

Minutes Approved
November 7, 2016

The City of Warwick
Docket of the City Council
Regular Public Hearing Meeting
For
October 17, 2016
@
Council Chambers
Warwick City Hall
3275 Post Road
Warwick, RI 02886
@ 7:00 P.M.
Donna Travis, President

Roll Call: 8/1 Steven Colantuono, Thomas Chadronet, Camille Vella-Wilkinson, Joseph Solomon, Edgar Ladouceur, Donna Travis, Kathleen Usler (absent), Joseph Gallucci, Steven Merolla

Time: 7:25 PM

Salute to the Flag: Councilman Gallucci

Executive Communications

Quarterly Reports

1. **Dan O'Rourke - Water Department** – presented & provided report
2. **Janine Burke – WSA** – presented & provided report
3. **Eric Earles - Engineering** – presented & provided report
4. **Carlos Zambrano – MIS** – presented & provided report

General Communications -

1. Ward 5 - Councilman Ladouceur – Recognizes and congratulates Jeanine Calkin, Ward 5, winner of Primary in Senate District 30, she is present in Council Chamber tonight.

Public Comment

RULE 41. After the General Communications and prior to the Consent Calendar at each City Council Public Hearing meeting there shall be a fifteen minute period during which citizens may comment about Warwick city government issues subject to the following stipulations:

- a) The total period of time for public comment shall be 15 minutes.
Comments need to be brief in order to allow as many citizens as possible to participate.
- b) The topics for comment shall be issues directly affecting City government.
- c) City Council members will not respond to questions during the public comment period.
- d) The public comment session will terminate at the expiration of 15 minutes.
Waiver of this provision requires unanimous consent.

1. Philip L. D'Ercole: Warwick resident and representing Friends of Warwick Pond. He agrees on the matters discussed by Councilman Solomon on the Quarterly Engineering Report and he also feels it was a good report. An ordinance should be in place to cover street sweeping schedule, progress for cleaning and monitoring cleaning of out falls and catch basins to gather data for schedule. If these things are not done pollution will get worse. A schedule will ensure pollution gets better.
2. Jody King: Lifelong resident of the City of Warwick, the State of RI recognizes him as Veteran but the City does not. He brings his DD214 to pay taxes but because he was not engaged when active he gets no status in the City of Warwick. This is wrong he should be recognized as a Veteran.
3. Tanios Bourmia: Ward 1 resident, here to discuss the Warwick Solar Program. He received quotes a year ago for Tier 1 proposal, which should have been wholesale prices per contractor. The program was extended, he got updated proposal but program restart was not extended. The contractor did not honor Tier III program. They do not offer discount. Contractor will not follow through. Supplier for Warwick Solar Program is not giving discounts.

4. Leah Bourmia: Ward 1, Gaspee area, playgrounds are awful. The three in the area, Pawtuxet, Salter's Grove and Bishop Park are unsafe. Village playgrounds should be in neighbor hoods. Please listen up Gaspee area is wonderful to raise family but parks need to be safe and free from drug dealers. There have been no responses to calls to Parks & Recreation. She is asking for help from Council to clean and update playgrounds. She will be happy to give her time and partner with the Council on this project.
5. Christina Ginoffi: Speaking for people that cannot speak for themselves regarding smoking; to protect the youth and people not in a financial place to find smoke free housing. No safe level of second hand smoke. There has been good legislation regarding smoking but more is needed. There is no legal right to smoke. I am looking for support and resources to accomplish smoke free housing legislation.

Referred Business

1. **PCO-32-16 An Ordinance Relative to a Zone Change Petition, Southern Sky Renewable Energy RI, LLC, Petitioner Kilvert Street** (Councilwoman Vella-Wilkinson)

Public Hearing, First Passage

Committee Report: Land Use: Move to floor for Public Hearing

Action:	Motion to open Public Hearing
Moved by:	Vella-Wilkinson
Seconded by:	Chadronet, Colantuono
Vote:	8/0 VV

Speaking for: K. Joseph Shekarchi, Esq. for Petitioner
 Ralph Palumbo co-owner Southern Sky Renewable Energy RI – sworn in by City Clerk
 Lindsay Palumbo co-owner Southern Sky Renewable Energy RI
 Elena Pascarella – Landscape Architect – Landscape Elements, LLC
 Rick Mandile – Sound Engineer – Sage Environmental Engineering
 David Potter – Senior Project Engineer – PARE Corp. – sworn in by City Clerk

