

**TOWN COUNCIL MEETING - WEDNESDAY EVENING - NOVEMBER 10, 2010**

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

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

ABSENT: None

The Council met in regular session on Wednesday evening, November 10, 2010 in the Town Hall, Council Chambers beginning at 7:07 o'clock PM, Council Chairman Marshall presiding:

Prior to the commencement of this evening's regular agenda Council Chairman Marshall announced that the Blithewold organization is undergoing a five - ten year planning process and is soliciting comments from the general public at a forum to be held on Tuesday, November 16, 2010 at the Herreshoff Community Room at the Rogers Free Library. He encouraged participation at the forum.

Council Chairman Marshall also announced that the main eighteen-foot Christmas tree at the Blithewold mansion will feature 440 origami swans folded by the children of Lynn Ramos' art program. He added that each swan will hold a folded "wish."

Council Chairman Marshall noted that November 11 is Veterans Day and added that the Town's flags are flying at half-staff in memory of a twenty-two year old soldier from Middletown who recently lost his life.

Council Chairman Marshall observed that Veterans Day exercises will be held in the Memorial Garden and at the Rhode Island Veterans Home on November 11.

Councilman Cordeiro noted that a group of students were in the Chambers observing this evening's meeting.

Councilwoman Parella, on behalf of the Council, welcomed Councilor-elect Antonio A. Teixeira and also State Senator-elect Christopher Ottiano. She noted that Senator Charles Levesque who lost his bid for re-election was a gentleman who gave much to the State. She further stated that Council members look forward to working with the new Senator.

Council Chairman Marshall announced that the Bristol Warren Education Foundation (formerly the Kickemuit Education Foundation) will be conducting a fund-raising drive in the

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near future. He added that appeal letters will be arriving soon.

**MOTION RE: CONSENT AGENDA - TO APPROVE THE CONSENT AGENDA**

Cordeiro/Barboza - Voted  
unanimously to approve the Consent  
Agenda.

A. SUBMISSION OF MINUTES OF PREVIOUS MEETING(S)

1. Town Council Meeting - October 20, 2010

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

2. Town Council Special Meeting - August 16,  
2010

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. Bristol Housing Authority - September 9, 2010
2. Bristol Warren Regional School Committee -  
June 28, 2010
3. Bristol Warren Regional School Committee -  
August 16, 2010
4. Substance Abuse Prevention Task Force -  
September 20, 2010
5. Historic District Commission - September 2,  
2010
6. Historic District Commission - October 7,  
2010
7. Animal Shelter Capital Project Committee -  
September 23, 2010
8. Redevelopment Agency - September 23, 2010

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9. Planning Board - September 14, 2010

B. OLD BUSINESS

1. Domenic Raiola, 45 Shore Road re flooding from spring storms, **continued from October 20, 2010**

Barboza/Herreshoff - Voted unanimously to continue this matter until the first meeting to be held in January, 2011.

Prior to the vote taken, Alicia Raiola read aloud a letter from the office of Senator Jack Reed noting that Mr. Raiola's FEMA denial was likely due to a claim and payment made to and by a private insurance company. Ms. Raiola expressed her frustration that the Town's letter to Sen. Reed appeared to be ineffective.

The Clerk noted receipt of a copy of the same letter and speculated that the Senator's letter was "informational" and provided some "boiler plate" language that was probably sent to any constituent requesting assistance. He reminded the Council of its previous action to ask Sen. Reed to join in the efforts made thus far by Sen. Whitehouse.

Mr. Raiola, again, described the problem he is experiencing with Town Administrator Mederos explaining that Sen. Whitehouse's office remains to be working on Mr. Raiola's behalf.

Council Chairman Marshall suggested that Mr. Raiola might qualify for CDBG assistance with Director of Community Development Williamson explaining that the available assistance is for persons of low-moderate income and that she was not certain if Mr. Raiola's income fell within the acceptable guidelines for the CDBG program.

Councilman Herreshoff noted that the Town's intervention and its relationship with the congressional offices are typically constructive but may not have been so in the case of Mr. Raiola. He suggested the he and Town Administrator Mederos might agree to meet with Mr. Raiola on Friday, November 12, 2010, beginning at 9:00 AM and that the group might make a telephone call to Senator Whitehouse at that time.

Mr. Raiola stated that he was appreciative of the Town's effort on his behalf.

