

**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: May 26, 2010

TIME: 7:00 PM

TOWN HALL - COUNCIL CHAMBERS

PRESENT:

MEETING DATES: June 16, 2010 - Town Council Meeting  
July 7, 2010 - Town Council Meeting  
July 28, 2010 - Town Council Meeting

Special Recognition - Substance Abuse Prevention  
Poster Artists

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

A. SUBMISSION OF MINUTES OF PREVIOUS MEETING(S)

1. Town Council Meeting - May 5, 2010
2. Town Council Budget Workshop - March 15, 2010
3. Town Council Budget Workshop - March 16, 2010
4. Town Council Budget Workshop - March 17, 2010
5. Town Council Budget Workshop - March 18, 2010
6. Town Council Budget Workshop - March 23, 2010
7. Town Council Special Meeting - April 12, 2010

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

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

1. Historic District Commission - April 1, 2010

2. Harbor Commission - May 3, 2010
3. Fire Department (& Rescue/Training Headquarters) Capital Project Committee - April 15, 2010
4. Noise Study Committee - March 2, 2010
5. Noise Study Committee - April 27, 2010
6. Harbor Commission - Appeals Hearing, May 6, 2010
7. Substance Abuse Prevention Task Force - April 15, 2010
8. Bristol Housing Authority - April 15, 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, **continued from May 5, 2010**
2. Town Clerk Cirillo - request for a handicap parking space just south of 240 High Street, **2<sup>nd</sup> reading**
3. Paul Mancieri, d/b/a Leo's Ristorante, 365 Hope Street - three (3) month review of Dancing and Entertainment License
  - a. Recommendation - Chief of Police
4. Paul Mancieri, (d/b/a Leo's Ristorante), 365 Hope Street - request to place stanchions on Town property, **continued from May 5, 2010**
  - a. Recommendation - Town Administrator and Chief of Police
5. Councilman Herreshoff re Town "finances"
  - a. Councilman Herreshoff re proposal of modifications concerning Town "finances"

- b. Town Treasurer Day re request that the establishment of a review committee be temporarily tabled
- 6. Fausto C. Anguilla, Chairperson, Charter Review Commission, et al re recommendations concerning proposed revisions and amendments to the Town Charter
  - a. Town Charter amendment schedule
- 7. Jon Wellinghoff, Chairman, Federal Energy Regulatory Commission re response to January 7, 2010 letter concerning Weaver's Cove Energy, LLC's Bay Berth Project
  - a. Brenda L. Mackall, Work Group Leader, United States Department of Energy to Julia Bovey, Office of External Affairs, Federal Energy Regulatory Commission re forwarding of January 7, 2010 letter for response

BB. SPECIAL /STATUS REPORTS

- 1. Town Administrator Mederos re Department Head Reports
  - a. Public Works - December, 2009 through April, 2010 inclusive
  - b. Building Inspection - January, 2009 through December, 2009 and December, 2009 through April, 2010 inclusive
  - c. Tax Assessor - February 25, 2010
  - d. Fire & Rescue - April, 2010
  - e. Water Pollution Control - March, 2010 through May, 2010
  - f. Parks and Recreation - April 13, 2010
  - g. Community Development - January, 2010 through April, 2010
  - h. Rogers Free Library - May 19, 2010

C. PUBLIC HEARINGS

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 April 14, 2010 concerning sections 28-150 (j) and 28-153)**
  - a. Director of Community Development Williamson and Principal Planner/Zoning Officer Tanner re proposed zoning ordinance amendments

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 April 14, 2010 concerning sections 28-150 (j) and 28-153)** (see item C1 also)
  - a. Director of Community Development Williamson and Principal Planner/Zoning Officer Tanner re proposed zoning ordinance amendments
2. Ordinance #2010-10, CHAPTER 20, Personnel, Article V, Post Retirement Benefits Fund, Section 127, Board of trustees, **1<sup>st</sup> reading**
  - a. Town Treasurer Day re proposed ordinance amendment