Speaking against: NONE

Motion to close the P.H.:	Colantuono
Seconded by:	Vella-Wilkinson
Vote:	8/0 VV

Public Hearing Closed at 9:03 PM

Action:	Favorable
Moved by:	Vella-Wilkinson
Seconded by:	Colantuono, Chadronet, Solomon, Gallucci
Vote:	7/0/1 (Ladouceur abstains)

TO SECOND PASSAGE 11/21/2017

2. **PCO-33-16 An Ordinance Relative to a Zone Change Petition, Southern Sky Renewable Energy RI, LLC, Petitioner, West Shore Road** (Councilwoman Usler)

Public Hearing, First Passage

Committee Report: Land Use: Move to floor for Public Hearing

Action:	Motion to open Public Hearing
Moved by:	Colantuono
Seconded by:	Vella-Wilkinson, Chadronet
Vote:	8/0 VV

Speaking for: K. Joseph Shekarchi, Esq. for Petitioner
 Steve Laprocina regarding noise stipulation # 12 allowing a 3 decibel range – would like to see changed to .5 decibels
 Kelly Hodge approves; however, has noise level concerns

Speaking against: Steve Laprocina – if stipulation #12 stands at 3 decibels, then he is not in support

Motion to close the P.H.: Colantuono
Seconded by: Vella-Wilkinson, Chadronet
Vote: 8/0 VV
Public Hearing Closed at 9:30 PM

Action: Favorable
Moved by: Colantuono
Seconded by: Vella-Wilkinson
Discussion: William DePasquale, Planning Director – correct stipulation is #6 not #12 which means it cannot be greater than 3 DB
Vote: 7/0/1 (Ladouceur abstains)

TO SECOND PASSAGE 11/21/2017

1. **Announcement of Appointments** – none
2. **Appointments Requiring Confirmation** – none
3. **Consent Calendar** –

1. **PCR-134-16 -Resolution Relative to Bids**
(Councilwoman Vella-Wilkinson)

Committee Report: Finance: Favorable, Vella-Wilkinson
Action: Favorable
Moved by: Vella-Wilkinson
Seconded by: Colantuono, Chadronet, Gallucci

ADOPTED R-16-111

Consent calendar vote: 8/0

REMOVED FROM CONSENT CALENDAR

PCR-136-16 Bid # 2017-130 High-Density Polyethylene Pipe

Action: Favorable
Moved by: Vella-Wilkinson
Seconded by: Colantuono, Chadronet, Gallucci
Vote: 7/0/1 (Merolla abstains)

ADOPTED R-16-112

PCR-137-16 Bid# 2017-139A Original Equipment Manufacturer's Parts for Various Vehicles

Action: Favorable
Moved by: Vella-Wilkinson
Seconded by: Colantuono, Chadronet, Gallucci
Action: Motion to Amend
Moved by: Colantuono
Seconded by: Gallucci, Ladouceur
Vote: 8/0
Action: Move as Amended
Moved by: Colantuono
Seconded by: Chadronet, Solomon, Gallucci
Vote: 8/0

ADOPTED R-16-113

UNFINISHED BUSINESS

1. **PCO-23-16 Sub A An Ordinance regarding travel and parking restrictions placed upon Warwick public streets** (Councilwoman Vella-Wilkinson)

Second Passage as Amended

Committee Report: Public Safety: Favorable, Gallucci
Action: Favorable
Moved by: Vella-Wilkinson
Seconded by: Colantuono, Chadronet, Gallucci
Vote: 8/0

SECOND PASSAGE O-16-25

2. **PCO-30-16 Sub A An Ordinance Amending the City of Warwick Code of Ordinances Chapter 74 Taxation – Tax Stabilization for Warwick Intermodal and Historic Districts** (Councilman Colantuono, Councilman Chadronet, Councilwoman Vella-Wilkinson, Councilman Solomon, Councilman Ladouceur, Council President Travis, Councilwoman Usler, Councilman Gallucci, Councilman Merolla)

Second Passage as Amended

Committee Report: Finance: Favorable, Vella-Wilkinson

Action: Favorable

Moved by: Colantuono

Seconded by: Chadronet, Vella-Wilkinson, Gallucci

Vote: 8/0

SECOND PASSAGE O-16-26

3. **PCO-18-15 Neighborhood Improvement Program- an Ordinance that will make Landlords responsible for the costs to pick up debris left on the street by tenants.** (Councilman Ladouceur)

