

Approved 8-16-2021

The City of Warwick
Docket of the City Council
Regular Business Meeting
For
May 3, 2021
@
@ 7:00 P.M.

Stephen P. McAllister, President

VIRTUALLY VIA ZOOM APPLICATION

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Council President McAllister Reads Zoom Access into the Record

Roll Call: 9/0

Time: 7:00PM

Salute To The Flag: Councilman Foley introduces Mr. Paul DePetrillo Paul serves on the Zoning Board and the Pawtuxet River Authority. He is a Veteran and served 1966-1969. Son-in-law currently serving in the US Navy
McAllister – Thanks Mr. DePetrillo for his service

Executive Communications

Historical Cemeteries Commission - Introduction and Update on the Commissions work (Informational Only)

Peggie Malcolm – Historical Cemeteries Commission – created in 1987 by Mayor Flaherty. Provided the Council with an overview of what / how the commission handles various aspects within the city

Time: 7:32 – Returned to Committee's (Public Safety)

***Moved to Executive Session**

Time: 8:40 PM

Pursuant to R.I. General Laws § 42-46-5 (a) (2), this public body will convene in Executive Session regarding pending/potential litigation.

(KC2008-1677 & KC2013-411) - B&L Realty v. The City of Warwick

(KC2015-0967, KC2016-1020, KC2017-0141, KC2018-0179) - HARDIG BROOK VILLAGE, RIH, LLC v. The City of Warwick

(KC2018) Meadowbrook Lanes Inc. vs City of Warwick

Gaspee Point Group

(KC-0596) Richard Merrell et al vs. Neal Dupuis

(KC-0599) Linda Sullivan vs Neal Dupuis

(KC-0597) Marilyn Hudson-Tremayne et al vs. Neal Dupuis

(KC2020-0598) Ronald Caniglia et al. vs. Neal Dupuis

(KC-0600) Billy Cox et al. vs Neal Dupuis

(KC-0601) John Restivo, Jr. et al vs. Neal Dupuis

(KC-0603) Eric Ouhrabka vs Neal Dupuis

(KC-604) MITCHELL CHECK vs Neal Dupuis

Reconvened to Open Session

Time: 9:12 PM

Moved by: Sinapi

Seconded by: Howe, Ladouceur, Foley

Vote: 9/0

Motion to Seal Executive Committee Minutes:

Moved by: Sinapi

Seconded by: Travis, Howe, Foley

Vote: 9/0

General Communications –

McAllister – Congrats to Councilman Rix – married last weekend, wishes him the best of luck

McAllister – Congrats to Kwity Paye, BHHS 17' was drafted 1st round in the NFL by the Indianapolis Colts- will route for him except when playing the Patriots.

Wishes him the best

McAllister – Senator Calkin – our thoughts are with you – if we can do anything, we are here for you and wish you the best

McAllister – Thank you to all that came out for the Dedication of the Warwick Pal Building to Gloria Fairbanks. Gloria worked for the City for 20+ years in the family division. She was a great person who gave back to the City. Thank you to Mayor Picozzi, Mayor Avedesian and Mayor Walsh, who were all present. Mayor Flaherty and Mayor Solomon were unable to attend. Also thanks Councilwoman Travis for her support, the current pal president has been on the board for 40 years and thanks all involved

Ladouceur – extends Kudos to Patricia Cousineau, Principal Warwick Neck School, taught his son Brian in the third grade. When Councilman first met her she remembered his son. It's warranted to extend the congrats and appreciation for her dedication

Acceptance of minutes from council meeting held on:

1. Announcement of Appointments – None

2. Appointments Requiring Confirmation –

Board of Canvassers

John DelGiudice
111 Verndale St.
Warwick, RI 02889
Vice: Donna McDonald

Ward 5
Term to Expire: January 1, 2027

Committee Report: (Appointments):

Favorable

Action: **Favorable**
Moved by: **Ladouceur**
Seconded by: **Travis, Howe**
Vote: **9/0**

Kent County Water Authority

Charles J. Donovan
346 Potters Ave.
Warwick, RI 02886
Vice: Joseph E. Gallucci

Ward 7
Term to Expire: July 1, 2022

Committee Report: (Appointments):

Favorable

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

Land Trust Commission

Austin E. Flaherty
283 Asylum Road
Warwick, RI 02886
Vice: Patricia Levesque

Ward 6
Term to Expire: May 1, 2025

Committee Report: (Appointments):

Favorable

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

Sewer Authority

Scott Phillips
1201 Narragansett Pkwy
Warwick, RI 02888
Vice: John Justo

Ward 1
Term to Expire: January 31, 2025

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

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

3. Consent Calendar –

1. PCR-66-21 Resolution Relative to Bids (Councilman Howe)

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

Action: **Favorable**
Moved by: **Howe**
Seconded by: **Gebhart, Ladouceur**

Adopted As Amended
R-21-64

ITEMS REMOVED FROM THE CONSENT CALENDAR **PCR-69-21 2022-003 Sand, Gravel, Grit, Gravel, Loam & Stone**

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

Action: **Favorable**
Moved by: **Howe**
Seconded by: **Foley**
Vote: **8/1 (Ladouceur)**

Adopted
R-21-65

2. PCR-67-21 Resolution Relative to Abatements (Councilman Howe)

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

Action: **Favorable**

Moved by: **Howe**

Seconded by: **Ladouceur, Gebhart, Rix**

Adopted

R-21-66

3. PCR-68-21 Resolution Relative to Claims (Councilman Foley)

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

Action: **Favorable**

Moved by: **Foley**

Seconded by: **Rix**

ITEM REMOVED FROM THE CONSENT CALENDAR

PCR-70-21 Resolution relative to Claim - John Sylvia

Committee Report: (Public Safety): Hold 6-7-2021

Consent calendar vote: 9/0

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)

1. 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 6-21-2021**

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

First Passage - Not Drafted

Committee Report: (Public Properties): **Hold 6-7-2021**

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

First Passage – Not Drafted

Committee Report: (Ordinance): **Move to the Pending File**

Action: **Move to the Pending File**
Moved by: **Sinapi**
Seconded by: **Foley, Ladouceur**
Vote: **vv**

4. **PCO-5-21 Ordinance in regards to authority of the council regarding the addition, removal, or significant alteration of street lights**
(Councilman Sinapi)

First Passage

Committee Report: (Ordinance): **Favorable**

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

First Passage
6-7-2021

5. **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 6-21-2021**

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

Not Drafted

Committee Report: (Finance): **Hold 6-21-2021**

7. **PCR-79-20 Resolution for Engineering to create Buckeye Brooke Project** (Councilman Howe)

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

8. **PCR-95-20 – Resolution in regards to erecting stop signs on the secondary roadways of Grimshaw Place, Hackman Place, Worth St., Crystal Dr. and Lockwood St.** (Councilman Ladouceur)

Not Drafted

Committee Report: (Public Safety): **Hold 6-21-2021**

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

Committee Report: (Finance): **Hold 6-21-2021**

10. **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)

Committee Report: (Intergovernmental): **Hold 9-20-2021**

11. **PCR-34-21 Resolution in regards to leases for City Owned property, terms to include but not limited to rental fees and other considerations.** (Councilman Ladouceur)

Not Drafted

Committee Report: (Public Properties): **Hold 6-21-2021**

12. **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 6-7-21**

13. PCR-56-21 Resolution relative to Claims – Shannon Randall (Councilman Foley)

Committee Report: (Public Safety): **Favorable \$300.00**

Action: **Favorable**

Moved by: **Foley**

Seconded by: **Gebhart**

Vote: **8/1 (Ladouceur)**

Adopted

R-21-68

New Business

1. **PCO-9-21 An Ordinance requiring the Warwick City Council to receive 60 days notice prior to taking a voted on any contract or benefit package in the City of Warwick** (Councilman Ladouceur)

First Passage, Not Drafted

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

2. **PCO-10-21 Ordinance Amending Section 40-33 of the City of Warwick Code of Ordinances – Adding Additional Penalties for Unlawful Use of Unregistered Off-Road Recreational Vehicles and Snowmobiles**
(Councilman Sinapi, Councilwoman Travis and Councilman Rix)

First Passage – Not Drafted

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

3. **PCO-11-21 An Ordinance amending Section 10-8 of the City of Warwick Code of Ordinances – Adding a prohibition on the sale of gasoline products to unregistered off-road recreational vehicles**
(Councilman Sinapi and Councilman Rix)

First Passage, Not Drafted

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

4. **PCR-63-21 A Resolution in support of Legislation Allowing the City of Warwick to Enact an Ordinance Allowing for the impoundment and Destruction of Illegal Recreation Vehicles and Prohibit the Sale of Gasoline to Illegal Recreational Vehicles** (Councilman Sinapi, Councilman Rix, Councilman McElroy, Councilwoman Travis, **Council President McAllister, Councilman Ladouceur**)

Committee Report: (Ordinance): **Favorable**

Action: **Favorable**

Moved by: **Sinapi**

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

Vote: **9/0**

Adopted

R-21-69

Unanimous Consent

1. **PCR-64-21 A Resolution to Affirm That Two Historic Driftways located within the property at 0 Hallene Way(AP 311/ lots 0138 & 0191) are not Public Driftways or Streets, and Relinquish any potential rights or interest the City of Warwick may have Regarding said Driftways** (Councilman Howe)

Action: **Favorable**

Moved by: **Howe**

Seconded by: **Foley**

Vote: **8/1 (Rix)**

Adopted

R-21-70

2. **PCR-65-21 A Resolution regarding approval of an Easement to National Grid for the Installation of an Electric Service Pole at the Buttonwoods Community Center** (Council President McAllister)

Action: **Favorable**

Moved by: **Travis**

Seconded by: **Howe**

Vote: **9/0**

Adopted

R-21-71

Unanimous Consent

All Pass

Motion to Adjourn: **Travis**

Seconded by:

Vote:

Time: **10:43 PM**

Next Available Numbers: **PCR-69-21**
PCO-12-21

Docket Session

Foley – A Resolution in regards to a stop sign on Pocahontas (PS)

Travis - A Resolution in regards to Amending PCO-21-13 Sub A (No. O-13-22) to Include Rehabilitation of the Oakland Beach Interceptor – Contract No. 101


McAllister An Ordinance Amending 40-66 Alarm Review Panel term to 2 years (Ord)

McAllister – Resolution Authorizing the Mayor and the COW to enter the Mayor as a Plaintiff in the matter of COW Retire Boardd vs Fibrogen Inc etc. (IG)

Sinapi – Ordinance Restricting the sale of firearms near schools or daycares (PS) (add all council)

10:47 PM

Attest,

A handwritten signature in black ink, appearing to read "Lynn D'Abrosca".

Lynn D'Abrosca
City Clerk

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.