

**AMENDED\* DECEMBER 15, 2014**

NOTE: IF COMMUNICATIONS ASSISTANCE IS NEEDED OR ANY OTHER ACCOMMODATIONS TO ENSURE EQUAL PARTICIPATION, PLEASE CONTACT THE TOWN CLERK'S OFFICE AT 253-7000. ANYONE REQUESTING INTERPRETIVE SERVICES FOR THE DEAF OR HARD OF HEARING 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: December 17, 2014

TIME: 7:00 PM

TOWN HALL - COUNCIL CHAMBERS

PRESENT:

MEETING DATES: December 15, 2014 - Town Council Special Meeting re FY2014 Financial Statements  
December 17, 2014 - December 3, 2014 Town Council Twenty-Second Reorganizational Meeting (continued)  
January 7, 2015 - Town Council Meeting  
February 4, 2015 - Town Council Meeting  
February 25, 2015 - Town Council Meeting

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

- A. SUBMISSION OF MINUTES OF PREVIOUS MEETING(S)
1. Town Council Special Meeting - September 30, 2014
  2. Town Council Meeting - October 29, 2014
  3. Town Council Meeting - November 12, 2014
  4. Town Council Special Meeting - November 17, 2014
  5. Town Council Twenty-Second Reorganizational Meeting - December 3, 2014

B. PUBLIC HEARINGS

C. ORDINANCES

1. Ordinance #2014-11, CHAPTER 16, Motor Vehicles and Traffic, Article V, Stopping, Standing and Parking, Section 16-143, Parking prohibited at all (Siegel Street), **1<sup>st</sup> reading**

D. LICENSING BOARD - NEW PETITIONS

1. Robert Mairs, d/b/a Quint's Seafood Company, 465 Wood Street - request for Victualling License
  - a. Recommendation - Town Administrator and Chief of Police (approve)
  - b. Recommendation - Town Administrator and Fire Chief (approve)
  - c. Recommendation - Town Administrator and Department of Water Pollution Control (approve with conditions)
2. Weiguang Chen, for Pandaria Corporation, d/b/a 531 Asian Cuisine, 531 Wood Street - petition for transfer of Class BV Liquor License to: Yong Ping Qiu, for J and Y LLC, d/b/a Sawa Asian Bistro, 531 Wood Street (new name), **call for public hearing January 7, 2014**

E. LICENSING BOARD - RENEWALS

F. PETITIONS - OTHER

1. Sara Mello-Sooknah, 38 Central Street - request for curb cut
  - a. Recommendation - Town Administrator and Chief of Police (deny)
  - b. Recommendation - Town Administrator and Director of Public Works (deny)

G. APPOINTMENTS

1. Public Service Appointments (December)
  - a. Mount Hope Trust Board of Trustees (term to expire December 2016)
    1. Susan C. Maloney, 72 Griswold Avenue - interest/reappointment
  - b. Board of Tax Assessment Review (term to expire December 2017)
    1. Joseph Sylvia, 273 State Street - not seeking reappointment
  - c. Conservation Commission (2) (terms to expire December 2017)
    1. Raul Abreu, 4 Christine Court - interest/reappointment
    2. Anthony Morettini, 46 Highland Road - interest/reappointment
  - d. Personnel Board (term to expire December 2018)
    1. Elizabeth Rene, 11 Lincoln Avenue - interest/reappointment
  - e. Juvenile Hearing Board - Full Member (2) & Alternate Member (1) (terms to expire December 2017)
    1. Matthew P. Cabral, 5 Polk Court - interest/reappointment as full member (background check received)
    2. N. Diane Davis, 25 Butterworth Avenue - interest/reappointment as full member (background check received)
    3. Marjorie J. McBride, 3 Avenir Court - interest/reappointment as alternate member (background check received)

- 4. Sean McCormack, 66 Ferry Road - interest/appointment
- f. Redevelopment Agency (various 4)
- g. Board of Canvassers - Alternate Member (term to expire March 2020)
  - 1. Recommendation - John E. Faria, Chairman, Democrat Town Committee (Denise Asciola)

H. OLD BUSINESS

- 1. Councilman Herreshoff re drainage on Fairview Drive, **continued from October 29, 2014**
- 2. Matthew Dame, 36 Spring Street - request for Dog Kennel License, **continued from November 12, 2014**
- 3. William Amanna, 2 Howe Street - petition concerning policy re Town trees, **continued from November 12, 2014**
  - a. Town Solicitor Ursillo re Responsibility for Trimming Encroaching Tree Branches
  - b. Tree Warden King re Tree Health at 2 Howe Street
- 4. (former) Council Chairman Parella re Senior Center Van, **continued from December 17, 2014**

**AMEND ITEM**

I. OTHER NEW BUSINESS REQUIRING TOWN COUNCIL ACTION

- 1. M. Candace Pansa, Executive Director, Bristol Housing Authority re PILOT payment
  - a. Town Treasurer Goucher re Bristol Housing Authority Request for Funds
- 2. FY2014 Financial Statements
- 3. Councilman Stuart re request for update - Tanyard Brook project
- 4. Coastal Resources Management Council - Public Notice (deadline to request hearing - December 20, 2014) re application of Jill &

