

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: August 26, 2009 TIME: 7:00 PM

TOWN HALL - COUNCIL CHAMBERS

PRESENT:

MEETING DATES: September 10, 2009 - Special Joint Town
Council and Historic District Commission
Meeting re HDC procedures
September 16, 2009 - Town Council Meeting
October 7, 2009 - Town Council Meeting

MOTION RE: CONSENT AGENDA - TO APPROVE THE CONSENT AGENDA

A. SUBMISSION OF MINUTES OF PREVIOUS MEETING(S)

1. Town Council Meeting - August 5, 2009
2. Town Council Executive Session (sealed -
Council only) - January 7, 2009
(supplemental)
3. Special Town Council Meeting - August 18,
2009

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

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

1. Bristol Warren Regional School Committee -
May 26, 2009
2. Bristol Warren Regional School Committee -
Workshop, June 8, 2009

3. Bristol Warren Regional School Committee -
Special Meeting, June 15, 2009
4. Bristol Warren Regional School Committee -
June 22, 1009
5. Bristol Warren Regional School Committee -
Special Meeting, June 25, 2009
6. Redevelopment Agency - June 25, 2009
7. Fire Department Capital Project Committee -
July 16, 2009
8. Zoning Board of Review - June 1, 2009
9. Planning Board - June 16, 2009
10. Harbor Commission - August 3, 2009
11. Bristol County Water Authority/Public
Relations/Personnel Committee - August 5,
2009
12. Bristol County Water Authority/Engineering
Committee - August 5, 2009
13. Bristol County Water Authority/Audit Finance
Committee - August 5, 2009
14. Bristol County Water Authority/Board of
Directors - July 8, 2009
15. Town Council and Recreation Board Joint
Special Meeting - June 10, 2009
16. Charter Review Commission - Inaugural
Meeting, July 20, 2009

B. OLD BUSINESS

1. Jeffrey Hirsch, d/b/a The Lobster Pot, Inc.,
119-121 Hope Street - Intoxicating Beverage
License review re compliance with State fire
regulations, **continued from August 5, 2009**
2. Stephen Cornwall, (Rogers Free) Library
Capital Project Committee re completion of
project, **continued from August 5, 2009**

3. Councilman Herreshoff re Tree Infestation, **continued from August 5, 2009**
4. Councilman Herreshoff re Ferry Road repair, **continued from August 5, 2009**
5. Robert J. Arsenault, BW Community String Project - request for support of program, **continued from August 5, 2009**
 - a. Robert J. Arsenault to Town Clerk Cirillo re BW Community String Program participation and funding
6. Council Chairman Marshall re St. Mary's Cemetery/Silver Creek drainage line, **continued from August 5, 2009**
 - a. Town Administrator Mederos re drainage projects
7. Town Administrator Mederos re overnight parking in vicinity of Town Common

BB. SPECIAL /STATUS REPORTS

C. PUBLIC HEARINGS

D. ORDINANCES

1. Ordinance #2009-11, CHAPTER 16, Motor Vehicles and Traffic, Article V, Stopping, Standing and Parking, Section 16-143, Parking prohibited at all times (portion of St. Elizabeth Street), **2nd reading for adoption**
2. Ordinance #2009-12, CHAPTER 16, Motor Vehicles and Traffic, Article V, Stopping, Standing and Parking, Section 16-143, Parking Prohibited at all times (portion of Wayland Road), **2nd reading for adoption**
3. Ordinance #2009-13, CHAPTER 10, Environment, Article II, Noise, Section 10-35, Exceptions from article provisions, **1st reading**

(CA) E. BUDGET ADJUSTMENTS

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

1. Tax Assessor Spagnolo re Recommended Abatements & Additions for August, 2009

(CA) F. APPOINTMENTS

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

1. Public Service Appointments
 - a. Recreation Board
 1. Fred DaSilva, 74 Berry Lane - resignation
 2. Joseph E. Carosi, 114 Berry Lane - interest/appointment
 3. Karen Kestenber, 54 Viking Drive - interest/appointment
 - b. Special Constables - Fire Police (updated list)

(CA) 2. Public Service Appointments for September

G. LICENSING BOARD - NEW PETITIONS

1. Rick Baccus for Bristol County Elks Lodge #1860 - request for a One-Day Dancing and Entertainment License, September 5, 2009

