

Approved 8-16-2021

AMENDED
The City of Warwick
Docket of the City Council
Regular Business Meeting
For
April 5, 2021
@
@ 7:00 P.M.

Stephen P. McAllister, President

VIRTUALLY VIA ZOOM APPLICATION

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If phoning in – punch *9 on the touchtone keypad. The moderator will indicate when it is your turn to comment/ask a question

Council President McAllister Reads Zoom Access into the Record

Roll Call: 9/0

Time: 7:00 PM

Salute To The Flag: Ladouceur

Ladouceur – Introduces Father Marciano Lifelong resident of Warwick, graduated from BHHS, Providence College. Fr. Marciano was to lead in Salute to Flag, however he was called away and unable to attend

Executive Communications

- Director Warwick Sewer Authority – Introduction and Update on Department Informational Only

BettyAnne Rogers introduced herself and provides the council with an informational report on the Warwick Sewer Authority

Ladouceur – speaks of Fr. Marciano again – thanks for all he does

****Fr. Marciano thanks all – apologies for being late – double zooming w/ a parent’s council at BHHS as well – midst of making all end of year events are done. Being creative but will make sure boys remember sr. year at BHHS.**

Thanks al for their dedicated service – public servants are held to higher scrutiny not a bad thing but should be done w/ logic and understanding and sometimes public display does not reflect all our citizens gratitude. Thank you for your service and keeping our community strong

Brief Prayer – comfort in knowing you are never alone
Hearts are heavy – loss of Detective Matthew Beltrami, WWPD
Also remember the soul of Robert Hague, special friend of Councilman
Ladouceur All those that have passed away due to the pandemic

McAllister – Thanks Fr. Marciano and Councilman Ladouceur for inviting
Ladouceur – Thanks Fr. Maricano
Fr. Marciano – Thanks Council and expresses that all are welcome always at
BHHS

General Communications –

McAllister – Members of the Council will ask members of the public to participate And lead the pledge. Also Boards and Commissions will be appearing to update the council on the status/progress of boards.

Many boards doing great work and going forward one group will speak at the beginning of a council meeting. Thanks to Councilwoman Travis for working on this as well.

Ladouceur – has lost a very close friend and asks for a moment of silence For Bob Hague – past president of Warwick Rotary – maintained perfect attendance. Tremendous loss

Acceptance of minutes from council meeting held on:

February 22, 2021

Moved by: **Howe**

Seconded by: **Foley**

Vote: **vv**

March 8, 2021

Moved by: **Howe**

Seconded by: **Gebhart**

Vote: **vv**

1. Announcement of Appointments –

Alarm Review Panel

William Foley

Councilman Ward 1

Vice: Timothy Howe, Councilman Ward 3 Term to Expire: February 28, 2022

Vinny Gebhart

Councilman Ward 9

Vice: Anthony Sinapi, Councilman Ward 8 Term to Expire: February 28, 2022

Henry Guzeika

Alarm Association of Rhode Island

Re-Appointment Term to Expire: January 31, 2022

Sergeant Gregg Johnson

Warwick Police Department

Term to Expire: January 31, 2022

Officer Rose Michel

Warwick Police Department

Term to Expire: January 31, 2022

2. Appointments Requiring Confirmation –

Historical Cemeteries Commission: (Reconsideration)

1. Mark Brown
198 Capron Farm Dr.
Warwick, RI 02886
Re-Appointment
Ward 6
Term to Expire: January 1, 2022

Committee Report: (Appointments): **Favorable**

Action: **Favorable**
Moved by: **Gebhart**
Seconded by: **Foley, Travis**
Vote: **8/0/1(Sinapi)**

City Clerk

Lynn D'Abrosca
5 Lancaster Ave.
Warwick, RI 02886
Ward 8

Committee Report: (Appointments): **Favorable**

Action: **Favorable**
Moved by: **Gebhart**
Seconded by: **Foley, Travis, Rix, Ladouceur, McElroy, Sinapi, Howe**
Vote: **9/0**

