

BRISTOL TOWN COUNCIL MEETING- WEDNESDAY, NOVEMBER 16, 2022

The council met on Wednesday, November 16, 2022, and called to order at 6:40 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

6:40 PM - Public Service Interviews/Appointments

1. Mt. Hope Farm Trust (1 term to expire December 2024)

a. Theresa Rigsby Dougherty, 4 Linden Street,
interest/appointment

The Council heard from Ms. Dougherty who expressed her interest in becoming a member of the Mt. Hope Farm Trust. Discussions ensued between members of the Council and Ms. Rigsby pertaining to Ms. Dougherty 's qualifications and experiences. Ms. Dougherty also stated why he would consider herself to be a good fit for the position.

Teixeira/Parella- Voted
unanimously to appoint Theresa
Dougherty to the Mt. Hope Farm
Trust with a term to expire in
December 2024.

At this point in the meeting, Council Chairman Calouro declared a brief recess. Council Meeting Recess from 6:54 PM until 7:00 PM.

7:00 PM - REGULAR ORDER OF COUNCIL BUSINESS

Motion RE: Consent Agenda - To Approve the Consent Agenda

Sweeney/Teixeira - Voted
unanimously to approve the consent
agenda withholding agenda item AA2
for further discussion.

It is hereby noted for the record that discussion and action concerning agenda item AA2 took place at the conclusion of the public agenda and appears, in place, as found within

A. Submission of Minutes of Previous Meeting(s)

A1. Town Council Meeting - November 2, 2022

Sweeney/Teixeira - Voted
unanimously to accept and approve
the council meeting minutes of
November 2, 2022, as presented

A2. Executive Session (council packets only) November 2, 2022

Sweeney/Teixeira - Voted
unanimously to accept and approve
the executive session meeting
minutes of November 2, 2022, as
presented

B. Public Hearings

B1. Intoxicating Beverage License Renewals 2022-2023 (see agenda item E1 also)

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

Prior to the vote taken, Chairman Calouro opened the public hearing. There was no testimony provided in favor of renewing these licenses nor was there any remonstrance presented in opposition thereto.

- B2.** Brian Dwiggins for Borealis Coffee Company, 500 Wood Street, Unit 113, request for one additional Class BV Liquor License **(see also C2 and D1)**

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

Prior to the vote taken, Chairman Calouro opened the public hearing. Brian Dwiggins owner/applicant of Borealis Coffee Company addressed the council and spoke in favor of the petition.

It is hereby noted for the record no other testimony was presented by members of the public in favor nor in opposition thereto.

- B3.** Ordinance #2022-12 Chapter 28, Zoning, Article I: Section 28-1 Definitions; Article III: Section 28-82 Use Regulations; Article V: Section 28-150 Special Use Permit Standards for Various Uses; (Zoning Ordinance Amendment Regarding Cannabis Related Uses) **(Public Hearing and 2nd reading for adoption)**

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

Sweeney/Teixeira - Voted
unanimously to consider this
action to constitute the Second
Reading for the adoption of
Ordinance #2022-12

C. Ordinances

- C1.** Ordinance #2022-14 Ordinance in Amendment to Chapter 22 Sewers and Sewage Disposal - various amendments to the Sewer Use Ordinance required by the Rhode Island Department of Environmental Management **(2nd reading)**

a. draft ordinance

Sweeney/Ley - Voted unanimously to
consider this action to constitute
the Second Reading for the

adoption of Ordinance #2022-14.
Advertise in the local newspaper

- C2.** Ordinance #2022-15 Chapter 17, Article II Alcoholic Beverages Establishments, Section 17-82 - Number of Licenses (to increase the number of Class B-V Liquor Licenses from 32-33) **(2nd reading)**

Sweeney/Teixeira - Voted
unanimously to consider this
action to constitute the Second
Reading for the adoption of
Ordinance #2022-15. Advertise in
the local newspaper

- C3.** Ordinance #2022-16 Chapter 17, Article II Alcoholic Beverages Establishments, Section 17-82 - Number of Licenses (to decrease the number of Class B Limited licenses from 7-6) **(2nd reading)**

Teixeira/Sweeney- Voted
unanimously to consider this
action to constitute the Second
Reading for the adoption of
Ordinance #2022-16. Advertise in
the local newspaper

- C4.** Ordinance #2022-17 Chapter 16, Motor Vehicles and Traffic Article V Stopping, Standing and Parking Section 16-143, Parking Prohibited at all times (to add 6 feet no parking on Siegel Street) **(2nd reading)**

Teixeira/Sweeney - Voted
unanimously to consider this
action to constitute the Second
Reading for the adoption of
Ordinance #2022-17. Advertise in
the local newspaper

D. Licensing Board - New Petitions

D1. Brian Dwiggin for Borealis Coffee Company, 500 Wood Street, Unit 113, request for one additional Class BV Liquor License

a. recommendation - Town Administrator and Fire Chief

b. recommendation - Town Administrator and Chief of Police

c. recommendation - Town Administrator and Department of Community Development

Parella/Teixeira-Voted unanimously to grant this license based upon the recommendations received and subject to conformance to all laws and ordinances and payment of all fees, levies, and taxes.

