

**CITY COUNCIL**

**CITY COUNCIL CHAMBERS, CITY HALL**

**137 ROOSEVELT AVENUE, PAWTUCKET, RI**

**WEDNESDAY, APRIL 10, 2013**

**7:00 PM**

**PRE-COUNCIL AGENDA**

**5:30 PM – ORDINANCE COMMITTEE**

**6:00 PM – FINANCE COMMITTEE**

**6:40 PM – PRE-COUNCIL – TOLMAN HOCKEY**

**6:45 PM – PUBLIC INPUT PERIOD**

**6:45 PM – BOARD OF LICENSE COMMISSIONERS**

**7:00 PM – CITY COUNCIL**

**DOCKET**

**CONVENED \_\_\_\_\_ PM**

**Previous Minutes: 03/20/2013**

**1. \*CONSENT AGENDA**

## **2. \*CORRESPONDENCE**

**A. Communication from Rhode Island Department of Transportation to the Pawtucket City Council (Pawtucket Bridge #550 Updates for March 17-23, March 24-30, March 31-April 6, 2013)**

**B. Communication from Rhode Island Clean Water Finance Agency to the City of Pawtucket (Various Forms and Statements)**

**C. Communication from Coastal Resources Management Council, to the City of Pawtucket. (Amendments to Coastal Resources Management Program)**

**D. Communication from Kathy Silvia, Newport City Clerk, to RI City and Town Clerks. (Resolution in Support of an Amendment to the Open Meetings Law regarding Video Conferencing)**

**E. Communication from Donna L. Giordano, MMC, Westerly Town Clerk, to RI City and Town Clerks. (Resolution Opposing Binding Arbitration for Teacher and School Employee Contracts)**

**F. Communication from Kristine Donabedian, Chair of the Lincoln School Committee, and Georgia Fortunato, Lincoln Superintendent of Schools, to RI City and Town Clerks. (Resolutions regarding Layoff Notification Date, Contract Continuation, and Binding Arbitration)**

**G. Communication from Lynn M. Hawkins, Exeter Town Clerk, to RI City and Town Clerks. (Resolution in Support of Eliminating Master Lever Voting)**

**H. Resolutions from Ellen Hefler, Deputy Town Clerk, to RI City and Town Clerks. (Objecting to the following bills: S-0640, S-0672 & H-5425 regarding Waste Water Management, H-5703 regarding Dry Lands, H-5393 regarding Municipal Notice Registry, and H-5340 regarding Binding Teacher Contract Arbitration)**

**I. Communication from Karin H. Clancey, Deputy Town Clerk, Town of Middletown, to RI City and Town Clerks. (Resolution Opposing Mandatory Binding Arbitration and Mandatory Contract Continuation)**

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**J. Communication from Jane Christopher, Deputy Town Clerk, Town of Foster, to RI City and Town Clerks. (Resolution Opposing Mandatory Binding Arbitration and Mandatory Contract Continuation)**

**K. Communication from Cheryl A. Fernstrom, CMC, Town Clerk, Jamestown, to RI City and Town Clerks. (Resolutions Opposing Mandatory Binding Arbitration and Mandatory Contract Continuation)**

**L. Communication from Lauri Arruda, Deputy Town Clerk, Hopkinton, to RI City and Town Clerks. (Resolutions Opposing Mandatory Binding Arbitration and Mandatory Contract Continuation)**

**M. Communication from Eufrosina Pacheco, Owner/President, Multi Bookkeeping Services, representing Bella Pasta Ristorante, to City Council President David Moran and City Council Members. (Extending Thanks for the Approval of the Liquor License for Bella Pasta)**

**N. Communication from Joanna L'Heureux, Finance Director, to the Honorable Members of the Pawtucket City Council. (Statement of Estimated, Realized and Unrealized Revenues for the fiscal period July 1, 2012 through February 28, 2013)**

**O. Communication from Jeannine S. Bourski, Deputy Finance Director, to His Honor Mayor Donald R. Grebien. (Uniform Overtime FY13)**

**P. Communication from His Honor, Mayor Donald R. Grebien, to the Honorable Tom Bates, Mayor of Berkeley, California. (Concerning the**

## **Closing of Post Offices Nationwide)**

**Q. Communication from Roger A. Lemoie, Chairman, Pawtucket Redevelopment Agency, to His Honor, Mayor Donald R. Grebien. (PRA Decision to Market 175 Main Street for Sale or Lease)**

**R. Communication from His Honor, Mayor Donald R. Grebien, to Roger Lemoie, Chairman, Pawtucket Redevelopment Agency. (PRA Decision to Offer 175 Main Street Building for Sale)**

**S. Communication from Mark Boisclair, President, FOP, Pawtucket Lodge #4, to the Honorable Mayor Donald R. Grebien. (Appointment of Sgt. Mark Theroux as the Active Union Member to serve on the Pension Board. Term to expire January, 2015)**

**T. Communication from Robert K. Neill, Jr., President, IAFF Local 1261, to the Honorable Members of the Pawtucket City Council and Joanna L'Heureux, Finance Director. (Appointment of Lieutenant Michael Thurber as the Active Union Member to serve on the Pension Board. Term to expire January, 2015)**

