

Date Posted: March 16, 2012

CITY OF EAST PROVIDENCE

RHODE ISLAND

DOCKET OF REGULAR COUNCIL MEETING

March 20, 2012

**Council Chambers, City Hall, 145 Taunton Avenue, East Providence,
RI 02914**

7:00 P.M. Executive Session – Room 101

7:30 P.M. Open Session

I. EXECUTIVE SESSION

The City Council of the City of East Providence will meet in Executive Session pursuant to RI General Laws § 42-46-5 (a) (2)

A. Claims Committee

Claims for Reconsideration

1. Travelers Home & Marine Ins. Co.

Litigation

1. Citizens Savings Bank vs City of East Providence

2. Gansett Limited Partnership vs City of East Providence

II. CALL TO ORDER

III. SALUTE TO THE FLAG

IV. TO APPROVE THE CONSENT CALENDAR

All items under “CONSENT CALENDAR” are considered to be of a

routine and noncontroversial nature by the City Council and will be enacted by one motion. There will be no separate discussion on these items unless a Council member so requests, in which event, the item will be removed from the "CONSENT CALENDAR" and will be considered in its normal sequence on the docket.

A. Letters

1.Exeter Resolution in support of H7055 expanding the number of voters allowed at polling locations.

2.East Greenwich Resolution in support of H7055 expanding the number of voters allowed at polling locations.

3.Westerly Resolution in opposition of H7250 mandatory continuation of existing teacher contracts.

B. Council Journals

1.December 1, 2011 Emergency Council Meeting

2.January 3, 2012 Regular Council Meeting

3.January 17, 2012 Regular Council Meeting

4.February 7, 2012 Regular Council Meeting

5.February 28, 2012 Regular Council Meeting

6.March 6, 2012 Regular Council Meeting

C. Cancellation/Abatements

Year Amount

2011 \$1,519.03

2009 \$327.59

2008 \$324.63
2005 \$95.72
2003 \$223.14
2002 \$298.66
Total \$2,788.77

D. Tax Board Review Abatements

Year Amount
2011 \$6,701.70
Total \$6,701.70

Motion___By___2nd___
Conley___DiGioia___Kleyla___Rose___Rogers___

V. PUBLIC COMMENT

VI. APPOINTMENTS

A.Conservation Commission (by Councilman DiGoia)

Marie Esten, 41 Rhodes Avenue (02915)

Motion___By___2nd___
Conley___DiGioia___Kleyla___Rose___Rogers___

B. Canvassing Authority- Alternate (replaced Fran Brelsford) (by Mayor Rogers)

John Amaral, 61 Circuit Drive (02915)

Motion___By___2nd___

Conley___DiGioia___Kleyla___Rose___Rogers___

C. Traffic Control (by Mayor Rogers)

Marie Barros, 45 Gerald Street (02914)

Motion___By___2nd___

Conley___DiGioia___Kleyla___Rose___Rogers___

D. East Providence Tow List

**A-1 Towing & Recovery, LLC, 5A Eastern Avenue (02914), John
Barbosa.**

Motion___By___2nd___

Conley___DiGioia___Kleyla___Rose___Rogers___

E. Canvassing Authority (by Mayor Rogers)

Bruce DiTraglia, 120 Smith Street (02915)

Motion___By___2nd___

Conley___DiGioia___Kleyla___Rose___Rogers___

VII. LICENSES REQUIRING PUBLIC HEARING

A.Dance Entertainment

**Square One, LLC DBA Oxford Tavern, 446 Waterman Avenue (02914),
Alan Manchester, 202 Robert Street, Westport, MA (02790).**

Motion___By___2nd___

Conley___DiGioia___Kleyla___Rose___Rogers___

VIII. NEW BUSINESS

A.City Managers Report (by City Manager Peter Graczykowski)