E. Licensing Board - Renewals

E1. Intoxicating Beverage License Renewals 2022-2023 (**see agenda item B1 above**)

renewal exceptions

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 approve the renewal of these licenses with the exception of the Portuguese Independence Club (PIC), 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. Also, refer to the solicitor to draft an ordinance amendment to reduce the Class "D" liquor license by one.

Prior to the vote taken Clerk Cordeiro advised the council that the Portuguese Independence Club (PIC) had sent in a letter to relinquish their class D (with service to the public license).

Clerk Cordeiro further provided the council with the following license holders status as requested by the council:

Cedars Hookah Lounge has not proved a renewal application

Harbor House & The Franklin are currently under construction and remodeling renovations.

The Bristol Buffet is currently under contract to be sold sometime after the public hearing. The license renewal has been requested on the off chance that the sale does not go through so the owners may have the ability to reopen such an establishment.

Chairman Calouro requested that the Clerk reach out to Cedars Hook and Lounge to find out the status of their license and that Harbor House, The Franklin, and Bristol Buffet provide periodic status updates of their establishments.

E2. Sunday Sales License Renewals 2022-2023 (package stores)

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

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.

E3. Victualling License Renewals 2022-2023

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

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.

E4. Additional Hours License Renewals 2022-2023

- a. recommendation - Town Administrator and Police Chief

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.

E5. Amusement Devices License Renewals 2022-2023

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

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.

E6. Holiday Sales License Renewals 2022-2023

- 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.

F. Petitions - Other

F1. Anne Todd Merriman, 211 State Street re Removal of Accessible Parking Space (2nd reading)

- a. recommendation - Town Administrator and Chief of Police
- b. recommendation - Town Administrator and Department of Public Works

Sweeney/Teixeira- Voted unanimously to consider this action to be the second reading for adoption to remove an accessible parking space at 211 State Street; and to Inform the Department of Public Works.

G. Appointments

H. Old Business

I. Other New Business Requiring Town Council Action

I1. (Bond Counsel re) Town of Bristol Borrowing Resolutions

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

Prior to the vote taken, Director Williamson explained to the council that an amendment to exclude "including but not limited to that real property located at 0 Gooding Avenue and 0 Metacom Avenue, currently shown as Lot 1 on Assessor's Plat 108, consisting of approximately 6.35 acres" from paragraph one would be required by DEM prior to infrastructure bank funding.

I2. Community Development Director Williamson Request for Executive Session Pursuant to RIGL § 42-46-5(a)(5) - Acquisition/Lease of Real Property

No action was taken by the council on this agenda item as the executive session was no longer required

J. Bills & Expenditures

K. Special Reports

K1. Allan Klepper, Barrington Director, Bristol County Water Authority - Monthly Report, October 28, 2022

Sweeney/Teixeira-Voted unanimously to receive and file.

K2. (Treasurer Hassell) re Update the Town Council on the Towns investment interest income

Teixeira/Sweeney-Voted unanimously to receive and file.

Prior to the vote taken, Clerk Cordeiro noted that a revised Town investment interest income report was provided to the council as a late item to include additional investment income from Bank Newport.

Treasurer Hassell informed the council that approximately \$13,000 of interest had been retained since last month after negotiating interest rates.

Chairman Calouro stated that this was a great example of finding revenue instead of raising taxes.

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. Capital Project Commission Meeting Minutes, September 6, 2022

(CA) AA2. Bristol Fire Department Board of Engineers Meeting November 1, 2022

Councilman Teixeira wanted to highlight Chief DeMello's grant procured in the amount of \$163,000 for the emergency operations center.

Teixeira/Sweeney-Voted
unanimously to receive and
file.

(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 Hassel- re Revenue and Expenditure Statement - November 9, 2022

(CA) DD. Proclamations, Resolutions & Citations

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

- (CA) DD1. Citation, Jennifer Oliveira Mancieri, Woman of the Year, (signed)

(CA) EE. Utility Petitions

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

- (CA) EE1. National Grid and Verizon - Beatrice Lane Installing new P1 - 50 approx. 50ft South of P2

a. recommendation - Town Administrator and Department of Public Works

- (CA) EE2. National Grid and Verizon - Chestnut Street Installing new pole (P3) to feed new development at #27 Chestnut Street

a. recommendation - Town Administrator and Department of Public Works

(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. Town Administrator Contente re 2nd Amendment Park Use Agreement Colt State Park - Town of Bristol

(CA) HH. Distributions/Notice of Meetings
(Office copy only)

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

- (CA) HH1. State of RI Coastal Resources Management Council
November 2022 Calendar

- (CA) HH2. Bristol Parks & Recreation Board Meeting, November 2, 2022

- (CA) HH3. Capital Project Commission Meeting November 1, 2022
- (CA) HH4. Planning Board Meeting Agenda, November 10, 2022
- (CA) HH5. Harbor Commission Meeting, November 7, 2022
- (CA) HH6. Commissioners of the Cemeteries North and East
Burial Grounds Commission Meeting November 9, 2022
- (CA) HH7. Board of Canvassers Amended Meeting November 8, 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) 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 7:26 pm.

Melissa Cordeiro, Town Clerk