

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: April 24, 2013

TIME: 7:00 PM

TOWN HALL - COUNCIL CHAMBERS

PRESENT:

MEETING DATES: May 6, 2013 - Special Town Council Meeting
(Final Council Consideration of
Budget and Vote for Adoption of Budget)
May 15, 2013 - Town Council Meeting
June 5, 2013 - Town Council Meeting
June 26, 2013 - Town Council Meeting

MOTION RE: CONSENT AGENDA - TO APPROVE THE CONSENT AGENDA

- A. SUBMISSION OF MINUTES OF PREVIOUS MEETING(S)
 - 1. Town Council Meeting - March 6, 2013
 - 2. Town Council Budget Workshop - March 18, 2013
 - 3. Town Council Special Meeting - March 19, 2013
 - 4. Town Council Budget Workshop - March 19, 2013
 - 5. Town Council Budget Workshop - March 20, 2013
 - 6. Town Council Budget Workshop - March 21, 2013
 - 7. Town Council Budget Workshop - March 25, 2013
 - 8. Town Council Special Meeting - April 8, 2013
 - 9. Town Council Meeting - March 27, 2013 (action items only)

- B. PUBLIC HEARINGS
 - 1. William J. Delaney, Receiver for Prince Investment Group, LLC (Ricc's North End Trattoria), 200 Gooding Avenue - Request for Transfer of Class B-V Intoxicating Beverage License to B. Peter Sebring, for Bristol Oyster Bar, LLC, d/b/a Bristol Oyster Bar (new name/owner), (combine with agenda items D1-liquor and D2-victualling (petition attached) below), **continued from March 27, 2013**
 - 2. Stephen Squatrito, for Weavers Management, Inc., d/b/a Backroad Grille, 549 Metacom Avenue - Request for Transfer of Class B-V

Intoxicating Beverage license to Charles D. Frizado, Jr., for Wing-N-It, Inc., d/b/a Wing-N-It (new name/owner), (combine with agenda items D3-liquor and D4-victualling (petition attached) below)

- a. Recommendation - Town Administrator and Chief of Police
- b. Recommendation re Victualling License - Town Administrator and Department of Water Pollution Control
- c. Recommendation - Town Administrator and Fire Chief

C. ORDINANCES

1. Ordinance #2013-07, as amended, Chapter 11, Fees and Charges, Section 11-1, Comprehensive Schedule of Fees, Subsection (43), Mooring and docking fees, **2nd reading for adoption**
2. Ordinance #2013-08, Chapter 22, Sewers and Sewage Disposal, Article IV, Private Wastewater Disposal, Division I, Generally, Sections 22-110, License for removal of sludge and 22-111, Expiration of license and license fees, **1st reading**
3. Ordinance #2013-09, Chapter 22, Sewers and Sewage Disposal, Article X, Sewer Service Charges, Section 22-401, Infiltration and inflow charge for new developments (sewer service charges), **1st reading**

D. LICENSING BOARD - NEW PETITIONS

1. William J. Delaney, Receiver for Prince Investment Group, LLC (Ricc's North End Trattoria), 200 Gooding Avenue - Request for Transfer of Class B-V Intoxicating Beverage License to B. Peter Sebring, for Bristol Oyster Bar, LLC, d/b/a Bristol Oyster Bar (new name/owner), (see agenda item B1 above), **continued from March 27, 2013**
2. B. Peter Sebring, for Bristol Oyster Bar, 200 Gooding Avenue - Request for Victualling License (see agenda item B1 above), **continued from March 27, 2013**
3. Stephen Squatrito, for Weavers Management, Inc., d/b/a Backroad Grille, 549 Metacom Avenue - Request for Transfer of Class B-V Intoxicating Beverage license to Charles D. Frizado, Jr., for Wing-N-It, Inc., d/b/a Wing-N-It (new name/owner), (see agenda item B2 above)
4. Charles D. Frizado, Jr., for Wing-N-It, 549 Metacom Avenue - Request for Victualling License (see agenda item B2 above)
5. Michael J. Abbruzzi, CFO/General Manager, 2nd Story Theatre - Request for Dancing and

Entertainment License for premises located at Bristol Statehouse, 240 High Street, Second Floor, (May 30 - June 30, 2013)