(CA) E. BUDGET ADJUSTMENTS

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

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

(CA) F. APPOINTMENTS

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

1. Public Service Appointments
  - a. Economic Development Commission
    1. Kirsten DiChiappari, 9 Echo Farm Drive - resignation
    2. Peter E. Ferreira, 313 State Street - interest/appointment
  - b. Assistant Harbor Master (term to expire, 1/2011)
    1. John Motta, 87 Perry Street - interest/appointment

G. LICENSING BOARD - NEW PETITIONS

1. Town Clerk Cirillo re limiting the allowable number of Peddlers' Licenses granted for the ensuing year
  - a. Recommendation - Chief of Police
2. Lori Norris for Goodwill Industries of Rhode Island - request for a One-Day Sunday Dancing and Entertainment License for a fundraising event to be held at Bristol County Elks, 1 Constitution Street on July 18, 2010 (rain date July 25, 2010)
  - a. Recommendation - Chief of Police
3. John L. Cote for Dollar Tree Stores, Inc., d/b/a Dollar Tree, 10 Gooding Avenue - request for a Holiday Sales License
  - a. Recommendation - Chief of Police
4. David Williams, d/b/a Bristol Bakery, 87 Gooding Avenue - request to modify hours of operation (Victualling License)
  - a. Recommendation - Chief of Police
5. Lucas D'Allesandro, d/b/a Foster Excavation Inc., 52 Buck Hill Road, Johnston - request for a Drainlayer's License

6. Anthony Poissant, d/b/a Common Pub, 421 Wood Street - request for a One-Day Sunday Dancing and Entertainment License on July 4, 2010
  - a. Recommendation - Chief of Police

H. LICENSING BOARD - RENEWALS

1. John M. Lannan, 3 Doris Avenue, d/b/a JML Excavation, Inc. (f/k/a Lannan Trucking, Inc.) - request for renewal of Drainlayer's License
  - a. Recommendation - Town Administrator and Director of Public Works

(CA) I. UTILITY PETITIONS

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

- (CA)
1. DPW - Road Cut Permits
  2. The National Grid and Verizon - request to relocate existing pole on Oliver Street

J. PETITIONS - OTHER

1. Richard E. Rensehausen, Jr., 195 High Street re claim for property damage
2. Rev. Daniel Barron Randall, Senior Minister, First Congregational Church, 281 High Street, et al - request to restore the red, white, and blue stripe through High Street, between State and Bradford Streets
3. David M. Sousa, 18 First School Street - request for a handicap parking space in front of residence, **1<sup>st</sup> reading**
  - a. Recommendation - Town Administrator and Director of Public Works
  - b. Recommendation - Chief of Police
4. Judith P. Squires for 4<sup>th</sup> of July Committee - request to operate a carnival on the Town Common, June 21 - July 6, 2010

- a. Recommendation - Town Administrator and Director of Parks and Recreation
- 5. Jack Ringland for First Congregational Church, 281 High Street - request to hold a Crafts Fair event displaying crafts along the fence on June 26, 2010
- K. OTHER NEW BUSINESS REQUIRING TOWN COUNCIL ACTION
  - 1. Julie A. Coelho, CMC, Warren Town Clerk re resolution proclaiming the month of May be declared Mental Health Month
  - 2. Jon Zwarg, Senior Environmental Planner, RI Department of Environmental Management re public hearing concerning proposed regulation amendments scheduled on May 27, 2010
  - 3. Rhode Island Ethics Commission re notice of intent to withdraw General Commission Advisory (GCA) 8 (Architect Members of State and Local Historic Preservation Commissions Appearing before their Respective Agencies) at meeting to be held on June 15, 2010
    - a. Rhode Island Ethics Commission re change of meeting date for consideration of intent to withdraw GCA 8 to June 22, 2010
  - 4. Walter Elwell, Chair, Eastern Rhode Island Conservation District re overview of services provided to address conservation concerns
  - 5. Carmen Fields, Director, Community Relations/Economic Development NE, National Grid re notification of upcoming contract negotiations and the precautionary preparations being taken
  - 6. Louise R. Phaneuf, Burrillville Town Clerk re request for consideration of resolution supporting repeal of RIGL §44-34.1; Motor Vehicle and Trailer Excise Tax Elimination Act of 1998
  - 7. Elizabeth G. Brito, President, Friends of Rogers Free Library re request for the Town Council to act as recipient and program

