

## TOWN COUNCIL MEETING MINUTES- WEDNESDAY, MAY 11, 2022

The council met on Wednesday, May 11, 2022, and called to order at 7:03 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  
Assistant Town Solicitor, Andy Tietz, Esq.  
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 - April 18, 2022
- A2.** Town Council Meeting - April 20, 2022
- A3.** Town Council Meeting - May 2, 2022

Sweeney/Teixeira - Voted unanimously to accept and approve the minutes of April 18, April 20, and May 2, 2022

#### **B. Public Hearings**

- B1.** Edward Turnbull for Custom Catering, Inc. d/b/a 195 Franklin, 195 Franklin Street, Request for Transfer of Class BV Liquor License to David Fierabend for The Franklin LLC. - With the Expansion of licensed Premises (new ownership) (see agenda items D1, D2, and D3)

Sweeney/Teixeira-Voted unanimously to close the public hearing

Prior to the vote taken, Chairman Calouro opened the public hearing.

Richard D'Addario, Esq., (attorney representing the applicant) addressed the council speaking in favor of the transfer. He noted that the applicants have an established business in Tiverton, RI named Groundswell. He explained that his client(s) will only be seeking the transfer of the liquor license at this time, and they will be postponing the request for the expansion of the license, in the parking lot area, until a later date.

Applicant David Fierabend of 268 Nanaquacket Road, Tiverton, RI addressed the council speaking in favor of the transfer. He distributed conceptual design plans to the members of the council.

### **C. Ordinances**

- C1.** Ordinance #2022-04 - Chapter 11 Fees and Charges - Beach Pass One Day/Season (students/parents of BWSO)  
**(2nd reading for adoption)**

Sweeney/Teixeira- Voted unanimously to consider this action to constitute the Second Reading for the adoption of Ordinance #2022-04. Advertise in the local newspaper

- C2.** Ordinance #2022-05 - Chapter 25 - Streets, Sidewalks and Other Public Places Section 25-16 Seasonal outdoor seating on State Street **(1st reading)**

SweeneyParella- Voted unanimously to consider this action to constitute the first reading of Ordinance #2022-05. Advertise in the local newspaper

- C3.** Ordinance #2022-06 - Chapter 16 Motor Vehicles and Traffic Article V Stopping, Standing and Parking: Section 16-143, Parking Prohibited at all times ( to add a no parking box on Cooke Street) **(1st reading)**

Sweeney/Teixeira- Voted unanimously to consider this action to constitute the

first reading of Ordinance #2022-06.  
Advertise in the local newspaper

**D. Licensing Board - New Petitions**

**D1.** David Fierabend for The Franklin LLC., 195 Franklin Street - Request for Transfer of Class BV Liquor License with expansion of License premises (transfer from Edward Turnbull for Custom Catering, Inc. d/b/a 195 Franklin)

a. recommendation - Town Administrator and Fire Chief

b. recommendation - Town Administrator and Chief of Police

c. recommendation - Town Administrator and Department of Community Development

Sweeney/Teixeira - Voted unanimously to grant the transfer of the license, per the recommendations received and subject to any and all laws and ordinances and payment of all fees, taxes, and levies; and to deny the expansion of license without prejudice.

Prior to the vote taken, Richard D'Addario, Esq., (attorney representing the applicant) addressed the council speaking in favor of the transfer. He explained that his client will only be seeking the transfer of the liquor license at this time, and they will be postponing the request for the expansion of the license, in the parking lot area, until a later date.

**D2.** David Fierabend, The Franklin LLC., 195 Franklin Street - Request for Victualling License

a. recommendation - Town Administrator and Fire Chief

b. recommendation - Town Administrator and Chief of Police

c. recommendation - Town Administrator and Water Pollution Control

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

**D3.** David Fierabend, The Franklin LLC, 195 Franklin Street  
- Request for Dancing and Entertainment License

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 laws  
and ordinances and payment of all  
fees, taxes, and levies

**D4.** Steven B Aveson, for Japan American Society of RI -  
Request for One-Day Dancing and Entertainment License  
for "Black Ships Festival" June 11, 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 laws and  
ordinances and payment of all  
fees, taxes, and levies

Prior to the vote taken, Steven Aveson of 41 Constitution Street  
addressed the council and explained the details of the event.

