

The City Of Warwick Docket of the City Council

Regular Business Meeting

FOR

November 10, 2008

@ 7:00 P.M.

COUNCIL CHAMBERS

CITY HALL

3275 POST ROAD

WARWICK, RI 02886

Joseph J. Solomon, President Presiding

Roll Call Time:

Salute To The Flag: Ward

Executive Communications

1. General Communications –

Acceptance of minutes from council meetings held on:

October 15, 2008 - Moved by:

Seconded by:

Vote:

October 20, 2008 - Moved by:

Seconded by:

Vote:

2. Consent calendar:

A. PCR-189 -08 - Resolution Relative To Bids. (Councilman Donovan)

A. Committee Report (Finance)

B. Action:

Moved by:

Seconded by:

**B. PCR-190 -08- Resolution Relative To Traffic Studies.
(Councilwoman Taylor)**

A. Committee Report (Public Safety)

B. Action:

Moved by:

Seconded by:

**C. PCR-191 -08 - Resolution Relative To Street Lights
(Councilwoman Taylor)**

A. Committee Report (Public Safety)

B. Action:

Moved by:

Seconded by:

D. PCR-192 -08- Resolution Relative To Claims. (Councilwoman Taylor)

A. Committee Report (Public Safety)

B. Action:

Moved by:

Seconded by:

E. PCR-193 -08- Resolution Relative To Tax Abatements. (Councilman Donovan)

A. Committee Report (Finance)

B. Action:

Moved by:

Seconded by:

F. PCR-194 -08 Omnibus Resolution Of Congratulations And Condolences.

(Councilman Merolla)

A. Committee Report (Community Affairs)

B. Action:

Moved by:

Seconded by:

Vote:

3. Announcement Of Appointments -

Pawtuxet River Authority

Ginny Leslie – Ward 1

27 Post Road

Warwick, RI 02888

(Vice: Thomas Madden) Term to expire: 06/01/11

Warwick Housing Authority

Donald Benson – Ward 3

888 Hilifax Drive

Warwick, RI 02886

(Re-appt) Term to expire: 06/01/13

**4. Appointments Requiring Confirmation -
Library Board of Trustees**

Janet Whelan – Ward 2

115 Hiawatha Street

Warwick, RI 02888

(Re-appt) Term to expire: 12/31/11

A. Committee Report (Appointments)

B. Action

Moved by:

Seconded by:

Vote:

S. Paul DeFusco – Ward 4

120 Bellman Avenue

Warwick, RI 02889

(Re-appt) Term to expire: 12/31/11

A. Committee Report (Appointments)

B. Action

Moved by:

Seconded by:

Vote:

Library Board of Trustees-Continued

Leo Perrone – Ward 6

66 Shand Avenue

Warwick, RI 02889

(Re-Appt) Term to expire: 12/31/11

A. Committee Report (Appointments)

B. Action

Moved by:

Seconded by:

Vote:

Warwick Land Trust

Leo W. Garrity – Ward 3

Wethersfield Commons

194 Duxbury Court

Warwick, RI 02886

(Re-appt) Term to expire: 10/1/13

A. Committee Report (Appointments)

B. Action

Moved by:

Seconded by:

Vote:

FOR RE-CONSIDERATION:

1. PCO-13-08 - An Ordinance relative to the Abandonment of a portion of Access Road, New England Institute of Technology, Petitioner.

(Councilwoman Taylor)

Second Passage

Motion to re-consider:

Seconded by:

Vote:

Unfinished Business

1. PCO-23-07 - An Ordinance prohibiting changes to any city pension plans that will increase the unfunded liability of the plan, unless the plan is funded at least ninety (90%) percent of its current liability prior to the proposed change and funding mechanism has been approved that will contribute the future dollars necessary to fund the proposed change at one hundred percent of the new liability being created. (Councilman Cushman)

Second Passage - Continued

A. Committee Report (Ordinance)

B. Action

Moved by:

Seconded by:

Vote:

Unfinished Business Continued

2. PCO-22-08 - An Ordinance relative to the implementation of State Law 34-18-57

Residential Rental Real Estate. (Councilwoman Taylor)

Second Passage

Description: An amendment to the Residential Landlord and Tenant Act.

A. Committee Report (Ord)

B. Action

Moved by:

Seconded by:

Vote:

3. PCO-25-08 - An Ordinance relative to No Parking This Side of Street on Harold Street. (Councilman Cushman)

Second Passage

Description: Installation of No Parking This Side of Street on Harold

Street.

