

TOWN COUNCIL MEETING- WEDNESDAY, APRIL 17, 2024

The council met on Wednesday, April 17, 2024, and called to order at 7:00 p.m. in the Town Hall, Council Chambers, Council Chairman Calouro presiding:

PRESENT: Council Chairman, Nathan Calouro
Vice-Chairwoman, Mary Parella
Councilman, Antonio "Tony" Teixeira
Councilman, Timothy Sweeney
Councilman, Aaron Ley

ALSO PRESENT: Town Administrator, Steven Contente
Town Solicitor, Michael Ursillo, Esq
Town Sergeant, Archie Martins

Motion RE: Consent Agenda - To Approve the Consent Agenda

Sweeney/Teixeira- Voted unanimously to approve the Consent Agenda as prepared and presented.

Teixeira/Sweeney- Voted unanimously to approve the Consent Agenda withholding Item DD1 for further consideration.

It is noted for the record that discussion on item DD1 occurred at the conclusion of the public agenda, and the actions related to item DD1 are reflected, in place, as found within.

A. Submission of Minutes of Previous Meeting(s)

A1. Town Council Special Meeting Minutes - March 6, 2024

A2. Town Council Meeting Minutes - March 27, 2024

Sweeney/Teixeira - Voted unanimously to approve the minutes of March 6 and March 27, 2024 as prepared and presented.

B. Public Hearings

- B1.** Fabio Lopes, G Lopes Restaurant, Inc. d/b/a Sunset Cafe, 499 Hope Street, request Class BV Liquor License **(see also C2 and D1)**

Sweeney/Teixeira -Voted unanimously to close the public hearing

C. Ordinances

- C1.** Ordinance #2024-08 Chapter 8 - Boats, Docks and Waterways, Sec. 8-71. Insurance requirement for Town marina. **(2nd Reading)**

- a. Harbor Master Marsilli re Commercial Fishing Insurance Survey

Sweeney/Teixeira - Motioned to consider this action to constitute the Second Reading for the adoption of Ordinance #2024-08. Advertise in the local newspaper. Voting in favor was Calouro, Sweeney, Teixeira and Ley. Voting opposed was Parella.

- C2.** Ordinance #2024-09 Chapter 17 - Offenses and Miscellaneous Provisions, Article II - Alcoholic Beverages Establishments, Sec. 17-82. - Number of Licenses (to decrease the number of B Limited licenses from 8 to 7 and increase the number of BV Licenses from 31 to 32. **(2nd Reading) (See also B1 and D1)**

Teixeira/Parella- Voted unanimously to consider this action to constitute the Second Reading for the adoption of Ordinance #2024-09. Advertise in the local newspaper

- C3.** Ordinance No. 2024-10 Chapter 17 - Offenses and Miscellaneous Provisions, Article II - Alcoholic Beverages Establishments, Sec. 17-82. - Number of Licenses (to decrease the number of B Limited licenses from 7 to 6 and increase the number of BV Licenses from 32 to 33. **(1st Reading)**

Sweeney/Teixeira- Voted unanimously to consider this action to constitute the first reading of Ordinance #2024-10. Advertise in the local newspaper.

D. Licensing Board - New Petitions

D1. Fabio Lopes, G Lopes Restaurant, Inc. d/b/a Sunset Cafe, 499 Hope Street, request for BV Liquor License **(See also B1 and C2)**

a. recommendation - Town Administrator and Police Chief

Teixeira/Parella-Voted unanimously to grant this license per the recommendations received and conditions, if any, as delineated, and also subject to conformance to all laws and ordinances and payment of all fees, taxes, and levies.

D2. Joseph Zonfrilli, Jozon Enterprises, Inc. d/b/a Domino's Pizza, 655 Metacom Avenue, request modification to Victualling License (location change)

a. recommendation - Town Administrator and Director of Community Development

b. recommendation - Town Administrator and Fire Chief

c. recommendation - Town Administrator and Pretreatment Coordinator, Water Pollution Control Department

d. recommendation - Town Administrator and Police Chief

Teixeira/Sweeney- Voted unanimously to grant this license per the

recommendations received and conditions, if any, as delineated, and also subject to conformance to all laws and ordinances and payment of all fees, taxes, and levies.

