing Engineer re "brown signs" directing visitors to downtown Bristol
5. Town Clerk/Council Clerk Cirillo to Sen. David E. Bates, et al re Rhode Island Public Transit Authority (RIPTA) proposed cutbacks

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6. Resolution re Rhode Island Public Transit Authority (RIPTA) proposed cutbacks
7. Town Administrator Mederos to Jean Truax, Truax Corporation, Lakeville, MA re award of Bid #665 Phase I Cleaning and CCTV Inspection of Gravity Sewer
8. Town Administrator Mederos to Joseph M. Brito, Jr., C.B. Utility Co., Inc. re award of Bid #666 Town Beach Drainage Improvements
9. Robert Rocchio, P.E., Secretary, State Traffic Commission to Town Administrator Mederos re review of safety conditions for crosswalk in front of Benjamin Church Manor, 1014 Hope Street
10. Town Administrator Mederos to Samuel Kinder, Kinder & Brother, Inc. re award of Bid #667 Fall Tree Planting
11. First Amendment to Memorandum of Understanding between the Town of Bristol and Roger Williams University (signed copy)
12. Borrowing Resolutions re Water Pollution Control Projects (signed copy)
13. RI Coastal Resources Management Council - consideration of application by Town of Bristol to restore the salt marsh adjacent to Silver Creek
14. Decision - (July 31, 2008) Zone change re Robin Rug Industries, Inc., Russell Karian

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

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

1. (Bristol Warren Regional School Committee)
Colt Andrews Construction Subcommittee -
October 27, 2008
2. (Bristol Warren Regional School Committee)
Bond Project Building Committee - October 27,
2008

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3. (Bristol Warren Regional School Committee)
Personnel/Contract Subcommittee - October 27,
2008
4. Bristol Warren Regional School Committee -
October 27, 2008
5. Coastal Resources Management Council -
October 28, 2008
6. Harbor Commission/Ordinance Revision
Subcommittee - Special Meeting Notice,
October 31, 2008
7. Personnel Board - Meeting Notice, November
18, 2008
8. Harbor Commission - Meeting Notice, November
3, 2008
9. Bristol Warren Regional School District -
Schedule of Meetings, Week of November 3,
2008
10. Bristol Warren Regional School Committee/BWEA
Contract Negotiation Subcommittee - November
3, 2008
11. Coastal Resources Management Council -
November 2008 Calendar
12. Bristol County Water Authority/Audit Finance
Committee - November 5, 2008
13. Bristol County Water Authority/Engineering
Committee - November 5, 2008
14. Bristol County Water Authority/Public
Relations/Personnel Committee - November 5,
2008
15. Bristol County Water Authority/Board of
Directors - November 13, 2008
16. Bristol Warren Regional School Committee/BWEA
Contract Negotiation Subcommittee - November
10, 2008

17. Bristol Warren Regional School District -
Schedule of Meetings, Week of November 10,
2008

S. TOWN SOLICITOR

1. 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 and noted below.

Z. INDIVIDUAL COUNCIL MEMBERS AGENDA ITEMS

1. MARSHALL

a. Thank You for Support - Council Chairman Marshall thanked the electorate for its support in returning him to office. He stated that he viewed the election as a "public opinion poll" for the Council.

b. Thank You Mike Davis and Steve Roth - Council Chairman Marshall thanked Messrs. Davis and Roth for filming this evening's meeting for cable television.

c. Inauguration - Council Chairman Marshall noted that this year's inauguration of Town Officials will be held on Monday, December 1, 2008 in the Colt Memorial School Auditorium beginning at 7:00 o'clock PM.

2. CORDEIRO

a. Thank You for Support - Councilman Cordeiro echoed the sentiments expressed by Council Chairman Marshall regarding the election and thanked the voters for returning him to office. He also noted that he has several initiatives that he would like to see completed during his next term.

b. Happy Thanksgiving - Councilman Cordeiro offered wishes for a Happy Thanksgiving to those assembled.

c. Congratulations - Councilman Cordeiro offered congratulations to his fellow re-elected Town Officials.

d. Veterans Day - Councilman Cordeiro noted the Veterans Day exercises held yesterday at the Veterans Home and chastised the Governor for not being in attendance.

3. PARELLA

a. Congratulations to Colleagues - Councilwoman Parella offered her congratulations to the newly re-elected Town Officials.

b. Crumbling Sidewalks - Councilwoman Parella noted a personal experience with a crumbling sidewalk in Barrington that resulted in an injury to her person. She also noted a general disinterest on the part of the Town of Barrington and the property owner and stated that she hoped that the Town of Bristol would be more compassionate regarding similar situations with Town Administrator Mederos responding that she was in agreement that the Town should be more responsive in such cases.

Councilwoman Parella also observed that some of the sidewalk on the north east quadrant of the Town Common was in need of repair. Town Administrator Mederos agreed to investigate same.

c. Happy Thanksgiving - Councilwoman Parella offered her Thanksgiving wishes to those assembled.

4. BARBOZA

a. Thanks to Voters - Councilman Barboza expressed his thanks to the voters and noted his pleasure working with the other Council members. He also offered his congratulations to the Town Administrator and the Clerk upon their re-election.

5. HERRESHOFF

a. Thanks to Voters - Councilman Herreshoff expressed his thanks to the voters and noted that the election held on November 4, 2008 was his 14th consecutive election.

b. Period of Intense Activity - Councilman Herreshoff noted that the Town appears to be in a

"period of intense activity" and that this poses specific challenges under the current economic climate. He also noted that the Council must determine ways to do things better since funds for initiatives are at a premium.

c. Veterans Day Ceremony - Councilman Herreshoff congratulated Town Administrator Mederos upon her message delivered at the Veterans Day Ceremony held yesterday. He also noted that the Veterans Home has a new administrator and that he was hopeful the recently surfaced Veterans Home troubles will be corrected.

ZZ. TOWN ADMINISTRATOR AGENDA ITEM(S)

a. Congratulations to Council - Town Administrator Mederos expressed her congratulations to the re-elected Council members.

Barboza/Cordeiro - Voted unanimously to adjourn into Executive Session pursuant to RIGL 42-46-5 (a) (5)

Herreshoff/Barboza - Voted unanimously to resume open session and seal the minutes of the Executive Session at 9:35 o'clock PM.

There being no further business, upon a motion by Councilman Herreshoff, seconded by Councilman Barboza and voted unanimously, Council Chairman Marshall declared this meeting to be adjourned at 9:36 o'clock PM.

Louis P. Cirillo, CMC, Council Clerk