

Town Council Meeting Minutes- Wednesday, November 10, 2021

The council met on Wednesday, November 10, 2021, in the Town Hall, Council Chambers, beginning at 7:01PM, 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.

Absent: Town Sergeant, Archie Martins

Motion RE: Consent Agenda - To Approve the Consent Agenda

Sweeney/Teixeira- Voted
unanimously to approve the Consent
Agenda

A. Submission of Minutes of Previous Meeting(s)

A1. Town Council Meeting - October 20, 2021

Teixeira/Sweeney- Voted
unanimously to accept and approve
the minutes of October 20, 2021,
as presented.

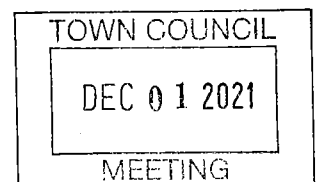
B. Public Hearings

**B1. David F Carney, 5 Clifton Road- Request for License to
Maintain Town Property**

a. Recommendation - Town Administrator (continue to
December 1, 2021)

b. Memo - Town Solicitor- (continue to December 1,
2021)

Teixeira/Sweeney- Voted
unanimously to continue this
matter until the meeting of
December 1, 2021.



Prior to the vote taken, Chairman Calouro noted that the recommendations for the petition were to continue the matter until the next council meeting of December 1, 2021 to allow the Cemetery Commission to provide a recommendation.

B2. Intoxicating Beverage License Renewals 2021-2022 (see agenda item E1 also)

Sweeney/Teixeira- Voted unanimously to close the Public Hearing.

Sweeney/Teixeira- voted unanimously to suspend the regular order of business to consider agenda item E1 at this time.

Sweeney/Parella- Voted unanimously to approve renewal of these licenses per the recommendations received and subject to conformance to all laws and ordinances and any and all conditions of record and also subject to payment of all fees, taxes, and levies.

C. Ordinances

C1. Ordinance #2021-19, Chapter 16, Motor Vehicles and Traffic, Article VIII Municipal Parking Lots, Sec 16-306 - established, Patrons Lot -short term parking, Employees Lot and Patrons Lot -long term parking- 2nd reading for adoption

Sweeney/Teixeira - Voted unanimously to consider this action to constitute the Second Reading for adoption of Ordinance #2021-19. Advertise in local newspaper

Prior to the vote taken, Town Administrator Contente noted that the change in the ordinance would accommodate the school department staff that is set to lease the Reynolds School building in December of 2021. He further noted that the parking

restrictions would only be in effect during the day, similar to other town municipal employee lots.

- C2.** Ordinance #2021-20 Chapter 17, Article II Alcoholic Beverages Establishments, Section 17-82 - Number of Licenses (to increase the number of Class B Limited licenses from 5 to 6) **1st Reading**

Sweeney/Teixeira - Voted
unanimously to consider this
action to constitute the first
reading of Ordinance #2021-20.
Advertise in the local newspaper

- C3.** Ordinance # 2021-21, Chapter 16, Motor Vehicles and Traffic, Article V Stopping, Standing and Parking, Section 16-146 - Parking time limited to designated places. Section 16-147 - Restricted parking on school days - **1st reading**

Sweeney/Teixeira - Voted
unanimously to continue this
matter to December 1, 2021 for
first reading of Ordinance
#2021-21.

Prior to the vote taken, Councilman Teixeira asked for clarification to the suggested changes on section 16-146 stating that it did not specify any locations.

Councilman Ley asked for clarification on section 16-147 (a)(7). He noted that the draft ordinance referred to an area in front of Our Lady of Mount Carmel School and wanted to know if there was any effort made to the school to ensure the amendments don't cause disruption in school pickups or drop-offs.

Council Chairman Calouro recommended that clarity be provided at the next council meeting of the questions brought up by the council and that someone reaches out to Mount Carmel School.

