

NOTE: ANYONE REQUESTING INTERPRETIVE SERVICES FOR THE HEARING IMPAIRED MUST NOTIFY THE TOWN CLERK'S OFFICE AT 253-7000, 72 HOURS IN ADVANCE OF THE MEETING DATE AND ANYONE REQUESTING ASSISTIVE LISTENING DEVICES OR 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: January 26, 2011 TIME: 7:00 PM

TOWN HALL - COUNCIL CHAMBERS

PRESENT:

MEETING DATES: February 2, 2011 - Special Town Council Meeting re Audit Presentation and Preliminary Budget Discussion
February 9, 2011 - Special Town Council Meeting re Discussion with Planning and Zoning Boards and HDC
February 16, 2011 - Town Council Meeting
March 9, 2011 - Town Council Meeting
March 30, 2011 - Town Council Meeting

Special Recognition by State Ambulance Board

Special Recognition
Bristol Mustangs

MOTION RE: CONSENT AGENDA - TO APPROVE THE CONSENT AGENDA

A. SUBMISSION OF MINUTES OF PREVIOUS MEETING(S)

1. Town Council Meeting - January 5, 2011

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

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

1. Zoning Board of Review - October 4, 2010
2. Zoning Board of Review - December 6, 2010
3. Historic District Commission - December 2, 2010
4. Bristol County Water Authority - Board of Directors, December 8, 2010
5. Bristol County Water Authority - Audit Finance Committee, January 5, 2011
6. Bristol County Water Authority - Engineering Committee, January 5, 2011
7. Bristol County Water Authority - Public Relations/Personnel Committee, January 5, 2011

8. Bristol County Water Authority - Board of Directors, January 12, 2011
9. Harbor Commission - January 10, 2011
10. Board of Fire Engineers - January 3, 2011
11. Bristol Housing Authority - December 9, 2010

B. OLD BUSINESS

1. Debra A. Cabral, 191 State Street - request for removal of the handicap parking space in front of 193 State Street, **2nd reading**
2. Domenic Raiola, 45 Shore Road re flooding from spring storms, **continued from January 5, 2011**
3. Councilwoman Parella re Garfield Avenue (Mary Gaspar), **continued from January 5, 2011**
4. Marina Peterson, 38 Thompson Avenue, on behalf of the Bristol East Bay Patriots Citizens' Watch Committee re objection to proposed BCWA "Efficiency Audit" and request for attendance of the Council and Bristol appointed BCWA directors at the open meeting to be held January 25, 2011, **continued from January 5, 2011**
5. Council Clerk Cirillo re LNG matching funds to Save The Bay (Notification #6 - December 1, 2010 through December 31, 2010)
6. Jonathan Stone, Executive Director, Save The Bay re LNG matching fund program update
7. Gregg Landes, Vice President, Project Manager, Weaver's Cove Energy re reply to letter of December 22, 2010
8. Director of Community Development Williamson re Animal Shelter Capital Project Committee status report
9. Daniel J. Archetto, attorney representing Allstate Insurance Company/Hazelanne Sousa re claim for property damage (claim previously filed by Allstate and referred to Insurance Committee, September 15, 2010)
10. Councilman Teixeira re adjustments to audit reports of the Bristol County Water Authority
 - a. Sandra Mack Matrone, counsel for Bristol County Water Authority re adjustments
11. Proposal of B&E Consulting, LLC for the performance audit of the Bristol County Water Authority

BB. SPECIAL /STATUS REPORTS

1. Town Administrator Mederos re Department Head Reports
 - a. Public Works - October 2010 through November 2010, inclusive
 - b. Building Inspection - January 1, 2010 through December 31, 2010
 - c. Parks and Recreation - January 2011
 - d. Community Development - May 2010 through September 2010
 - e. Community Development - October 2010 through December 2010
2. M. Candace Pansa, Executive Director, Bristol Housing Authority re 2010 Annual Report (M. Candace Pansa distributed and reviewed report at January 5, 2011 meeting)

C. PUBLIC HEARINGS

1. Gerald P. Romano, Chairman, Bristol Housing Authority - request for abandonment of a portion of Sheffield Avenue, Dittimore Avenue, Paull Street, and Slattery Street, Davis Place, and a temporary right of way, **continued from December 8, 2010**
2. Director of Community Development Williamson re Harbor Management Plan update, **2nd reading for adoption (continued from January 5, 2011)**
 - a. Director of Community Development Williamson re recommended revision to Plan
 - b. Director of Community Development Williamson re Save Bristol Harbor recommended amendments to Plan