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Councilwoman Parella agreed that it may be useful for Town Administrator Mederos and Councilman Herreshoff to have a conversation with one or both of the Senators and that they may ask the Senators' offices to review the somewhat confusing paperwork related to the Raiola case.

Councilman Herreshoff stated that he met recently with Senator Reed and that the Senator was interested to help with this issue.

2. Frank J. Paulino, 52 Thompson Avenue - request for a handicap parking space in front of residence (52 Thompson Avenue), **2nd reading**

Barboza/Cordeiro - Voted unanimously to consider this action to represent the Second Reading for the approval of a handicap parking space. Inform the Public Works Department.

3. RI Department of Environmental Management re request of Joshua Securo to alter freshwater wetlands for the purpose of constructing a single-family residence on Peck Avenue (comments/objections to be received by November 22, 2010), **continued from October 20, 2010**

- a. Director of Community Development Williamson and Principal Planner Tanner re objection to proposed development

Herreshoff/Barboza - Voted unanimously to instruct the Clerk to send a letter to the Department of Environmental Management indicating the Council's objection to the plan as presented and also to express a willingness to consider an alternate less-environmentally intrusive plan.

Prior to the vote taken, Town Administrator Mederos noted that the matter was discussed somewhat at the last Council meeting. She added that Director of Community Development Williamson and Planner Tanner have prepared a report and recommendation regarding same.

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Director of Community Development reported that the area in question is particularly wet during the spring essentially forming a body of water. She noted that allowing a development in the area will likely exacerbate an already difficult drainage problem. She recommended that the Town should object to the issuance of a permit.

Town Solicitor Ursillo explained that there is a deadline approaching within which the Council must file its objection if it wished to do so. He noted that often there are times when applicants will modify plans to provide a project with lower environmental impact issues. He added that the letter provided by Director of Community Development Williamson and Planner Tanner, outlining the Town's concerns, should be attached to any Council objection.

4. Gregg Landes, Vice President, Project Manager, Weaver's Cove Energy re correspondence providing answers in writing to the questions posed in letter of August 24, 2010

Herreshoff/Barboza - Voted unanimously to instruct the Clerk to reply to Mr. Landes, expressing the Council's dissatisfaction with the responses versus the intended public meeting and indicating the Council's desire to have detailed answers.

Prior to the vote taken, Councilman Herreshoff stated that the answers provided by Weaver's Cove Energy were "principally useless" and that he resented the "attitude" of the response.

Council Chairman Marshall observed that it was apparent that Weaver's Cove Energy was unwilling to hold a second public meeting as previously discussed.

5. Andrew J. Tine, Esquire, counsel for Patrick and Lynn Shaw of 12 Carol Avenue re claim for property damage (prior claim was filed, referred to Town Solicitor on July 28, 2010 and forwarded to the Interlocal Trust)

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

anticipate a report from the Solicitor concerning same.

Prior to the vote taken, Mr. Tine addressed the Council and reported that The Trust denied his clients' claim and that the claim is related to sewage back-up. He asked that the Council may wish to "influence" The Trust in that it might pay the claim.

Mr. Tine further reported that he was not an engineer and alleged that the sewer system has engineering deficiencies.

Mr. Tine also noted that his clients called 911 and also the Fire Department and did not receive assistance. He asked that his clients should receive \$56,000.

Town Solicitor Ursillo observed that there appeared to be "legal issues" currently under consideration and that the matter might be referred to his office for review.

6. Council Clerk Cirillo re LNG Matching funds to Save the Bay (Notification #4 - September 1, 2010 through October 31, 2010)

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

Prior to the vote taken, Councilman Herreshoff asked to know the amount remaining in the Council's match-fund with the Clerk noting that amount is \$7,895. Councilman Herreshoff made an appeal to the viewers that donations from Bristol individuals and businesses will be matched 100% up to the total amount available.

Councilwoman Parella suggested that Roger Williams students might wish to participate in the matching-funds program as a community service project.

Stan Dimock of Save the Bay informed the Council that he believed that Jonathan Stone will be "targeting" Bristol members of Save the Bay with a special appeal to secure the matching funds.

7. Director of Community Development Williamson re upcoming Historic District workshops (November 30, 2010 followed by two (2) additional workshops planned to be held in late winter/early spring)

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Barboza/Parella - Voted unanimously to receive and place this matter on file with thanks to the parties for arranging same.