H. LICENSING BOARD - RENEWALS

1. Jeffrey Hirsch, d/b/a The Lobster Pot, Inc., 119-121 Hope Street - Intoxicating Beverage License review re compliance with State fire regulations, **continued from August 5, 2009** (see item B1 also)

I. UTILITY PETITIONS

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

(CA) 1. DPW - Road Cut Permits

- (CA)
2. WPCF - Sewer Permits
 3. Sister Dorothy Schwarz, Provincial Coordinator, Sisters of St. Dorothy, 13 Monkey Wrench Lane - request for street light

J. PETITIONS - OTHER

1. Patrick T. Conley, One Bristol Point Road - request permission to allow parking along the west side of Monkey Wrench Lane extending northerly to Low Lane on August 29, 2009
 - a. Recommendation - Town Administrator and Police Chief
2. Francine R. Gruhn, President, Homeowners Board of Edgewater Condominium, 221 Hope Street - request for No Parking thirty (30) feet north of the entrance
3. Stephen M. Rappoport, Esquire, for Raymond Dubord, 50 Monroe Avenue re claim for personal injury

K. OTHER NEW BUSINESS REQUIRING TOWN COUNCIL ACTION

1. Wendy J.W. Marshall, Town Clerk, Town of Middletown - request for support of Resolution re criminalizing prostitution
2. Director of Community Development Williamson and Principal Planner Tanner - request for Executive Session pursuant to RIGL §42-46-5 (a) (5)
3. Councilman Herreshoff re installation of sidewalks on lower Hope Street
4. Town Treasurer Day - request appointment of Council member to participate in discussion re implementation of existing sewer ordinance relative to sewer assessments
5. Leif Jensen, President, Paxton Corporation (resident of 16 Constitution Street) - request for consideration re motorcycle noise

L. BILLS & EXPENDITURES

1. Bid #680 - Phase II Cleaning and CCTV Inspection of Gravity Sewer
2. Bid #681 - Parking Lot Paving (4)

(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 re Monthly/Quarterly Report Fiscal Year Ending June 30, 2009
2. (Town Treasurer Day) re Revenue and Expenditure Statement, August 20, 2009

P. PROCLAMATIONS & CITATIONS

(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. License to Maintain Town Property re Gildon Stillings, Harrison Street, Assessor's Plat 142, Lot 12 (granted July 15, 2009, signed and recorded copy)
2. Warrant - Antonio Teixeira, Charter Review Commission
3. Resolution - Authorizing the Assessment of Valuations and levy of Taxes, Sewer Service Fees and Sewer Assessments (signed copy)
4. Warrant - Jeffrey L. Mascola, Post Retirement Benefits Fund - Board of Trustees
5. Warrant - Leeds Mitchell, II, Harbor Commission Advisory Committee
6. Director of Parks and Recreation Burke to Town Administrator Mederos re Laidlaw, d/b/a First Student (Bid #678 - Summer Fun Busing Program)

7. Rep. Douglas W. Gablinske to Michael P. Lewis, Director, Department of Transportation re Silver Creek drainage project

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

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

1. Bristol County Water Authority/Audit Finance Committee - August 5, 2009
2. Bristol County Water Authority/Engineering Committee - August 5, 2009
3. Bristol County Water Authority/Public Relations/Personnel Committee - August 5, 2009
4. Bristol County Water Authority/Board of Directors - August 12, 2009
5. Bristol Warren Regional School District - Schedule of Meetings, Week of August 10, 2009
6. Bristol Warren Regional School Committee Policy/Community Affairs Subcommittee - August 11, 2009
7. (Bristol Warren Regional School Committee) Personnel/Contract Subcommittee - August 17, 2009
8. Bristol Warren Regional School Committee - August 17, 2009
9. Bristol County Water Authority - September 2009 Meetings
10. Bristol Warren Regional School Committee - August 17, 2009 (revised)
11. Fourth of July Committee - August 25, 2009
12. Bristol Fire Department Capital Project Committee - August 27, 2009

13. Bristol Warren Regional School Committee
Budget/Facilities Subcommittee - August 24,
2009
14. Bristol Warren Regional School District -
Schedule of Meetings, Week of August 24, 2009

S. TOWN SOLICITOR

1. Request for Executive Session pursuant to
RIGL §42-46-5 (a) (2)

Z. INDIVIDUAL COUNCIL MEMBERS AGENDA ITEMS

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

ZZ. TOWN ADMINISTRATOR AGENDA ITEM(S)

CITIZENS PUBLIC FORUM

ADJOURNED: _____

: jmw