

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) OR CITIZENS PUBLIC FORUM 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: November 16, 2016

TIME: 7:00 PM

TOWN HALL - COUNCIL CHAMBERS

PRESENT:

MEETING DATES: December 7, 2016 - Town Council Twenty-Third
Re-Organizational Meeting

Fire Marshal - Oath of Office

MOTION RE: CONSENT AGENDA - TO APPROVE THE CONSENT AGENDA

- A. SUBMISSION OF MINUTES OF PREVIOUS MEETING(S)
 - 1. Town Council Meeting - October 19, 2016
- B. PUBLIC HEARINGS
 - 1. Intoxicating Beverage License Renewals 2016-2017,
(see agenda item E1 also)
 - a. Jerry Durante, Credit Manager, All American Foods, Inc. re Objection to Liquor License Renewal - Agave, 805 Hope Street
 - b. Jerry Durante, Credit Manager, All American Foods, Inc. re Objection to Liquor License Renewal - Thames Waterside Bar & Grill, 251 Thames Street

- c. Recommendation - Town Administrator and Fire Chief (approve with conditions)
2. Yong Ping Qiu, for J and Y, LLC, d/b/a Sawa Asian Bistro, 531 Wood Street - request for transfer of Class BV Intoxicating Beverage License to: Cheng Liang Yu, for IFC, Inc. (new owner), (see agenda item D1 also)
3. Hildeberto S. Moitoso, for Viola's Liquor Store, Inc., d/b/a Viola's Liquor Store, 219 Wood Street - request for transfer of Class A Intoxicating Beverage License to: Michael S. Brito, Jr., for Twelfth Night Sales, Inc. (new owner), (see agenda item D3 also)
 - a. Gregory A. Mancini, Esq., Sinapi Law Associates, Ltd., for RI Distributing Co. and Horizon Beverage Co. re Objection to Liquor License Transfer

C. ORDINANCES

1. Ordinance #2016-14, Chapter 16, Motor Vehicles and Traffic, Article V, Stopping, Standing and Parking, Section 16-143, Parking prohibited at all times (Chestnut Street-Benjamin Church Manor), **2nd reading for adoption**
2. Ordinance #2016-15, Chapter 16, Motor Vehicles and Traffic, Article V, Stopping, Standing and Parking, Section 16-143, Parking prohibited at all times (Wall Street-One Parking Space), **1st reading**
3. Ordinance #2016-03 (adopted May 4, 2016), Alcohol Use and Sale on Town Property - six month review

D. LICENSING BOARD - NEW PETITIONS

1. Yong Ping Qiu, for J and Y, LLC, d/b/a Sawa Asian Bistro, 531 Wood Street - request for transfer of Class BV Intoxicating Beverage License to: Cheng Liang Yu, for IFC, Inc. (new owner), (see agenda item B2 above)

2. Cheng Liang Yu (new owner), d/b/a Sawa Asian Bistro, 531 Wood Street - request for Victualling License, **continued from October 19, 2016**
3. Hildeberto S. Moitoso, for Viola's Liquor Store, Inc., d/b/a Viola's Liquor Store, 219 Wood Street - request for transfer of Class A Intoxicating Beverage License to: Michael S. Brito, Jr., for Twelfth Night Sales, Inc. (new owner), (see agenda item B3 and B3a above)

E. LICENSING BOARD - RENEWALS

1. Intoxicating Beverage License Renewals 2016-2017, (see agenda items B1 and B1a-c above)
2. Sunday Sales License Renewals 2016-2017 (Package Stores)
3. Victualling License Renewals 2016-2017
 - a. Recommendation - Town Administrator and Fire Chief (approve with conditions)
4. Additional Hours License Renewals 2016-2017
5. Amusement Devices License Renewals 2016-2017
6. Holiday Sales License Renewals 2016-2017
 - a. Recommendation - Town Administrator and Fire Chief (approve)

F. PETITIONS - OTHER

1. Matthew A. Calderiso, Jr., 12 Bay Street - request for removal of "Accessible Parking" space at 33 Oliver Street, **2nd reading**
2. Marc Gaudreau, 26 Collins Street - request for curb cut
3. Lynn Shaw, for Explore Bristol/Bristol Merchants Association - request to hold scheduled events in the "downtown" area and for support of the Snowflake Raffle event

4. Ben Luk, Operating Manager, Bristol Buffet - request for Council consideration to create Class BV liquor license for premises located at 180 Mt. Hope Avenue
5. David E. Barboza, 92 Constitution Street - request for Constitution Street, between High and Wood Streets, to be included in residential parking zone
6. Bette Walpole, Chairperson, East Bay Chamber of Commerce - request for support of Small Business Saturday effort (November 26, 2016)
7. Mary Garcia, 70 Oliver Street - request for removal of "Accessible Parking" space at 72 Oliver Street, **1st reading**
 - a. Recommendation - Town Administrator and Director of Public Works (deny)
8. Marie L. Knapman, Board Chair, Bristol Theatre Company, on behalf of Reynolds Arts & Wellness Group - request to allow food truck at Holiday Open House event, December 3, 2016
9. Amanda Avedissian, for Classic Pizza & Grille - request for Council consideration to create Class BV Limited liquor license for premises located at 349 Metacom Avenue

G. APPOINTMENTS

1. Public Service Appointments
 - a. Economic Development Commission (term to expire September 2019)
 1. Ethan M. Tucker, 231 Wood Street - interest/reappointment
 - b. Zoning Board of Review
 1. Steven M. Hudak, 70 Franklin Street - resignation
 - c. Zoning Board of Review - Alternate (to fill unexpired term to expire March 2017)