**D5.** David Hennen, East Bay Comics, 437 Hope Street - Request for Holiday Sales License

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 laws  
and ordinances and payment of all  
fees, taxes, and levies

Prior to the vote taken, applicant David Hennen of 3 Canario Drive, Warren, spoke in favor of the Holiday Sales license.

**D6.** Alan Bernstein, for The Bristol State House - Request for One-Day Dancing and Entertainment License for "Community String Project "Event, May 20, 2022, & June 3, 2022

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 laws  
and ordinances and payment of all  
fees, taxes, and levies

Prior to the vote taken, applicant Alan Bernstein of 7 Andrew Street, Newport spoke in favor of the Dancing & Entertainment license and explained some details of the "Community Strings Projects" event.

**D7.** Rosa Paiva, for United Brotherhood Holy Ghost and Trinity, request for One-Day Dancing and Entertainment License(s) for Church Feast - June 10-12, 2022

a. recommendation - Town Administrator and Fire Chief

b. recommendation - Town Administrator and Chief of Police

Teixeira/Parella-Voted unanimously to grant this license subject to the recommendations received and the conditions as delineated by the police chief; and subject to any and all laws and ordinances and payment of all fees, taxes, and levies

Prior to the vote taken Councilman Teixeira noted that the request for the license should be approved subject to the recommendations delineated by the police department, particularly to the recommendations pertaining to noise.

- D8.** Joao D. Medeiros, for St. Elizabeth's Church request for One-Day Dancing and Entertainment License(s) for Santo Cristo Feast - June 17-19, 2022
- a. recommendation - Town Administrator and Fire Chief
  - b. recommendation - Town Administrator and Chief of Police

Teixeira/Parella-Voted unanimously to grant this license subject to the recommendations received and the conditions as delineated by the police chief; and subject to any and all laws and ordinances and payment of all fees, taxes, and levies

Prior to the vote taken Councilman Teixeira noted that the request for the license should be approved subject to the recommendations delineated by the police department, particularly to the recommendations pertaining to noise.

- D9.** Michele Martins, for Bristol Fourth of July Committee - Request for One-Day Dancing and Entertainment License for "Cultural Night" Event, June 3, 2022
- 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 laws  
and ordinances and payment of all  
fees, taxes, and levies

**E. Licensing Board - Renewals**

**F. Petitions - Other**

**F1.** Michele Martins, for Bristol Fourth of July Committee  
- Request for Permission to Use/Sell Alcoholic  
Beverages at Maritime Center to hold "Cultural Night"  
Event on June 3, 2022.

a. recommendation - Town Administrator and Fire Chief

b. recommendation - Town Administrator and Chief of  
Police

c. recommendation - Town Administrator and Harbor  
Master

Sweeney/Teixeira -Voted  
unanimously to approve the  
petition per the recommendations  
received and subject to  
conformance to all laws and  
ordinances

Prior to the vote taken, Councilman Teixeira noted that Two Gals  
Cocktails, apart from charges for staffing, donates all proceeds  
to the committee for all the committee fundraising events.

**F2.** Daniel Manchester, for The Bristol Historical &  
Preservation Society - Request Use of Town Common for  
"Annual Flea and Fair" Event, August 13, 2022

a. recommendation - Town Administrator and Fire Chief

b. recommendation - Town Administrator and Chief of  
Police

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

Teixeira/Sweeney-Voted unanimously to approve the petition per the recommendations received and subject to conformance to all laws and ordinances

**F3.** MaryKae Wright, for Arts in Common - Request to Close Portion of High and Walley Streets for Annual PorchFest Music Event, September 18, 2022 (rain date September ~~23~~,25, 2022

a. recommendation - Town Administrator and Fire Chief

b. recommendation - Town Administrator and Chief of Police

c. recommendation - Town Administrator and Department of Public Works

Sweeney/Parella-Voted unanimously to grant this license subject to the recommendations received and the conditions as delineated by the police chief, and subject to any and all laws and ordinances and payment of all fees, taxes, and levies

Prior to the vote taken, Clerk Cordeiro noted a correction to the rain date as September 25, 2022.

**F4.** Town Clerk Cordeiro re Removal of Accessible Parking Space at 42 Mt. Hope Avenue (2nd reading)

a. recommendation - Town Administrator and Chief of Police

b. recommendation - Town Administrator and Department of Public Works

Teixeira/Sweeney- Voted unanimously to consider this action to be the second reading for the adoption of this



request for the removal of an accessible parking space. Inform the Public Works Department.

**G. Appointments**

**H. Old Business**

**I. Other New Business Requiring Town Council Action**

**II. Superintendent Ana Riley re presentation of BWRSD Strategic Plan**

a. 22-27 Strategic Plan

Sweeney/Teixeira - Voted unanimously to receive and file

Prior to the vote taken, superintendent Ana Riley addressed the council and presented the Bristol Warren Regional School District (BWRSD) five-year strategic plan. She explained the strategic plan framework that entailed the mission, theory of actions, priorities, measurable goals, initiatives, and action steps.

Superintendent Riley explained the role of the strategic plan overview committee, noting the priorities for the district charter groups were based on Climate & Culture, Teaching & Learning, Professional Learning, Career & Technical Education, and Communication.

Superintendent Riley explained the district's following five key priorities along with their strengths, weaknesses, objectives, goals, and progress measuring factors:

- Engage families and community partners in creating safe, inclusive, vibrant, and adaptive learning environments that support all students in realizing their full potential as productive and successful members of our community.
- Strengthen students' PK-12 roadmap to college and careers through a high-quality core curriculum and robust multi-tiered systems of support within each school.
- Develop high-quality professional learning experiences for all staff that is relevant, purposeful, systematic, and

structured with a goal of improving and building upon educator's practices and student outcomes.

- Expand career and technical education (CTE) offerings for students and create the infrastructure and policies to support CTE expansion.
- Communicate timely and intentionally with students, families, staff, and the community to create and deepen an intentional, inclusive, and transparent culture.

Vice-Chairwoman noted that she would like to see a stronger commitment to a parent engagement plan. She recommended outlining tiers of support for parent engagement and a resource to provide parents with ways to get involved. Superintendent Riley noted that the district will be working on a more concise plan.

Councilman Ley asked if there were any efforts made or considerations made to revise the BWRSD mission statement. Superintendent Riley stated that the mission statement may be reviewed at the end of this five-year strategic plan.

Councilman Ley asked if the CTE program had a way of measuring whether students who received credentials were entering into careers and getting good-paying jobs. Superintendent Riley stated that through a program called Naviance, they were able to track only students that apply to Rhode Island Colleges and if they complete programs. The only way to track if they are still in their "industry" is if the students provided an email after they graduate to survey the students.

Councilman Sweeney recommended a graduate survey to capture insight into the strengths and weaknesses of the BWRSD from the students' perspective.

Councilman Sweeney also recommended that the strategic plan be somehow connected to a capital projects plan to allow a review of sustainability.

Superintendent Riley stated that a recommendation of an architectural firm will be provided to the school committee. The firm will assist with stage one of the RIDE school building authority process, and it will provide a full facility assessment of all the schools.

A discussion ensued relative to the sustainability of the school district buildings.

A discussion ensued regarding a potential construction bond that is currently in legislation.

Council Chairman Calouro noted that this was the first time he has seen the BWRSD provide the town council with a strategic plan.

- I2.** Public Notice from CRMC re Wagdy & Nagwa Habashy of 50 Viking Drive, Bristol - requires response before May 25, 2022

- a. recommendation - Town Administrator and Harbor Master

Sweeney/Teixeira - Voted  
unanimously to receive and  
file

- I3.** Town of Bristol - Borrowing Resolutions

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

Prior to the vote taken, Treasure Goucher noted this was a borrowing resolution for up to \$8.12 million for the sewer department and upgrades.