**U. Communication from His Honor, Mayor Donald R. Grebien, to the Honorable Members of the Pawtucket City Council. (Appointment of Edward Janczar and William Chiaverini as Tree Wardens for the City of Pawtucket)**

**V. Communication from Barney S. Heath, Director, Planning & Redevelopment, to David P. Moran, President, Pawtucket City Council. (Community Development Block Grant – CDBG)**

**W. Communication from Frank J. Milos, Jr., Esq., City Solicitor, to Council President David P. Moran. (Response – Selection of FIP Consultant)**

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**X. Communication from David Clemente, Purchasing Agent, to the Honorable Members of the Pawtucket City Council. (Response – Emergency Purchase Authorizations – August, September, October, November and December, 2012)**

**Y. Communication from Nancy Whit, Pawtucket Healthy Foods Coalition, to Mayor Donald R. Grebien, requesting a change to the Zoning Ordinance and the Animal Ordinance to allow for Chicken Hen Keeping. TO BE REFERRED TO THE ORDINANCE COMMITTEE.**

**Z. Communication from Nancy Whit, Pawtucket Healthy Foods Coalition, to Mayor Donald R. Grebien, requesting a change to the Zoning Ordinance to allow for aquaponics. TO BE REFERRED TO THE ORDINANCE COMMITTEE.**

**AA. Communication from Nancy Whit, Pawtucket Healthy Foods Coalition, to Mayor Donald R. Grebien, requesting a change to the Zoning Ordinance and the Animal Ordinance to allow for Honey Bee Keeping. TO BE REFERRED TO THE ORDINANCE COMMITTEE.**

**BB. Communication from Joanna L'Heureux, Finance Director, to the Honorable Members of the Pawtucket City Council. (Pay Plan Amendment Deleting Manager of Information Systems and Information Systems Coordinator and creating up to four (4) Certified Computer Repair Technicians)**

**CC. AN ORDINANCE IN AMENDMENT OF CHAPTER 2998 OF THE ORDINANCES OF THE CITY OF PAWTUCKET ESTABLISHING A PAY PLAN FOR THE CITY OF PAWTUCKET FOR LOCAL 3960. (Eliminating Manager of Information Systems and Information Systems Support Coordinator and Creating Certified Computer Repair Technician) TO BE LAID ON THE TABLE AND REFERRED TO THE FINANCE COMMITTEE.**

**DD. Communication from Joseph F. Pereira, Jr., President, Banda Nova Alianca, to the Honorable Members of the Pawtucket City Council, requesting an exemption from real estate and tangible property taxes for the property at 43 Humboldt Avenue, AP42, Lot 897. TO BE REFERRED TO THE FINANCE COMMITTEE.**

**EE. THE FOLLOWING CLAIMS TO BE REFERRED TO THE COMMITTEE ON CLAIMS AND PENDING SUITS:**

**Gregory Medeiros – Pending Estimates**

**Joseph Mendes - \$1072.25/\$1114.07**

**National Grid - \$5,821.55**

**Milena Ortiz - \$147.00**

**Donald W. Ramsey, Jr., by Harry J. Hoopis, Esq. - \$100,000.00**

**Sylvia Reyes, parent of Daniel Reyes, by Peter J. Cerilli, Esq.–No Amount Specified**

**Edgar Sanchez - \$230.75**

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**3. Communication from Mark Boisclair, President, FOP, Pawtucket Lodge #4, to the Honorable Mayor Donald R. Grebien, submitting the following reappointment as the retired member of the Police Union on Pension Board for Confirmation:**

**PENSION BOARD**

**Major William Karalis, 144 Oswald Street, Pawtucket, RI. Term Expires the First Monday in January, 2015.**

**ROLL CALL FOR CONFIRMATION**

**AYES\_\_\_\_\_ NOES\_\_\_\_\_**

**4. Communication from Robert K. Neill, Jr., President, IAFF Local 1261, to the Honorable Members of the Pawtucket City Council and Joanna L'Heureux, Finance Director, submitting the following reappointment as the retired member of the Fire Union on Pension Board for Confirmation:**

**PENSION BOARD**

**Captain Kenneth Noiseux, 7 Denver St, Pawtucket, RI 02860. Term Expires the First Monday in January, 2015.**

**ROLL CALL FOR CONFIRMATION**

**AYES\_\_\_\_\_ NOES\_\_\_\_\_**

**5. Communication from Richard J. Goldstein, City Clerk, on behalf of Council President David P. Moran, submitting the following reappointment as a member of the Pension Board for Confirmation:**

**PENSION BOARD**

**Arthur M. Plitt, 44 Cooke Street, Pawtucket, RI 02860. Term Expires the First Monday in January, 2015.**

**ROLL CALL FOR CONFIRMATION**

**AYES\_\_\_\_\_ NOES\_\_\_\_\_**

**6. THE FINANCE COMMITTEE SUBMITS THE FOLLOWING:**

**RFP FOR AUDIT SERVICES FOR FY13, FY14 AND FY15. (City of Pawtucket, including School Department, CDBG, PRA, Federal Programs, and PWSB)**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