- D3.** Erin Meyer, Crate Escape Doggie Day Camp, 64 Ballou Boulevard, request for Dog Kennel License
- a. recommendation - Town Administrator and Director of Community Development
 - b. recommendation - Town Administrator and Police Chief

Teixeira/Sweeney- voted unanimously to grant this license per the recommendations received and conditions, if any, as delineated, and also subject to conformance to all laws and ordinances and payment of all fees, taxes, and levies.

E. Licensing Board - Renewals

- E1.** Dog Kennel License Renewals 2024-2025
- a. recommendation - Town Administrator and Chief of Police

Teixeira/Sweeney- Voted unanimously to grant renewal of these licenses based upon the recommendations received and the receipt of all necessary renewal paperwork from the licensees and also subject to conformance to all laws and ordinances and payment of all fees, taxes, and levies; with the exception of "A Dogs Life" Kennel that will be subject to a six-month review.

F. Petitions - Other

- F1.** Paul M. Lapre, 19 Annawamscutt Drive, request for Council Consideration of creating an Ordinance to Limit the Use of Surveillance Cameras and Consideration for Ordinance Enforcing Violations to Trespassing on Town property extending on boundary lines of private property

Teixeira/Sweeney - Voted unanimously to deny the petition for the two ordinance requests.

- F2.** Robert McNeil, McNeil Design Collaborative d/b/a The Northeast Golf Company, 96 Broad Common Road, request to add a Class C Liquor License

Teixeira/Ley - Voted unanimously to deny or to refer the matter to the Town Solicitor to draft an ordinance for a single Class C Liquor License for council consideration on **May 8, 2024**; and schedule the public hearing for the **May 29, 2024**, council meeting; and also to refer the matter to the Town Administrator and Town Solicitor to draft an **agreement** for the Class C License, contingent upon approval, with stringent terms governing its use.

- F3.** Madeline Predaris, 1 Old Ferry Road, request temporary installation of sculptures on light poles at Town Common

a. recommendation - Town Administrator and Director of Community Development

b. recommendation - Town Administrator and Director of Parks and Recreation

Teixeira/Sweeney- Voted unanimously to deny the petition based on the recommendations received.

F4. Denise Panichas, Executive Director, of The Samaritans of Rhode Island, request for support of Resolution for Suicide Prevention Barriers on Bridges over Narragansett Bay

- a. (Draft) Resolution - Urging the RI State Legislature to Support Allocating Funding for Permanent Safety Barriers On Rhode Island's Bridges over Narragansett Bay

Sweeney/Parella-Motioned to Support the Resolution Allocating Funding for Permanent Safety Barriers On Rhode Island's Bridges over Narragansett Bay and direct the Clerk to transmit a copy of this resolution to the Governor and members of the Town of Bristol State Legislative Delegation. Voting in favor was Calouro, Parella, Sweeney, and Ley. Abstaining was Teixeira.

F5. Daniel Manchester, 125 Peck Avenue, Bristol Historical and Preservation Society, request use of Town Common to hold annual Flea and Fair on Saturday, August 10, 2024, 9:00 AM to 4:00 PM (set-up 7:00 AM), rain date Sunday, August 11, 2024

- a. recommendation - Town Administrator and Fire Chief
- b. recommendation - Town Administrator and Director of Parks and Recreation
- c. recommendation - Town Administrator and Police Chief

Teixeira/Sweeney- Voted unanimously to grant this license per the recommendations received and conditions, if any, as delineated, and also subject to conformance to all laws and

ordinances and payment of all fees, taxes, and levies

- F6.** Ana Isabel dos Reis Couto, Rhode Island Day of Portugal, request to fly Portuguese Flag with a flag-raising ceremony, Town Hall 10 Court Street on ~~June 5,~~ June 3, 2024 at 11:00 AM
- a. Memo from Clerk of Canvassers re qualifying signatures received

Teixeira/Parella- Voted unanimously to approve this petition, allowing that a 3 X 5 foot 'fag of Portugal' may be flown on a Town flagpole at Town Hall June 3, 2024, with the Town assuming no responsibility for the care of this flag beyond its raising.

