

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.

DATE: October 19, 2011

TIME: 7:00 PM

TOWN HALL - COUNCIL CHAMBERS

PRESENT:

MEETING DATES: October 26, 2011 - Town Council Workshop
November 9, 2011 - Town Council Meeting
November 30, 2011 - Town Council Meeting
December 21, 2011 - Town Council Meeting

MOTION RE: CONSENT AGENDA - TO APPROVE THE CONSENT AGENDA

A. SUBMISSION OF MINUTES OF PREVIOUS MEETING(S)

1. Tri-Town Council Meeting - August 10, 2011
2. Town Council Meeting - September 7, 2011
3. Town Council Meeting - September 21, 2011
4. Town Council Meeting - September 28, 2011

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

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

1. Harbor Commission - September 12, 2011
2. Board of Fire Engineers - October 3, 2011
3. Planning Board - September 13, 2011

4. Historic District Commission - September 1, 2011
5. Harbor Commission - October 3, 2011
6. Conservation Commission - July 11, 2011

B. OLD BUSINESS

1. Bid #733 - (Rebid) Collection of Residential Curbside Trash, **continued from September 7, 2011**
2. Rev. Daniel Randall, First Congregational Church, 281 High Street - request for a mid-block crosswalk and warning signs, **continued from September 28, 2011**
3. Administrative report re Midland Farms signage, **continued from September 28, 2011**
4. Director of Community Development Williamson re cancellation of DCS Energy solar panel project, **continued from September 28, 2011**
5. Principal Planner Tanner re boundary marker signs for identifying Town-owned open space parcels
6. Town Treasurer Goucher re request for authorization to continue participation in R.I. Energy Aggregation Program (REAP) energy contract as offered through the Rhode Island League of Cities and Towns

BB. SPECIAL /STATUS REPORTS

1. Town Administrator Mederos re Department Head Reports
 - a. Fire and Rescue - January 2011 through September 2011
 - b. Parks and Recreation - prepared October 11, 2011
 - c. Building Inspection - June 1, 2011 to September 30, 2011

- d. Public Works - June, July and August, 2011
- e. Community Development - June 2011 through September 2011, inclusive
- f. Tax Assessor's Office - prepared October 14, 2011
- g. Center for Economic Development - prepared August 2, 2011

C. PUBLIC HEARINGS

- 1. Tess M. Riley and Liz Lombardi, d/b/a Boutique at 346, 346 Wood Street - request for a Junk and Second Hand Dealer's License
 - a. Tess M. Riley and Liz Lombardi re amendment of d/b/a name to Unique Boutique
 - b. Recommendation - Chief of Police
- 2. Transportation Improvement Program (TIP) Project Proposals
 - a. Director Of Community Development Williamson re proposed projects for TIP FFY 2013-2016

D. ORDINANCES

- 1. Ordinance #2011-09 as amended, CHAPTER 11, Fees and Charges, Section 11-1, Comprehensive schedule of fees, subsection (43), Mooring and docking fees, and (new) subsection (76), Recreation department summer camp fee, **2nd reading for adoption (subsection (43), Mooring and docking fees, continued from July 27, 2011)**
 - a. Town Treasurer Goucher re budgetary impact of harbor fee modifications
 - b. James Dollins, Vice Chairman, Harbor Commission, re recommendation
- 2. Ordinance #2011-18, CHAPTER 16, Motor Vehicles and Traffic, Article IV, Operation

of Vehicles, Section 16-111, Speed limits (Platt Street, 15 mph), **2nd reading for adoption**

3. Ordinance #2011-19, CHAPTER 11, Fees and Charges, Section 11-1, Comprehensive schedule of fees (special use permit for the keeping of non-domesticated animals, etc., \$125.), **1st reading**
4. Ordinance #2011-20, CHAPTER 8, Boats, Docks and Waterways, Article I, In General (various sections) Article II, Harbor Regulation (various sections), **1st reading**
 - a. Dominic Franco, Chairman, and James Dollins, Vice Chairman, Harbor Commission, re proposed ordinance amendments

(CA) E. BUDGET ADJUSTMENTS

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

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

(CA) F. APPOINTMENTS

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

1. Public Service Appointments
 - a. Christmas Festival Committee
 1. (Antonio Teixeira, Chairman, Christmas Festival Committee) re recommended 2011-2012 membership
 - b. Council Clerk Cirillo re Newport and Bristol County Convention and Visitors Bureau (ratify term of office)

G. LICENSING BOARD - NEW PETITIONS

1. Tess M. Riley and Liz Lombardi, d/b/a Boutique at 346, 346 Wood Street - request

for a Junk and Second Hand Dealer's License
(see agenda item C1 also)