1.State Income Tax Refund Offset Program Update

2. Bacon and Company Letter of Engagement

Motion___By___2nd___

Conley___DiGioia___Kleyla___Rose___Rogers___

3. Award of Bid for Statistical Revaluation

Motion___By___2nd___

Conley___DiGioia___Kleyla___Rose___Rogers___

4. Police Detail Rate Change

5. Departmental Activity Update

6.Approval of Wastewater Rate Study

Motion___By___2nd___

Conley___DiGioia___Kleyla___Rose___Rogers___

B.Reports of Other City Officials

1.Claims Committee Report(by Solicitor Orlando Andreoni)

Motion___By___2nd___

Conley___DiGioia___Kleyla___Rose___Rogers___

2. School Committee Update (by Council Liaison School Committee Member Chrissy Rossi)

3.Earth Day Cleanups (by Director of Public Works Steve Coutu)

C.Council Members

1. Bi-Weekly Update (by Mayor Rogers)

2. Business Registration Fee Discussion (by Mayor Rogers)

D. Introduction of Ordinances

1.An ordinance amendment regarding collection of taxes.

AN ORDINANCE IN AMENDMENT OF CHAPTER 16 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED “TAXATION”

SECTION I. Section 16-51 entitled “Collection” of Article IV entitled “Property Tax on Ratable Real Estate and Tangible Personal Property

and Excise Tax on Registered Motor Vehicles and Trailers” of Chapter 16 of the Revised Ordinances of the City of East Providence, Rhode Island, 1998, as amended, entitled “Taxation.” is amended to read as follows:

Sec. 16-51. Collection.

The tax assessor shall assess and apportion said tax on the inhabitants and ratable property of said city as of the thirty-first day of December, 201001 at 12:00 Eastern Standard Time, according to law, and shall on completion of said assessment, date and sign same and shall make out and certify to the city treasurer of the city, who is charged with the duties for the collection of taxes, on or before the fifteenth day of June, 201112, a complete list of the names of the persons taxed and of the total value of all the real estate assessed against each person, and also the amount of registered motor vehicles and trailers assessed against each person, and also the total amount assessed against each person on said real estate, personal estate and registered motor vehicles and trailers, opposite the name of the person or persons assessed. Upon receipt of the certified tax list by the city treasurer, he shall proceed and collect said tax on the persons and estates liable thereof; said tax shall be due and payable on and between the first day of June, 201112 and the first day of July, 201112 and provided further that if said tangible personal property, motor vehicle, and real estate taxes are paid in full on or before the first day of July, 201112, a discount of threethree two per centum of the total taxes on said tangible personal property and real estate shall be granted, and all taxes remaining unpaid on the first day of July,

201112 shall carry until collected a penalty at the rate of 12 per centum per annum from the first day of June, 201112 upon said unpaid tax, however, said taxes may be paid in four installments; the first installment of 25 per centum on or before the first day of July, 201112, the second installment of 25 per centum on or before the first day of September, 201112, the third installment of 25 per centum on or before the first day of December, 201112 and the fourth installment of 25 per centum on or before the first day of March, 201223.

Each installment of taxes if paid on or before the last day of each installment period successively in order shall be free from any charge of interest.

If the first installment or any succeeding installment of taxes is not paid by the last date of the respective unpaid balance period or periods as they occur, then the whole tax or remaining unpaid balance of the taxes as the case may be shall immediately become due and payable and carry until collected a penalty at the rate of 12 per centum, per annum.

The city treasurer shall, by advertisement in the public newspaper having circulation in the city, notify all persons assessed to pay their respective taxes at his office on and between the said first day of June, and the first day of July, 201112, both days inclusive; said city treasurer setting forth the hours during which his office shall remain open to receive said taxes.

For FY2013, the tax assessor shall assess and apportion said tax on the inhabitants and ratable property of said city as of the thirty-first day of December, 2012 at 12:00 Eastern Standard Time, according to