- a. Recommendation - Town Administrator and Chief of Police
6. Elisabete Damasio, for St. Elizabeth Church, Holy Ghost Committee, 577 Wood Street - Request for One-Day dancing and Entertainment License, May 17, 18 & 19, 2013
 - a. Recommendation - Town Administrator and Chief of Police
 7. John Medeiros, for St. Elizabeth Church, Holy Trinity Committee, 577 Wood Street - Request for One-Day dancing and Entertainment License, May 24, 25 & 26, 2013
 - a. Recommendation - Town Administrator and Chief of Police
 8. Berta Raposo, for St. Elizabeth Church, Santo Cristo Committee, 577 Wood Street - Request for One-Day dancing and Entertainment License, May 31, June 1 & 2, 2013
 - a. Recommendation - Town Administrator and Chief of Police
 9. James Aubin, for Phantom Fireworks, 1282 Hope Street - Request for Holiday Sales License
 - a. Recommendation - Town Administrator and Chief of Police
 10. Victoria Fonseca, for Revival-Tea at the Belvedere, 423 Hope Street, Unit M - Request for Victualling License
 - a. Recommendation - Town Administrator and Department of Water Pollution Control
 - b. Recommendation - Town Administrator and Fire Chief
 11. Kirsten VanDijk, for My Passion Flower, 11 State Street - Request for Holiday Sales License
 - a. Recommendation - Town Administrator and Chief of Police
 12. Marialisa Treccase, for environs, 227 Thames Street, Unit 6 - Request for Holiday Sales License
 - a. Recommendation - Town Administrator and Chief of Police
 13. Mark Malkovich, General Manager, Newport Music Festival - Request for One-Day Dancing and Entertainment License for premises located at Blithewold Mansion, (101 Ferry Road), July 22 & 23, 2013

- a. Recommendation - Town Administrator and Chief of Police
- 14. Adam Couto, for British Beer Company, 29 State Street - Request for a One-Day Sunday Dancing and Entertainment License, May 5, 2013
- 15. Adam Couto, for British Beer Company, 29 State Street - Request for a One-Day Sunday Dancing and Entertainment License, May 12, 2013
- 16. Adam Couto, for British Beer Company, 29 State Street - Request for a One-Day Sunday Dancing and Entertainment License, May 19, 2013
- 17. Adam Couto, for British Beer Company, 29 State Street - Request for a One-Day Sunday Dancing and Entertainment License, May 26, 2013
- E. LICENSING BOARD - RENEWALS
 - 1. Sidewalk Use License Renewals (2013-2014)
 - a. Recommendation - Town Administrator and Chief of Police
- F. PETITIONS - OTHER
 - 1. David Silvia, 503 Wood Street - Petition for Council Consideration re Bradford Street traffic signal adjacent to Colt Andrews Elementary School
 - a. Recommendation - Town Administrator and Paul Silva, School Committee Chairman
 - 2. Peggy Hicks, 31 Bradford Street - Petition for Removal of Handicapped Parking Space in front of 129 Bradford Street, **1st reading**
 - a. Recommendation - Town Administrator and Director of Public Works
 - b. Recommendation - Town Administrator and Chief of Police
 - 3. Manuel Carreiro, 37 Franklin Street - Petition for Curb Cut (7 Goulart Avenue)
 - a. Recommendation - Town Administrator and Director of Public Works
 - 4. Mary Ann Allen, Procession Facilitator, St. Mary's Church - Petition for Closure of Streets (around Town Common) to Hold Procession, May 19, 2013
 - a. Recommendation - Town Administrator and Chief of Police
 - b. Recommendation - Town Administrator and Director of Public Works

5. Sandra V. Tolley, for First Congregational Church, (281 High Street) - Petition to Hold Art Exhibit ("Art Affair on the Fence"), August 24, 2013 (rain date August 31, 2013)
 - a. Recommendation - Town Administrator and Chief of Police
6. Harriet F. Dwyer, 7 Monkey Wrench Lane, et al - Petition for Amendment to Town Code to increase allowable number of chickens to be kept from three to six (see attached Town Code § 28-150(e))
7. Ronald H. Dugan, 99 Woodlawn Avenue - Petition for Curb Cut (Dewolf Avenue)
 - a. Recommendation - Town Administrator and Director of Public Works
8. Vasco Castro III, 101 Woodlawn Avenue - Petition for Curb Cut (Dewolf Avenue)
 - a. Recommendation - Town Administrator and Director of Public Works
9. Charles Toolan, 36 Usher Terrace - Petition for Curb Cut
 - a. Recommendation - Town Administrator and Director of Public Works
10. National Grid and Verizon - Petition to Install New Pole on Dana Road
11. Vanessa Pereira, 35 Tower Street - Petition re Claim for Property Damages

