

City of East Providence Budget Commission

City Hall

145 Taunton Avenue

East Providence, RI 02914

(401) 435-7500

Working Session from 3:00 to 4:00

Public Meeting Agenda from 4:00 to 5:00

May 17, 2012

Room 306, City Hall

Date Posted: May 15, 2012

1. Discussion of revaluation rate cap – Karen Grande of Edwards, Wildeman and Palmer, LLP.

2. Resolution to approve \$2.0 million in Tax Anticipation Notes (TANs) – Karen Grande and Michael O’Keefe.

3. Resolution to approve \$8.0 million in Bond Anticipation Notes (BANs) – Karen Grande and Michael O’Keefe.

4. Request for approval of procurement and/or payments in excess of

- \$25,000 and review of payments and/or procurements under \$25,000 – Christy Healey.**
- 5. EPSD request to fill positions – Edward Daft.**
 - 6. EPSD initial request for performance increases for administrative staff as per individual contracts – Edward Daft.**
 - 7. EPSD request for renewal of food service contract – Edward Daft.**
 - 8. Request for change order for wastewater improvement project – Steven Coutu.**
 - 9. Initial request to approve Reverse E-911 Emergency Notification System Contract – Wayne Barnes.**
 - 10. Initial review of a five year renewal of the ACS contract in the City Clerk's Office – Kim Casci.**
 - 11. Update on proposed charter changes – Peter Graczykowski.**
 - 12. Review and approval of minutes from May 10, 2012 – Christy Healey.**
 - 13. Request for amendment to the Rainy Day Fund Ordinance – Michael O'Keefe.**

**Resolution of City of East Providence Budget Commission
Related to the Rainy Day Fund
Under Rhode Island General Laws Section 45-14-1 et seq.**

BE IT RESOLVED by the Budget Commission of the City of East Providence, Rhode Island (the “City”) that:

SECTION 1. Pursuant to Rhode Island General Laws Section 45 9 6(d)(7), the Budget Commission hereby creates a Budget Reserve Fund and a Capital Fund as follows:

Limitation on spending.—(a) No budget act shall cause the aggregate expenditures enacted in any given fiscal year to exceed ninety nine percent (99%) of the anticipated revenues for such fiscal year as defined in section 5-5 of Article 5 of the Charter of the City of East Providence (“Charter”).

Budget Reserve Fund. – (b) There is hereby established a Budget Reserve Fund (“Fund”). The amount between the applicable percentage in (a) and one hundred percent (100%) of the anticipated revenue for any fiscal year as defined in section 5-5 of Article 5 of the Charter plus proceeds from the sale of surplus real property net of expenses incurred for such sales, in any given fiscal year, shall be transferred into the Fund.

Revenues in this Fund may be included in the budget whenever:

(1) The city forecasts or experiences a loss in total non-property tax revenues and the loss is certified by the director of finance;

(2) The city experiences or anticipates an emergency situation, which shall be deemed to exist when the city experiences or anticipates health insurance costs, retirement contributions or utility expenditures which exceed the prior fiscal year's health insurance costs, retirement contributions or utility expenditures by a percentage greater than ten and one-half percent(10.5%;

(3) The city forecasts or experiences debt services expenditures net of any state aid reimbursement which exceed the prior year's debt service expenditures by an amount greater than three and one-half percent (3.5 %) and which are the result of bonded debt issued in a manner consistent with general law or a special act.

(4) The city experiences substantial growth in its tax base as the result of major new construction which necessitates either significant infrastructure or school housing expenditures by the city or a significant increase in the need for essential municipal services and such increase in expenditures or demand for services is certified by the director of finance.

Whenever such revenues are included in the budget, they must be

replenished in equal parts over the three succeeding fiscal years to the amount that would have been in the Fund had the expenditures not been made from the Fund.

Capital Fund. – (c) Upon the completed audit of the financial statements for each fiscal year, any amounts in the Budget Reserve Fund in excess of ten (10) percent of revenues as defined in section 5-5 of Article 5 of the Charter shall be transferred to a Capital Fund to be used solely for financing capital projects.

The Capital Fund shall only be used for payment of direct actual expenses incurred for capital projects. Allowable expenditures from the Capital Fund shall not include debt reduction, principal or interest payments on debt, or for any other type of financing arrangement.

SECTION 2. This Resolution shall take effect upon its passage and, in accordance with Rhode Island General Laws Section 45-9-6(a), shall have the effect of an ordinance as passed by the City Council and shall be included in the ordinance books maintained by the City of East Providence.

14. Final reading of an Ordinance Ordering the Assessment and Collection of Property Tax on the Ratable Real Estate, Tangible Personal Property, and an Excise Tax on Registered Motor Vehicles and Trailers.