Prior to the vote taken, Council Chairman Marshall suggested that these sessions might be taped by Mike Davis in order to reach a broader audience.

Council Chairman Marshall also observed that the Herreshoff Meeting Room at the Rogers Free Library has been very busy since it opened.

Director of Community Development Williamson reported that her office is attempting to "get the word out" regarding this matter and that there is an announcement on the "Preserve Bristol" blog, etc.

Councilwoman Parella suggested that the Town should promote the State tax credit available to those who live in the Historic District. She noted that the promotion should carry the catch-phrase "free money" and also should be left on doorsteps in a "lit drop."

Director of Community Development Williamson agreed to follow-up regarding this matter with Historic District Commission staff coordinator, Susan Church.

8. Councilwoman Parella re Garfield Avenue (Mary Gaspar), **continued from October 20, 2010**

Barboza/Parella - Voted unanimously to continue this matter until the first meeting in January, 2011 and to refer said matter to the Town Solicitor.

Prior to the vote taken, Town Administrator Mederos reported that Public Works Director Serbst has not yet finalized his report concerning this matter. She also noted that the report will be filed with the Department of Environmental Management. She requested a continuance in consideration of same.

After the vote taken, Ms. Gaspar informed the Council that subsequent to floods occurring near her property, her dog became ill and was vomiting. She attributed this vomiting to some dusty residue found on the shrubbery on her property.

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Ms. Gaspar also reported that the Federal Emergency Management Agency "put her through hell," and that she attempted to have the State Department of Health examine the situation. Ms. Gaspar also reported that she made Senator Sheldon Whitehouse aware of the problem with FEMA.

Ms. Gaspar also reported that (former Town Administrator) Mr. Parella "fought for her with FEMA."

Ms. Gaspar also reported that she was required to pay \$550 to repair her damaged furnace and FEMA sent her to their "loan department" and was there for four (4) hours and that the visit was stressful and also that FEMA eventually sent her a check for \$282.

Councilwoman Parella asked to know if a report was filed concerning the State Street reservoir with Town Administrator Mederos reporting that Ms. Gaspar filed a claim with DEM regarding the reservoir and that the Town is now responding to this claim.

Councilwoman Parella observed that this appears to be the third case brought to the attention of the Council by local citizens who did not receive an adequate response from FEMA.

Ms. Gaspar asked to know the status of the Tanyard Brook bonded funding with Council Chairman Marshall explaining that the project is nearly ready to be bid and that the Town is awaiting a response from the State Department of Transportation concerning the crossing of Hope Street near the intersection of Ferry Road.

Ms. Gaspar reported a "large pile of dirt" nearby the southerly side of the State Street reservoir and that this appears to be recently placed in this area. She also observed that the area along the southerly side of the reservoir is overgrown and that the overgrowth and large pile of dirt are obscuring her view of the reservoir's flood gate.

Town Administrator Mederos agreed to investigate the origin and location of the large pile of dirt.

Council Chairman Marshall suggested that Town officials should have a direct conversation with FEMA officials.

Ms. Gaspar expressed concern that the plans, as discussed in an earlier workshop with Kevin Aguiar of Beta Group will disturb the sewer system in her neighborhood.

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9. Director of Community Development Williamson and John M. Lannan, Vice-chairman of the Animal Shelter Capital Project Committee re report on architectural services

Barboza/Parella - Voted unanimously to support the expenditure of \$90,000 in order to retain the architect for the project as recommended.

Prior to the vote taken, Mr. Lannan stated that the Capital Project Committee recommended that the services of Mr. Freedenfeld should be retained. He added that he was concerned regarding the proposed cost for architectural services and was able to secure same for \$90,000.

Councilman Herreshoff asked to know if the \$90,000 is included in the proposed \$1.8 million for a 9,200 square foot building with Mr. Lannan reporting that the Committee estimates the cost of the building at \$1.5 million and that the remainder of the bond funding (\$500,000) will be for site work, etc.

Mr. Lannan added that the Committee anticipates the size of the completed building at 7,300 square feet. He also added that the Committee plans to have a project manager and "bring in the trades."

Mr. Lannan also reported that the Committee will be producing a building that will be in conformance with Department of Environmental Management regulations.