D. ORDINANCES

1. Director of Community Development Williamson re Harbor Management Plan update, **2nd reading for adoption (continued from January 5, 2011)** (see items C2-C2b also)
2. Ordinance #2011-01, CHAPTER 17, Offenses and Miscellaneous Provisions, Article I, In General, Section 17-10, Holiday sales, (\$25 late application filing fee), **1st reading**
3. Ordinance #2011-02, CHAPTER 15, Junk, Secondhand and Antique Dealers, Article II, License, Section 15-37, Application, (\$25 late application filing fee), **1st reading**

(CA) E. BUDGET ADJUSTMENTS

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

1. Tax Assessor Spagnolo - Recommended Abatements & Additions for January, 2011

(CA) F. APPOINTMENTS

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

1. Public Service Appointments
 - a. Special Constables/Fire Police
 1. Fire Chief Martin - recommended list of Special Constables/Fire Police for 2011
 - b. Special Constables, Private Investigators, Matrons and Retiree Officers
 1. Police Chief Canario - recommended list of Special Constables, Private Investigators, Matrons and Retiree Officers for 2011
 - c. Harbor Master
 1. Joseph Cabral, 55 Ferry Road - interest/reappointment
 - d. Assistant Harbor Masters (5)
 1. Matthew J. Calouro, 118 Fales Road - interest/reappointment
 2. John Motta, 87 Perry Street - interest/reappointment
 3. Alan D. Leach, 25 Pawtucket Avenue - interest/appointment
 4. David Sartrys, 36 Dewolf Avenue - interest/reappointment
 - e. Auxiliary Harbor Masters (5)
 1. Nathan Gallison, 39 Ansonia Avenue, Unit 4 - interest/reappointment
 2. Arthur M. Franco, 46 Kingswood Road - interest/reappointment
 3. Alan D. Leach, 25 Pawtucket Avenue - interest/reappointment
 4. Scott Marino, 131 Mulberry Road - interest/reappointment
 - f. Bristol Housing Authority (term to expire in January 2016)
 1. Domenic C. Canna, 117 Beach Road - interest/reappointment
 - a. M. Candace Pansa, Executive Director, Bristol Housing Authority re recommendation

***AMEND ITEM**

- b. Elizabeth Lopes, President,
Benjamin Church Manor Tenants'
Association re recommendation
- g. Board of Tenants' Affairs (2) (terms to
expire in January 2013)
 - 1. Rita P. Ayres-Gaulin, 159 Bay View
Avenue - interest/reappointment
- h. North and East Burial Grounds Commission
(2) (terms to expire in January 2016)
- i. Tree Warden
 - 1. Samuel C. Kinder, 315 Hope Street -
interest/reappointment
 - 2. Carlos Medeiros, 27 Magnolia
Street, d/b/a American Tree Works -
interest/appointment
- j. Waypoyset Trust (term to expire in
January 2013)
 - 1. Steven Johnson, 30 Patricia Ann
Drive - interest/reappointment
- k. CRMC Alternate Subcommittee
 - 1. Thomas G. Breslin, 7 Dana Road -
interest/reappointment
- l. Economic Development Commission -
Alternate Members (2) (to fill
vacancies, terms to expire in September
2011)
 - 1. Ethan M. Tucker, 39 River Street -
interest/appointment
- m. Historic District Commission (2) (to
fill vacancies, full member term to
expire in July 2011 and auxiliary member
term to expire in July 2013)
 - 1. Thomas P. Enright, DMD, Poppasquash
Road - interest/appointment
- n. Golf Course Committee
 - 1. Council Clerk Cirillo re
resignation of Louis Medeiros
- o. Christmas Festival Committee
 - 1. Additional Christmas Festival
Committee members
- (CA) 2. Public Service Appointments for February

G. LICENSING BOARD - NEW PETITIONS

- 1. Scott DaSilveira, d/b/a Scott's Corporation,
280 Market Street, Warren - request for a
Drainlayer's License