Ordinance of the East Providence Budget Commission Ordering the

Assessment and Collection of Property Tax on the Ratable Real Estate, Tangible Personal Property, and an Excise Tax on Registered Motor Vehicles and Trailers

Under Rhode Island General Laws Section 45-14-1 et seq.

BE IT VOTED by the Budget Commission of the City of East Providence, Rhode Island (the “City”) that:

SECTION 1. Pursuant to Rhode Island General Laws Section 45 9 6(d)(7), the Budget Commission hereby amends Section 16-51 of Chapter 16 of the Revised Ordinances of the City of East Providence.

SECTION 2. 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 Ordinances of the City of East Providence entitled “Taxation” is amended to read as follows:

Sec. 16-51. Collection.

SECTION 1. The Budget Commission of the City of East Providence hereby orders the assessment and collection of a tax on ratable real estate, tangible personal property and an excise tax on registered motor vehicles and trailers in a sum not more than Ninety-nine Million

Three Hundred Thirty Six Thousand (\$99,336,000) dollars nor less than Ninety-eight Million Three Hundred Thirty Six Thousand (\$98,336,000) dollars. Said tax is for ordinary expenses, for the payment of interest and indebtedness, in whole or in part, of said city, and for other purposes authorized by law.

Further, the Budget Commission of the City of East Providence hereby establishes amounts per one thousand dollars (\$1,000) of assessed value for FY 2012 for ratable real estate, tangible personal property and an excise tax on registered motor vehicles and trailers as follows:

FY 2011	FY 2012 INITIAL*	FY 2012 REVISED	CHANGE TO INITIAL
RESIDENTIAL	\$20.09	\$20.79	\$20.74 \$(0.05)
COMMERCIAL/ INDUSTRIAL/ MIXED USE	\$22.25	\$23.02	\$22.94 \$(0.08)
MOTOR VEHICLE	\$37.10	\$37.10	\$37.10 \$0.00
TANGIBLE	\$49.59	\$51.32	\$51.19 \$(0.13)

***FY 2012 Initial estimates included in the FY 2012 Budget passed by the City Council on October 25, 2011.**

SECTION 3. This amendment shall take effect upon its passage and, in accordance with Rhode Island General Laws Section 45-9-6(a), shall have the effect of an ordinance as passed by the City Council

and shall be included in the ordinance books maintained by the City of East Providence.

15. Final reading of an Ordinance Making Revised Appropriations in support of FY 2012.

Ordinance of City of East Providence Budget Commission Making Revised Appropriations for the Support of the City Government for the Fiscal Year Ending October 31, 2012

Under Rhode Island General Laws Section 45-14-1 et seq.

BE IT VOTED by the Budget Commission of the City of East Providence, Rhode Island (the "City") that:

SECTION 1. The general fund receipts for the fiscal year ending October 31, 2012 have been established to amount to \$108,176,117 made up as follows:

SECTION 2. To defray the expenses of the City of East Providence for the fiscal year commencing November 1, 2011 and ending October 31, 2012, the sum of money, or so much thereof as are authorized by law indicated in the accompanying schedule, are hereby appropriated for

the objects and purposes, and in the amounts expressed therein, provided that payments thereunder shall be subject to the provisions of the City Charter of the City of East Providence and also subject to the provisions of said City Charter relative to the manner and form of expenditures of money set forth in said Charter from the City Treasury.

SECTION 3. All monies appropriated are to be expended by the various departments in the manner and form approved by the Director of Finance.

SECTION 4. The payment to the School Fund of the following estimated receipts, included in the appropriation of \$75,617,286 for the support of the public schools for the City of East Providence fiscal year 2011-2012, shall be increased or decreased to conform with the actual amounts received from such sources during the fiscal year 2011-2012 except the appropriation of property tax.

SECTION 5. The purpose of this ordinance is to adopt the Budget for the fiscal year 2011-2012 which begins November 1, 2011 and ends October 31, 2012 as prepared and submitted by the City Manager, and to implement the recommendations as set forth in the City Manager's Budget Message by the approval of said recommendations as contained herein, or by other ordinances or resolutions of the Budget

Commission; all in accordance with the provisions of said Article.

SECTION 6. This Vote ordinance shall take effect upon its passage and all ordinances and parts of ordinances inconsistent herewith are hereby repealed. In accordance with Rhode Island General Laws Section 45-9-6(a), shall have the effect of an ordinance as passed by the City Council and shall be included in the ordinance books maintained by the City of East Providence.

16. Additional Commission Items.

17. Schedule and agenda for next meeting, Thursday May 31, 2012 at 3:00 pm.

18. Adjourn.

EPBC/ceh

***Pursuant to R.I. Gen. Laws 45-9-6, Budget Commissions are only subject to the Open Meetings requirements of chapter 42-46 of the general laws when taking certain actions specified in that law.**