- F7.** Athony Merryman, 40 Kickemuit Avenue, request for curb cut and removal of Town tree
- a. recommendation - Town Administrator and Director of Community Development
- b. recommendation - Town Administrator and Tree Warden
- c. recommendation - Town Administrator and Police Chief

Sweeney/ Parela- Voted unanimously to continue the matter to the ~~May 8,~~ 2024 council meeting

- F8.** Office of Governor Daniel McKee re consideration for adoption of Resolution for a Litter-Free Rhode Island
- a. (draft) resolution for a Litter-Free Rhode Island

Sweeney/Teixeira-Voted unanimously to Support the Resolution for a Litter-Free Rhode Island.

G. Appointments

G1. Police Pension Fund Board of Trustees - (one 3-year term set to expire April 2027)

a. Raymond C. Falcoa, 55 Brooks Farm Drive - Interest/Reappointment

Teixeira/ Parella- Voted unanimously to reappoint Raymond C. Falcoa to the Police Pension Fund Board of Trustees with a term set to expire in April 2027

G2. Bristol Planning Board (one 3-year term set to expire April 2027)

a. Anthony Murgo, 5 Karen Ann Drive - Interest/Reappointment

Teixeira/Sweeney- Voted unanimously to reappoint Anthony Murgo to the Bristol Planning Board with a term set to expire in April 2027

G3. Christmas Festival Committee 2024-2025

a. Annette M. Campbell, 106 Cedar Avenue, Portsmouth, Interest/Appointment

b. Kevin Deeb, 12 Third School Street - Interest/Appointment

c. Danielle Hill, 1362 Hope Street - Interest/Appointment

d. recommendation - David Scarpino, Chairman of Christmas Committee, to appoint Annette Campbell and Kevin Deeb

e. recommendation - David Scarpino, Chairman of Christmas Committee, to appoint Danielle Hill

Teixeira/Parella- voted unanimously in favor of the slate of candidates for

the ensuing term based on the recommendation of the Chair.

G4. Recreation Board (one 3-year term set to expire February 2027)

a. Joseph P. Bruno, 44 Sandra Court - Interest/Appointment

b. Michael Tomaselli, 4 Dixon Avenue - Interest/Appointment

Sweeney/Teixeira - Voted unanimously to instruct the Clerk to set a special meeting for interviews to be held at the convenience of the parties

G5. Bristol 250th Commission (3 council appointments set to expire December 2027)

a. Warren Rensehausen, 112 Church Street - Interest/Appointment

b. Andrea Rounds, 15 Milk Street - Interest/Appointment

c. William J. Leary, 9 Patricia Ann Drive - Interest/Appointment

d. Douglas ORoak, 513 Wood Street, Apt 3 - Interest/Appointment

e. Michael Rielly, 21 Sandy Lane - Interest/Appointment

Parella/Ley- Voted unanimously to continue the matter to the next council meeting of May 8, 2024 and also consider a revised resolution to the Bristol 250th Commission to increase the number of council appointees from three to five.

- G6.** Capital Project Commission (one 5-year term set to expire May 2029)
- a. Donald R. Hemond - interest/reappointment
- b.
- Teixeira/Parella- Voted unanimously to reappoint Donald R. Hemond to the Capital Project Commission with a term set to expire in May 2029
- G7.** Bristol County Water Authority (one unexpired term ending February 2025)
- a. Richard E. Fournier, Jr., 37 Shore Road - Interest/Appointment
- b.
- Teixeira/Sweeney- Voted unanimously to appoint Richard E. Fournier to the Bristol County Water Authority with a term set to expire in February 2025
- G8.** Assistant Harbormaster (part-time) (one 1-year term set to expire January 2025)
- a. Donald Fitting, 10 Woburn Street - Interest/Reappointment
- b. recommendation - Harbor Master request to reappoint Donald Fitting, as Part-time Assistant Harbormaster
- Sweeney/Teixeira- Voted unanimously to reappoint Donald Fitting as a part-time Assistant Harbormaster with a term set to expire in January 2025
- G9.** Bristol Board of Canvassers (modification of position appointments)
- a. recommendation - Thomas Carroll, Chairman of the Republican Town Committee

Teixeira/Parella- Voted unanimously to modify the position of Peter Hewit to the full member with a term to expire March 2026 and Michale Smith to an Alternate member with a term set to expire in March 2026.

