

**NOTE: ANYONE REQUESTING ASSISTIVE LISTENING DEVICES OR ANYONE WISHING TO SPEAK ON A MATTER DESIGNATED "CA" (CONSENT AGENDA) ON THE COUNCIL DOCKET MUST NOTIFY THE COUNCIL CLERK PRIOR TO THE COMMENCEMENT OF THE MEETING.**

DATE: December 14, 2005 TIME:

PRESENT:

MEETING DATES: January 4, 2005  
January 25, 2005

INTERVIEW: Personnel Board  
6:45 PM - Elizabeth R. Rene

PRESENTATION: Philip Johnson

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

A. SUBMISSION OF MINUTES OF PREVIOUS MEETING

1. Town Council Meeting - November 30, 2005
2. Town Council Special Meeting/Workshop - October 5, 2005

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

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

1. Redevelopment Agency - November 3, 2005
2. Historic District Commission - November 3, 2005
3. Substance Abuse Prevention Task Force - November 16, 2005
4. Redevelopment Agency - December 1, 2005

B. OLD BUSINESS

1. Keven A. McKenna, Esq. - Petitions requesting acquisition of property at corner of Wood and Hope Street for the public purpose of maintaining the property permanently as public open space and as an important watershed, continued from November 30, 2005
  - a. Keven McKenna, Esq. re: physical structure and condition of the Tanyard Brook sluiceway running through Blanchard property
  - b. Director of Community Development Williamson re status of Blanchard property acquisition
2. Director of Community Development Williamson - ordinance re: Tanyard Brook watershed, continued from November 30, 2005
3. Mr. & Mrs. Peter DeTora, 21 Fesser Avenue - request for ordinance regarding bird feeders, continued from November 30, 2005
  - a. Town Solicitor Ursillo - request for continuance to January 4, 2006
4. Ann Rusin re: property condition at 145 High Street, continued from November 30, 2005
5. Councilman Marshall - Rogers Free Library update/call for workshop, continued from November 30, 2005
6. Councilman Barboza re: Pastime Theatre - extension of payback and call for workshop, continued from November 30, 2005
  - a. Council Clerk re miscellaneous emails
  - b. John Vaughan to Council Clerk re Pastime Theatre request to address Council
    1. John Vaughan re Colt Andrews Project/enrollment data

2. John Vaughan re Peter McWalters RI Department of Education "Necessity of School Construction: Information and Instructions"
7. Councilman Barboza - Parking ban information
8. Town Treasurer Day - Updated Recreation Department finances as requested by Town council on September 21, 2005
  - a. Director Parks and Recreation Burke - updated department finances
9. Director of Community Development Williamson re: Waiver of I and I fee for Affordable Housing Units
10. CDBG Program Manager Turbeville - 2005/2006 sub-recipient exhibits for East Bay CDC and Mosaico CDC

BB. SPECIAL /STATUS REPORTS

1. Fundraising Committee Rogers Free Library - Library Project Update, continued from November 30, 2005
  - a. Fwd. Timothy N. Gorham, Associate Director/General Counsel, The Champlin Foundations to Joan C. Prescott re denial of funding, continued from November 30, 2005

C. PUBLIC HEARINGS

1. Proposed Zoning Ordinance Amendment #2005-49: CHAPTER 28, ZONING, Section 28-82 Use Regulations, Table A, Permitted Use Table, RESIDENTIAL: Multi Household Dwellings; Waterfront Zone, 2<sup>nd</sup> reading for adoption & public hearing
2. Anthony A. and Adelaide Nunes - request for zone change, Plat 108, lots 4 & 9 from General Business/Residential 15,000 sq. ft. to General Business, continued from November 2, 2005

3. Banda Filarmonica St. Isabel, 120 Franklin Street - request for Class D Intoxicating Beverage License, continued from November 30, 2005
  - a. Town Solicitor Ursillo - re license expiration and zoning requirements Banda Filarmonica St. Isabel
4. Paul Mancieri, Leo's Pizzeria & Deli, Inc., d/b/a Leo's Ristorante, 365 Hope Street - request for BV Intoxicating Beverage License, continued from November 2, 2005
  - a. Paul Mancieri - Proposed floor plan/expansion