Mr. Lannan informed the Council that the Committee was seeking the "blessing" of the Council regarding the selection of the architect.

Councilwoman Parella stated that she was aware that the recommended architect possessed expertise in the area of animal shelters. She also stated that she was in favor of leaving the details of the project to the Capital Project Committee.

Councilman Cordeiro suggested that there may be expertise in construction management available via Roger Williams University.

BB. SPECIAL /STATUS REPORTS

C. PUBLIC HEARINGS

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1. Ordinance #2010-03, CHAPTER 28, Zoning, Articles I through XI, Divisions 1 through 6, Sections 28-1 through 28-411, (various amendments to the Zoning Ordinance), **2<sup>nd</sup> reading for adoption (continued from October 20, 2010 concerning only proposed Section 28-150 (j), Special use standards for wind energy conversion systems)**

- a. Nicholas Ratti, Jr., 28 Hydraulion Avenue re correspondence in opposition to "windmills"

Barboza/Parella - Voted unanimously to place this matter on the table and to re-advertise for a new public hearing once the ordinance is suitably revised.

Prior to the vote taken, Town Solicitor Ursillo observed that this ordinance has been continued several times since its initial advertisement and that the further continuance without advertisement may not be wholly serving the public interest.

Council members agreed that there was a need to have a working session concerning this proposal and that a new ordinance may result from same.

It was agreed that this matter should be brought forward to the new Council term.

2. Intoxicating Beverage License Renewals for 2010-2011

- a. Jerry Durante, Credit Manager, All American Foods, Inc. re opposition of license renewal for Ricc's Ristorante, 200 Gooding Avenue
- b. Recommendation - Police Chief
- c. Recommendation - Fire Chief

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

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

Prior to the vote taken, Council Chairman Marshall opened the public hearing. There was no remonstrance presented in favor or in opposition to the renewals during the public hearing.

D. ORDINANCES

1. Ordinance #2010-03, CHAPTER 28, Zoning, Articles I through XI, Divisions 1 through 6, Sections 28-1 through 28-411, (various amendments to the Zoning Ordinance), **2<sup>nd</sup> reading for adoption (continued from October 20, 2010 concerning only proposed Section 28-150 (j), Special use standards for wind energy conversion systems)** (see item C1 and C1a also)

Barboza/Parella - Voted unanimously to place this matter on the table. (See item C1 above)

2. Ordinance #2010-20, CHAPTER 10, Environment, Article II, Noise, Sections 10-33, Definitions and 10-41, Specific prohibited acts, **2<sup>nd</sup> reading for adoption**

Barboza/Cordeiro - Voted unanimously to consider this action to constitute the Second Reading for adoption of Ordinance #2010-20. Advertise in local newspaper.

3. Ordinance #2010-21, CHAPTER 17, Offenses and Miscellaneous Provisions, Article II, Alcohol Beverage Establishments, Division 2, License, Section 17-82, Number of licenses, (increase class B limited from 6 to 7), **1<sup>st</sup> reading**

Barboza/Cordeiro - Voted unanimously to consider this action to constitute First Reading of

Ordinance 2010-21. Advertise in local newspaper.

**(CA) E. BUDGET ADJUSTMENTS**

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

1. Tax Assessor Spagnolo - Recommended Abatements & Additions for November, 2010

**(CA) F. APPOINTMENTS**

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

1. Public Service Appointments
  - a. Historic District Advisory Committee (5) (terms to expire April 30, 2011)
    1. Thomas Enright, DMD, Poppasquash Road - interest/appointment
    2. Gary Watros, 291 High Street - interest/appointment
    3. Lawrence D. Lavers, 62 Burton Street - interest/appointment
    4. Cliff Drawbridge, 46 Byfield Street - interest/appointment
    5. William Campbell, 186 Hope Street - interest/appointment

**Late Item**

6. Lombard Pozzi, 1226 Hope Street - interest/appointment

**Late Item**

7. Judy Anderson, 117 Constitution Street - interest/appointment

Herreshoff/Barboza - Voted unanimously to schedule interviews for the various candidates at a Special Meeting to be held on November 15, 2010 beginning at 7:30 o'clock PM.

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Prior to the vote taken, it was agreed that Ms. Anderson would be appointed to this Committee and that there would be no reason to interview her.

