

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.

**PLEASE BE ADVISED THAT THE COUNCIL  
INTENDS TO DISCUSS AND/OR ACT UPON  
EACH AND EVERY ITEM APPEARING  
ON THIS AGENDA**

DATE: September 18, 2013

TIME: 7:00 PM

TOWN HALL - COUNCIL CHAMBERS

PRESENT:

MEETING DATES: October 9, 2013 - Town Council Meeting  
October 30, 2013 - Town Council Meeting  
November 20, 2013 - Town Council Meeting  
December 4, 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 - August 28, 2013
- B. PUBLIC HEARINGS
  - 1. Asia Davidson, Gooding Grille, LLC, d/b/a Gooding Grille, 200 Gooding Avenue - request for Class B-V Intoxicating Beverage License (see agenda item C1 also)
    - a. Recommendation - Town Administrator and Chief of Police
- C. ORDINANCES
  - 1. Ordinance #2012-14, CHAPTER 17, Offenses and Miscellaneous Provisions, Article II, Alcohol

Beverage Establishments, Division 2, License, Section 17-82, Number of licenses (increase B-V licenses from 29 to 30), (see agenda item B1 above), **2<sup>nd</sup> reading for adoption**

D. LICENSING BOARD - NEW PETITIONS

1. Asia Davidson, Gooding Grille, LLC, d/b/a Gooding Grille, 200 Gooding Avenue - request for Class B-V Intoxicating Beverage License, **continued from August 28, 2013 for Public Hearing** (see agenda item B1 above)
2. Asia Davidson, Gooding Grille, LLC, d/b/a Gooding Grille, 200 Gooding Avenue - request for Victualling License (see agenda item B1 above)
3. Edward Shea, President, 2<sup>nd</sup> Story Theatre - request for Dancing and Entertainment License for premises known as Bristol Statehouse, Courtroom, 240 High Street, Second Floor (performances of "Golda's Balcony" to be held November 8 - December 8, 2013)
  - a. Recommendation - Town Administrator and Chief of Police (approve)
4. Michael B. Siino, d/b/a Nacho Mamma's, 76 State Street - request for Dancing and Entertainment License
  - a. Recommendation - Town Administrator and Chief of Police (approve with conditions)
5. Jeffrey H. Gladding, d/b/a Epilogues, 278 Hope Street - request for Holiday Sales License
  - a. Recommendation - Town Administrator and Chief of Police (approve)
6. Rami Jenblat, My Shisha Café, 261 Wood Street - request to change hours of operation of existing Victualling License
  - a. Recommendation - Town Administrator and Chief of Police (deny)

E. LICENSING BOARD - RENEWALS

F. PETITIONS - OTHER

1. Sara Chiappone, Event Coordinator, Special Event Services, LLC - request to hold "Glowbash 5K Scavenger Hunt" event at Agave, 805 Hope Street and throughout downtown area, November 16, 2013
  - a. Recommendation - Town Administrator and Chief of Police (deny)
2. Timothy Brassard, 175 Wood Street re future Cottage Street sidewalk improvements - request for curb cut
  - a. Recommendation - Town Administrator and Director of Public Works (approve)
3. Rami Jenblat, My Shisha Café, 261 Wood Street - request for Council to create new Class B Limited Intoxicating Beverage License
  - a. Recommendation - Town Administrator and Chief of Police (deny)
4. Antonio Loras, 30 First Street - request for License to Maintain Town Property at 21 Butterworth Avenue, **call for public hearing October 9, 2013**
5. Flo Hazen, 131 Wood Street - request for removal of accessible parking space, **1<sup>st</sup> reading**

G. APPOINTMENTS

1. Public Service Appointments for September
  - a. Economic Development Commission (2) (terms to expire September 2016)
    1. Ethan M. Tucker, 158 Bradford Street - interest/reappointment
    2. Council Clerk Cirillo re Jerry Dauterive - interest/reappointment

- b. Fourth of July Committee (terms to expire September 2014)
  - 1. Patricia Squatrito, Corresponding Secretary, Fourth of July Committee re proposed list of members
- c. Councilman Calouro re disbandment of Noise Committee

H. OLD BUSINESS

- 1. Kathleen Seguin, President, Bristol Merchants Association re petition to have live music at events to be held through June 30, 2014 (see attached list), **continued for review of petition granted August 7, 2013**
  - a. Recommendation - Town Administrator and Chief of Police
- 2. (RIPTA) Hope Street Bus Boxes - six (6) month review of use, **continued from August 28, 2013**
  - a. Town Administrator Teixeira re response of Mark Therrien, Assistant General Manager of RIPTA (letter attached)
- 3. Town Treasurer Goucher re Recommended Account Re-appropriations (carry forwards), **continued from August 28, 2013**
- 4. Animal Shelter Capital Project Committee Meeting Minutes - August 15, 2013 (also found in section AA below)

I. OTHER NEW BUSINESS REQUIRING TOWN COUNCIL ACTION

- 1. Kenneth and Amanda Alves, 18 Hamlet Court - letter of complaint re wind turbine at Safeway Auto
- 2. Merritt Meyer, President, Mosaico Business & Community Development Corporation re Bristol Industrial Park Real Estate Taxes
- 3. Cid Harper, Executive Administrative Assistant, Bristol County Water Authority re BCWA By-Laws