D. ORDINANCES

1. Ordinance #2005-50: CHAPTER 16, MOTOR VEHICLES AND TRAFFIC, Section 16-143, Parking prohibited at all times, 2 Howe Street, 2<sup>nd</sup> reading
2. Ordinance #2005-51: CHAPTER 16, MOTOR VEHICLES AND TRAFFIC, Section 16-148, Parking restricted to handicapped, 108 State Street, 2<sup>nd</sup> reading
3. Ordinance #2005-52: CHAPTER 17, OFFENSES AND MISCELLANEOUS PROVISIONS, Section 17-82, Number of licenses, 2<sup>nd</sup> reading
4. Ordinance #2005-53: CHAPTER 17, OFFENSES AND MISCELLANEOUS PROVISIONS, Section 17-10, Holiday Sales, 2<sup>nd</sup> reading
5. Ordinance #2005-54: CHAPTER 11, FEES AND CHARGES, Section 11-1, Comprehensive schedule of fees, Sunday Sales, Class A, 2<sup>nd</sup> reading
6. Ordinance #2005-55: CHAPTER 17, OFFENSES AND MISCELLANEOUS PROVISIONS, Article II, Alcoholic Beverage Establishments, Division 2, License, Section 17-82, Number of Licenses, 1<sup>st</sup> reading

7. Ordinance #2005-56: CHAPTER 22, Sewer Inflow and Infiltration, Article III, Use of Public Sewers, Section 22-75, 1<sup>st</sup> reading
8. Ordinance #2005-57: CHAPTER 16, motor vehicles and traffic, Article V, Section 16-143, Parking prohibited in front of 103 Constitution Street, 1<sup>st</sup> reading
9. Ordinance #2005-58: CHAPTER 8, Boats, Docks and Waterways, Section 8-67 and 8-68, Appeals to the Harbor Master, 1<sup>st</sup> reading
10. Ordinance #2005-59: CHAPTER 16, Motor Vehicles and Traffic, Section 16-3, Snow Emergency, 1<sup>st</sup> reading
11. Ordinance #2005-60: Draft, Soil Erosion, Runoff and Sediment Control, 1<sup>st</sup> reading
  - a. Director of Community Development  
Williamson and Principal Planner Tanner  
- Proposed ordinance
12. Ordinance #2005-61: CHAPTER 28, Draft, Soil Erosion, Runoff and Sediment Control, 1<sup>st</sup> reading
  - b. Director of Community Development  
Williamson and Principal Planner Tanner  
- Proposed ordinance

**(CA) E. BUDGET ADJUSTMENTS**

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

1. Tax Assessor - Recommended abatements and additions, December 9, 2005

**(CA) F. APPOINTMENTS**

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

1. Public Service Appointments
  - a. Personnel Board

1. Elizabeth Rene, 11 Lincoln Avenue -  
interest/appointment

b. Conservation Commission

1. Jason Lavelle, 656 Hope Street -  
resignation

(CA) 2. Public Service Appointments - January 2006

G. LICENSING BOARD - NEW PETITIONS

1. Ryan P. Maturi, The Elbow Room, 29 State  
Street - request for Dancing and  
Entertainment License

a. Recommendation - Town Administrator and  
Police Chief

2. Ryan P. Maturi, The Elbow Room, 29 State  
Street - request for Amusement Devices  
License (1)

a. Recommendation - Town Administrator and  
Police Chief

3. Joseph Prazeres, Gooding Bakers, Inc. d/b/a/  
Dunkin Donuts/Baskin Robbins, 8 Gooding  
Avenue - request for Victualling License

a. Recommendation - Town Administrator and  
Police Chief

4. Lisa Sienkiewicz, Bristol Statehouse Foundation -  
request for 1-day Dancing and Entertainment License  
on Town Common for June 17, 2006

a. Walter Burke, Recreation Director -  
Facility Use Permit Approval

b. Recommendation - Town Administrator and  
Police Chief

5. Stephen and Lynn Squatrito, d/b/a Fishbones  
Steak & Seafood House, 549 Metacom Avenue -  
request for BV Intoxicating Beverage License

H. LICENSING BOARD - RENEWALS

1. Drainlayer's License Renewals - 2006

- a. Recommendation - Town Administrator and Director of DPW

(CA) I. UTILITY PETITIONS

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

1. Road Cut Permits - Bristol County Water Authority

J. PETITIONS - OTHER

K. OTHER NEW BUSINESS REQUIRING TOWN COUNCIL ACTION

1. Michael F. Drywa, Jr. representing Tracy and Lane Ukura 45 Brooks Farm Drive - Nuisance complaint involving E.L.J., Inc.
  - a. Director of Community Development Williamson - request for injunctive and enforcement relief by Town Solicitor
2. Town of Charlestown - Request for support of Resolution opposing electric rate increases
3. Anne Field-Piette, Coordinator Substance Abuse Prevention Task Force re: quorum for meetings
4. East Bay Fast Pitch Softball Association re: various requests
  - a. Jo Ann Morra, Chairperson, Recreation Board - approval of proposal
5. Town of Exeter - Request for support of Resolution re State Aid and school district funding
6. Paul C. Dolan, Urban and Community Forestry Program Coordinator re application for Tree City USA
7. Director of Community Development Williamson and Principal Planner/Zoning Officer Tanner - illegal dwelling units
  - a. Draft of Recommended Policy