Nathan

H. Old Business

- H1.** Director of Community Development Williamson re (draft) Natural Hazard Mitigation Plan Update - 2024 **(Continued from 10/4/2023)**

a. copy of (draft) Natural Hazard Mitigation Plan

Teixeira/Ley- Voted unanimously to adopt this plan and to authorize the Community Development Department to forward same to FEMA and REMA.

I. Other New Business Requiring Town Council Action

- I1.** Bristol Firemen's Memorial and Welfare Committee request for support of 69th Annual Fundraiser and Program Book

Teixeira/Ley- Voted unanimously to appropriate \$250 from the Town Council Contingency account in support of this program and to purchase two full-page ads sponsored by the Town Council, Town Administrator, and Town Clerk.

- I2.** Bristol Conservation Commission re 35th Annual Keep Bristol Clean, April 27, 2024, 9:00 AM - 12:00 PM

Teixeira/Sweeney- Voted unanimously to receive and file

I3. Public Notice from CRMC, re Douglas & Kathryn O'Brien, 461 Poppasquash Road, requires response by April 14, 2024

a. recommendation - Town Administrator and Harbor Master

Sweeney/Teixeira- Voted
unanimously to receive and file

I4. Public Notice from CRMC, re Town of Bristol c/o Steven Contente, Thames Street, requires response by April 25, 2024

a. recommendation - Town Administrator and Director of Public Works

b. recommendation - Town Administrator and Harbor Master

Teixeira/Sweeney - Voted
unanimously to receive and file

I5. Public Notice from CRMC, re Jeanine & Daniel McConaghy, 135 Kickemuit Avenue, requires response by April 18, 2024

a. recommendation - Town Administrator and Harbor Master

b. recommendation - Town Administrator and Director of Community Development

Sweeney/Teixeira - Voted
unanimously to receive and file

I6. Public Notice from CRMC, re Town of Bristol c/o Steven Contente, Sherman Avenue, requires response by April 27, 2024

a. recommendation - Town Administrator and Director of Public Works

b. recommendation - Town Administrator and Harbor Master

Teixeira/Sweeney - Voted
unanimously to receive and file

I7. Town Administrator Contente re Town Christmas Light expenditure and options

Teixeira/Sweeney- Voted
unanimously to receive and file.

I8. Town Administrator Contente Recommendation for Reorganization of Police Department Rank Structure

Teixeira/Sweeney - Voted
unanimously to approve the reorganization of the police department rank structure as presented in the amended recommendation that was marked received at meeting.

I9. Bond Counsel re Reimbursement and Borrowing Resolutions for up to \$2,660,000 General Obligation Bonds, Series 2024 of Town Council

Teixeira/Sweeney -Voted
unanimously to adopt the Borrowing Resolution as presented.

CF. Citizens Public Forum

PERSONS WISHING TO SPEAK DURING THE CITIZENS PUBLIC FORUM MUST NOTIFY THE COUNCIL CLERK PRIOR TO THE COMMENCEMENT OF THE MEETING

J. Bills & Expenditures

J1. Bid #1042 Walley School Exterior Doors

Teixeira/Sweeney - Voted unanimously to refer this matter to the Town Administrator to act in the best interest of the Town.

Prior to the vote taken, the Clerk read the following bids:

- Westway Construction in the amount of \$116,000.00

K. Special Reports

- K1.** Bristol County Water Authority Tri-Town Monthly Report Summary of Notable Activities and Reports

Teixeira/Sweeney - Voted unanimously to receive and place this matter on file.

L. Town Solicitor

M. Executive Sessions

- M1. Town Administrator Contente Request for Executive Session Pursuant to RIGL § 42-46-5(a) (5) - Open Space Acquisition

Teixeira/Sweeney - Voted unanimously to convene in Executive Session pursuant to RIGL Section 42-46-5 (a) (5) concerning the Acquisition of Open Space at 9:31 PM.

Sweeney/Teixiera - Voted unanimously to resume open session and seal the minutes of the Executive Session at 9:41PM.

Solicitor Ursillo announced that a motion was made and a voted on in Executive Session.