Jean Westcott to construct and maintain residential boating facility (153 Poppasquash Road)

5. Christy J.H. Belisle, District Athletic Director, Bristol Warren Regional School District re request for support
6. Kirsten DiChiappari and Chuck Rozea, Bodacious Bee Co-Chairs, Bristol Warren Education Foundation (BWEF) re request for support of 7<sup>th</sup> annual Bodacious Bee event, March 7, 2015
7. Director of Community Development Williamson and Principal Planner Tanner re 2014 Local Open Space Grant Award

**AMEND ITEM 8.** Town Administrator Teixeira re request for Executive Session pursuant to RIGL § 42-46-5(a)(5) lease of real property

J. BILLS & EXPENDITURES

K. SPECIAL REPORTS

1. Town Administrator Teixeira re Stacey Carter - Monthly Report, October 2014
2. Allan Klepper re BCWA Monthly Report for December

L. TOWN SOLICITOR

1. (Assistant Solicitor Teitz) re request for Executive Session pursuant to RIGL § 42-46-5(a)(2) litigation - Sakonnet River Bridge Tolls
  - a. (Assistant Solicitor Teitz) re Town of Portsmouth, et al v. Michael P. Lewis, et al - Judgment
  - b. (Assistant Solicitor Teitz) re Town of Portsmouth v. Michael P. Lewis, et al - Memorandum and Order
2. Town Solicitor Ursillo re request for Executive Session pursuant to RIGL § 42-46-

5(a)(2) litigation - Gendreau v. Town of Bristol

3. Town Solicitor Ursillo re request for Executive Session pursuant to RIGL § 42-46-5(a)(2) litigation - Pandaria Corporation, d/b/a 531 Asian Cuisine
4. Town Solicitor Ursillo re request for Executive Session pursuant to RIGL § 42-46-5(a)(4) investigative proceedings regarding allegations of misconduct
5. Town Solicitor Ursillo re request for Executive Session pursuant to RIGL § 42-46-5(a)(5) lease of real property - portion of John Post Reynolds School
6. Town Solicitor Ursillo re request for Executive Session pursuant to RIGL § 42-46-5(a)(2) litigation - Animal Shelter

M. INDIVIDUAL COUNCIL MEMBERS AGENDA ITEMS

1. Calouro
2. Sweeney
3. Parella
4. Stuart
5. Herreshoff

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. Historic District Commission - October 2, 2014
2. North and East Burial Ground Commission [sic] - September 10, 2014

3. Bristol Housing Authority - October 9, 2014
4. Harbor Commission - November 3, 2014
5. Post Retirement Benefits Fund Board of Trustees - August 14, 2014
6. Zoning Board of Review - July 14, 2014
7. Zoning Board of Review - September 15, 2014
8. Zoning Board of Review - October 6, 2014
9. Board of Fire Engineers - December 2, 2014
10. Police Pension Fund Board of Trustees - June 9, 2014
11. Historic District Commission - November 6, 2014
12. Rogers Free Library Board of Trustees - September 2, 2014
13. Bristol Warren Regional School Committee - October 27, 2014
14. Bristol Warren Regional School Committee - November 17, 2014

**(CA) BB. BUDGET ADJUSTMENTS**

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

1. Tax Assessor/Collector Belair - Recommended Abatements & Additions for December 2014

**(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 - December 12, 2014

**(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
2. Department of Water Pollution Control - Sewer Permits

**(CA) FF. UPCOMING APPOINTMENTS**

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

1. Public Service Appointments for January

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

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

1. Tracy A. Nelson, Richmond Town Clerk re proclamation - November 2014 Pancreatic Cancer Awareness Month
2. Lorraine Arruda, Hopkinton Deputy Town Clerk re resolution - repeal of State tax on Social Security benefits
3. Margaret M. Long, Scituate Town Clerk re resolution - postpone State's approval/adoption of RhodeMapRI planning proposal
4. Joanne M. Mower, Portsmouth Town Clerk re resolution - postpone State Economic Development Plan - September 2014
5. Elizabeth J. Cook-Martin, Hopkinton Town Clerk re resolution - postpone adoption of RhodeMapRI Plan

6. (Leigh Botello, East Greenwich Town Clerk) re letter - postpone adoption of RhodeMapRI Plan