- a. Bristol County Water Authority By-Laws, amended August 28, 2013
  - 4. Councilman Stuart - request for Capital Project Commission status re current bids and projects
  - 5. Town Treasurer Goucher re Capital Improvements Program - request to schedule workshop (week of September 30 or October 7)
  - 6. Town Administrator Teixeira re Town Council Updates
- J. BILLS & EXPENDITURES
- 1. Bid #783-2 - Mount Hope Pumping Station Improvements
- K. SPECIAL REPORTS
- 1. Allan Klepper re BCWA Monthly Report for September
- L. TOWN SOLICITOR
- 1. (Assistant Town Solicitor Teitz) re Town of Portsmouth vs. Michael P. Lewis, et al - Plaintiff's Motion for Leave to File Second Amended and Supplemental Verified Complaint
    - a. Exhibit A - Proposed Second Amended and Supplemental Verified Complaint for Declaratory and Injunctive Relief
  - 2. Assistant Town Solicitor Teitz re request for Executive Session pursuant to RIGL 42-46-5(a)(2) Litigation - Sakonnet River Bridge tolls and RIGL 42-46-5(a)(5) Lease of Real Property
- M. INDIVIDUAL COUNCIL MEMBERS AGENDA ITEMS
- 1. Parella
  - 2. Herreshoff
  - 3. Calouro
  - 4. Stuart
  - 5. Sweeney

N. TOWN ADMINISTRATOR AGENDA ITEM(S)

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CITIZENS PUBLIC FORUM

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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. Bristol Warren Regional School Committee - July 15, 2013
2. Bristol Warren Regional School Committee - August 13, 2013
3. Board of Fire Engineers - September 3, 2013
4. North and East Burial Ground Commission [sic] - June 7, 2013
5. Animal Shelter Capital Project Committee - August 15, 2013 (also found in section H above)
6. Historic District Commission - August 1, 2013
7. Zoning Board of Review - July 8, 2013

**(CA) BB. BUDGET ADJUSTMENTS**

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

1. Tax Assessor/Collector Belair re Abatements

**(CA) CC. FINANCIAL REPORTS**

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

1. (Town Treasurer Goucher) re Revenue and Expenditures Statement - September 13, 2013

2. Town Treasurer Goucher re Five Year Financial Forecast (FY 2014-2018)

(CA) DD. PROCLAMATIONS, RESOLUTIONS & CITATIONS

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

(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."**

(CA) HH. DISTRIBUTIONS/COMMUNICATIONS

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

1. Warrant - Denise Asciola, Capital Project Commission
2. Warrant - Andrew A. Noronha, Harbor Commission Advisory Committee
3. Warrant - Robert S. Hamel, Harbor Commission Advisory Committee
4. Town Administrator Teixeira to Vanasse Hangen Brustlin, Inc. (VHB), Watertown, MA re award of RFP #784 - Planning Services for Comprehensive Plan Update
5. Town Administrator Teixeira to Horner Commercial Sales, Somerset, MA re award of Bid #788 - Two (2) Prox/PIN Readers with Audit Trail

6. Council Clerk Cirillo to Public Works  
Director Galuska re Accessible Parking Space  
Added, 24 Prospect Street
7. Warrant - Daniel Eagan, Harbor Commission
8. Town Administrator Teixeira to JML  
Excavation, Inc. re award of Bid #787 - Sewer  
Backflow Prevention Program, Group 1
9. Warrants - Special Constables/Fire Department
10. Norman Lowrey, 480 Metacom Avenue re  
Suggestions for Promoting New Businesses to  
Locate in Bristol
11. Resolution to Borrow (Lease-Purchase  
Agreement) - Heavy Rescue Truck (signed copy)
12. (Town Treasurer Goucher) re Police Retirement  
Plan Actuarial Valuation - July 1, 2013 for  
FY 2014-15
13. Evan Smith, President & CEO, Discover Newport  
re Annual Audit Report - Years Ended March  
31, 2013 and 2012

**(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  
Personnel/Contract Negotiations Subcommittee  
- August 26, 2013 (revised)
2. Bristol Warren Regional School Committee -  
August 26, 2013 (revised 1)
3. Bristol Warren Regional School Committee -  
August 26, 2013 (revised 2)
4. Christmas Festival Committee - August 29,  
2013
5. Board of Fire Engineers - September 3, 2013

6. Bristol Warren Regional School District  
Schedule of Meetings - Week of September 1,  
2013
7. Bristol Warren Regional School Committee  
Policy/Community Affairs Subcommittee -  
September 3, 2013
8. Fourth of July Committee - September 11, 2013
9. North and East Burial Ground Commission [sic]  
- September 5, 2013
10. Rogers Free Library Board of Trustees -  
September 10, 2013
11. Coastal Resources Management Council -  
September 2013 Calendar
12. Recreation Board - September 10, 2013
13. North and East Burial Ground Commission [sic]  
- October 3, 2013
14. Bristol Warren Regional School District  
Schedule of Meetings - Week of September 8,  
2013
15. Bristol Warren Regional School Committee  
Personnel/Contract Negotiations Subcommittee  
- September 9, 2013
16. Bristol Warren Regional School Committee -  
September 9, 2013
17. Conservation Commission - September 9, 2013
18. Harbor Commission - Appeal Hearing, September  
9, 2013
19. Harbor Commission - September 9, 2013
20. Bristol Warren Regional School District  
Schedule of Meetings - Week of September 15,  
2013
21. Bristol Warren Regional School Committee  
Budget/Facilities Subcommittee - September  
16, 2013

(CA) JJ. CLAIMS

Approval of consent agenda="Motion to refer these items to the Insurance Committee and at its discretion to the Interlocal Trust."

1. Fernanda Almeida, 18 Wilson Street re claim for personal injury

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

jmw