1. Donald S. Kern, 32 Defiance Avenue - interest/appointment
2. Derek N. Tipton, 10 Dixon Avenue - interest/appointment
- d. Historic District Commission - Auxiliary (to fill unexpired term to expire July 2019)
 1. Christopher Ponder, 736 Hope Street - interest/appointment

H. OLD BUSINESS

1. Councilman Stuart re Update on Possible RIPTA High Speed Ferry Stop in Bristol, **continued from September 7, 2016**
2. Council Chairman Calouro re Website Improvement Update, **continued from September 7, 2016**

I. OTHER NEW BUSINESS REQUIRING TOWN COUNCIL ACTION

1. Director of Community Development Williamson - request for Executive Session pursuant to RIGL § 42-46-5(a)(5) lease of real property - Gladding-Azevedo Property
2. Council Chairman Calouro re New School Zone Flashing Lights Update
3. Council Chairman Calouro re Bid #848 Byfield School Project - Additional Scope of Work
 - a. Town Treasurer Goucher re Byfield School Project and Funding
4. Councilman Stuart re RI Energy Challenge Status Report
5. Fire Chief DeMello re Proposed Volunteer Firefighter/EMS Tax Incentive Program

J. BILLS & EXPENDITURES

1. Bid #851 - Interior Renovations, Bristol Town Hall

K. SPECIAL REPORTS

1. Town Administrator Teixeira re BETA Group, Inc. Quarterly Report - Water Pollution Control Projects

L. TOWN SOLICITOR

1. Town of Warren v. Bristol Warren Regional School District, et al - Reply Brief
2. Town Solicitor Ursillo re Flushable Wipes Litigation
3. Assistant Town Solicitor Teitz re Clipper Way Settlement

M. INDIVIDUAL COUNCIL MEMBERS AGENDA ITEMS

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

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. Harbor Commission - October 3, 2016
2. Board of Fire Engineers - October 3, 2016
3. Board of Fire Engineers - November 1, 2016
4. Bristol Warren Regional School Committee - August 9, 2016 (amended)

5. Bristol Warren Regional School Committee - August 22, 2016
6. Bristol Warren Regional School Committee - September 12, 2016
7. Bristol Warren Regional School Committee - September 26, 2016
8. Historic District Commission - October 6, 2016

(CA) BB. BUDGET ADJUSTMENTS

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

1. Tax Assessor/Collector Belair re Recommended Abatements & Additions - November 2016

(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 - November 9, 2016

(CA) DD. PROCLAMATIONS, RESOLUTIONS & CITATIONS

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

1. Citation - Beth Carter, "Chamber Member of the Year" - East Bay Chamber of Commerce
2. Proclamation - Lisa Raiola & Waterman Brown, "Citizens of the Year" and Hope & Main, "Business of the Year" - East Bay Chamber of Commerce
3. Commendation - Antonio A. "Tony" Teixeira, "Man of the Year" - Bristol Sports Club

(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."

1. Public Service Appointments-December

(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. Resolution re Adoption of Hazard Mitigation Plan 2016 (signed copy)
2. Town Administrator Teixeira to Town Clerk Cirillo re Absence (November 17-23, 2016)
3. Coastal Resources Management Council - Semi-Monthly Meeting, October 25, 2016
4. Town Administrator Teixeira to Peter Alviti, Jr., Director, Department of Transportation re Traffic Flow on Metacom Avenue - Rte. 136
5. Amy H. Goins, Assistant Town Solicitor to Zoning Officer Tanner, et al re Department of Business Regulation Issues Emergency Regulations to Begin Licensing Medical Marijuana Cultivators
6. Town Solicitor Ursillo to Tax Assessor Belair re Recently Enacted Legislation - Taxation of Renewable Energy Systems
7. Coastal Resources Management Council - November 2016 Calendar

(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 District-Schedule of Meetings - Week of October 23, 2016

2. Bristol Warren Regional School Committee-Personnel/
Contract Negotiations Subcommittee - October 24,
2016
3. Bristol Warren Regional School Committee -
October 24, 2016
4. Bristol Warren Regional School District-Schedule
of Meetings - Week of October 30, 2016
5. Fourth of July Committee-Fund Raiser Subcommittee
- November 2, 2016
6. Recreation Board - November 1, 2016
7. Historic District Commission - November 3, 2016
8. Zoning Board of Review - November 14, 2016
9. North and East Burial Grounds Commission -
November 5, 2016
10. Harbor Commission - November 7, 2016
11. Bristol Warren Regional School District-Schedule
of Meetings - Week of November 6, 2016
12. Bristol Warren Regional School District-Schedule
of Meetings - Week of November 13, 2016
13. Fourth of July Committee-Souvenir Subcommittee -
November 10, 2016
14. Conservation Commission - November 16, 2016

(CA) JJ. CLAIMS (REFERRALS)

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

1. Donald R. Saracen, 26 Tobin Lane - Claim for
Damages
2. Elizabeth L. McCarthy, 32 Central Street - Claim
for Damages

(CA) KK. CLAIMS (DENIALS)

Approval of consent agenda="Motion to deny these claims and refer same to the Insurance Committee and the Interlocal Trust for response to claimant."

(CA) LL. CURB CUT PETITIONS AS APPROVED BY THE DIRECTOR OF PUBLIC WORKS

Approval of consent agenda="Motion to grant this curb cut per the recommendation of, and any conditions specified by, the Director of Public Works."

(CA) MM. MISCELLANEOUS ITEMS REQUIRING COUNCIL APPROVAL

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

ADJOURNED: _____

jmw

POSTED: November 10, 2016