A. Committee Report (Ordinance)

B. Action

Moved by:

Seconded by:

Vote:

4. PCO-26-08 – An Ordinance relative to increasing fines for traffic violations.

(Councilman Gallucci)

Second Passage

Description: None

A. Committee Report (Ordinance)

B. Action

Moved by:

Seconded by:

Vote:

Unfinished Business Continued

5. PCO-50-05 - An Ordinance relative to Minimum Housing and Code Enforcement

(Councilwoman Travis)

First Passage

Description: Raise fines to appropriate levels and rigidly fine people and set as a deter-rent.

A. Committee Report (Finance)

B. Action

Moved by:

Seconded by:

Vote:

6. PCO-50-07 - An Ordinance amending the Code of Ordinances regarding Vicious Dogs Enforcement and penalties. (Councilwoman Travis &

Councilwoman Taylor)

First Passage

Description: Enforcement and penalties: Section 4-13. 1-7 – Animals

Section 4-13 . 1-11 – Human Beings

- 1. Display a sign on premises warning “Vicious Dog on Premises”.**
- 2. Enclosure for vicious dog on property large area for larger dogs.**
- 3. A Tattoo shall be placed on the upper inner left rear thigh of vicious**

dog.

4. Liability Insurance.

Note: Pawtucket and East Providence have a stronger penalty under GL 4-13-1.

A. Committee Report (Ordinance)

B. Action

Moved by:

Seconded by:

Vote:

7. PCO-22-07 - An Ordinance prohibiting lifetime health care or supplemental health coverage to any current or future city or school employee upon their retirement. (Councilman Cushman)

First Passage

Description: None

A. Committee Report (Ordinance)

B. Action

Moved by:

Seconded by:

Vote:

Unfinished Business Continued

8. PCO-27-08 - An Ordinance relative to Archaeological and Historical Burial Sites.

(Council Pres. on behalf of the Mayor)

First Passage

Description: This ordinance would adopt regulations governing the preservation of archaeological and historic burial sites in the City of Warwick

A. Committee Report (Ordinance)

B. Action

Moved by:

Seconded by:

Vote:

9. PCR-171-07 - A Resolution relative to the sale of City Owned Property on Assessor's Plat 361, Lot 564. (Councilwoman Travis)

Description: Plat 361, Lot 564, interested party: Mr. & Mrs. Michael Moulton

A. Committee Report (PP)

B. Action

Moved by:

Seconded by:

Vote:

10. PCR-182-07 - A Resolution relative to wastewater treatment

facilities.

(Councilwoman Taylor)

Description: None

A. Committee Report (Finance)

B. Action

Moved by:

Seconded by:

Vote:

11. PCR-46-08 - A Resolution to the Governor, DEM, EPA and the RIAC regarding the RIPDES Permits. (Councilwoman Taylor)

Description: Requesting that we stick with the original proposal by the DEM which they have worked on for the last 10 years.

A. Committee Report (P.S.)

B. Action

Moved by:

Seconded by:

Vote:

Unfinished Business Continued

12. PCR-63-08 - A Resolution relative to a lease agreement with the City of

Warwick. (Councilwoman Taylor)

Description: Mr. Raymond Brooks, Owner of P & Pub requests permission from the City Council to enter into a lease agreement to park cars on Savings Street, an unimproved paper street, located in the City of Warwick.

A. Committee Report (L.U.)

B. Action

Moved by:

Seconded by:

Vote:

**13. PCR-125-08 – Resolution relative to Sewers.
(Councilman Donovan)**

Description: None

A. Committee Report (Finance)

B. Action

Moved by:

Seconded by:

Vote:

**14. PCR-165-08 – A Resolution relative to drainage problem on
Anderson Street.
(Councilman Cushman)**

Description: Help remediate drainage problem on Anderson Street.

A. Committee Report (P.S.)

B. Action

Moved by:

Seconded by:

Vote:

15. PCR-166-08 - A Resolution amending PCR-117-08, A Resolution to the

General Assembly Relative to Legislation to Authorize City and Town Councils to Ratify School Teacher Contracts, to include all school department contracts and purchases.

(Councilwoman Taylor)

Description: None

A. Committee Report (I.G.)

B. Action

Moved by:

Seconded by:

Vote:

Unfinished Business Continued

16. PCR-168-08 - A Resolution to the Building Official, the Director of Building

Inspection and the Planning Board relative to amending the Zoning Ordinance of the City of Warwick.

(Councilman DelGiudice)

Description: Change Special Uses in Industrial Zones.

A. Committee Report (P.S.)

B. Action

Moved by:

Seconded by:

Vote:

17. PCR-170-08 - A Resolution relative to naming the Community Garden Building in City Park after Denise Genuario.

(Councilwoman Travis)

Description: None

A. Committee Report (Land Use)

B. Action

Moved by:

Seconded by:

Vote:

18. PCR-172-08 - A Resolution to permit a shell fishermen's dock on City property located on Hallworth Drive. (Councilman Donovan)

Description: None

A. Committee Report (I.G.)

B. Action

Moved by:

Seconded by:

Vote:

19. PCR-173-08 – A Resolution to the General Assembly relative to installation of a

traffic light on Centerville Road at Scott School.