law, and shall on completion of said assessment, date and sign same and shall make out and certify to the city treasurer of the city, who is charged with the duties for the collection of taxes, on or before the fifteenth day of June, 2013, a complete list of the names of the persons taxed and of the total value of all the real estate assessed against each person, and also the amount of registered motor vehicles and trailers assessed against each person, and also the total amount assessed against each person on said real estate, personal estate and registered motor vehicles and trailers, opposite the name of the person or persons assessed. Upon receipt of the certified tax list by the city treasurer, he shall proceed and collect said tax on the persons and estates liable thereof; said tax shall be due and payable on and between the first day of June, 2013 and the first day of July, 2013 and provided further that if said tangible personal property, motor vehicle, and real estate taxes are paid in full on or before the first day of July, 2013, a discount of one and one half per centum of the total taxes on said tangible personal property and real estate shall be granted, and all taxes remaining unpaid on the first day of July, 2013 shall carry until collected a penalty at the rate of 12 per centum per annum from the first day of June, 2013 upon said unpaid tax, however, said taxes may be paid in four installments; the first installment of 25 per centum on or before the first day of July, 2013, the second installment of 25 per centum on or before the first day of September, 2013, the third installment of 25 per centum on or before the first day of December, 2013 and the fourth installment of 25 per centum on or before the first day of March, 2014.

Each installment of taxes if paid on or before the last day of each installment period successively in order shall be free from any charge of interest.

If the first installment or any succeeding installment of taxes is not paid by the last date of the respective unpaid balance period or periods as they occur, then the whole tax or remaining unpaid balance of the taxes as the case may be shall immediately become due and payable and carry until collected a penalty at the rate of 12 per centum, per annum.

The city treasurer shall, by advertisement in the public newspaper having circulation in the city, notify all persons assessed to pay their respective taxes at his office on and between the said first day of June, and the first day of July, 2013, both days inclusive; said city treasurer setting forth the hours during which his office shall remain open to receive said taxes.

For FY2014, the tax assessor shall assess and apportion said tax on the inhabitants and ratable property of said city as of the thirty-first day of December, 2013 at 12:00 Eastern Standard Time, according to law, and shall on completion of said assessment, date and sign same and shall make out and certify to the city treasurer of the city, who is charged with the duties for the collection of taxes, on or before the fifteenth day of June, 2014, a complete list of the names of the persons taxed and of the total value of all the real estate assessed against each person, and also the amount of registered motor vehicles and trailers assessed against each person, and also the total amount assessed against each person on said real estate, personal

estate and registered motor vehicles and trailers, opposite the name of the person or persons assessed. Upon receipt of the certified tax list by the city treasurer, he shall proceed and collect said tax on the persons and estates liable thereof; said tax shall be due and payable on and between the first day of June, 2014 and the first day of July, 2014 and provided further that if said tangible personal property, motor vehicle, and real estate taxes are paid in full on or before the first day of July, 2014, a discount of one per centum of the total taxes on said tangible personal property and real estate shall be granted, and all taxes remaining unpaid on the first day of July, 2014 shall carry until collected a penalty at the rate of 12 per centum per annum from the first day of June, 2014 upon said unpaid tax, however, said taxes may be paid in four installments; the first installment of 25 per centum on or before the first day of July, 2014, the second installment of 25 per centum on or before the first day of September, 2014, the third installment of 25 per centum on or before the first day of December, 2014 and the fourth installment of 25 per centum on or before the first day of March, 2015.

Each installment of taxes if paid on or before the last day of each installment period successively in order shall be free from any charge of interest.

If the first installment or any succeeding installment of taxes is not paid by the last date of the respective unpaid balance period or periods as they occur, then the whole tax or remaining unpaid balance of the taxes as the case may be shall immediately become due and payable and carry until collected a penalty at the rate of 12

per centum, per annum.

The city treasurer shall, by advertisement in the public newspaper having circulation in the city, notify all persons assessed to pay their respective taxes at his office on and between the said first day of June, and the first day of July, 2014, both days inclusive; said city treasurer setting forth the hours during which his office shall remain open to receive said taxes.