G. APPOINTMENTS

1. Economic Development Commission
 - a. Georgina Macdonald, 125 Poppasquash Road - Resignation
 - b. Charles Cavalconte, 88 Church Street - interest/appointment (currently first alternate)
2. Fire Police
 - a. (Fire Chief Martin) re Recommendation for Appointment - Gerald Mederos, 396 Wood Street
3. Harbor Commission (term to expire in March 2016)
 - a. John Troiano, 707 Hope Street - interest/reappointment
 - b. Daniel Eagan, 3 Everett Street - interest/appointment
4. Executive Session Pursuant to RIGL § 42-46-5(a)(1) re Harbormaster Search

H. OLD BUSINESS

1. Julia M. Araujo, 562 Wood Street - Request for Handicapped Parking Space in Front of Residence, **2nd reading for adoption**
2. Charles C. Cavalconte, Chairman, North and East Burial Grounds Commission [sic] re Proposed Fee Schedule Amendment, **continued from March 27, 2013**
 - a. (Charles C. Cavalconte) re Current and Proposed Fees
 - b. (Charles C. Cavalconte) re Rate Comparison of Local Cemeteries
3. Town Administrator re Poppasquash Road Project, **continued from March 27, 2013**
 - a. Councilman Herreshoff re Poppasquash Road
4. Town Administrator Teixeira and Police Chief Canario - Recommendation re Petition of Richard Ruggiero (copy attached) for installation of flashing lights in vicinity of Guiteras School
5. Jim Dollins, Vice-chairman, Harbor Commission re Proposed Transient Dock and Mooring Fee Policy, **continued from March 27, 2013**
 - a. (Draft) Resolution re Establishment of Temporary Dock and Transient Mooring Use Fees
6. David E. Barboza, Chairman, Harbormaster Search Committee re Committee Recommendation

I. OTHER NEW BUSINESS REQUIRING TOWN COUNCIL ACTION

1. Michael Lannigan, Senior Vice Commander, Zenas R. Bliss Camp 12, Sons of Union Veterans of the Civil War (SUVCW) re Invitation - Memorial Day Service, May 26, 2013
2. Patricia A. Woods, Chair, Bristol Art Museum re Presentation on Progress of Carriage House at Linden Place Renovation
3. Councilman Herreshoff re Prudence Ferry (legislation attached)
4. Jeffrey M. Willis, Deputy Director, Coastal Resources Management Council re Notice of Public Hearing, May 14, 2013 - Proposed Program Revisions (deadline for comments May 6, 2013)
5. Director of Community Development Williamson re Resolution in support of Boating Infrastructure Grant to create Transient Boater Facility in Naval Reserve Armory Building

- a. (Draft) Resolution
- 6. Sandra Matrone Mack, Esq., Bond Counsel -
Memo re Post-Issuance Tax Compliance
Procedures
 - a. (Bond Counsel) re Resolutions to Adopt
Post Issuance Tax Compliance Procedures
 - b. (Bond Counsel) re Borrowing Resolutions
for funding miscellaneous sewer capital
projects
- 7. Aires H. Medeiros, Jr., Captain, Dreadnaught
Hook, Ladder & Hose Company #1 re Invitation
- Flag Pole Dedication and Open House, April
28, 2013
- 8. Larry Fitzmorris, on behalf of Sakonnet Tolls
Opposition Platform (STOP) Committee re
Request for Council Testimony at House
Finance Committee Hearing on Sakonnet Tolls,
April 25, 2013
- 9. Councilman Calouro - Request to Schedule
Proposed Workshop re Use of Decommissioned
School Buildings
- 10. Councilman Calouro - Request for Council
Resolution re Regionalization Bonus
- J. BILLS & EXPENDITURES
 - 1. Bid #777 - Inflow Source Relocation and
Associated Drainage System Improvements
 - 2. Bid #778 - Site Work Construction
Administration - Animal Shelter Project
 - 3. Bid #779 - Boiler Replacement Project -
Byfield School
 - 4. Bid #780 - Used 12 Ft. Stake Body and/or
Small Dump Truck(s)
- K. SPECIAL REPORTS
 - 1. Allan Klepper, Barrington Director, Bristol
County Water Authority re Monthly Report -
April
- L. TOWN SOLICITOR
 - 1. Executive Session Pursuant to RIGL § 42-46-
5(a)(5) re Acquisition of Real Property
 - 2. Town Solicitor Ursillo re Request for
Executive Session Pursuant to RIGL § 42-46-
5(a)(2) re Litigation: Gendreau v. Town of
Bristol
- M. INDIVIDUAL COUNCIL MEMBERS AGENDA ITEMS
 - 1. Parella
 - 2. Herreshoff
 - 3. Calouro