(Councilman Gallucci and Councilman Merolla)

Description: None

A. Committee Report (I.G.)

B. Action

Moved by:

Seconded by:

Vote:

Unfinished Business Continued

20. PCR-174-08 - A Resolution accepting a donation of land from

Louis Pucino,

Plat 214, Lots 1, 3 and 7 to the Warwick Land Trust.

(Councilman Merolla)

Description: None

A. Committee Report (L.U.)

B. Action

Moved by:

Seconded by:

Vote:

21. PCR-177-08 - A Resolution requesting the Personnel director and the Municipal

**Union President to come before the Council to discuss the Personnel Merit System – Chapter 48 of the Code of Ordinances.
(Councilman Cushman)**

Description: None

A. Committee Report (Finance)

B. Action

Moved by:

Seconded by:

Vote:

22. PCR-178-08 - A Resolution accepting a donation of land for Assessor's Plat 348

Lots 55 and 57. (Councilwoman Taylor)

Description: To the Warwick Land Trust for preservation of open space.

A. Committee Report (L.U.)

B. Action

Moved by:

Seconded by:

Vote:

23. PCR-179-08 - A Resolution relative to the Rhode Island Public Transit Authority.

(Council Pres. on behalf of the Mayor)

Description: Hope to find a solution to continue providing full transit services to War-wick and the State of Rhode Island.

A. Committee Report (I.G.)

B. Action

Moved by:

Seconded by:

Vote:

New Business

- 1. PCR-196-08 - A Resolution relative to an investigation with regard to the possibility of improvement to the audio system in the Council Chambers. (Councilman Place)**

Description: None

A. Committee Report (Finance)

B. Action

Moved by:

Seconded by:

Vote:

**2. PCO-37-08 – An Ordinance relative to Docketing Procedures for the Building Department and Minimum Housing Department.
(Councilwoman Taylor)**

Description: Day by Day docketing regarding calls and complaints in Minimum Housing

Day by Day docketing regarding individuals and companies applying for permits.

A. Committee Report (Ordinance)

B. Action

Moved by:

Seconded by:

Vote:

3. PCR-198-08 - A Resolution relative to the General Assembly regarding voting.

(Councilwoman Taylor)

Description: Show Identification before voting.

A. Committee Report (IG)

B. Action

Moved by:

Seconded by:

Vote:

4. PCO-34-08 - An Ordinance amending the ordinance prohibiting smoking in all schools and on school grounds and prohibiting the delivery of tobacco products to minors. (Councilwoman Travis)

Description: Amend to include possession.

A. Committee Report (Ordinance)

B. Action

Moved by:

Seconded by:

Vote:

New Business Continued

5. PCR-199-08 - A Resolution relative to the appropriation of Tourism Dollars by Economic Development. (Councilman Cushman and Council President Solomon)

Description: Designate \$5,000 to each ward so the Councilor's can work with the Tourism Department and vendor to work on specific Tourism and Economic Development related activities in each ward.

A. Committee Report (IG)

B. Action

Moved by:

Seconded by:

Vote:

6. PCR-200-08 - Resolution requesting the fire fighter that developed the Purvis System to come before the City Council of December

15, 2008.

(Councilwoman Taylor)

Description: None

A. Committee Report (IG)

B. Action

Moved by:

Seconded by:

Vote:

7. PCR-201-08 - A Resolution relative to Undesignated fund balance.

(Councilman Donovan)

Description: None

A. Committee Report (Finance)

B. Action

Moved by:

Seconded by:

Vote:

**8. PCO-35-08 - An Ordinance relative to Signs on sidewalks.
(Councilman Gallucci)**

Description: None

A. Committee Report (Ordinance)

B. Action

Moved by:

Seconded by:

Vote:

New Business Continued

9. PCO-36-08 - An Ordinance relative to procedures regarding the location of wind towers and farms within city limits. (Council Pres. Solomon)

Description: None

A. Committee Report (Ordinance)

B. Action

Moved by:

Seconded by:

Vote:

10. PCR-195-08 - A Resolution relative to Businesses and Plastic Bag Use.

(Council Pres. Solomon on behalf of the Mayor)

A. Committee Report (I.G.)

B. Action

Moved by:

Seconded by:

Vote:

Unanimous Consent

For

November 10, 2008

1. PCR-202-08 – A Resolution relative to General Assembly support regarding a Charter School in Potowomut. (Councilman Merolla)

Moved by:

Seconded by:

Vote: