

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: May 5, 2010 TIME: 7:00 PM

TOWN HALL - COUNCIL CHAMBERS

PRESENT:

MEETING DATES: May 26, 2010 - Town Council Meeting
June 16, 2010 - Town Council Meeting

Special Proclamation - "The History Kids"

Adoption of Town Budget 2010-2011*

Schedule "A" Operating - \$38,971,295
Schedule "B" Capital - \$ 300,000 (inc. in operating)
Schedule "C" Enterprise - \$ 4,874,979

*See docket number B6

MOTION RE: CONSENT AGENDA - TO APPROVE THE CONSENT AGENDA

A. SUBMISSION OF MINUTES OF PREVIOUS MEETING(S)

1. Town Council Meeting - April 14, 2010
2. Town Council Special Meeting - April 26, 2010

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

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

1. Noise Study Committee - February 16, 2010
2. Charter Review Commission - February 12, 2010

3. Charter Review Commission - March 3, 2010
4. Charter Review Commission - March 24, 2010
5. Bristol County Water Authority/Board of Directors - March 10, 2010
6. Bristol County Water Authority/Audit Finance Committee - April 7, 2010
7. Bristol County Water Authority/Engineering Committee - April 7, 2010
8. Bristol County Water Authority/Public Relations/Personnel Committee - April 7, 2010
9. Harbor Commission - April 5, 2010
10. Bristol Housing Authority - March 11, 2010
11. Bristol Warren Regional School Committee - February 22, 2010
12. Bristol Warren Regional School Committee - Special Meeting, March 1, 2010
13. Bristol Warren Regional School Committee - Workshop, March 8, 2010
14. Harbor Commission - Appeals Hearing, April 20, 2010
15. Building Code Board of Appeals - August 12, 2009
16. North and East Burial Grounds Commission - February 22, 2010
17. Bristol Warren Regional School Committee - March 22, 2010
18. Bristol Warren Regional School Committee - Workshop/Meeting, April 12, 2010
19. Charter Review Commission - April 13, 2010

B. OLD BUSINESS

1. Gregg Landes, Vice President, Project Manager, Weaver's Cove Energy re response to request for additional information on LNG ships
2. Melinda L. Thies, Superintendent, Bristol Warren Regional School District re request for resolution supporting proposed amendments to enabling legislation
3. Frank R. Vento, Sr., 16 Charlotte Drive - request for abandonment of a portion of Leahy Drive, **continued from April 14, 2010**
4. Lorraine N. Rosenberg, 6 Prenda Lane - request permission to remove tree located on Town property, **continued from April 14, 2010**
 - a. (Lorraine N. Rosenberg) - photos submitted concerning above matter
 - b. Recommendation - Tree Warden
5. Jonathan Stone, Save The Bay to Town Clerk Cirillo re update concerning fundraising efforts for LNG opposition
6. Town Treasurer Day re Harbor Patrol Budget 2010-2011
7. Councilman Barboza re update on the Noise Study Committee
8. Councilman Barboza re proposed ordinance amendment to Town Code Section 10-41 (j) Disorderly house
 - a. Town Code Section 10-41 (j) Disorderly house
9. Dominic Franco, Chairman, Harbor Commission re State Street Dock repairs
- *10. Council Chairman Marshall re support of efficiency and operations audit of the Bristol County Water Authority

BB. SPECIAL /STATUS REPORTS

C. PUBLIC HEARINGS

D. ORDINANCES

(CA) E. BUDGET ADJUSTMENTS

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

(CA) F. APPOINTMENTS

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

1. Public Service Appointments

a. Animal Shelter Capital Project Committee,
continued from April 26, 2010

1. Harold E. Tucker, 10 Noyes Avenue -
interest/appointment

b. Historic District Commission - Auxiliary
Member (to fill vacancy, term to expire
July, 2010), **continued from April 26,
2010**

1. Harold E. Tucker, 10 Noyes Avenue -
interest/appointment

2. Sara Butler, 133 Windward Lane -
interest/appointment

c. Town Administrator Mederos re
appointment of Town Treasurer

G. LICENSING BOARD - NEW PETITIONS

1. Ruth Vermilyea, d/b/a East Bay Consignment,
156 Bay View Avenue - request for a Holiday
Sales License

a. Recommendation - Town Administrator and
Chief of Police

2. Sandra Almeida for St. Elizabeth's
Church/Holy Trinity, 577 Wood Street -
request for a One-Day Dancing and
Entertainment License, May 28, 29 & 30, 2010