Town Administrator Contente stated that the ordinance amendments were to cleanup any ordinances that were not posted in the area; and that there was no intention to remove any parking from Our Lady Of Mount Carmel School or in front of Byfield School. He explained that the three areas with amendments were for

- an area in front of the old Bristol County Sheriff's Office where there was the ability to create parking spaces for the sheriff's department
- on the side of Byfield School on Church Street and
- in front of Byfield School between 8:00am-9:00 am for pickup.

Town Administrator Contente stated that there may be an error in the amendment in relation to the strikeout of 16-147 (a)(7), but that was not the intention.

Solicitor Ursillo recommended the council continue the first reading to the next scheduled meeting to allow for clarification on the questions addressed.

- C4.** Ordinance # 2021-22, Chapter 24, Solid Waste Management, Article V, Plastic Bags, Section 24-131 et seq. (renewal of the plastic bag ordinance), **1st reading**

Sweeney/Teixeira - Voted
unanimously to consider this
action to constitute the first
reading of Ordinance #2021-22.
Advertise in the local newspaper

Prior to the vote taken, Solicitor Ursillo noted that the plastic bag ordinance was originally introduced in 2018 with a provision of a sunset clause. In December of 2020 the council voted to eliminate the sunset clause and referred the matter to the solicitor to draft an ordinance for council consideration. He explained that his office neglected to draft an ordinance amendment to eliminate the sunset clause prior to the end of 2020. He explained that there was no need to make the ordinance retroactive as the ban on plastic bags was suspended during the Covid Executive orders.

D. Licensing Board - New Petitions

- D1.** Michele Martins, for Bristol Fourth of July Committee
- Request for a One-Day Entertainment License for
"Jingle Mingle" Event, December 3, 2021

a. Recommendation - Town Administrator and Fire Chief

b. Recommendation - Town Administrator and Chief of Police

c. Recommendation - Town Administrator and Harbor Master

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

E. Licensing Board - Renewals

E1. Intoxicating Beverage License Renewals 2021-2022 (see agenda item B2 above)

a. Recommendation- Town Administrator and Fire Chief

b. Recommendation - Town Administrator and Chief of Police

It is hereby noted for the record that discussion and action concerning this agenda item was considered in combination with agenda item B2 as found above

E2. Sunday Sales License Renewals 2021-2022 (package stores)

a. Recommendation - Town Administrator and Fire Chief

b. Recommendation - Town Administrator and Chief of Police

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

*Prior to the vote taken Councilman Teixeira noted that in the Police Departments recommendation Lieutenant Wozny addressed a compliance issue on one of the applicants. He recommended the town exercise taking action if the issue persists.

**It is hereby noted for the record that discussion concerning this agenda item was inadvertently discussed in E2 and should have been considered in agenda item E3 as found within.*

E3. Victualling License Renewals 2021-2022

- a. Recommendation - Town Administrator and Fire Chief
- b. Recommendation - Town Administrator and Police Chief
- c. Recommendation - Town Administrator and Water Pollution Control

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

**It is hereby noted for the record that discussion concerning this agenda item was inadvertently discussed in agenda item E2 and should have been considered in agenda item E3.*

E4. Additional Hours License Renewals 2021-2022

- a. Recommendation - Town Administrator and Police Chief

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

E5. Amusement Devices License Renewals 2021-2022

- a. Recommendation - Town Administrator and Fire Chief
- b. Recommendation - Town Administrator and Chief of Police

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

E6. Holiday Sales License Renewals 2021-2022

- a. Recommendation - Town Administrator and Fire Chief
- b. Recommendation - Town Administrator and Police Chief

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

F. Petitions - Other

F1. Michele Martins, for Bristol Fourth of July Committee - Request for Use of Maritime Center to hold "Jingle Mingle" and Permission to Use/Sell Alcoholic Beverages, December 3, 2021

- a. Recommendation of Town Administrator and Harbor Master
- b. Recommendation of Town Administrator and Fire Chief

c. Recommendation of Town Administrator Chief of Police

Sweeney/Teixeira- Voted unanimously to approve the petition per the recommendations received and subject to conformance to all laws and ordinances and payment of all fees, taxes, levies,

G. Appointments

G1. Bristol Prevention Coalition -

- a. Michael Byrnes-resignation
- b. Christine Bandoni - resignation

Sweeney/Teixeira - Voted unanimously to accept these resignations of Mr. Byrnes and Mrs. Bandoni and to instruct the Clerk to send a letter of thanks for service.