- b. Post Retirement Benefits Fund - Board of Trustees (to fill unexpired term to expire August, 2011)

- 1. Michael A. Lenarcic, 155 Ferry Road - interest/appointment

Barboza/Parella - Voted unanimously to schedule an interview for this candidate to be held at the Special Meeting as noted in Fla above.

- (CA) 2. Public Service Appointments for December

G. LICENSING BOARD - NEW PETITIONS

H. LICENSING BOARD - RENEWALS

- 1. Intoxicating Beverage License Renewals for 2010-2011 (see item C2-C2c also)

*It is hereby noted for the record that action on this agenda item took place concurrently with agenda item C2.*

- 2. Sunday Sales License Renewals for 2010-2011

- a. Recommendation - Police Chief

- Late Item** b. Supplemental petition

Parella/Barboza - Voted unanimously to grant these licenses based upon the recommendation received and subject to conformance to all laws and ordinances and payment of all applicable fees, taxes, and levies.

- 3. Victualling License Renewals for 2010-2011

- a. Michael A. Cavalieri, d/b/a Wood Street Pizza, 366 Wood Street - request to amend hours of operation as noted on Victualling License Renewal petition

- b. Recommendation - Water Pollution Control Department

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- c. Recommendation - Police Chief
- d. Recommendation - Fire Chief

**Late Item**

- e. Supplemental petitions

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

- 4. Amusement Devices/Game Room License Renewals for 2010-2011

- a. Recommendation - Police Chief

Barboza/Parella- Voted unanimously to grant these licenses based upon the recommendation received and subject to conformance to all laws and ordinances and payment of all applicable fees, taxes, and levies.

- 5. Holiday Sales License Renewals for 2010-2011

- a. Recommendation - Police Chief

**Late Item**

- b. Supplemental petitions

Barboza/Cordeiro - Voted unanimously to grant these licenses based upon the recommendation received and subject to conformance to all laws and ordinances and payment of all applicable fees, taxes, and levies and waiving the fee for all non-profit organizations.

- 6. Carriage License Renewal for 2010-2011

- a. Recommendation - Police Chief

Cordeiro/Barboza - Voted unanimously to grant this license based upon the recommendation received and subject to conformance

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

7. John M. Lannan, 3 Doris Avenue, d/b/a JML Excavation, Inc. - six (6) month review of Drainlayer's License

- a. Recommendation - Town Administrator and Public Works Director

Cordeiro/Herreshoff - Voted unanimously to extend this license for a full-term based upon the recommendation received and subject to conformance to all laws and ordinances and payment of all applicable fees, taxes, and levies.

8. Lucas D'Allesandro, d/b/a Foster Excavation, Inc., 52 Buck Hill Road, Johnston, RI - six (6) month review of Drainlayer's License

- a. Recommendation - Town Administrator and Public Works Director

Barboza/Cordeiro - Voted unanimously to extend this license for a full-term based upon the recommendation received and subject to conformance to all laws and ordinances and payment of all applicable fees, taxes, and levies.

9. Drainlayer's License Renewals for 2011

- a. Recommendation - Town Administrator and Public Works Director

**Late Item**

- b. Supplemental petitions

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 applicable fees, taxes, and levies.

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10. Paul Mancieri, d/b/a Leo's Ristorante, 365 Hope Street - six (6) month review of Dancing and Entertainment License

a. Recommendation - Town Administrator and Fire Chief

b. Recommendation - Police Chief

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

11. Ardy Jagne, d/b/a My Shisha Café, 261 Wood Street - renewal of Victualling License

a. Recommendation - Police Chief

**Late Item**

b. Recommendation - Fire Chief

Cordeiro/Herreshoff - Voted to grant renewal of this license for a period of six (6) months from the date of issuance and subject to conformance to all laws and ordinances and payment of all applicable fees, taxes, and levies. Voting in favor of this motion were Councilmen Marshall, Cordeiro, Barboza, and Herreshoff. Voting opposed was Councilwoman Parella.

**(CA) I. UTILITY PETITIONS**

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

1. Water Pollution Control Superintendent Calderiso - Sewer Permits

2. Public Works Director Serbst - Road Cut Permits

**J. PETITIONS - OTHER**

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1. Bob Aldrich, Save Bristol Harbor - request for support of Silver Creek Field Studies Program

Barboza/Cordeiro - Voted unanimously to appropriate \$1000 from the Town Council Contingency fund to Save Bristol Harbor and to encourage that agency to apply for a Human Resources grant during the next budget cycle.