**(CA) HH. DISTRIBUTIONS/COMMUNICATIONS**

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

1. Class D Intoxicating Beverage License Renewal Petition - The Lincoln Club (granted November 12, 2014)
2. Amusement Devices License Renewal Petitions - The Lincoln Club (granted November 12, 2014)
3. Victualling License Renewal Petitions - Bristol Sunset Café, Destiny's Hometown Diner, Green Eggs, and Nutrition Revolution (granted November 12, 2014)
4. Drainlayer's License Renewal Petitions - Armando Ricci & Sons, B & B Excavation, JML Excavation, NCD Developers, Ramsay's, and Scott's Landscape Management (granted November 12, 2014)
5. Holiday Sales License Renewal Petition - Spa Yadira (granted November 12, 2014)
6. Coastal Resources Management Council - Semi-Monthly Meeting, November 12, 2014 (amended)
7. Coastal Resources Management Council - Public Notice re application of Edward & Helena Ribeiro to construct and maintain residential boating facility (5 Brookwood Road)
8. Coastal Resources Management Council - Public Notice re application of Dixon Family Ltd. to construct and maintain residential boating facility (467 Poppasquash Road)
9. Coastal Resources Management Council - Public Notice re application of John & Isabel Daniels to construct and maintain residential boating facility (48 Viking Drive)
10. Town Administrator Teixeira to Steve Pristawa, Department of Transportation re school zone sign (Rockwell School)

11. Rhode Island Department of Administration, Division of Planning, Statewide Planning Program, State Planning Council - Notice of Public Hearings, December 8 & 15, 2014 re adoption of draft plan, "Solid Waste 2038"
12. Warrant - Dr. Paul Sydlowski, Ad Hoc Revaluation Advisory Committee
13. Cheryl Burns, Executive Director, Community String Project re thank you for support
14. Brian Worcester, Chairman, Prudence Island Volunteer Fire Department Board of Control to Town Administrator Teixeira re thank you
15. Denise Panichas, Executive Director, The Samaritans of Rhode Island re thank you for support
16. Warrant - Fred C. Eichmann, Ad Hoc Revaluation Advisory Committee
17. Robert Rocchio, P.E., Managing Engineer, Traffic Management & Highway Safety Office re
18. Warrant - Jeffrey Hirsh, Police Pension Fund Board of Trustees
19. Coastal Resources Management Council - December 2014 Calendar
20. Coastal Resources Management Council - Semi-Monthly Meeting, December 9, 2014
21. Bristol Warren Regional School District - School Committee Officers and Subcommittees, November 2014-2016
22. (Harbormaster Marsili) re Wait Lists - Mooring & Dock Permits
23. Warrant - Patrick McCarthy, Harbor Commission Advisory Committee

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

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

1. Conservation Commission - November 10, 2014
2. Animal Shelter Capital Project Committee - November 12, 2014
3. Bristol Housing Authority - November 13, 2014
4. Fourth of July Committee - November 12, 2014
5. Recreation Board - November 19, 2014
6. Bristol Warren Regional School District - Schedule of Meetings, Week of November 16, 2014
7. Bristol Warren Regional School Committee - November 17, 2014
8. Zoning Board of Review - December 1, 2014
9. Planning Board - November 18, 2014  
(cancelled)
10. Bristol County Water Authority - November 17, 2014
11. Bristol County Water Authority Board of Directors - November 19, 2014
12. Ad Hoc Revaluation Advisory Committee - November 24, 2014
13. Historic District Commission - December 4, 2014
14. Bristol Warren Regional School District - Schedule of Meetings, Week of November 23, 2014
15. Harbor Commission - December 1, 2014
16. Bristol Warren Regional School District - Schedule of Meetings, Week of November 30, 2014
17. Bristol Warren Regional School Committee Personnel/Contract Negotiations Subcommittee

- Council 94 Contract Negotiations, December 1, 2014
- 18. Bristol County Water Authority Finance Committee - December 3, 2014
- 19. Bristol County Water Authority - Special Board Meeting, December 3, 2014
- 20. Bristol County Water Authority Personnel Committee - December 3, 2014 (amended)
- 21. Conservation Commission - December 1, 2014
- 22. Fourth of July Committee - Special Meeting, December 9, 2014
- 23. Animal Shelter Capital Project Committee - December 4, 2014
- 24. Bristol Warren Regional School District - Schedule of Meetings, Week of December 7, 2014
- 25. Bristol Warren Regional School Committee Budget/Facilities Subcommittee - December 8, 2014
- 26. Bristol Warren Regional School Committee Personnel/Contract Negotiations Subcommittee - December 8, 2014
- 27. Bristol Warren Regional School Committee - December 8, 2014
- 28. Ad Hoc Revaluation Advisory Committee - December 8, 2014
- 29. North and East Burial Ground Commission [sic] - December 10, 2014
- 30. Planning Board - December 9, 2014 (cancelled)
- 31. Bristol Housing Authority - December 11, 2014
- 32. Rogers Free Library Board of Trustees - December 16, 2014

33. Bristol Warren Regional School District -  
Schedule of Meetings, Week of December 14,  
2014
34. Bristol Warren Regional School Committee  
Budget/Facilities Subcommittee - December 15,  
2014
35. Bristol Warren Regional School Committee  
(Personnel/Contract Negotiations  
Subcommittee) - Council 94 Contract  
Negotiations, December 8, 2014
36. Bristol County Water Authority Board of  
Directors - December 17, 2014

(CA) JJ. CLAIMS

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

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

jmw