Consent Agenda Items:

- (CA) AA. Submission of Minutes - Boards and Commissions**

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

- (CA) AA1. Bristol Fire Department Board of Engineers Meeting Minutes, April 1, 2024
- (CA) AA2. Historic District Commission Meeting Minutes, January 23, 2024
- (CA) AA3. Historic District Commission Meeting Minutes, February 1, 2024
- (CA) AA4. Conservation Commission Meeting Minutes, March 5, 2024
- (CA) AA5. Zoning Board of Review Meeting Minutes, March 4, 2024
- (CA) AA6. Bristol Planning Board Meeting Minutes, February 8, 2024
- (CA) AA7. Town of Bristol Housing Authority Minutes, March 14, 2024

(CA) BB. Budget Adjustments

Approval of consent agenda = "motion to approve these adjustments"

- (CA) BB1. Tax Assessor DiMeo re Recommended Abatements and Additions for April - 2024

(CA) CC. Financial Reports

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

(CA) DD. Proclamations, Resolutions & Citations

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

- (CA) DD1. Resolution Bristol Fourth of July Celebration - 2024

Sweeney/Teixeira- voted
unanimously to receive and file.

Prior to the vote being taken Councilman Texeira provided some additional information the the Fourth of July celebrations

noting that the Chief Marahall announcement was scheduled for April 30, 2024; the May breakfast was scheduled for May 19th, and that the Town Administrator was currently working on maintaining the area where the Orage Crate Durby was to take place.

(CA) EE. Utility Petitions

Approval of consent agenda = "motion to approve these petitions"

(CA) FF. City & Town Resolutions Not Previously Considered

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

(CA) FF1. Town of North Smithfield Public Schools Resolution Healthy School Meals for All/Universal Free School Meals

(CA) FF2. North Smithfield Public School Resolution Funding Formula

(CA) FF3. Town of Burrillville Resolution in opposition to House Bill 2024-H 7763 and Senate Bill 2024-S 2679 relating to Public Records - Access to Public Records Act

(CA) GG. Distributions/Communications

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

(CA) GG1. Town Administrator Contente to Representative Stephen M. Casey, Chairman House Municipal Government and Housing Committee re Bill H-7981 - relating to Towns and Cities - Zoning Ordinances

(CA) GG2. Letter to Bristol Senators and Representatives re Town Council Resolution and Proposed Legislative Amendment (Senior Tax Exemptions)

(CA) GG3. Town Administrator Contente to F&S Electric, Inc. Fredrick Souza re Bid #1040 Walley School Electrical

(CA) GG4. Town Administrator Contente to Temptec Mechanical LLC re Bid #1039 Walley School Mechanical

(CA) HH. Distributions/Notice of Meetings

(Office copy only)

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

- (CA) HH1. Bristol County Water Authority Personnel Committee Meeting, March 27, 2024
- (CA) HH2. Bristol County Water Authority Board of Directors Meeting, March 27, 2024
- (CA) HH3. Conservation Commission Meeting, April 2, 2024
- (CA) HH4. Town of Bristol Storm Water Annual Reports for Permit Year 20 (2023)
- (CA) HH5. Harbor Commission Meeting, April 1, 2024
- (CA) HH6. Bristol Fourth of July Committee Pickleball Meeting, April 9, 2024
- (CA) HH7. Bristol Fourth of July Committee Cultural Night Meeting, April 9, 2024
- (CA) HH8. Bristol Fourth of July Committee Ball Meeting, April 9, 2024
- (CA) HH9. Planning Board Meeting, April 11, 2024
- (CA) HH10. Town of Bristol Housing Authority Meeting, April 11, 2024
- (CA) HH11. Recreation Board Meeting, April 10, 2024
- (CA) HH12. Bristol Fourth of July Committee Souvenir Sub Committee Meeting, April 16, 2024
- (CA) HH13. Bristol Fourth of July Committee Pageant Sub-Committee Meeting, April 16, 2024
- (CA) HH14. Capital Projects Commission Meeting, April 23, 2024

(CA) II. Claims (Referrals)

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

(CA) JJ. Miscellaneous Items Requiring Council Approval

Approval of consent agenda = "motion to approve these items"

(CA) KK. Curb cut petitions as approved by the director of public works

Approval of consent agenda = "motion to grant these curb cuts per the recommendation of, and conditions specified by, the Director of Public Works"

There being no further business, upon a motion by Councilman Sweeney, seconded by Councilman Teixeira and voted unanimously, the Chairman declared this meeting to be adjourned at 9:41 pm.