manager for investment earnings of the Public School Teachers Retirement Fund

8. Director of Community Development Williamson re request for the appointment of a Council member to serve as a liaison to the Marine Trade Route Steering Committee
9. Coastal Resources Management Council re public notice concerning consideration of the application submitted by William Low to re-orient the terminal float at Monkey Wrench Lane
10. Brandon Paulino, 10<sup>th</sup> Grade Student, Mt. Hope High School, et al re service learning project on decreasing the number of accidents in Town
11. Resolution re Bristol Fourth of July Celebration - 2010
12. Town Treasurer Day re request authorization to transfer Treasurer's signatory authority to Julie Goucher

L. BILLS & EXPENDITURES

1. RFP #699 - Planning Consultant Services Inland Transport Route (Marine Products)

(CA) M. ROUTINE REPORTS

(CA) N. FINANCIAL REPORTS

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

P. PROCLAMATIONS & CITATIONS

1. Proclamation - "The History Kids"
2. Commendation - Meghan McMullen, Girl Scout Gold Award
3. Commendation - Alicia Caton, Girl Scout Gold Award

**(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. Kickemuit Education Foundation re acknowledgement of Town as platinum event sponsor of the 2<sup>nd</sup> annual KEF Bodacious Bee
2. Class F Intoxicating Beverage License - Holy Ghost Feast/St. Elizabeth Church, 577 Wood Street, May 21, 22 & 23, 2010
3. Class F Intoxicating Beverage License - Holy Trinity Feast/St. Elizabeth Church, 577 Wood Street, May 28, 29 & 30, 2010
4. Class F Intoxicating Beverage License - Santo Cristo Feast/St. Elizabeth Church, 577 Wood Street, June 4, 5 & 6, 2010
5. Class F Intoxicating Beverage License - Our Lady of Mount Carmel Feast, Town Common, July 15, 16, 17 & 18, 2010
6. Coastal Resources Management Council - May 2010 Calendar
7. Council Clerk Cirillo to Lee P. Traibman, Post Retirement Benefits Fund Board of Trustees re thank you for service
8. Council Clerk Cirillo to Stephan Brigidi, Historic District Commission re thank you for service
9. Council Clerk Cirillo to Lorraine Magee, Board of Tenants' Affairs re thank you for service
10. Council Clerk Cirillo to B. J. Stephens, President, Bristol Garden Club re thank you for efforts toward beautifying our Town
11. Town Administrator Mederos and Council Clerk Cirillo to Michael P. Lewis, Director, Rhode Island Department of Transportation re Hope Street reconstruction project
12. Council Clerk Cirillo to Sen. David E. Bates, et al - request for support to institute a

"Blue Alert" program in the State of Rhode Island

13. Council Clerk Cirillo to Sen. David E. Bates, et al - request for consideration re 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 and opposition to S 2603; legislative amendment mandating expired teacher contracts must continue all the existing terms and conditions of employment
  - a. Sen. David E. Bates to Council Clerk Cirillo re support of resolutions concerning above mentioned pending legislation
14. Warrant - Sara Butler, Auxiliary Member of the Historic District Commission
15. Paul R. Lescault, Ph.D., Scituate School Department Superintendent - request for support 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. (Maria Wall, Cranston City Clerk) re resolution in opposition to the location of a LNG facility in Mount Hope Bay
17. Kathleen Viera Beaudoin, Portsmouth Town Clerk re resolution in opposition to the location of a LNG facility in Mount Hope Bay
18. John Rosenow, Chief Executive, Arbor Day Foundation to Town Administrator Mederos re congratulations to Town of Bristol for being recognized as a "Tree City USA" community for 2009
19. Warrant - Harold E. Tucker, Animal Shelter Capital Project Committee
20. Donna L. Giordano, MMC, Westerly Town Clerk re resolution in support of encouraging the