Prior to the vote taken, Mr. Aldrich explained that the Council has supported this endeavor in the past and asked its honorable body to consider a grant of \$1000.

Council Chairman Marshall noted that this particular activity may qualify for the annual Roger Williams University "civic grant" program.

Mr. Aldrich reported that his group has obtained support from Roger Williams University for other activities.

Councilman Herreshoff suggested that Mr. Aldrich may wish to apply for funding through the Council's "Human Resources" grant program during the budget cycle if the project will be ongoing.

2. Manuel Rego, (d/b/a Van's Spa), 359 Wood Street - request permission to install a horse-head hitching post on Town property

**Late Item**

- a. Recommendation - Code Compliance Coordinator

Barboza/Cordeiro - Voted unanimously to grant this request per the recommendations received and subject to the receipt of a certificate of insurance naming the Town as additional insured.

**K. OTHER NEW BUSINESS REQUIRING TOWN COUNCIL ACTION**

1. Coastal Resources Management Council re notice of proposed changes to the RI Coastal Resources Management Program (RICRMP), public hearing scheduled for December 14, 2010

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

2. Town Treasurer Goucher re request for authorization allowing Town Administrator Mederos to accept the audited financial statements

Barboza/Cordeiro - Voted  
unanimously to authorize Town  
Administrator Mederos to accept the  
audited financial statements per  
the recommendation received.

3. Town Treasurer Goucher re designation of funds under the new GASB 54 regulations

Barboza/Cordeiro - Voted  
unanimously to approve the  
designation of funds per the  
recommendation received.

**L. BILLS & EXPENDITURES**

1. RFP #716 - Best Value Project Proposal for the "Public/Private Partnership of a Photovoltaic Electric System" at the Compost Facility

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

Prior to the vote taken, the Clerk reported receipt of one (qualification) proposal from:

Solar Installation Ltd. 33 Commercial St. Raynham, MA

(CA) M. ROUTINE REPORTS

**(CA) N. FINANCIAL REPORTS**

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

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1. (Town Treasurer Goucher) re Revenue and Expenditure Statement, November 5, 2010

**P. PROCLAMATIONS & CITATIONS**

1. Proclamation - Joan Doyle Roth, recognition of community involvement

Barboza/Cordeiro - Voted unanimously to adopt this Proclamation 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. Coastal Resources Management Council - Semi-Monthly Meeting, October 19, 2010
2. Council Clerk Cirillo to Sen. Jack Reed re request to join efforts of Sen. Whitehouse in assisting Mr. Domenic Raiola recover FEMA aid for damages suffered during the spring floods
  - a. Sen. Jack Reed to Council Clerk Cirillo re correspondence in response to letter of October 19, 2010
3. Council Clerk Cirillo to Rep. Patrick J. Kennedy re request to join efforts of Sen. Whitehouse in assisting Mr. Domenic Raiola recover FEMA aid for damages suffered during the spring floods
4. Council Clerk Cirillo to Gov. Donald L. Carcieri re request to assist Mr. Domenic Raiola recover from damages suffered during the spring floods by allocating some of the funds received by the State for this purpose
5. Town Administrator Mederos and Council Clerk Cirillo to Michael P. Lewis, Director, RI Department of Transportation, et al re request for consideration concerning the need for curbing along Ferry Road and the five (5) pages of "shovel ready" projects submitted as

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part of the Federal stimulus public works projects program

6. Reimbursement Resolutions re open space land acquisition for the Perry/Castro Farm project (signed copy)
7. Town Administrator Mederos to Marisa A. Albanese, Coordinator, Economic Development/Community Investment NE, National Grid re request for attendance at upcoming Council meeting for the purpose of providing a report/presentation concerning the condition of pipes in Town streets
8. Coastal Resources Management Council re public notice concerning application of Michael Delmage to construct and maintain a residential boating facility at 3 Harrison Street (written request for hearing to be received by November 7, 2010)
9. Council Clerk Cirillo to Public Works Director Serbst re handicap parking space designated in vicinity of 193 State Street
10. Coastal Resources Management Council - Semi-Monthly Meeting, October 26, 2010
11. Warrant - Robert Aldrich, Redevelopment Agency
12. Town Administrator Mederos to SS Services, 225 Metacom Avenue re award of Bid #688 - 9 Court Street, Railing
13. Kickemuit Education Foundation re change of name to Bristol Warren Education Foundation
14. Resolution re establishment of Historic District Advisory Committee (adopted October 20, 2010)
15. Town Administrator Mederos to JML Excavation, 3 Doris Avenue re award of Bid #714 - Drainage Maintenance/Restoration, St. Mary's Cemetery