- a. Tess M. Riley and Liz Lombardi re amendment of d/b/a name to Unique Boutique
- b. Recommendation - Chief of Police
2. Maria Amaral, d/b/a M.A.K. Bristol Nutrition, 576 Wood Street - request for a Victualling License
 - a. Recommendation - Department of Water Pollution Control
3. Michael Ferreira, d/b/a The Anchor Tavern, 29 State Street - request for transfer of BV Intoxicating Beverage License to Gary Simon, d/b/a British Beer Company, **call for a public hearing (date TBD)**

H. LICENSING BOARD - RENEWALS

(CA) I. UTILITY PETITIONS

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

1. Director of Public Works - Road Cut Permits

J. PETITIONS - OTHER

1. Paula Wolfgang, 7 Leonard Street, Warren, re claim for property damage
2. John Perry, 47 Roosevelt Drive, re claim for property damage
3. Lynn M. Shaw on behalf of Downtown Bristol Merchants Association, et al re permission to hold annual Snowflake Raffle on December 18, 2011 (request for Council support and road closure)

K. OTHER NEW BUSINESS REQUIRING TOWN COUNCIL ACTION

1. Brian Jordan, Ph.D., Federal Preservation Officer, U. S. Department of the Interior, Bureau of Ocean Energy Management, Regulation

and Enforcement re Notice of Intent to prepare an Environmental Assessment (request to review and comment on proposed action concerning wind energy leasing)

2. Teresa Pavao, 58 Everett Avenue, re payment of water bill
3. Director of Community Development Williamson re request for Executive Session pursuant to RIGL § 42-46-5(a) (5) Acquisition of Property
4. Michael J. Cabral, (Chairman of the Personnel Board), et al re (draft) Harbor Master job description
5. Council Chairman Marshall re Anthony Rego, Mount Hope Farm Board of Trustees, updated financials and physical conditions

L. BILLS & EXPENDITURES

1. Bid #739 - Phase 4 and 5 Cleaning and CCTV Inspection of Gravity Sewer
2. Bid #740 - 2011 Fall Tree Planting

(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, October 14, 2011

P. PROCLAMATIONS & CITATIONS

(CA) Q. CITY & TOWN RESOLUTIONS NOT PREVIOUSLY CONSIDERED

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

1. Kathleen M. Silvia, Newport City Clerk re resolution to repeal new tax on local tour operators

2. Wendy J.W. Marshall, CMC, Middletown Town Clerk re resolution to repeal tax on tours (see agenda item Q1 above)
3. Tracey Nelson Hay, Richmond Town Clerk - request for support of resolution re the aftermath of tropical storm Irene

(CA) R. DISTRIBUTIONS/COMMUNICATIONS

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

1. RIDOT - Community Update re Hope Street Project, October 3-7, 2011
2. Town Administrator Mederos to Aquidneck Construction, Inc. of Portsmouth, RI re award of Bid #734 - Town Beach Stormwater Quality Project
3. Coastal Resources Management Council - October 2011 Calendar
4. Coastal Resources Management Council - October 2011 Calendar (corrected 10-5-2011)
5. Warrant - Joseph S. DeMelo, BCWA Board of Directors
6. Warrant - Dr. Paul L. Bishop, BCWA Board of Directors
7. Town Administrator Mederos to Landscaping Services, Inc. of Bristol re award of Bid #738 - State Street Dock Improvements
8. Recommendation of Police Chief Canario re request of Lynn M. Shaw on behalf of the DBMA to hold a sidewalk sale event, October 7-9, 2011 (granted September 28, 2011)
9. Warrant - Marjorie McBride, Juvenile Hearing Board
10. Warrant - Sandra Carlin McCormack, Board of Tenants' Affairs
11. Warrant - Jerry W. Dauterive, First Alternate Member of the Economic Development Commission

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

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

1. North and East Burial Grounds Commission - November 28, 2011
2. Harbor Commission - October 3, 2011
3. Christmas Festival Committee - October 5, 2011
4. Bristol Warren Regional School District - schedule of meetings, week of October 3, 2011
5. Bristol Warren Regional School Committee - Policy/Community Affairs Subcommittee, October 3, 2011
6. Recreation Board - October 11, 2011
7. Bristol County Water Authority - Special Board Meeting, October 6, 2011
8. Bristol County Water Authority - Public Relations/Personnel Committee, October 6, 2011
9. Bristol County Water Authority - Audit Finance Committee, October 6, 2011
10. Bristol County Water Authority - Engineering Committee, October 6, 2011
11. Bristol County Water Authority - Ad Hoc Committee, October 6, 2011
12. Bristol County Water Authority - Search Committee, October 6, 2011
13. Bristol County Water Authority - Board of Directors, October 12, 2011
14. Bristol Warren Regional School District - schedule of meetings, week of October 10, 2011

15. Bristol Warren Regional School Committee - Budget/Facilities Subcommittee, October 11, 2011
16. Bristol Warren Regional School Committee-workshop, October 11, 2011
17. Board of Tax Assessment Review - October 12, 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