- I4.** Town of Bristol Reimbursement Resolution of the Town Council (Tanyard Drainage Phase III and WWTF Electrical Improvements)

Teixeira/Parella- Voted  
unanimously to adopt the  
Reimbursement Resolution as  
presented.

Prior to the vote taken, Treasure Goucher noted that the reimbursement resolution for up to \$3.5 million.

- I5.** Police Chief Lynch re Automated License Plate Readers (ALPR)

- a. Sole Source Letter for Flock Safety ALPR Cameras and Solution

- b. Company Description and Boiler Plate

c. Frequently asked Questions

d, Bristol Police Department (ALPR) Law Enforcement Operations

e. ACLU Letter

Sweeney/Teixeira- Voted  
unanimously to receive and  
file

Prior to the vote taken, Police Chief Lynch explained that efforts made by the police department to acquire and utilize "Flock Cameras". He explained that the primary goal of the cameras would be used in the effort to respond to suicidal intent on the Mt. Hope Bridge, Amber Alerts, Silver Alerts, and reduce crime to keep Bristol safe.

Chief Lynch noted that the East Bay Community Action Program along with the Mathew Patton Foundation were both interested in supporting a 1- year pilot program.

Chief Lynch stated that the cameras are NOT speed cameras nor are they traffic control cameras. He explained that the vehicle license plates are detected by "BOLO" which takes still images of the plate and does NOT capture images of faces, occupants, or drivers. He further explained that the footage information is automatically purged after 30 days and would not be stored.

Chief Lynch noted that there were four other communities in Rhode Island that used the program. He stated that it is the intent of the Police Department to be transparent about the location of the flock cameras.

Vice Chairwoman Parella stated that she was not in support of traffic cameras and asked how the police department would ensure that the flock cameras were not used for such purpose now or in the future. Chief Lynch responded the policy, as provided to the council, required that the municipal law enforcement agency provide a presentation to the council following an advertised public hearing prior to engaging in any expansion of the technology for mandatory approval.

Councilman Ley stated he was initially concerned with privacy issues and potential expanded surveillance uses. However, he stated that the copy of the policy addressed his concerns.

A discussion ensued regarding the RI Turnpike initiatives for suicide prevention efforts on the Mt. Hope Bridge.

Chairman Calouro stated that he sees a lot of value in the ALPR and that he appreciated that the policy addressed many of the councils' concerns. He also stated for the record that he trusts the chief and the men and women that serve in the Bristol Police Department.

- I6.** Town Administrator Contente re Authorization to Order Engine-4

Teixeira-Parella - Voted  
unanimously to Authorize  
order of Engine-4

Prior to the vote taken, Town Administrator Contente noted that he would like to advance the authorization for Engine-4 as its delivery time would take up to 24 months. He explained that once the new engine is received the old engine 4 would serve as the reserve engine.

- I7.** Executive Session pursuant to RIGL 42-46-5 (a) (5)  
Lease/Sale of Real Property of Gladding Shops LLC,  
205-211 Thames Street (Gladding-Azevedo Property)

a. copy of lease (signed April 5, 2017)

*It is hereby noted for the record that discussion and action concerning this agenda item took place at the conclusion of the public agenda.*

Sweeney/Teixeira - Voted  
unanimously to convene in  
Executive Session §42-46-5(a) (5)  
Lease/Sale of Real Property of  
Gladding Shops LLC, 205-211 Thames  
Street (Gladding-Azevedo Property)  
at 8:41 PM.