- a. Recommendation - Town Administrator and Chief of Police
- 3. (Courtney Poissant) for Anthony Poissant, d/b/a Common Pub & Grille, 421 Wood Street - request for a Sidewalk Use License
- 4. Marie Mauricio for St. Elizabeth's Church/Holy Ghost, 577 Wood Street - request for a One-Day Dancing and Entertainment License, May 21, 22 & 23, 2010
 - a. Recommendation - Town Administrator and Chief of Police
- 5. David Williams, d/b/a Bristol Bakery, 87 Gooding Avenue, Unit 4 - request for a Victualling License (new location)
 - a. Recommendation - Water Pollution Control Facility
 - b. Recommendation - Town Administrator and Chief of Police
- 6. Michael J. Ferreira, d/b/a Gillary's, 198 Thames Street - request for a One-Day Sunday Dancing and Entertainment License, May 30, 2010
- 7. Michael J. Ferreira, d/b/a Gillary's 198 Thames Street - request for a One-Day Sunday Dancing and Entertainment License, July 4, 2010
- 8. Uzma Baig & Zaheer Abbas, d/b/a Midland Farms, 429 Wood Street - request to amend hours of operation (Victualling License)
- 9. Uzma Baig & Zaheer Abbas, d/b/a Midland Farms, 429 Wood Street - request to amend hours of operation (Holiday Sales License)
- 10. Madeline Grimo for Our Lady of Mount Carmel Church/Feast Committee, 141 State Street - request for a One-Day Dancing and Entertainment License, July 15 - 18, 2010 (event to be held on Town Common)

11. Berta Raposa for St. Elizabeth Church/Santo Cristo Committee, 577 Wood Street - request for a One-Day Dancing and Entertainment License, June 4 - 6, 2010

H. LICENSING BOARD - RENEWALS

1. Sidewalk Use License renewals for 2010-2011
 - a. Recommendation - Town Administrator and Chief of Police
 - b. Recommendation - Code Compliance Coordinator

(CA) I. UTILITY PETITIONS

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

1. The National Grid re petition to install anchor to existing pole on Sunset Drive
 - a. Recommendation - Director of Public Works

(CA) 2. Road Cut Permit - DPW

J. PETITIONS - OTHER

1. Waylon Whitley for St. Michael's Church, 399 Hope Street - request to display artwork on the fence at the corner of Hope and Church Streets for a fundraising event on June 12, 2010 (rain date June 19, 2010)
 - a. Recommendation - Town Administrator and Chief of Police
2. Town Clerk Cirillo - request for a handicap parking space just south of 240 High Street, **1st reading**
3. Helga Piccoli, Treasurer, Bristol Art Museum - request to hold "Art al Fresco" on the fences of Linden Place and the Bradford-Dimond-Norris House on July 25, 2010 (rain date August 1, 2010)

4. Madeline Grimo for Our Lady of Mount Carmel Church/Feast Committee, 141 State Street - request to use Town Common to hold "Touch-A-Truck" event on September 11, 2010 (rain date September 25, 2010)
5. Paul Mancieri, (d/b/a Leo's Ristorante), 365 Hope Street - request to place stanchions on Town property

K. OTHER NEW BUSINESS REQUIRING TOWN COUNCIL ACTION

1. Julie Coelho, CMC, Warren Town Clerk re resolution requesting the enactment of legislation requiring seat belts on school buses
2. (Town Treasurer Day) re Resolution concerning Waiver of Terms of Investment Policy
3. Coastal Resources Management Council re notice of public hearing scheduled for consideration of proposed program changes to be held on June 22, 2010

L. BILLS & EXPENDITURES

1. RFP #698 - Sale of Rescue Station, 349 Franklin Street

(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, April 30, 2010

P. PROCLAMATIONS & CITATIONS

1. Commendation - Mt. Hope High School Boys' Winter Ice Hockey Varsity Team (2009-2010), Division III State Championship
2. Commendation - Mt. Hope High School 2010 Robotics Teams

3. Commendation - Kyle Porto, Eagle Scout Court of Honor
4. Commendation - Manuel C. "Manny" Correira, selection as "Knight of the Year" by Knights of Corte Reais

(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, April 13, 2010
2. Amy Rose Weinreich, Charlestown Deputy Town Clerk re resolution in support of encouraging the return of the America's Cup challenge to Newport
3. Andrea M. Bicki, Woonsocket City Clerk re resolution in opposition to H 7581; legislative amendment mandating binding arbitration for teacher and other school employee contracts
4. Cheryl A. Fernstrom, CMC, Jamestown Town Clerk re resolution in support of establishing a "Blue Alert" program in the State of Rhode Island
5. Warrant - Raymond J. Dutelle, Jr., Police Pension Fund - Board of Trustees
6. Warrant - Kenneth J. Marshall, Planning Board
7. Warrant - Armand G. Bilotti, Planning Board
8. Cheryl A. Fernstrom, CMC, Jamestown Town Clerk re resolution requesting enactment of legislation for bicyclist safety
9. Deborah A. Tellier, CMC, West Warwick Council Clerk re resolution in support of H 7236; legislative amendment relieving the Towns of Coventry and West Warwick and the City of Warwick from unfunded state mandates for a period of five years, resolution in opposition to mandatory binding arbitration