For FY2015, the tax assessor shall assess and apportion said tax on the inhabitants and ratable property of said city as of the thirty-first day of December, 2014 at 12:00 Eastern Standard Time, according to law, and shall on completion of said assessment, date and sign same and shall make out and certify to the city treasurer of the city, who is charged with the duties for the collection of taxes, on or before the fifteenth day of June, 2015, a complete list of the names of the persons taxed and of the total value of all the real estate assessed against each person, and also the amount of registered motor vehicles and trailers assessed against each person, and also the total amount assessed against each person on said real estate, personal estate and registered motor vehicles and trailers, opposite the name of the person or persons assessed. Upon receipt of the certified tax list by the city treasurer, he shall proceed and collect said tax on the persons and estates liable thereof; said tax shall be due and payable on and between the first day of June, 2015 and the first day of July, 2015, and all taxes remaining unpaid on the first day of July, 2015 shall carry until collected a penalty at the rate of 12 per centum per annum from the first day of June, 2015 upon said unpaid tax,

however, said taxes may be paid in four installments; the first installment of 25 per centum on or before the first day of July, 2015, the second installment of 25 per centum on or before the first day of September, 2015, the third installment of 25 per centum on or before the first day of December, 2015 and the fourth installment of 25 per centum on or before the first day of March, 2016.

Each installment of taxes if paid on or before the last day of each installment period successively in order shall be free from any charge of interest.

If the first installment or any succeeding installment of taxes is not paid by the last date of the respective unpaid balance period or periods as they occur, then the whole tax or remaining unpaid balance of the taxes as the case may be shall immediately become due and payable and carry until collected a penalty at the rate of 12 per centum, per annum.

The city treasurer shall, by advertisement in the public newspaper having circulation in the city, notify all persons assessed to pay their respective taxes at his office on and between the said first day of June, and the first day of July, 2015, both days inclusive; said city treasurer setting forth the hours during which his office shall remain open to receive said taxes.

SECTION II. This ordinance shall take effect upon second passage and all ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Requested by: Director of Finance

Motion___By___2nd___

2. An ordinance amending parking fines.

AN ORDINANCE IN AMENDMENT OF CHAPTER 18 OF THEREVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED “VEHICLES AND TRAFFIC”

SECTION I. Section 18-11 entitled “Traffic fines” of Article I entitled “In General” of Chapter 18 entitled “Vehicles and Traffic” is amended to read as follows:

Sec. 18-11. Traffic fines.

Fines for violation of the motor vehicle regulations contained in this chapter are hereby fixed as follows:

- (1) Defiance of corner law \$25.00 \$45.00**
- (2) Operating motor vehicle in violation of posted restricted street 25.00 85.00**
- (3) Parking at bus stop 25.00 50.00**
- (4) Parking at crosswalk 25.00 50.00**
- (5) Parking in front of driveway 25.00 50.00**
- (6) Parking in front of hydrant 25.00 48.00**
- (7) Parking in restricted area 25.00 45.00**
- (8) Parking too far from curb 25.00 45.00**
- (9) Parking with left wheel at curb 25.00 45.00**
- (10) Violating time regulation 25.00 45.00**
- (11) Parking in fire lane 50.00 65.00**
- (12) Parking on sidewalk 25.00 45.00**
- (13) For violation of snow emergency ordinance (plus towing and**

storage charges, if any) 50.00 80.00

(14) Parking by commercial vehicles in restricted areas 50.00
65.00

(15) Parking in disabled parking:

a. First violation 75.00 100.00

b. Second violation 150.00 200.00

c. Third violation 300.00 325.00

All of the above traffic fines are subject to a four-dollar increase upon issuance of a summons for such violations. A \$10.00 discount will be applied to the above traffic fines provided said fine is paid within 10 days from the date noted as the date of the offense.

SECTION II. This ordinance shall take effect upon second passage and all ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Motion___By___2nd___

Conley___DiGioia___Kleyla___Rose___Rogers___

3.An ordinance pertaining to foreclosures.

AN ORDINANCE IN AMENDMENT OF CHAPTER 4 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED “BUILDINGS AND BUILDING REGULATIONS.”

SECTION I. Chapter 4 of the Revised Ordinances of the City of East Providence, Rhode Island, 1998, as amended, entitled “Buildings and Building Regulations.” is hereby amended to add the following:

Article IV. Foreclosure Requirements

Sec. 4-431. Foreclosure Requirements for Owner Occupied Residential Properties.