4. Stuart
5. Sweeney

N. TOWN ADMINISTRATOR AGENDA ITEM(S)

CITIZENS PUBLIC FORUM

Consent Agenda Items:

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

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

1. Animal Shelter Capital Project Committee - January 24, 2013
2. Animal Shelter Capital Project Committee - February 7, 2013
3. Animal Shelter Capital Project Committee - February 21, 2013
4. Animal Shelter Capital Project Committee - February 27, 2013
5. Animal Shelter Capital Project Committee - March 14, 2013
6. Bristol Warren Regional School District Joint Finance Committee Meeting - March 14, 2013
7. Economic Development Commission Meeting - February 11, 2013
8. Zoning Board of Review - March 4, 2013
9. Harbor Commission - April 1, 2013
10. Planning Board Meeting - January 8, 2013
11. Planning Board Meeting - March 12, 2013
12. Historic District Commission Meeting - January 3, 2013
13. Historic District Commission Meeting - February 7, 2013
14. Historic District Commission Meeting - March 7, 2013
15. Bristol Housing Authority - March 14, 2013
16. Fourth of July Committee - August 7, 2012
17. Fourth of July Committee - September 6, 2012
18. Fourth of July Committee - October 8, 2012
19. Fourth of July Committee - November 13, 2012
20. Fourth of July Committee - January 9, 2013

21. Fourth of July Committee - February 7, 2013
22. Fourth of July Committee - March 13, 2013
23. Conservation Commission - February 4, 2013
24. Conservation Commission - March 4, 2013
25. Harbor Commission - Appeals Hearing, March 26, 2013

(CA) BB. BUDGET ADJUSTMENTS

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

1. (Tax Assessor Belair) re Recommended Abatements & Additions for April 2013

(CA) CC. FINANCIAL REPORTS

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

1. (Town Treasurer Goucher) re Revenue and Expenditure Statement, April 19, 2013

(CA) DD. PROCLAMATIONS, RESOLUTIONS & CITATIONS

Approval of consent agenda="Motion to adopt these Proclamations, Resolutions and Citations as prepared and presented."

1. Proclamation - Gerald P. Romano, Thirty-One Years of Service as Commissioner of the Bristol Housing Authority

(CA) EE. UTILITY PETITIONS

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

1. Department of Public Works - Road Cut Permits

(CA) FF. UPCOMING APPOINTMENTS

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

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

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

1. Ellen Hefler, Deputy Town Clerk, Town of Charlestown re Resolution Objecting to Senate Bill 0640 & 0672
2. Ellen Hefler, Deputy Town Clerk, Town of Charlestown re Resolution Objecting to House Bill 5425

3. Ellen Hefler, Deputy Town Clerk, Town of Charlestown re Resolution Objecting to House Bill 5703
4. Ellen Hefler, Deputy Town Clerk, Town of Charlestown re Resolution Objecting to House Bill 5393

(CA) HH. DISTRIBUTIONS/COMMUNICATIONS

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

1. Class F Alcoholic Beverage License - St. Elizabeth Church, Holy Ghost Feast, 577 Wood Street, May 17, 18 & 19, 2013
2. Jane Christopher, Deputy Town Clerk, Town of Foster re Request for Support - Resolution opposing binding arbitration legislation
3. All Paws Inn, 185 Bay View Avenue - Dog Kennel License Renewal Petition (granted March 27, 2013)
4. Town Administrator Teixeira to James Hall, President, Aquidneck Construction, Inc., Portsmouth, RI re Award of Bid #774 - Site Work for Bristol Animal Shelter
5. Coastal Resources Management Council - April 2013 Calendar
6. Resolution Opposing Contract Continuation Legislation (true copy)
7. Resolution Opposing Binding Arbitration Legislation (true copy)
8. Council Clerk Cirillo to M. Teresa Paiva-Weed, Senate President et al re Resolution to Eliminate Straight Party Vote - Master Lever (true copy attached)
9. Council Clerk Cirillo to Gordon D. Fox, Speaker of the House et al re Resolution to Eliminate Straight Party Vote - Master Lever
10. Ellen A. Hefler, Deputy Town Clerk, Town of Charlestown - Resolution Objecting to H-5340 (Binding Teacher Contract Arbitration)
11. Commendation - Matthew Vincent Ciociola, Eagle Scout Court of Honor
12. Coastal Resources Management Council - April 2013 Calendar (corrected March 29, 2013)
13. Elizabeth J. Cook-Martin, Hopkinton Town Clerk - Resolution Opposing Contract Continuation Legislation
14. Elizabeth J. Cook-Martin, Hopkinton Town Clerk - Resolution Opposing Binding Arbitration Legislation

