

**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.**

**Revised**

DATE: February 10, 2010                      TIME: 7:00 PM

TOWN HALL - COUNCIL CHAMBERS

PRESENT:

MEETING DATES: March 3, 2010 - Town Council Meeting  
March 15, 16, 17 & 18, 2010 - Town Council  
Budget Workshop  
March 24, 2010 - Town Council Meeting  
April 12, 2010 - Special Town Council Meeting  
re Vote on Provisional Budget  
April 14, 2010 - Town Council Meeting  
April 26, 2010 - Public Hearing on Budget  
May 5, 2010 - Town Council Meeting (Final  
Council Consideration of Budget)

Council Chairman Marshall re "Boat of the Year" award

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

A. SUBMISSION OF MINUTES OF PREVIOUS MEETING(S)

1. Town Council Meeting - January 20, 2010

**(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 -  
December 7, 2009

2. Bristol Warren Regional School Committee -  
Special Meeting, December 14, 2009

3. Fire Department (& Rescue/Training Headquarters) Capital Project Committee - December 17, 2009
4. Conservation Commission - May 28, 2008
5. Conservation Commission - July 2, 2008
6. Conservation Commission - July 23, 2008
7. Conservation Commission - July 29, 2009
8. Conservation Commission - September 23, 2009
9. Conservation Commission - December 7, 2009
10. Bristol Housing Authority - December 10, 2009
11. Substance Abuse Prevention Task Force - September 19, 2009
12. Substance Abuse Prevention Task Force - October, 2009
13. Fire Department (& Rescue/Training Headquarters) Capital Project Committee - December 30, 2009
14. Fire Department (& Rescue/Training Headquarters) Capital Project Committee - January 14, 2010
15. Charter Review Commission - January 12, 2010
16. Board of Fire Engineers - February 1, 2010

B. OLD BUSINESS

1. Paul Mancieri, d/b/a Leo's Ristorante, 365 Hope Street - request for a Dancing and Entertainment License **(continued from January 20, 2010)**
2. Julie A. Coelho, CMC, Warren Town Clerk re (Town of Warren) ordinance amendment concerning Excavations; standards to be employed when restoring roads, streets, lanes and highways **(continued from January 20, 2010)**

3. Council Chairman Marshall re future energy producing facility at Minturn Farm **(continued from January 20, 2010)**
4. Draft Resolution in support of RI House Bill 7014 - Bridge Safety (legislation attached)
5. Beverly Najarian, Deputy Chief of Staff for Gov. Donald L. Carcieri to Town Clerk Cirillo re reconsideration of potential closing and relocation of the Department of Children, Youth and Families offices in Bristol
6. RFP #691 - 2010 Statistical Update Reappraisal and Complete Revaluation **(continued from January 27, 2010)**
7. Tax Assessor Spagnolo re proposed assessment capping
8. Patrick J. Barosh, 103 Aaron Avenue re public safety issues concerning proposed LNG site in Mount Hope Bay
9. Council Clerk Cirillo re Audit Report, schedule special workshop
10. Town Clerk Cirillo re public hearing concerning Winter Moth spraying scheduled for March 10, 2010

BB. SPECIAL /STATUS REPORTS

C. PUBLIC HEARINGS

1. Director of Community Development Williamson re application for zoning map change of Christopher Francis for ELJ, Inc., 701 Metacom Avenue, from GB (General Business) to M (Manufacturing) with conditions for property located at 95 Tupelo Street (Plat 92A, Lots 35 & 59), **2<sup>nd</sup> reading (continued from January 20, 2010)**

D. ORDINANCES

1. Ordinance #2010-02, CHAPTER 17, Historic Preservation, Section 14-4.1, Guidelines and rules of procedure, **2<sup>nd</sup> reading for adoption**

2. 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), **call for public hearing and 2<sup>nd</sup> reading (continued from February 1, 2010)**
3. Ordinance #2010-04, CHAPTER 17, Offenses and Miscellaneous Provisions, Article II, Alcohol Beverage Establishments, Division 2, License, Section 17-82, Number of licenses, (increase class B-V from 27 to 28), **1<sup>st</sup> reading**
4. Ordinance #2010-05, CHAPTER 17, Offenses and Miscellaneous Provisions, Article II, Alcohol Beverage Establishments, Division 2, License, Section 17-82, Number of licenses, (reduce class B Limited from 7 to 6), **1<sup>st</sup> reading**
5. Ordinance #2010-06, CHAPTER 25, Streets, Sidewalks and Other Public Places, Article I, Streets, Sidewalks and Parks, Section 25-4, Parades, (public safety), **1<sup>st</sup> reading**
6. Ordinance #2010-07, CHAPTER 11, Fees and Charges, Section 11-3, GeoTMS User Fee, **1<sup>st</sup> reading**
  - a. Director of Community Development Williamson re proposed user fee ordinance for permit tracking system and presentation of GeoTMS Software representative on March 3, 2010