First Passage – Not Drafted

Committee Report: Ordinance: **Hold to 11/21/2016**

4. **PCO-4-16 Dishonorable Service Ordinance**
(Councilman Solomon, Councilman Ladouceur, Councilman Merolla, Councilman Gallucci, Councilwoman Usler)

First Passage – Not Drafted

Committee Report: Ordinance: **Hold to 2/6/2017**

5. **PCO-27-16 An Ordinance to amend the Code regarding Minimum Housing Violation Fees and Fines** (Councilman Colantuono, Council President Travis, Councilwoman Vella-Wilkinson on behalf of Mayor Avedisian)

First Passage – Not Drafted

Committee Report: Ordinance: **Hold to 11/21/2016**

6. **PCO-31-16 An Ordinance to begin a process to reduce and possibly eliminate tangible tax** (Councilman Ladouceur)

First Passage – Not Drafted

Committee Report: Finance: **Hold to 11/7/2016**

7. **PCO-34-16 An Ordinance to address the issue of items being ordered/shipped/processed prior to these items being approved by the Council when applicable** (Councilman Ladouceur)

First Passage

Committee Report: Ordinance: Favorable to amended, Gallucci

Action: Favorable

Moved by: Ladouceur

Seconded by: Vella-Wilkinson

Action: Motion to Amend

Moved by: Ladouceur

Seconded by: Gallucci

Action: Motion to withdraw amendment

Moved by: Ladouceur

Seconded by: Gallucci, Vella-Wilkinson

Vote on original action 4/4 (Travis, Chadronet, Colantuono, Solomon)

FAILED

Action: Motion to Reconsider

Moved by: Solomon

Seconded by: NONE

FAILED

8. **PCO-35-16 An Ordinance regarding Panhandling** (Councilman Merolla, Councilman Ladouceur)

First Passage – Not drafted

Committee Report: Ordinance: **Hold to 11/21/2016**

9. **PCO-36-16 Parking Restrictions – Highland Beach Area** (Councilman Ladouceur)

First Passage

Committee Report: Public Safety: **Hold to 11/7/2016**

10. **PCR-73-16 A Resolution requesting that the WSA immediately hire an independent Project Manager for any and all sewer projects in progress or that will be commencing in the future** (Councilman Ladouceur, Councilman Merolla)

Committee Report: Intergovernmental: Favorable for discussion, Ladouceur

Action: Favorable

Moved by: Ladouceur

Seconded by: Colantuono, Merolla, Chadronet

Vote: 7/1 (Travis)

11. **PCR-116-16 A Resolution regarding Special Education Investigation** (Councilman Ladouceur)

Committee Report: Intergovernmental: **Hold to 11/7/2016 at request of sponsor**

12. **PCR-117-16 A Resolution rescinding the request to the Warwick Educational Community Outreach Committee to investigate and report on complaints regarding Special Education services in the Warwick School Department** (Councilman Ladouceur)

Committee Report: Intergovernmental: **Hold to 11/7/2016 at request of sponsor**

13. **PCR-124-16 A Resolution regarding Tax Abatement relative to Tamerisk** (Councilman Gallucci)

Not Drafted

Committee Report: Finance: **Hold to 11/21/2016**

FOR REFERRAL AND ADVERTISING

1. **PCO-21-14 Update and Amend the City of Warwick Harbor Management Plan and Ordinance** (Council President Travis)
2. **PCO-39-16 An Ordinance relative to a Zone Change Petition, 270 Austin, LLC, Petitioner requesting Zoning Law be amended by changing the Zoning Classification from Residential A-7 to A-7 Planned District Residential for Plat 292 Lot 178 Conanchet Avenue** (Councilman Colantuono)

Unanimous Consent for October 17, 2016

PCR-135-16 A Resolution requesting the Warwick School Committee to delay its vote on the consolidation of schools until January, 2017 to allow the newly elected members of the School Committee to participate in the vote
(Council President Travis, Councilman Ladouceur)

Action:
Hold to 11/7/2016

NOT IN AGREEMENT TO DISCUSS

Motion to Adjourn: Gallucci

Vote:

Time: 10:53 PM

Next Available Numbers:

PCR-136-16

PCO-40-16

DOCKET SESSION

Ward 4 – Councilman Solomon - A Resolution in regards to the installation of a stop sign at the intersection of Glenbrook Road and Aurora Drive – Public Safety Committee
PCR-138-16

Ward 9 – Councilman Merolla – An Ordinance in regards to Pedestrians – Ordinance Committee – **PCO-40-16**

Attest,



Judy Wild
City Clerk