(A) Definitions

- 1. The City shall mean the City of East Providence.**
- 2. Residential premises/property shall mean real property that is owner-occupied as an owner's principal resident, located within the City of East Providence, that is either a single-family or a structure containing not more than four residential units, and shall also include a residential condominium unit or a residential co-op unit occupied by an owner as an owner's principal resident.**
- 3. Loan/mortgage conciliation conference coordinator shall mean an individual employed by a HUD-approved independent counseling agency to facilitate the discussion between the homeowner/mortgagor and the lender/mortgagee.**
- 4. Loan/mortgage conciliation conference shall mean the formal discussion and negotiation taking place at the call of the loan/mortgage conciliation conference coordinator between the homeowner/mortgagor and the lender/mortgagee.**
- 5. Homeowner shall mean an individual who owns and resides in residential real property located in the City of East Providence, and for whom such residential real property is a principal resident.**
- 6. Lender shall mean an entity which has advanced funds secured by a mortgage on residential premises, and recorded in the Land Evidence Records of the City.**
- 7. The Parties shall mean the homeowner/mortgagor and the lender/mortgagee**

8. Rules and regulations shall mean any rules adopted by the City necessary for the proper enforcement of this Ordinance to interpret and secure its intent.

(B) Statement of Policy. It is hereby declared that residential mortgage foreclosure actions, caused in part by so-called sub-prime mortgage lending and predatory lending practices as well as unemployment and underemployment, have negatively impacted a substantial number of homeowners in the City. Increasing numbers of foreclosures leads to increases in unoccupied and unattended buildings in the City and cause the unnecessary and unwanted displacement of homeowners and tenants who desire to live in the City of East Providence.

(C) Purpose. The purpose of this ordinance is to protect the public by providing early, HUD-approved independent counseling agency supervised intervention in residential owner-occupied mortgage foreclosure cases which will assure timely determination of eligibility under various federal, state and local programs established to facilitate loan work-out and other solutions to permit residential homeowners, where possible, to retain their properties and permit lenders to move forward to auction/sale of the properties and recordation of a foreclosure deed upon conclusion of the process.

(D) Filing/Recording of Foreclosure Deed. From and after the effective date of this Ordinance, no deed offered by a lender/mortgagee to be filed with the City Clerk as a result of a mortgage foreclosure action shall be accepted and/or recorded in the Land Evidence Records of the City until and unless the following

events have occurred:

a. The lender/mortgagee shall provide written notice to the City of its intent to foreclose on the subject residential property at the same time it issues notice to the homeowner/mortgagor of the foreclosure action. Such notice must include plat and lot information.

b. Said notice shall be filed by the lender/mortgagee with the City Clerk.

c. Following the filing of such notice, the Parties shall participate in a mandatory loan/mortgage conciliation conference at a location mutually convenient to the parties. Telephone participation by the lender/mortgagee is acceptable.

d. Said conciliation conference shall be scheduled at a time and place to be determined by the conciliation conference coordinator, but not later than twenty-one (21) days following the mailing of the notice of intent to foreclose. The Parties will be noticed by certified and first class mail.

e. Prior to the scheduled conciliation conference, the homeowner/mortgagor will be assigned a loan counselor to be provided by a HUD-approved independent counseling agency.

f. The homeowner/mortgagor shall cooperate in all respects with the housing counseling agency, providing all necessary financial and employment information. The homeowner/mortgagor shall complete any and all loan resolution proposals and applications as appropriate.

g. The conciliation conference will require the exchange of information provided as required by subsection (f) to the representative of the lender/mortgagee.

h. If after two attempts by the conciliation conference coordinator to contact the homeowner/mortgagor, the homeowner/mortgagor fails to respond to the conference coordinator's request to appear for the conciliation conference, or the homeowners/mortgagor fails to cooperate in any respect with the requirements outlined in this Ordinance, the requirements of the Ordinance will be deemed to be satisfied upon verification by the HUD- approved independent counseling agency that the required notice was sent; and if so, a certificate will be issued immediately by the HUD-approved independent counseling agency authorizing the lender/mortgagee to proceed with the foreclosure action including recording the foreclosure deed.