15. Cheryl A. Fernstrom, CMC, Jamestown Town Clerk - Resolution Opposing Binding Arbitration Legislation
16. Cheryl A. Fernstrom, CMC, Jamestown Town Clerk - Resolution Opposing Contract Continuation Legislation
17. Town Administrator Teixeira to Kevin J. Fox, President, Yard Works, Inc., re Award of Bid #776 - 2013 Spring Tree Planting
18. Coastal Resources Management Council - Agenda re Semi-Monthly Meeting, April 9, 2013
19. Class F Alcoholic Beverage License - St. Elizabeth Church, Holy Trinity Feast, 577 Wood Street, May 24, 25 & 26, 2013
20. Class F Alcoholic Beverage License - St. Elizabeth Church, Santo Cristo Feast, 577 Wood Street, May 31, June 1 & 2, 2013
21. Keri Cronin, Co-chair, Bodacious Bee Event, Bristol Warren Education Foundation (BWEF) et al re Thank you for Support
22. Cheryl A. George, Coventry Town Clerk - Resolution Opposing Contract Continuation Legislation
23. Cheryl A. George, Coventry Town Clerk - Resolution Opposing Binding Arbitration Legislation
24. Warrants - Board of Fire Engineers
25. Warrant - David F. Miller, Harbor Commission
26. Warrant - Joseph P. Asciola, Zoning Board of Review
27. Warrant - Diamantino Fonseca, Zoning Board of Review
28. Warrant - Steven M. Hudak, Zoning Board of Review
29. Warrant - Andrew Noronha, Harbor Commission Advisory Committee
30. Susanne Greschner, Chief, Department of Revenue, Division of Municipal Finance re Notice of Proposed Property Tax Rate Change
31. Michael Ferreira, Coastal View, Inc., d/b/a Gillary's re Change of d/b/a Name to Fins

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

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

1. Bristol Warren Regional School Committee - March 25, 2013

2. Bristol Warren Regional School Committee Personnel/Contract Negotiation Subcommittee Meeting - March 25, 2013 (revised)
3. Bristol County Water Authority - Committee Meeting of the Board, March 27, 2013
4. Board of Fire Engineers - April 1, 2013
5. Bristol Warren Regional School District Schedule of Meetings - Week of March 31, 2013
6. Bristol Warren Regional School Committee Policy/Community Affairs Subcommittee Meeting - April 1, 2013
7. Bristol Warren Regional School Committee Budget/Facilities Subcommittee Meeting - April 4, 2013
8. Bristol County Water Authority Finance Committee Meeting - April 8, 2013
9. Bristol County Water Authority Personnel Committee Meeting - April 9, 2013
10. Recreation Board Meeting - April 9, 2013
11. Bristol Warren Regional School District Schedule of Meetings - Week of April 7, 2013
12. Bristol Warren Regional School Committee Meeting/Workshop - April 8, 2013
13. North and East Burial Ground Commission (Commissioners of the Cemeteries) - May 3, 2013
14. Bristol County Water Authority Board of Directors Meeting - April 10, 2013
15. Harbormaster Search Committee - April 11, 2013
16. Harbormaster Search Committee - April 15, 2013
17. Harbor Commission - April 1, 2013
18. Substance Abuse Prevention Task Force - April 8, 2013
19. Harbormaster Search Committee - April 18, 2013 (rescheduled from April 16, 2013 - see attached)
20. Bristol Warren Regional School District Schedule of Meetings - Week of April 14, 2013
21. Bristol County Water Authority Finance Committee Meeting - April 16, 2013
22. Harbormaster Search Committee - April 22, 2013
23. Bristol Warren Regional School District Schedule of Meetings - Week of April 21, 2013

24. Bristol Warren Regional School Committee
Personnel/Contract Negotiation Subcommittee -
April 22, 2013
25. Bristol Warren Regional School Committee -
April 22, 2013
26. Bristol County Water Authority Board of
Directors Meeting - April 24, 2013

ADJOURNED: _____

jmw