Parella/Sweeney- Voted unanimously  
to resume open session and seal  
the minutes of the Executive  
Session at 9:36 pm

*Assistant Town Solicitor Tietz stated for the minutes that no vote was taken in the executive session.*

**J. Bills & Expenditures**

**J1.** RFP# 981 - Sewer Collection System Rehabilitation 2022

Teixeira/Parella -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 read the following bids received:

- National Watermain Cleaning Co., in the amount of \$273,805.00
- Insituform Technologies, LLC., in the amount of \$279,738.50

**K. Special Reports**

**K1.** Allan Klepper, Barrington Director, Bristol County Water Authority - Monthly Report April 29, 2022

Sweeney/Teixeira-Voted  
unanimously to receive and  
file

**L. Town Solicitor**

Citizens Public Forum

**Persons wishing to speak during the citizens public forum must notify the Council Clerk and sign in 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. Rogers Free Library Board of Trustees Minutes, March 17, 2022**

- (CA) AA2. Conservation Commission Meeting Minutes April 6, 2022
- (CA) BB. Budget Adjustments**
- Approval of consent agenda = "motion to approve these adjustments"**
- (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 – May 4, 2022
- (CA) DD. Proclamations, Resolutions & Citations**
- Approval of consent agenda = "motion to adopt these Proclamations, Resolutions and Citations as prepared and presented"**
- (CA) DD1. Resolution of Town of Bristol - Opposition to RI House Bill 6638 and Senate Bill 2340 (Prohibition of single-family zoning in municipalities with population over 20,000) (signed)
- (CA) DD2. Resolution of Town of Bristol - "FY 2023 State Budget Allocation for Funding Bristol Public Library" (signed)
- (CA) DD3. Town of Bristol Proclamation - Luso-American Development Foundation (signed)
- (CA) DD4. Town of Bristol Proclamation - Declare May 15-21, 2022, Police Week (signed)
- (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 Burrillville Resolution re Condemning the Russian Invasion of Ukraine

- (CA) FF2. Town of Burrillville Resolution re Opposition to the Rhode Island 2022 Gun Control Legislation
- (CA) FF3. Town of Burrillville Resolution re In Opposition to Senate Bill S-2557 and House Bill H-7829 Mandatory Translation Services
- (CA) FF4. Town of Hopkinton Resolution re In Support of Full-Funding of Categorical Transportation Aid as outlined in RIGL 16-7.2.6
- (CA) FF5. Town of Tiverton Resolution re Coastal Buffer Zone to Allow for Aquaculture Operations and Minimize Conflicting Uses

**(CA) GG. Distributions/Communications**

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

- (CA) GG1. Bristol County Water Authority re Water System Improvements 2022
- (CA) GG2. Bid Tabulation - BID# 977 On-Call Engineering Services
- (CA) GG3. Bid Tabulation - BID# 978 On-Call Architectural Services
- (CA) GG4. Bid Tabulation - BID# 979 Fox Hill Avenue Drainage Improvements Project
- (CA) GG5. Bid Tabulation - BID# 980 Professional Audit Services
- (CA) GG6. Agreement by and between the State of Rhode Island Department of Transportation and the Town of Bristol for the Gratis Transfer of Streetlight Facilities

**(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 Fourth of July Committee Miss/Little Miss Fourth of July Pageant Subcommittee Meeting, April 27, 2022



- (CA) HH2. Bristol Fourth of July Committee Souvenir Sub-Committee Meeting, April 27, 2022
- (CA) HH3. Bristol Historic District Commission Meeting, May 5, 2022
- (CA) HH4. BCWA Policy Committee Meeting, April 28, 2022
- (CA) HH5. BCWA Board of Directors Meeting, April 28, 2022
- (CA) HH6. RI Department of Environmental Management Public Meeting Announcement, May 11, 2022
- (CA) HH7. CRMC April 2022 Calendar
- (CA) HH8. Bristol County Water Authority Board of Directors Meeting April 28, 2022
- (CA) HH9. CRMC Meeting for April 26, 2022, Cancelled
- (CA) HH10. Conservation Commission Meeting, May 3, 2022
- (CA) HH11. Planning Board Meeting, May 12, 2022
- (CA) HH12. Conservation Commission Meeting, May 3, 2022

**(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. Robert J Levine, Esq., for Travis Jason Smart, personal injury claim

**(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 9:36 pm.

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Melissa Cordeiro, Town Clerk