L. BILLS & EXPENDITURES

1. Farrar & Associates, Inc. - Library Project Invoice \$2,565
2. Farrar & Associates, Inc. - Library Project Invoice \$8,047.50
3. Bid #596 - Type I, Medium Duty Ambulance

(CA) M. ROUTINE REPORTS

(CA) N. FINANCIAL REPORTS

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

1. Revenue and Expenditure Statement - December 7, 2005

P. PROCLAMATIONS & CITATIONS

1. Resolution, 30 years as Chief Executive Officer of East Bay Mental Health Center - Dr. John P. Digits, Jr.
2. Commendation, Bronze Medal Congressional Award - Philip Johnson

(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 - Scott J. Brum, Alternate Juvenile Hearing Board
2. Warrant - N. Diane Davis, Juvenile Hearing Board
3. Warrant - Joseph Sylvia, Tax Assessment Board of Review
4. Warrant - Robert W. McKenna, Juvenile Hearing Board

5. Warrant - E. Keith Maloney, Redevelopment Agency
6. Warrant - Ronald J. Rodrigues, Redevelopment Agency
7. Warrant - Patrick J. Barosh, Conservation Commission
8. Scott J. Ritch, Ursillo, Teitz & Ritch, Ltd. - Notice of Default and Acceleration & Mortgagee's Sale
9. Bristol Housing Authority - Greeting of the Season and Best Wishes for the New Year
10. Director of Community Development Williamson to Bruce Cox, Esq. - Acquisition of Blanchard property
11. Andrew M. Teitz, Esq. to Bruce Cox, Esq. re: Purchase of Blanchard property
12. Borrowing Resolution - Miscellaneous Sewer Capital Projects
13. Meeting Minutes for November 21, 2005 - Farrar & Associates, Inc. and Rogers Free Library Building Committee
14. Roberta B. Merkle, President Cornerstone Adult Services, Inc. - Thank You for \$2,000 grant
15. Brightman Street Bridge Blessing - December 10, 2005
16. Town Clerk Cirillo to Kent A. Willever, Executive Director RI Ethics Commission - Elected and appointed Town officials
17. Council Clerk Cirillo to Angelo Stanzione, Jr. - Sewer impact fee waiver
18. Ruben Barrales, Deputy Assistant to the President re: Resolution 92-05-2502
19. Code Compliance Coordinator Evans to Fred H. Barrows - Notice of Violation plat 10, lot 7

20. Town of North Kingstown - Resolution re: Lyme disease
21. Christopher Daly, Project Manager, Farrar & Associates to E. Turgeon Construction et al - Redesign of Rogers Free Library Project
22. Award of Bid #595 to Overhead Door Company, 1 Overhead Way, Warwick, RI - \$5247
23. Council Clerk Cirillo to Planning Board, Redevelopment Agency and Zoning Board of Review re Zoning "Pie Chart"

**(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 - Schedule of Meetings & Events/Week of November 26, 2005
2. Bristol Warren Regional Building Committee - December 1, 2005
3. Bristol Board of Recreation - 2006 Meeting Schedule
4. Bristol Historic District Commission - 2006 Meeting Schedule
5. Redevelopment Agency - 2006 Meeting Schedule
6. Conservation Commission - 2006 Meeting Schedule
7. Planning Board - 2007 Meeting Schedule
8. Zoning Board of Review - 2006 Meeting Schedule
9. Bristol Harbor Commission - 2006 Meeting Schedule
10. Bristol Warren Regional School Committee - 2006 Meeting Schedule

11. Bristol Warren Regional School Committee - Budget/Facilities Subcommittee, December 5, 2005
12. CRMC - December 2005 Calendar
13. Bristol County Water Authority - Public Relations/Personnel Committee, December 6, 2005
14. Bristol County Water Authority - Engineering Committee, December 7, 2005
15. Bristol County Water Authority - Audit Finance Committee, December 8, 2005
16. Bristol County Water Authority - Board of Directors, December 14, 2005
17. Bristol Warren Regional School Committee - Schedule of Meetings & Events/Week of December 5, 2005
18. Bristol Warren Regional School Committee - Building Committee, December 8, 2005
19. CODAC Behavioral Healthcare - December 14, 2005

S. TOWN SOLICITOR

Z. INDIVIDUAL COUNCIL MEMBERS AGENDA ITEMS

1. RUGGIERO
2. BARBOZA
3. PARELLA
4. MARSHALL
5. HERRESHOFF

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**CITIZENS PUBLIC FORUM**

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ADJOURNED: \_\_\_\_\_

: jmc