**(CA) E. BUDGET ADJUSTMENTS**

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

1. Tax Assessor Spagnolo re Recommended Abatements & Additions for February, 2010

**(CA) F. APPOINTMENTS**

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

1. Public Service Appointments

- a. Bristol County Water Authority (term to expire 2/2013)
  - 1. David Dugan, 16 Fesser Avenue - interest/reappointment
- b. Recreation Board (2) (terms to expire 2/2013)
  - 1. N. Diane Davis, 25 Butterworth Avenue - interest/reappointment
  - 2. Karen A. Kestenberg, 54 Viking Drive - not seeking reappointment
  - 3. Karl Antonevich, 1215 Hope Street - interest/appointment
- c. Economic Development Commission (to fill vacancy term to expire 9/2012), **continued from January 27, 2010** (see item d. also)
  - 1. William Grapentine, 10 Monterey Drive - interest/appointment
- d. Economic Development Commission - new applicants (to fill vacancy term to expire 9/2012)
  - 1. George S. Burman, 66 Highland Road - interest/appointment
  - 2. Adam McGovern, 37 Tilbury Drive - interest/appointment
- e. Redevelopment Agency - 3<sup>rd</sup> Alternate (to fill vacancy term to expire 12/2010), **continued from January 27, 2010**
  - 1. David Charette, 134 Bayview Avenue - interest/appointment
- f. Conservation Commission (to fill vacancy term to expire 12/2012), **continued from January 27, 2010**
  - 1. Kathleen A. Keating, 35 Burton Street - interest/appointment

g. Newport and Bristol County Convention and Visitors' Bureau (term to expire 2/2012)

1. Stephan Brigidi, 93 Highland Road - interest/appointment

G. LICENSING BOARD - NEW PETITIONS

1. Paul Mancieri, d/b/a Leo's Ristorante, 365 Hope Street - request for a Dancing and Entertainment License **(continued from January 20, 2010)** (see item B1 also)
2. Donna Richards, d/b/a Ardor, 458 Hope Street - request for a Holiday Sales License
3. Donna Richards, d/b/a Ardor, 458 Hope Street - request for a Sidewalk Use License

H. LICENSING BOARD - RENEWALS

**(CA)** I. UTILITY PETITIONS

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

1. Road Cut Permits - DPW

J. PETITIONS - OTHER

1. Brian W. Kirsch, 28 Paine Avenue - request to designate Paine Avenue as a one-way street
  - a. Recommendation - Director of Public Works
  - b. Recommendation - Town Administrator and Police Chief
2. Uzma K. Baig, (d/b/a Midland Farms), 429 Wood Street - request for four (4) ten (10) minute parking spaces, two (2) on Bradford Street and two (2) on Wood Street
  - a. Recommendation - Chief of Police
  - b. Recommendation - Director of Public Works

3. Frank R. Vento, Sr., 16 Charlotte Drive - request for abandonment of a portion of Leahy Drive
  - a. Recommendation - Code Compliance Officer
4. Edward E. Hanrahan, President, Rhode Island Veterans Home Resident Council - request that additional lighting or a crosswalk be located in the vicinity of 480 Metacom Avenue
5. Steven E. Skuba, Chairman, Bristol Veterans Council Monument Committee re addition to the War Memorial Garden

K. OTHER NEW BUSINESS REQUIRING TOWN COUNCIL ACTION

1. Sarah Flannigan, Olympus Group Management, Agent for Courtyard at Metacom Condominium Association Board re sewer assessment fee
2. Pauline S. Payeur, Woonsocket City Clerk - request for support of resolution requiring minimum beneficiary contribution to cost sharing as it relates to public employee healthcare benefits
3. Town Clerk Cirillo re Kickemuit Education Foundation invitation to sponsor a team to participate in the second annual Bodacious Bee contest on April 30, 2010
4. Coastal Resources Management Council re Public Hearing scheduled for consideration of proposed changes to the RI Coastal Resources Management Program on March 23, 2010
5. Town Administrator Mederos re Proclamation declaring February 10, 2010 as "Remembrance of Domestic Violence Victims Day"
6. Director of Community Development Williamson re zoning map change application of Charles Alexandre/Alexandre Family Trust for property located at 418 Metacom Avenue (Plat 155, Lot 20) from R-10SW (Residential) to LB (Limited Business), **1<sup>st</sup> reading and call for public hearing on March 24, 2010**

L. BILLS & EXPENDITURES

1. RFP #692 - Emergency Paramedic Medical Services

(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 Revenue and Expenditure Statement, February 5, 2010