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16. Council Clerk Cirillo to Anthony Margiotta, Historic District Commission re thank you for service
17. Coastal Resources Management Council - November 2010 Calendar
18. Council Clerk Cirillo to Andrew Tyska, Economic Development Commission - thank you for service

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

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

1. Animal Shelter Capital Project Committee - October 21, 2010
2. Harbor Commission - Workshop, October 26, 2010
3. Bristol Warren Regional School District - Schedule of Meetings, Week of October 25, 2010
4. Bristol Warren Regional School Committee - Personnel/Contract Negotiation Subcommittee, October 25, 2010
5. Bristol Warren Regional School Committee - October 25, 2010
6. Bristol Warren Regional School Committee - Personnel/Contract Subcommittee, October 27, 2010
7. North and East Burial Ground Commission - November 22, 2010
8. Bristol Warren Regional School Committee - Personnel/Contract Subcommittee, October 28, 2010
9. Redevelopment Agency - October 28, 2010
10. Bristol Warren Regional School District - Schedule of Meetings, Week of November 1, 2010

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11. Harbor Commission - November 1, 2010
12. Bristol County Water Authority - Audit Finance Committee, November 3, 2010
13. Bristol County Water Authority - Engineering Committee, November 3, 2010
14. Bristol County Water Authority - Public Relations/Personnel Committee, November 3, 2010
15. Bristol County Water Authority - Workshop, November 3, 2010
16. Bristol County Water Authority - Board of Directors, November 10, 2010
17. Board of Fire Engineers - November 1, 2010
18. Bristol Warren Regional School District - Schedule of Meetings, Week of November 8, 2010
19. Bristol Warren Regional School Committee - Personnel/Contract Negotiation Subcommittee, November 8, 2010
20. Bristol Warren Regional School Committee - Special Meeting, November 8, 2010

S. TOWN SOLICITOR

Barboza/Cordeiro - Voted unanimously to add an agenda item to allow for an executive session regarding litigation to be considered at the conclusion of the public agenda per the request of the Town Solicitor.

Z. INDIVIDUAL COUNCIL MEMBERS AGENDA ITEMS

1. MARSHALL

a. Thanks Mike Davis and Steve Roth - Council Chairman Marshall expressed the Council's thanks to Messrs. Davis and Roth for their work in taping this evening's meeting.

b. Civil election - Council Chairman Marshall noted the attendance of Senator-elect Christopher Ottiano and observed that the campaign of Sen. Levesque and Mr. Ottiano set an example in the East Bay in that both were 'gentlemen' and wished each other the best.

c. Councilman Cordeiro - Council Chairman Marshall noted the many accomplishments of Councilman Cordeiro and stated that he was hopeful that Councilman Cordeiro would remain involved in the business of the Town.

d. Welcome Sara Bagwell - Council Chairman Marshall noted the presence of Sara Bagwell who is writing for "patch.com" and expressed the Council's thanks to Ms. Bagwell for "getting the word out." He noted also the presence of Eric Dickervitz who is the new *Bristol Phoenix* reporter.

e. Holiday Season - Council Chairman Marshall noted the upcoming holiday season and wished season's greetings to all.

f. Colleague Congratulations - Council Chairman Marshall congratulated the newly re-elected Town officials and also Councilman-elect Teixeira and noted that there was much work to do in the upcoming term.

2. CORDEIRO

a. Pleasure to Serve - Councilman Cordeiro noted that he enjoyed very much his tenure on the Council and considers his fourteen (14) years of service as a "great experience." He further stated that he did not intend to "go away." Councilman Cordeiro also congratulated Town Administrator Mederos upon her re-election and noted that the Council and Administrator have had many accomplishments and that the parties were always on good terms.