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**7. Communication from Frank J. Milos, Jr., Esq., City Solicitor, to Councilor Thomas E. Hodge. (Response – Proposed Pension Board Legislation – Exemption from Civil Liability)**

**8. THE FOLLOWING RESOLUTION WAS POSTPONED AT THE MEETING HELD ON MARCH 20, 2013, AND IS AGAIN TAKEN UP:**

**RESOLUTION IN SUPPORT OF LEGISLATION EXEMPTING PERSONS SERVING AS MEMBERS OF THE PAWTUCKET CITY PENSION BOARD FROM CIVIL LIABILITY WHILE ACTING IN SAID CAPACITY AS LONG AS THEY ACT IN GOOD FAITH.**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

**9. RESOLUTION CONGRATULATING THE TOLMAN HIGH SCHOOL HOCKEY TEAM FOR CULMINATING A 40 YEAR LEGACY WITH A FINAL TRIP TO THE STATE CHAMPIONSHIP FINALS.**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

**10. RESOLUTION OPPOSING LEGISLATION TO PREVENT CITIES AND TOWNS FROM ENACTING LEGISLATION AFFECTING A SPECIFIC BREED OF DOG.**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

**11. RESOLUTION OPPOSING LEGISLATION TO MANDATE CONTRACT CONTINUATION CURRENTLY BEING CONSIDERED FOR TEACHER, MUNICIPAL, POLICE AND FIRE DEPARTMENT CONTRACTS.**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

**12. RESOLUTION REQUESTING THAT THE FLEET OF CITY TRASH REMOVAL EQUIPMENT AND VEHICLES NOT BE SOLD, SCRAPPED OR OTHERWISE DISPOSED OF FOR A MINIMUM PERIOD OF SIX MONTHS AFTER THE START OF THE PRIVATE VENDOR.**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

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**13. AN ORDINANCE ESTABLISHING CHAPTER 120 OF THE CODE OF ORDINANCES OF THE CITY OF PAWTUCKET, 1996, ENTITLED "ARTS AND CULTURE." (ARTS, CULTURE, BUSINESS COMMISSION) ADVISORY COMMISSION ON ARTS AND CULTURE, AS AMENDED.**

**FOR SECOND PASSAGE**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

**14. THE ORDINANCE COMMITTEE RETURNS THE FOLLOWING ORDINANCE WITH THE RECOMMENDATION TO BE POSTPONED INDEFINITELY:**

**AN ORDINANCE IN AMENDMENT OF CHAPTER 26 OF THE CODE OF ORDINANCES OF THE CITY OF PAWTUCKET, 1996, ENTITLED COURTS.**

**15. THE ORDINANCE COMMITTEE SUBMITS THE FOLLOWING ORDINANCE TO BE LAID ON THE TABLE:**

**AN ORDINANCE IN AMENDMENT OF CHAPTER 26 OF THE CODE OF ORDINANCES OF THE CITY OF PAWTUCKET, 1996, ENTITLED COURTS. (Election of Judges) Substitute A**

**16. THE COMMITTEE ON CLAIMS AND PENDING SUITS, RETURNS THE FOLLOWING CLAIMS WITH THE RECOMMENDATION TO BE PAID:**

**John Botelho - \$1,325.93**

**Christopher England - \$2,683.47**

**Elizabeth Soares - \$206.12**

**Carlotta Puleo - \$4,400.00**

**Khalil Alamir - \$237.34**

**William Anderson - \$174.40**

**Cheryl Carvalho - \$269.36**

**Richard DelCarpini - \$89.60**

**Nichole Good - \$295.00**

**Stephanie Kane - \$300.00**

**John Kelleher - \$300.00**

**Caroline Linhares - \$264.56**

**Barbara Prus - \$133.04**

**Jessica Robert - \$131.26**

**Joanne Schondek - \$38.27**

**Jean Terry - \$238.00**

**Gengler Vargas - \$138.53.**

**Kenneth MacGregor - \$710.00**

**Carrie Pettigrew - \$1,698.95 (Fence)**

**Sandra Yeghian -\$495.00**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

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**17. THE COMMITTEE ON CLAIMS AND PENDING SUITS, RETURNS THE FOLLOWING CLAIM WITH THE RECOMMENDATION TO BE DENIED AND REFERRED TO THE CITY OF ATTLEBORO:**

**East Coast Collision - \$800.50**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

**18. THE COMMITTEE ON CLAIMS AND PENDING SUITS, RETURNS THE FOLLOWING CLAIM WITH THE RECOMMENDATION TO BE DENIED AND REFERRED TO THE CITY OF CENTRAL FALLS:**

**Norman Simard - \$206.54**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

**19. THE COMMITTEE ON CLAIMS AND PENDING SUITS, RETURNS THE FOLLOWING CLAIM WITH THE RECOMMENDATION TO BE DENIED AND REFERRED TO THE RHODE ISLAND DEPARTMENT OF TRANSPORTATION:**

**Arthur Prescott - \$243.13**

ROLL CALL AYES \_\_\_\_\_ NOES \_\_\_\_\_

ADJOURNED \_\_\_\_\_ P.M.