i. If, it is determined after a good faith effort made by the lender/mortgagee at the conciliation conference with the homeowner/mortgagor, that the Parties, cannot come to an agreement to re-negotiate the terms of the loan in an effort to avoid foreclosure, such good faith effort on behalf of the lender/mortgagee shall be deemed to satisfy the requirements of this Ordinance. A certificate certifying such good faith effort will be issued immediately by the HUD- approved independent counseling agency authorizing the lender/mortgagee to proceed with the foreclosure action to include recording the deed. Such a certification will be in the form of a document to be filed along with all other relevant documents with the City Clerk.

j. Upon the demand of the lender/mortgagee at any time following completion of the conciliation conference, if the lender/mortgagee is

not invoking subsection (h), the HUD- approved independent counseling agency will immediately certify that the provisions of this Ordinance have been met.

k. The Parties shall complete the process required by this Ordinance within a period of forty- five (45) days from the initial notice provided in (a).

1. Cases involving premises which are not owner-occupied or which are not residential are not subject to the mandatory loan/mortgagee conciliation conference and may proceed directly to foreclosure and recordation of the deed concerning such property, presuming compliance with section 4-432.

m. Notwithstanding the foregoing, any lender/mortgagee which is headquartered within the State of Rhode Island and which services its own mortgages shall be deemed in compliance with the requirements of this section of:

(1) The lender/mortgagee provides homeowners forbearance relief requirements applicable to FHA-Insured Mortgages, as set forth in Chapter 8 of the HUD Handbook 4.330.1 Rev. 5, Administration of Insured Home Mortgages, as the same may be amended from time to time; and

(2) The deed offered by a lender/mortgagee to be filed with the City Clerk as a result of a mortgage foreclosure action contains a certification that the provisions of this sub-section have been satisfied.

(E) Penalties. No deed offered by a lender/mortgagor to be filed with the City Clerk shall be accepted and/or recorded in the Land Evidence

Records of the City if it is determined that the lender/mortgagor has failed in any respect with the requirements and provisions of this ordinance.

Sec. 4-432. Foreclosure Requirements for Rental Properties.

(A) Definitions

1. Bona Fide Tenant shall mean a person who has entered into a written or oral rental agreement with a homeowner or landlord (mortgage) with respect to a dwelling unit of a mortgaged residential premises no less than thirty (30) days prior to the foreclosure of the mortgagor's interest. Neither the mortgagor nor any member of his or her immediate family is a "bona fide tenant." The protections afforded a bona fide tenant exist regardless of whether the residential premises is or is not owner-occupied.

2. The City shall mean the City of East Providence

3. Rules and Regulations shall mean any rules adopted by the City necessary for the proper enforcement of this Ordinance to interpret and secure its intent.

(B) Notice to Bona Fide Tenants. Effective upon passage of this Ordinance, no bona fide tenant legally occupying a rental residential property within the City shall be forced to vacate that property in the event of a mortgage foreclosure action upon that property unless and until the following series of actions are taken:

a. Where any dwelling unit of a foreclosed mortgaged estate is occupied by a bona fide tenant, and where the foreclosed mortgagor had provided essential services including, without limitation, heat, running water, hot water, electric, sewer or gas to such tenant, any

successor in interest to be foreclosed mortgagor shall continue to provide the same essential services under the same terms and conditions to the tenant.

b. A successor in interest to a mortgagor shall provide notice to each bona fide tenant, as defined in Section (A) by mailing an envelope addressed to "Resident of Property Previously Subject to Foreclosure Sale" and by posting, in the same manner required for posting the notice of sale on the property to be sold, a written notice in English, Spanish and Portuguese stating the name and address of the successor in interest, and/or managing agent so that the tenant may know to whom the ongoing rental payments should be made.

c. Where a dwelling unit of a foreclosed mortgaged estate is occupied by a bona fide tenant of the foreclosed mortgagor, the bona fide tenant assumes a month to month periodic tenancy governed by the provisions of Chapter 18, Title 34 of the Rhode Island General Laws, except in those instances in which the bona fide tenant has entered into a written rental agreement with a homeowner or landlord (mortgagor) with respect to a dwelling unit of a mortgaged residential premises. In such instances tenancy is assumed for the duration specified in the written agreement.