return of the America's Cup challenge to  
Newport

21. Council Clerk Cirillo to Sen. David E. Bates, et al - request for support re resolutions to enact legislation requiring seat belts on school buses, to encourage the return of the America's Cup challenge to Newport, to support proposed legislation authorizing RI cities and towns to postpone budget and financial town meetings for FY 2010-2011, and to support RI House Bill 7014 (Bridge Safety)
22. Council Clerk Cirillo to Rep. Douglas W. Gablinske re resolution in support of House Bill 7014 (Bridge Safety)
23. Council Clerk Cirillo to Norman Lowrey, RI Veterans Home re thank you for correspondence concerning economic development in Bristol
24. Council Clerk Cirillo to Louise Donahue, Donahue Noble Group, Keller Williams Real Estate, Thames Street Landing re thank you and associates for planting flowers in downtown area
25. Council Clerk Cirillo to Stan Dimock, 431 Thames Street re thank you for efforts toward the "downtown cleanup and planting"
26. Coastal Resources Management Council - re postponement of May 11, 2010 Semi-monthly meeting to May 27, 2010
27. Leslie McKnight, Director of Loan Servicing, Rhode Island Housing to Town Treasurer Day re Madeline Walker Act update
28. Council Clerk Cirillo to Domenic Franco, Chairman, Harbor Commission re State Street Dock repairs
29. Coastal Resources Management Council - Semi-Monthly Meeting, May 27, 2010
30. Susan DeSack, Exeter-West Greenwich Regional School Committee Chairperson re resolutions in opposition to RIDE's proposed funding formula, 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

31. Town Administrator Mederos re temporary change of parking restrictions in front of Harbor Patrol Office (Community Center)

**(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/Engineering Committee - May 5, 2010
2. Bristol County Water Authority/Audit Finance Committee - May 5, 2010
3. Bristol County Water Authority/Public Relations/Personnel Committee - May 5, 2010
4. Bristol County Water Authority/Board of Directors - Monthly Meeting, May 27, 2010
5. Bristol County Water Authority - Annual Meeting, May 27, 2010
6. Bristol County Water Authority/Board of Directors - Monthly Meeting, May 27, 2010 (Revised Agenda)
7. Bristol County Water Authority/Public Relations/Personnel Committee - May 5, 2010 (Revised Agenda)
8. Noise Study Committee - May 11, 2010
9. Bristol Warren Regional School District - Schedule of Meetings, Week of May 10, 2010
10. Bristol Warren Regional School Committee - Workshop/Meeting, May 10, 2010
11. Bristol Warren Regional School Committee Budget/Facilities Subcommittee - May 10, 2010

12. Bristol Warren Regional School Committee  
Budget/Facilities Subcommittee - May 10, 2010  
(Revised Agenda)
13. Fire Department (& Rescue/Training  
Headquarters) Capital Project Committee -  
May 13, 2010
14. Bristol Warren Regional School District -  
Schedule of Meetings, Week of May 17, 2010
15. Bristol Warren Regional School Committee  
Budget/Facilities Subcommittee - May 17, 2010
16. Animal Shelter Capital Project Committee -  
Inaugural Meeting, May 24, 2010
17. Zoning Board of Review - June 7, 2010

S. TOWN SOLICITOR

1. 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)

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**CITIZENS PUBLIC FORUM**

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

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