H. Old Business

I. Other New Business Requiring Town Council Action

- I1. Community Development Director Diane Williamson and Principal Planner Ed Tanner- re RIDEM Recreation Development Grant for Bristol Golf Course**

Parella/Sweeney - Voted unanimously to authorize a grant application to the RIDEM for a recreation development grant to complete restoration of the Bristol Golf Course; and that the Town also acknowledges the required minimum 20% municipal match contribution

Prior to the vote taken, Principal Planner Ed Tanner informed the council that the department of community development was requesting authorization for a grant application to the RIDEM for a recreation development grant to complete the restoration of the Bristol Golf course.

Planner Tanner explained that the grant funds would be used to improve the golf course by reconfiguring the course, restoration of existing tees, and upgrades to the irrigation components in the area.

Discussions ensued on the renovations and progress of the golf course.

Planner Tanner informed the council that the estimated cost of phase III would be approximately \$348,000. The RIDEM Grant would cover 80% of that cost approximately \$278,000 and the town would be responsible for the remaindered 20% of the cost.

Chairman Calouro stated that the project was a "win win" for the town as it would improve water quality and provide additional recreational use for the town and residents. He requested that the council and residents be allowed the opportunity to view it once it is completed to see all the hard work and efforts made by the town.

Vice Chairwoman Parella acknowledged the 20% match commitment by the town and moved to authorize the request.

Discussions ensued relevant to the success of the project and the benefits to the town.

J. Bills & Expenditures

J1. RFP #966 - On-Call Carpentry Services

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

Prior to the vote taken, Clerk Cordeiro noted the following bid(s) received:

- Westway Construction, Bristol with the hourly rate of \$68.22.
- NAPCO INC, Warwick with the hourly rate of \$127.00.

J2. RFP #967 - On-Call Masonry Repair Services

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

Prior to the vote taken, Clerk Cordeiro noted the following
bid(s) received:

- John Pacheco Masonry CO. Bristol, with the hourly rate of \$70.57
- Dubon Masonry Construction LLC. Providence, with the hourly rate of \$105.00
- NAPCO INC, Warwick with the hourly rate of \$118.00

J3. RFP #968 - On-Call Interior and Exterior Painting Services

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

Prior to the vote taken, Clerk Cordeiro noted the following
bid(s) received:

- Westway Construction, Bristol with the hourly rate of \$53.92.
- Dubon Masonry Construction LLC. Providence, with the hourly rate of \$95.00
- NAPCO INC, Warwick with the hourly rate of \$111.00

K. Special Reports

**K1. Allan Klepper, Barrington Director, Bristol County
Water Authority - Monthly Report October**

Sweeney/Teixeira - Voted
unanimously to receive and file

K2. BCWA re 2021 Construction update, November 3, 2021

Sweeney/Teixeira - Voted
unanimously to receive and file

L. Town Solicitor

L1. Town Solicitor, Michael Ursillo re 57 Franklin Street
Release Right of First Refusal

Parella/Teixeira- Voted
unanimously to authorize the Town
Administrator to sign the release
of first refusal for 57 Franklin
Street.

Prior to the vote taken, Solicitor Ursillo noted that back in May of 1998, the town conveyed town-owned property at 57 Franklin Street. He explained that a right of first refusal was contained in the deed. He stated that the property was now being sold in the amount of \$880,000. He explained that the town had the right to purchase back the property for that amount.

Solicitor Ursillo recommended that the council decline to exercise the right of first refusal based on the use of the property and the purchase price.

Wendela Jiskoot, owner of 57 Franklin Street addressed the council. She stated that the home was an amazing home in an amazing town and they have enjoyed it throughout the years. They are now at a point in their lives where they are looking to downsize.

(ADDED ITEM)

At this point in the meeting, Council Chairman Calouro requested that the Council might add an agenda item to consider discussion of Thanksgiving.