- a. Recommendation - Town Administrator and Director of Public Works
- 2. Berta Raposo for St. Elizabeth Church, 577 Wood Street - request for a One-Day Dancing and Entertainment License, January 29, 2011
 - a. Recommendation - Chief of Police
- 3. Berta Raposo for St. Elizabeth Church, 577 Wood Street - request for a One-Day Dancing and Entertainment License, February 25, 2011
 - a. Recommendation - Chief of Police

H. LICENSING BOARD - RENEWALS

- 1. Stephen Oliveira, d/b/a S. Oliveira Construction Corp., 217 Stafford Road, Tiverton - six (6) month review of Drainlayer's License (granted July 28, 2010)

(CA) I. UTILITY PETITIONS

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

- (CA) 1. Public Works Director Serbst - Road Cut Permits
- (CA) 2. Water Pollution Control Superintendent Calderiso - Sewer Permit
- 3. National Grid and Verizon - request to relocate a pole on Narrows Road and install utility pole on Oak Road
 - a. Recommendation - Director of Public Works

J. PETITIONS - OTHER

- 1. Adrienne Burke, 4 Walnut Street re claim for property damage
- 2. Steven P. Calenda, 20 Parker Avenue, Warren re request for refund of fine imposed for working without a building permit

K. OTHER NEW BUSINESS REQUIRING TOWN COUNCIL ACTION

- 1. Melinda L. Thies, Superintendent, Bristol Warren Regional School District - invitation to the special meeting being held on January 31, 2011 re the impact of the funding formula on the District
- 2. Assistant Town Solicitor Teitz re Superior Court decision concerning "Executive Sessions" under the Open Meetings Act
- 3. Jonathan Stone, Executive Director, Save The Bay - invitation to a workshop being held on February 3, 2011 re water pollution issues

4. Karen Zagorski and Anne Bartoszuk, Board Members, Bristol Warren Education Foundation re request opportunity to provide information on the upcoming 3rd Annual Bodacious Bee
5. Cheryl A. Fernstrom, CMC, Town Clerk of Jamestown re resolution in support of extended producer responsibility
6. Fire Chief Martin re request for capital funds commitment, fiscal year 2011-2012 (Engine 1 replacement)
7. Council Clerk Cirillo - draft Budget Workshop Schedule for fiscal Year 2011-2012
8. Council Chairman Marshall re maintenance of Hope Street sidewalks/crosswalks in vicinity of schools
9. Council Chairman Marshall re discussion concerning the appointment of a planning committee to oversee the transfer of the Quinta-Gamelin Army Reserve Center

***AMEND ITEM**

10. (Sandra Matrone Mack, Bond Counsel) - Borrowing Resolutions re General Obligation Bonds

L. BILLS & EXPENDITURES

1. Bid #719 - Phase II Sewer Rehabilitation
2. Bid #722 - Replacement of Storm Windows (Dreadnaught Fire Station)
3. Bid #723 - Installation of Waste Oil Heater (Department of Public Works)

(CA) M. ROUTINE REPORTS

(CA) N. FINANCIAL REPORTS

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

1. (Town Treasurer Goucher) re Revenue and Expenditure Statement, January 20, 2011

P. PROCLAMATIONS & CITATIONS

1. Commendation - Bristol Snowflake Raffle Committee, promotion of commerce in the Town
2. Proclamation - Raymond Castro, years of service in Fire Department
3. Proclamation - John F. McKenna III, years of service in Fire Department

(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 - Lawrence C. Lavers, Historic District Advisory Committee
2. Warrant - Judith Anderson, Historic District Advisory Committee
3. Warrant - Thomas Enright, Historic District Advisory Committee
4. Warrant - Gary Watros, Historic District Advisory Committee
5. Warrant - Clifford Drawbridge, Historic District Advisory Committee
6. Warrant - William Campbell, Historic District Advisory Committee
7. Warrant - John D. Barton, Historic District Advisory Committee
8. Warrant - Mary A. Parella, Historic District Advisory Committee
9. Warrant - John Allen, Historic District Advisory Committee
10. Warrant - Diane M. Williamson, Historic District Advisory Committee
11. Coastal Resources Management Council - January 2011 Calendar
12. Council Clerk Cirillo to Sen. David E. Bates et al re request for support of resolution to amend RIGL § 17-11-1, removing the limit of 1900 voters per polling place (signed resolution attached)
13. Junk and Second Hand Dealer's License Renewal petitions (granted January 5, 2011)
14. Coastal Resources Management Council - semi-monthly meeting, January 11, 2011
15. Warrant - Oryann Lima, Juvenile Hearing Board
16. Warrant - Robert Aldrich, Redevelopment Agency
17. Warrant - Ronald J. Rodrigues, Redevelopment Agency
18. Warrant - Joseph DeMelo, Personnel Board
19. Warrant - Owen E. Trainor 3rd, Conservation Commission
20. Warrant - Lindsay Green, Conservation Commission
21. Warrant - Raymond P. Payson, Conservation Commission
22. Warrant - Albert E. Proffitt, Board of Tax Assessment Review