Sewer Authority

1. Gary Jarvis
233 Black Creek Lane
Warwick, RI 02888
Re-Appointment
Ward 1
Term to Expire: January 31, 2026

Committee Report: (Appointments): **Hold 4-19-21**

2. John Justo
190 Briarcliff Avenue
Warwick, RI 02889
Re-Appointment
Ward 5
Term to Expire: January 31, 2025

Committee Report: (Appointments): **Hold 4-19-21**

3. Peter Ginaitt
177 Hope Avenue
Warwick, RI 02889
Filling Vacancy
Ward 5
Term to Expire: January 31, 2025

Committee Report: (Appointments): **Hold 4-19-21**

4. Scott Goodinson
122 Broad St.
Warwick, RI 02888
Filling Vacancy
Ward 2
Term to Expire: January 31, 2025

Committee Report: (Appointments): **Hold 4-19-21**

Zoning Board of Review

1. George Shuster
15 River Vue Avenue
Warwick, RI 02889
Vice: Don Morash
(Currently serving as an ALTERNATE)
Ward 5
Term to Expire: January 1, 2025

Committee Report: (Appointments): **To Withdraw**

Action: **To Withdraw**
Moved by: **Gebhart**
Seconded by: **Rix**
Vote: **9/0**

Motion to Recess:
Moved by: Ladouceur
Seconded by: Rix
vv
Time: 11:32

Motion to Waive 21A Sinapi
No Objections

3. Consent Calendar –

March 22, 2021 (Continuation)

1. **PCR-46-21 Resolution Relative to Bids**
(Councilman Ladouceur Howe)

Committee Report: (Finance): **Favorable As Amended**

Action: **Favorable**

Moved by: **Howe**

Seconded by: **Foley, Gebhart**

Adopted As Amended

R-21-46

Consent calendar vote: **9/0**

April 5, 2021

2. PCR-52-21 Resolution Relative to Bids (Councilman Howe)

Committee Report: (Finance): **Favorable As Amended**

Action: **Favorable As Amended**

Moved by: **Howe**

Seconded by: **Foley, Gebhart**

Adopted As Amended

R-21-47

3. PCR-53-21 Resolution Relative to Claims

(Councilman Foley)

Committee Report: (Public Safety): **Favorable**

Action: **Favorable**

Moved by: **Foley**

Seconded by: **Travis**

Adopted

R-21-48

Consent calendar vote: **9/0**

ITEMS REMOVED FROM THE CONSENT CALENDAR

PCR-54-21 2018-241 Workers Comp Self-Insured Third-Party Administrator or Fully-Insured Carrier

Committee Report: (Finance): **Favorable**

Action: Favorable

Moved by: Howe

Seconded by: Foley

Vote: 8/0/1 (Rix)

Adopted

R-21-56

PCR-55-21 2021-311 Chevy Silverado One Ton Pick-up with plow and utility body

Committee Report: (Finance): Favorable to Council for Discussion

Action: Favorable

Moved by: Howe

Seconded by: Foley

Vote: 9/0

Adopted

R-21-57

Sinapi – Waive Rule 21 B

No Objections

PRC-56-21 Claim – Shannon Randall

Committee Report: (Public Safety): Hold 5-3-2021

Sinapi – Waive Rule 21 C

No Objections

Unfinished Business

(Items to be considered may include second passage of ordinances not tabled, first passage of ordinances not tabled, resolutions, reports of committees on items referred and previously tabled, removal of items from the table, and action on items removed from the table)

March 22, 2021 (Continuation)

1. **PCO-1-21 An Ordinance Amending the City of Warwick Comprehensive Plan 2013-2033, Chapter 12 Entitled “Future Land Use, “ Map 12/1 Entitled, “Future Land Use Map” (FLUM) Great Point Group LLC, Applicant.** (Councilman Howe)

Second Passage

Committee Report: (Land Use): Favorable

Action: Favorable

Moved by: Rix

Seconded by: Foley, Howe

Vote: 9/0

Second Passage

O-21-4

2. **PCO-2-21 (Sub A) An Ordinance amending the Zoning Ordinances of the City of Warwick, Great Point Group LLC, Applicant.** (Councilman Howe)

Second Passage, As Amended

Committee Report: (Land Use): **Favorable**

Action: **Favorable**

Moved by: **Rix**

Seconded by: **Howe**

Vote: **9/0**

Second Passage, As Amended

O-21-5

3. **PCO-28-19 – Ordinance in regards to no parking between signs in front of 301 West Shore Road on Sundays from 8:00 AM to 12:00 PM** (Councilman McElroy)

First Passage - Not Drafted

Committee Report: (Public Safety): **To the Pending File**

Action: —

Moved by:

Seconded by:

Vote: **vv**

4. **PCO-30-19 Ordinance involving state law regarding unutilized commercial property** (Councilman Sinapi)

First Passage - Not Drafted

Committee Report: (Public Properties): **Hold 5-3-2021**

5. **PCO-2-20 An Ordinance relative to forming a commission to establish LED Signage Guidelines** (Councilman Ladouceur)

First Passage – Not Drafted

Committee Report: (Ordinance): **Hold 5-3-2021**

6. **PCO-10-20 An Ordinance Relative to Amendment of the Warwick Zoning Ordinance: Regulations for the Installation of Solar Energy System**
(Councilman Sinapi)

First Passage – Not Drafted

Committee Report: (Land Use): **Hold 4-19-2021**

7. **PCR-29-20 Resolution Memorializing the General Assembly to Enact Legislation Authorizing the City of Warwick to Issue Not to Exceed \$10,000,000 General Obligation Bonds, Notes and Other Evidences of Indebtedness to Finance the Construction, Renovation, Improvement, Alteration, Repair, Furnishing and Equipping of Athletic and/or Recreational Fields and Facilities for the City's High Schools Subject to Approval of State Housing Aid at a Reimbursement Rate or State Share Ratios of not less than 35% at the Time of Issuance and Provided that the Authorization shall be reduced by the amount of Certain Grants Received from State Bond Proceeds, from the Rhode Island Department of Education or from the Rhode Island School Building Authority**
(Councilman Sinapi)

Committee Report: (Finance): **Hold 5-3-2021**

8. **PCR-40-20 A Resolution in regards to amending the City Council Rules**
(Councilman Sinapi)

Committee Report: (Intergovernmental): **Favorable**

Action: **Favorable**
Moved by: **Sinapi**
Seconded by: **McAllister, Foley, Howe**
~~Vote:~~

Action: Favorable to Amend
Moved by: Sinapi
Seconded by: Rix
Vote: (7/2) (Ladouceur, Travis)

Action: Favorable as Amended
Moved by: Sinapi
Seconded by: Howe, Rix
Vote: 6/3 (Gebhart, Ladouceur, Travis)

Adopted As Amended
R-21-49

9. **PCR-41A-20 Resolution addressing Fiscal Request for Education for Fiscal Year 2020-2021** (Councilman Sinapi)

Not Drafted

Committee Report: (Finance): **Hold 5-3-2021**

12:29 PM
Councilman Foley Exits the meeting

10. PCR-79-20 Resolution for Engineering to create Buckeye Brooke Project

(Councilman Howe)

Committee Report: (Intergovernmental): **Hold 5-3-2021**

11. PCR-97-20 – Resolution regarding ratification of the Cooper Building Lease (Councilman Sinapi)

Committee Report: (Finance): **Hold 5-3-2021**

12. PCR-127-20 A Resolution to discuss recommendations of the Chapter 4 Commission, PCR-36-19, Relative to Chapter 4 of the Warwick Code of Ordinances Entitled Animals and Fowl (Councilman Rix and Councilman Sinapi)

Not Drafted

Committee Report: (Intergovernmental): **Hold 5-3-2021**

13. PCR-15-21 Resolution to the Rhode Island State Governor's Office in regards to the March 2020 Cares Act funding for the City of Warwick

(Councilman Foley)

Not Drafted

Committee Report: (Intergovernmental): **To Withdraw**

Action: **To Withdraw**

Moved by: **McAllister**

Seconded by: **Rix, Howe, Travis**

Vote: **vv**

14. PCR-21-21 Resolution relative to Claims – Felene Frink (Councilman Foley)

Committee Report: (Public Safety): **Favorable \$424.00**

Action: **Favorable**

Moved by: **Rix**

Seconded by: **Howe**

Vote: **8/0**

Adopted

R-21-50

15. PCR-38-21 A Resolution in Observance of Women's History Month

(Councilman Rix, Council President McAllister, Councilman Foley, Councilman Howe, Councilman McElroy, Councilman Ladouceur, Councilwoman Travis, Councilman Sinapi, Councilman Gebhart)

Committee Report: (Intergovernmental) Favorable

Action: **Favorable**
Moved by: **McElroy**
Seconded by: **Gebhart, Howe, Rix**
Vote: **8/0**

Adopted

R-21-51

16. PCR-39-21 A Resolution Extending a Commission to Examine Possible Means of Tax Relief for Warwick Property Owners through Tax Exemptions and Altering Composition of the Membership of the same Commission

(Councilman Rix)

Not Drafted

Committee Report: (Ordinance): Hold 4-19-2021

Unfinished Business

(Items to be considered may include second passage of ordinances not tabled, first passage of ordinances not tabled, resolutions, reports of committees on items referred and previously tabled, removal of items from the table, and action on items removed from the table)

McAllister – Any Objections to continue?

No Objections

April 5, 2021

**1. PCO-7-19 (Sub A) – Pension Board (Councilman Ladouceur)
First Passage, As Amended**

Committee Report: (Finance): Unfavorable

Action: **Unfavorable** Motion to Amend: **Rix**
Moved by: **Howe** Moved : **Rix**
Seconded by: **McAllister, McElroy** Seconded by: **Ladouceur**
Vote: **4/4 (Gebhart, Ladouceur** Vote: **4/4 (McAllister, Howe, McElroy, Sinapi)**
Rix, Travis)

Unfavorable

2. **PCO-10-19 Ordinance in regards to water discharge** (Councilman Ladouceur, Councilwoman Travis, Councilman McElroy, Councilman McAllister, Councilman Sinapi)

First Passage – Not Drafted

Committee Report: (Ordinance): **Hold 5-3-2021**

3. **PCO-24-20 (Sub A) Ordinance in regards to modernization of Public Safety Equipment** (Councilman Howe)

First Passage, As Amended

Committee Report: (Finance): **Hold 5-17-21**

4. **PCO-4-21 Ordinance in regards to amending the process and requirements as they apply to individuals claims** (Councilman Ladouceur, Councilman Howe, Council President McAllister)

First Passage, Not Drafted

Committee Report: (Ordinance): **Hold 5-17-2021**

5. **PCR-39-20 Resolution in regards a change to Warwick City Council Rules, Rule 30, Docketing To Allow that docketed business be heard at either Regular Business or Public Hearing Meetings of the City Council**
(Councilman Ladouceur)

Committee Report: (Intergovernmental): **Hold 4-19-2021**

6. **PCR-37-21 Resolution in regards to authorizing a lease renewal by and between the City of Warwick and the Federal Aviation Administration (FAA) for an approximate 400 square foot lease of land owned by the City of Warwick located at 771 Post Road for the purposes of maintaining the existing Low Level Wind Shear Alert System (LLWAS)** (Councilman Rix)

Committee Report: (Public Properties/Land Use): **Hold 4-19-2021**

7. **PCR-41-21 Resolution in regards to establishing a Charter Commission**
(Councilman Ladouceur)

Not Drafted

Committee Report: (Ordinance): **Hold 5-17-2021**

8. **PCR-42-21 A Resolution in regards to designating a date to be determined Joe Gallucci Day in the City of Warwick** (Councilman Ladouceur, Councilman Foley,

Councilman Rix, Councilman Howe, Councilman McElroy, Councilwoman Travis,
Council President McAllister, Councilman Sinapi, Councilman Gebhart)

Not Drafted

Committee Report: (Public Properties/Land Use/Community Affairs): **Hold 5-3-2021**

9. PCR-47-21 2020-094 HVAC Maintenance & Repairs for Ice Arenas
(Councilman Howe)

Committee Report: (Finance): **Favorable**

Action: **Favorable**
Moved by: **Howe**
Seconded by: **Gebhart**
Vote: **8/0**

Adopted
R-21-52

10. PCR-48-21 2021-261 Mobile Self-Contained Food Concessions at Various City
Locations (Councilman Howe)

Committee Report: (Finance): **Favorable**

Action: **Favorable**
Moved by: **Howe**
Seconded by: **McAllister**
~~Vote:~~

Action: Favorable to Amend
Moved by: Rix
Seconded by: Ladouceur

**** Solicitor Conley advises Amendment to Bid – was not something before the Council –**

McAllister – asks for clarification procedurally

Solicitor – it was not before you

~~**Vote:**~~

Action: Rix Withdraws his motion to Amend
Action: To Amend
Moved by: Rix
Seconded by: Ladouceur
~~**Vote:**~~

Motion to Amend

Rix

Ladouceur

Vote: 3/5 (Sinapi, Gebhart, Rix/McAllister, Howe Ladouceur, McElroy, Travis)

Favorable

McAllister

Howe

3/4/1 (McAllister, Howe, McElroy/Gebhart, Ladouceur, Rix, Travis/Sinapi)

Time: 1:32 AM

Sinapi calls point of order re: procedure to reconsider

Solicitor Conley clarifies

Solicitor Walsh explains Rule 27

Motion to Reconsider

Moved by: Rix

Seconded by: Gebhart

Vote: 9/0

Motion to Amend

Moved by: Sinapi

Seconded by: Rix

Vote: 6/2 (Howe, Travis)

Motion: Favorable as Amended

Moved by: Sinapi

Seconded by: Rix

Vote: 5/3 (Howe, Ladouceur, Travis)

Adopted As Amended

R-21-53

11. PCR-49-21 2021-302 HVAC Repair WPD Building (Councilman Howe)

Committee Report: (Finance): Favorable

Action: Favorable

Moved by: Howe

Seconded by: Gebhart

Vote: 8/0

Adopted

R-21-54

12. PCR-50-21 2021-303 HVAC Repair Thayer Arena (Councilman Howe)

Committee Report: (Finance): **Favorable**

Action: **Favorable**
 Moved by: **Howe**
 Seconded by: **McAllister**
 Vote: **8/0**

**Adopted
R-21-55**

New Business

None
Unanimous Consent

McElroy, McAllister – Resolution Support Community Investment Grant
Submitted by the COW to Congress J. Langevin for the Conimicut Shoals
Lighthouse restoration

Ladouceur requests clarification of votes re: PCO-7-19 thru the Solicitor
And PCO-2-20 re: date held to

Motion to Adjourn: Travis
Seconded by:
Vote:
Time: 1:32 AM
Next Available Numbers: PCR-54-21
PCO-6-21

Attest,

Lynn Sabrosca

Lynn D'Abrosca
Acting City Clerk

Docket Session

Ladouceur – Ordinance requesting City Council to receive 60 day notice prior to take vote on contracts or benefit package (Ord)

Sinapi – Sec 40-33 COW code addition additional penalties unregistered off road vehicles (IG) (Travis, Rix)

Sinapi, Rix – Sec 10-8 COW Code adding prohibition sale of gasoline unregistered off road vehicles (Ord) (Rix)

Individuals requesting interpreter services for the hearing impaired must notify the City Clerk's Office at 738-2006 ext. 6 at least 48 hours in advance of the hearing.