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. Council Clerk Cirillo to Thomas M. Carroll, Chairman, Republican Town Committee re Bristol County Water Authority appointment
2. Robert Rocchio, P.E., Managing Engineer, RI Department of Transportation to Town Administrator Mederos re installation of a "Home to the 225<sup>th</sup> Bristol Fourth of July Parade" panel to the "Welcome to Rhode Island" signs
3. Brian Harrington, Sr., Environmental Scientist, Coastal Resources Management Council to Sumner MacDonald, 12 West Harbor Road re Cease and Desist Order
4. Brian Harrington, Sr., Environmental Scientist, Coastal Resources Management Council to Herbert Cummings, 11 West Harbor Road re Cease and Desist Order
5. Council Clerk Cirillo to Sen. David E. Bates, et al re opposition to last year's Senate Bill 606 and House Bill 5931 concerning the Rhode Island Housing foreclosure period



6. Resolution/Certification of Authority to Acquire Property re Quinta-Gamelin U.S. Army Reserve Center (signed copy)
7. (Arlene D. Petit, Jamestown Town Clerk) re resolution in opposition to House Bill 5931 and Senate Bill 606
8. Mary C. Shannahan, 325 Spinnaker Lane to Town Administrator Mederos re thank you for services of the Fire and Rescue Department
9. Coastal Resources Management Council - Newsletter, Fall 2009
10. Warrant - Aristotle Gatos, Assistant Harbor Master
11. Warrant - Charles Andrew Lombardo, Assistant Harbor Master
12. James D. Marques, CMC, North Kingstown Town Clerk re resolution in support of the construction of the Rhode Island National Guard Living Memorial
13. Joseph Andrew Arruda, President, Save Bristol Harbor to Michael Tokoian, Chairman, Coastal Resources Management Council re application of Gunter Hafer for a boating facility at 333 Poppasquash Road
14. Coastal Resources Management Council - February 2010 Calendar
15. Kevin R. McBride, P.E., Vice President, Caputo and Wick Ltd. to Town Administrator Mederos re status update of Carr Lane drainage issue concerning property owned by Domenic Calarco of 413 Metacom Avenue
16. Dale S. Holberton, CMC, South Kingstown Town Clerk re support of resolution opposing the location of a LNG facility in Mount Hope Bay
17. Town Administrator Mederos to James W. Ecker, New England Organics re award of RFP #690, Marketing Plan - Wastewater Residual Compost

18. Rizwan Ahmed, d/b/a The Hourglass Brasserie, 382 Thames Street re BV Limited Intoxicating Beverage License petition (granted January 20, 2010) Note: original petition was for class BV
19. Louise R. Phaneuf, Burrillville Town Clerk re support of resolution opposing a LNG offshore berth in Mouth Hope Bay
20. Citation - C & C Fiberglass Components, "Boat of the Year" award

**(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 - Notice of Water Rate Hearing, February 3, 2010
2. Fire Department (& Rescue/Training Headquarters) Capital Project Committee - January 21, 2010
3. Charter Review Commission - January 26, 2010
4. North and East Burial Grounds Commission - Annual Meeting, February 1, 2010
5. North and East Burial Grounds Commission - 2010 Meeting Schedule
6. Bristol Warren Regional School District - Schedule of Meetings, Week of January 25, 2010
7. Bristol Warren Regional School Committee - January 25, 2010
8. Bristol Warren Regional School Committee Budget/Facilities Subcommittee - Special Meeting, January 25, 2010
9. Conservation Commission - February 1, 2010
10. Fire Department (& Rescue/Training Headquarters) Capital Project Committee - January 28, 2010

11. Bristol Warren Regional School Committee -  
Special Workshop, February 1, 2010
12. Bristol Warren Regional School Committee  
Policy/Community Affairs Subcommittee -  
February 1, 2010
13. Bristol Warren Regional School District -  
Schedule of Meetings, Week of February 1,  
2010
14. Harbor Commission - February 1, 2010
15. Bristol County Water Authority/Board of  
Directors - Special Meeting, February 3, 2010
16. Bristol County Water Authority - Public  
Hearing, February 3, 2010
17. Bristol County Water Authority/Public  
Relations/Personnel Committee - February 3,  
2010
18. Bristol County Water Authority/Engineering  
Committee - February 3, 2010
19. Bristol County Water Authority/Audit Finance  
Committee - February 3, 2010
20. Fire Department (& Rescue/Training  
Headquarters) Capital Project Committee -  
February 4, 2010
21. Recreation Board - February 9, 2010
22. Bristol Warren Regional School District -  
Schedule of Meetings, Week of February 8,  
2010
23. Bristol Warren Regional School Committee  
Budget/Facilities Subcommittee - February 9,  
2010
24. Bristol Warren Regional School Committee -  
Workshop/Meeting, February 8, 2010

S. TOWN SOLICITOR

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

**AMEND**

2. Dan Beardsley, Executive Director, R.I. League of Cities and Towns to Town Administrator Mederos - request for authorization to have Bristol named as a community in support of legal action re withholding of motor vehicle excise tax

Z. INDIVIDUAL COUNCIL MEMBERS AGENDA ITEMS

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

ZZ. TOWN ADMINISTRATOR AGENDA ITEM(S)

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**CITIZENS PUBLIC FORUM**

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

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