23. Council Clerk Cirillo to Jonathan Stone, Executive Director, Save The Bay re request for report on LNG matching fund program
24. Gerald J. Coyne, Deputy Attorney General to Town Clerk Cirillo re notice to be posted advising of rights under the Open Meetings Act and Access to Public Records Act
25. (Bristol County Water Authority) re BCWA in the News, miscellaneous correspondence January 2011
26. Warrant - Timothy A. Pray, Historic District Advisory Committee
27. Class F Intoxicating Beverage License granted to Roger Williams University, 1 Old Ferry Road for event to be held on January 14, 2011
28. Peter Lockwood, Coordinator, RI Urban & Community Forestry Program re requirement for posting notice of public tree removal
29. Warrant - Lombard Pozzi, Historic District Advisory Committee
30. Council Clerk Cirillo to Bristol BCWA Directors et al re request to attend and respond to questions at January 25, 2011 Bristol East Bay Patriots, Citizens' Watch Committee meeting (questions attached)
31. Town Administrator Mederos to Weld Power Service Company, Inc. of Auburn, Massachusetts re award of Bid #717 - Service Contract for Emergency Generators (WPCF)
32. Holiday Sales License Renewal petitions (granted November 10, 2010)
33. Dale S. Holberton, Town Clerk of South Kingstown re request for consideration of resolution supporting efforts to bring the America's Cup races back to Newport
34. Karin H. Clancey, Deputy Town Clerk of Middletown re request for support of resolution to amend RIGL § 17-11-1, removing the limit of 1900 voters per polling place
35. 2011 Bristol Harbor and Dock Waiting Lists (provided by Harbor Master's Office, January 19, 2011)
36. Director of Parks and Recreation Burke to Town Administrator Mederos re review of Quinta-Gamelin "Recreation Center"
37. Christopher Gray, Chairman, LNG Working Group et al re request to divest municipal retirement funds of Hess stock
38. Karin H. Clancey, Deputy Town Clerk of Middletown re request for support of resolution to attract Preliminary America's Cup races to Newport

39. Bristol Warren Regional School District - Basic Financial Statements and required supplementary information, year ended June 30, 2010 (Braver, PC)
40. Vincent J. Palumbo, P.E., RI Department of Transportation to Town Administrator Mederos re Metropolitan Providence Bicycle Facility Assessment Project
41. Council Clerk Cirillo to Sen. David E. Bates et al re Charter amendments (legislation and approved Charter amendments attached)
42. Council Clerk Cirillo to Gina M. Raimondo, General Treasurer re request for advice concerning divesting municipal retirement funds of Hess stock

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

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

1. Zoning Board of Review - November 1, 2010
2. Recreation Board - January 11, 2011
3. Bristol Warren Regional School District - schedule of meetings, week of January 10, 2011
4. Bristol Warren Regional School Committee - workshop, January 10, 2011
5. Bristol Warren Regional School Committee Budget/Facilities Subcommittee - January 10, 2011
6. Harbor Commission - January 10, 2011
7. Historic District Advisory Committee - January 13, 2011
8. Bristol County Water Authority - February 2011 meetings
9. Bristol Warren Regional School District - schedule of meetings, week of January 17, 2011
10. Bristol Warren Regional School Committee Budget/Facilities Subcommittee - January 18, 2011
11. Animal Shelter Capital Project Committee - January 13, 2011
12. North and East Burial Grounds Commission - January 24, 2011
13. Police Pension Fund Board of Trustees - January 13, 2011

S. TOWN SOLICITOR

Z. INDIVIDUAL COUNCIL MEMBERS AGENDA ITEMS

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

ZZ. TOWN ADMINISTRATOR AGENDA ITEM(S)

CITIZENS PUBLIC FORUM

ADJOURNED: _____

:jmw