d. The lender/mortgagee shall provide notice to each bona fide tenant, as defined in Section (A), by mailing an envelope addressed to "Resident of Property Subject to Foreclosure Sale" and by posting, in the same manner required for posting the notice of sale on the property to be sold, at the same time notice is provided to the mortgagor, a written notice in English, Spanish and Portuguese: (i)

stating that the real estate is to be sold in foreclosure, which may affect the tenant's right to continue to live in the property; (ii) stating the date, time and place of sale; (iii) providing the address and telephone number of Rhode Island Legal Services, and (iv) provide the name, address and telephone number of HUD-approved counseling agencies in Rhode Island. Failure of the lender/mortgagor to provide notice as provided herein shall not affect the validity of the foreclosure; however, no successor in interest to the mortgagor shall be permitted to initiate an action for possession of the premises against such bona fide tenant until notice as required herein, in addition to the notice required in subsection (d) is provided.

(C) Registration with the City Clerk. From and after the effective date of this Ordinance where any dwelling unit of a foreclosed mortgaged estate is occupied by a bona fide tenant, the successor in interest to be foreclosed mortgagor shall file with the City, through the City Clerk's Office a certificate of registration. Each Certificate of Registration shall state:

- a. Name, address and telephone number of the lender/mortgagee.
- b. Such description of each multiple dwelling/tenanted dwelling, by street number or otherwise, as will enable the easy location of same.
- c. The name, address and telephone number of the agent appointed by the lender/mortgagee for the purpose of receiving service of process and other orders or notices.
- d. The number of dwelling units in the building.
- e. The names of all tenants and an identification of the type of lease said tenant is operating under.

f. The name and address, including the dwelling unit, apartment or room number of any person employed by the lender/mortgagor to provide regular maintenance service.

g. The name, address and telephone number of an individual representative of the lender/mortgagor who may be contacted at any time and who has the authority to make emergency decisions concerning the building and any repair thereto or expenditure in connection therewith.

h. The name and address of the fuel supplier, if any, and the grade of fuel oil used.

(D) Penalties. Any failure of a lender/mortgagee or successor in interest to a mortgagor to comply with the terms of this Ordinance will be penalized by a fine of not less than \$1,000.00 per offense.

SECTION II. This ordinance shall take effect upon its second passage and all ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Requested by: Councilman Rose

Motion___By___2nd___

Conley___DiGioia___Kleyla___Rose___Rogers___

4.An ordinance regarding removal of a no parking sign on South Broadway.

AN ORDINANCE IN AMENDMENT OF CHAPTER 18 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED “VEHICLES AND TRAFFIC”

SECTION I. Section 18-307 entitled “Parking prohibited at all times.”

of Article X entitled “Stopping, Standing and Parking.” of Chapter 18 of the Revised Ordinances of the City of East Providence, Rhode Island, 1998, as amended, entitled “Vehicles and Traffic.” is amended by deleting therefrom the following:

South Broadway (west side) from a point 25 feet north of the Seth Street-South Broadway intersection southerly 642 feet

SECTION II. This ordinance shall take effect upon its second passage and all ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Requested By: Director of Public Works

Motion___By___2nd___

Conley___DiGioia___Kleyla___Rose___Rogers___

E.Communications

- 1.Anthony Ferreira, 44 Brightridge Avenue (02914) requesting to address the Council regarding the budget.**
- 2.Freddie Rybka, 9 Cozzens Avenue (029150 requesting to address the Council regarding the budget.**
- 3. Laura McNamara, Director of the East Providence Area Chamber of Commerce, 1011 Waterman Avenue (02914) requesting to address the Council regarding commentary from the East Providence business community on the Business Registration ordinance and generating revenue for the City.**

IX.ADJOURNMENT

Motion___By___2nd___

Conley__DiGioia__Kleyla__Rose__Rogers__

*** Any items listed on the Council Docket may be subject to a vote.**

***If communications assistance is needed or any other accommodations to ensure equal participation please contact the City Clerk's Office at 435-7590.**