- on monetary matters for teachers, and resolution in opposition to S 2603; legislative amendment mandating expired teacher contracts must continue all the existing terms and conditions of employment
10. Kim A. Casci, East Providence City Clerk re resolution in support of encouraging the return of the America's Cup challenge to Newport
 11. Kim A. Casci, East Providence City Clerk re resolution in support of H 7278, H 7777, H7277, H 7280, and S 2349; legislative amendments to protect Rhode Island's Cities and Towns and their Public Officials and Employees
 12. Tina W. Freeman, Foster Town Clerk re resolution in support of proposed legislation authorizing RI cities and towns to postpone budget and financial town meetings for FY 2010-2011
 13. Julie A. Coelho, CMC, Warren Town Clerk re resolution in support of encouraging the return of the America's Cup challenge to Newport
 14. Donna J. Olivo, d/b/a All Paws Inn, 185 Bay View Avenue re Dog Kennel License Renewal petition (granted April 14, 2010)
 15. Wendy J.W. Marshall, CMC, Middletown Town Clerk re resolutions in opposition to H 7581; legislative amendment mandating binding arbitration for teacher and other school employee contracts and S 2603; legislative amendment mandating expired teacher contracts must continue all the existing terms and conditions of employment
 16. James D. Marques, CMC, North Kingstown Town Clerk re updated list of municipalities that have donated to the National Guard Memorial
 17. Council Clerk Cirillo to Nell Carpenter, Architectural Accessibility Fellow, Governor's Commission on Disabilities re

report concerning Bristol Statehouse meeting room

18. Council Clerk Cirillo to Jerry Durante, Credit Manager, All American Foods, Inc. re Classic Pizza
19. Cheryl A. Fernstrom, CMC, Jamestown Town Clerk re resolution in support of H 7014; bridge safety
20. Cheryl A. Fernstrom, CMC, Jamestown Town Clerk re resolution in support of encouraging the return of the America's Cup challenge to Newport
21. Borrowing Resolutions (signed copy)
22. Paul C. Dolan, Deputy Chief, Division of Forest Environment to Town Administrator Mederos re Tree City USA award
23. David R. Gifford, MD, MPH, Director, Rhode Island Department of Health, et al to Fire Chief Martin, et al re thank you for involvement in administering vaccinations against H1N1 on January 26, 2010
24. Vincent P. Baccari, Jr., Johnston Town Clerk re resolution requesting repeal of financial mandates pertaining to municipal and school employee pensions, health insurance cost-sharing, and public school employee health care benefits
25. Coastal Resources Management Council - Semi-Monthly Meeting, April 27, 2010
26. Helga Piccoli, Treasurer, Bristol Art Museum - thank you for support re renovations of the Historic Barn at Linden Place
27. Kathleen Viera Beaudoin, Portsmouth Town Clerk re resolution requesting repeal of financial mandates pertaining to municipal and school employee pensions, health insurance cost-sharing, and public school employee health care benefits

28. Wendy J.W. Marshall, CMC, Middletown Town Clerk re resolution in support of encouraging the return of the America's Cup challenge to Newport
29. Robert E. LaFleur, Chairperson, North Smithfield School Committee re resolution in opposition to S 2603; legislative amendment mandating expired teacher contracts must continue all the existing terms and conditions of employment
30. Robert E. LaFleur, Chairperson, North Smithfield School Committee re resolution in opposition to H 7581; legislative amendment mandating binding arbitration for teacher and other school employee contracts

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

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

1. Fire Department (& Rescue/Training Headquarters Capital Project Committee) - April 15, 2010
2. Building Code Board of Appeals - April 20, 2010
3. Bristol County Water Authority - May 2010 Meetings
4. Bristol County Water Authority/Board of Directors - April 14, 2010
5. Bristol Warren Regional School District - Schedule of Meetings, Week of April 19, 2010
6. Bristol Warren Regional School Committee Budget/Facilities Subcommittee - April 19, 2010
7. Harbor Commission - Appeals Hearing, April 20, 2010
8. Bristol Warren Regional School District - Schedule of Meetings, Week of April 26, 2010

9. Bristol Warren Regional School Committee
Budget/Facilities Subcommittee - April 26,
2010
10. Bristol Warren Regional School Committee
Personnel/Contract Subcommittee - April 26,
2010
11. Bristol Warren Regional School Committee -
April 26, 2010
12. Charter Review Commission - April 29, 2010
13. Fire Department (& Rescue/Training
Headquarters Capital Project Committee - May
6, 2010
14. North and East Burial Grounds Commission -
June 28, 2010
15. Conservation Commission - May 3, 2010
16. Harbor Commission - May 3, 2010
17. Bristol Warren Regional School District -
Schedule of Meetings, Week of May 3, 2010

S. TOWN SOLICITOR

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

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