Sweeney/Teixeira Voted unanimously
to add a non-action agenda item to

allow for discussions of
Thanksgiving.

Members of the Council and the Town Administrator wished everyone a safe and Happy Thanksgiving.

Citizens Public Forum

Persons wishing to speak during the citizens public forum must notify the Council Clerk prior to the commencement of the meeting.

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 November 1, 2021

(CA) BB. Budget Adjustments

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

(CA) BB1. Tax Assessor DiMeo re Recommended Abatements & Additions - November 1, 2021

(CA) CC. Financial Reports

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

(CA) CC1. Town Treasurer Goucher- re Revenue and Expenditure Statement - October 27, 2021

(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"

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

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

(CA) GG. Distributions/Communications

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

(CA) GG1. Scouts, Leaders and Committee of Boy Scout Troop 6 - recognition of Liam Michael Hartnett to Eagle Scout

(CA) GG2. Town Administrator Contente to DAF Services Inc. of Windsor Locks CT, re Award of Bid #964 Irrigation Pump Service for Bristol Golf Course

(CA) GG3. Town Clerk/Council Clerk Cordeiro to Town Administrator Contente and all departments re council Docket, December 1, 2021

(CA) GG4. Town Administrator Contente, appointed Gerhard (Gary) Leib re- Waypoysset Preserve Director Appointment

(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 Warren Regional School Committee - Personnel & Contract Negotiations Subcommittee Executive Session, October 19, 2021

(CA) HH2. Bristol Fourth of July Committee - Souvenir Subcommittee - October 20, 2021

(CA) HH3. Bristol Warren Regional School Committee Budget/Facilities Subcommittee Meeting October 20, 2021

(CA) HH4. Town of Bristol RI Zoning Board of Review, November 1, 2021

(CA) HH5. Bristol Fourth of July Committee Policy Subcommittee Meeting, November 18, 2021

Town Council Meeting Minutes- Wednesday, November 10, 2021

- (CA) HH6. Bristol Warren Regional School Committee
Business Meeting - October 25, 2021
- (CA) HH7. Town of Bristol Historic Commission November 4, 2021
- (CA) HH8. Rogers Free Library Board of Trustees meeting,
October 28, 2021
- (CA) HH9. Bristol County Water Authority Board of Directors
Meeting, October 28, 2021
- (CA) HH10. Bristol Planning Board Technical Review Committee
Meeting, October 29, 2021
- (CA) HH11. State of RI Coastal Resources Management Council-
October 2021 Calendar, Amended October 25, 2021
- (CA) HH12. Harbor Commission Agenda, November 1, 2021
- (CA) HH13. Bristol Warren Regional School Committee Policy &
Curriculum Subcommittee Meeting, November 1, 2021
- (CA) HH14. Bristol Planning Board Technical Review Committee
Meeting, November 1, 2021
- (CA) HH15. Bristol Conservation Commission Meeting, November 2,
2021
- (CA) HH16. State of RI Coastal Resources Management Council -
November 2021 Calendar
- (CA) HH17. The Commissioners of the Cemeteries, North East
Burial Grounds Commission Meeting, November 10, 2021
- (CA) HH18. Bristol Warren Regional School Committee Personnel &
Contract Negotiations Subcommittee, November 8, 2021
- (CA) HH19. Bristol Warren Regional School Committee Workshop
Meeting, November 8, 2021
- (CA) HH20. Department of Community Development Tech Review
Committee Meeting, November 23, 2021
- (CA) HH21. Department of Community Development Tech Review
Committee Meeting, November 29, 2021
- (CA) HH22. Department of Community Development , Planning Board
PH, intersection of Poppasquash and Portside Road,
November 18, 2021

(CA) HH23. Department of Community Development , Planning Board
PH, subdivision of 1202 Hope Street with 5 lots,
November 18, 2021

(CA) HH24. Bristol Housing Authority Meeting, December 9, 2021

(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) III1. Claim of Kenneth Proto, 11 Karen Ann Drive

(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 7:49 pm.

Melissa Cordeiro, Town Clerk