3. PARELLA

a. Best Wishes Councilman Cordeiro - Councilwoman Parella extended her best wishes to Councilman Cordeiro and noted that the Council

will miss its "link" to Roger Williams University. She also observed Councilman Cordeiro's many accomplishments regarding economic development and thanked him for his service.

b. Snowflake Raffle and Holiday Stroll - Councilwoman Parella reminded those present of the upcoming Holiday Stroll to be held on November 19 and added that there will be a double-amount of Snowflake Raffle tickets for purchases made during the stroll.

c. Banda Filarmonica problems - Councilwoman Parella noted a report from Banda Filarmonica neighbors, the DeFelice and Montalbano families, in that the organization's patrons were observed yelling outdoors during the summer months. She suggested that the Town may wish to remind the organization regarding the various past agreements and she suggested that the organization's leaders should be contacted.

Town Administrator Mederos agreed that she and Police Chief Canario would meet with Mr. Vieira of Banda Filarmonica and also agreed to report back to the Council.

d. New Council Term - Councilwoman Parella stated that she looks forward to the new Council term and that she was pleased to continue her service to the Town.

4. BARBOZA

a. Thank you voters - Councilman Barboza expressed his thanks to the voters upon his re-election and also thanked Councilman Cordeiro for his years of service on the Council. Councilman Barboza also offered his congratulations to the remainder of the Council and stated that he was pleased that Town Administrator Mederos was re-elected.

Councilman Barboza stated that he was hopeful that any perceived problem with the Police Chief appointment would now be "buried."

b. Mike Davis - Councilman Barboza informed those present that Mr. Davis would be undergoing

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some medical tests and offered him the Council's best wishes.

c. Happy Thanksgiving - Councilman Barboza extended greetings for a Happy Thanksgiving.

5. HERRESHOFF

a. Election - Councilman Herreshoff stated that he was pleased to realize the level of citizen involvement in the recent election and he was also pleased to learn how many voters spent time to consider the many Charter ballot questions. Councilman Herreshoff added that he was pleased to be rejoining his former colleagues in government and welcomed Councilman-elect Antonio Teixeira.

b. Daunting Task - Councilman Herreshoff stated that he was looking ahead to some "daunting tasks" for the State and observed that Governor-elect Chafee will be grappling with a \$360 million deficit. He added that the Town of Bristol was "better off" than the State and some of its communities but cautioned that the Council cannot become complacent in consideration of same and that complacency might cause the "snakes" to be overlooked and that the "real snake" was that of finance.

He added that many persons are hurting financially and that the financing of the School District appears ominous. He suggested that all should spend less and that he would like to have input from the public regarding same.

c. Happy Holidays - Councilman Herreshoff noted the approaching holiday season and wished everyone season's greetings.

ZZ. TOWN ADMINISTRATOR AGENDA ITEM(S)

a. Reader's Digest - Town Administrator Mederos informed the Council of a contest sponsored by Reader's Digest magazine where individuals may nominate the Town to share in a \$5 million prize. She suggested that all citizens may wish to participate at [www.readersdigest.com](http://www.readersdigest.com) and also that there will be a link on the Town's website to this contest page.

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b. Councilman Cordeiro - Town Administrator Mederos expressed her thanks to Councilman Cordeiro for his service and noted that it had been a pleasure to serve with him.

Prior to adjournment, the Clerk asked for the indulgence of the Council to also extend his best wishes to Councilman Cordeiro, noting that Councilman Cordeiro was a very dedicated member of the Council nearly always the first member to arrive at Town Hall. He added that Councilman Cordeiro was the consummate gentleman and always treated him and his staff with the utmost respect and courtesy.

The Clerk also congratulated the Council upon its choice for its Board of Canvassers and indicated that the recent elections were extremely well run and that the Board was dedicated and hard-working.

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**CITIZENS PUBLIC FORUM**

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Herreshoff/Barboza - Voted unanimously to adjourn into Executive Session pursuant to RIGL 42-46-5 (a) (2) at 9:20 o'clock PM.

Cordeiro/Herreshoff - Voted unanimously to resume open session and seal the minutes of the Executive Session at 9:30 o'clock PM.

There being no further business, upon a motion by Councilman Cordeiro seconded by Councilman Herreshoff and voted unanimously, the Chairman declared this meeting to be adjourned at 9:31 o'clock PM.

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Louis P. Cirillo, CMC, Council Clerk