

**Approved 6-5-23**

**Posted April 13, 2023**

The City of Warwick  
Docket of the City Council  
Regular Public Hearing Meeting  
For  
April 17, 2023  
@ 7:00 P.M.  
Council Chambers  
Warwick City Hall  
3275 Post Road  
Warwick, RI 02886  
Stephen P. McAllister, President

**Roll Call:**

**Time:** 7:04 PM

**Salute To The Flag:** Rix

**General Communications**

1. Announcements of Congratulations, Condolences, or Community Events.

**McAllister – Spring is here – Little League Opening Day – Clean up on Earth Day  
Pawtuxet Village – Gorton Pond Clean up – Oakland beach clean up**

**Gebhart – Daniel Anter 25<sup>th</sup> consecutive year running in the Boston Marathon –  
finished in 3 hours and 33 minutes**

**Executive Communications**

- A. Acceptance of minutes from council meeting held on:  
April 3, 2023  
Moved by: Howe  
Seconded by: Foley  
Vote: vv**

## 1. Appointments Requiring Confirmation –

### Library Board of Trustees

1. Peggy Chace  
28 Potters Ave  
Warwick, RI 02886  
Vice: Diane Erban (Ward 7)                      Term to expire: December 31, 2026

Committee Report (Appointments):                      **Favorable**

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

### Public Comment

**RULE 41** After General Communications and prior to the Consent Calendar at the last regularly scheduled meeting of the City Council each month, there shall be a period of time, not to exceed thirty (30) minutes, 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 not exceed thirty (30) minutes. Comments need to be brief in order to allow as many citizens as possible to participate. Each citizen signed up and present shall have not to exceed five (5) minutes to speak, provided, however that if more than six (6) Citizens are signed up and present the thirty (30) minutes will be split evenly amongst speakers. Time shall not be transferable amongst speakers.
- 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 the earlier of all speakers concluding their allotted time or thirty (30) minutes. Waiver of this provision requires a unanimous vote of the Council.

**Rob Cote – Few comments relative to the last City Council meeting. Expressed concerns about he and Mr Cushman being targeted for providing “false information” – being accused of chasing Rescue and Fire Trucks – sees basic abuse of the policies and documents – if the City Council and Administration did due diligence he wouldn’t have to – invites City Council and Administration to come to his and Mr Cushman’s meetings – where he doesn’t have to hide behind Council Rules – challenges them to have a friendly conversation – bring your colleagues.**

## **2. Consent Calendar –**

### **1. PCR-45-23 Resolution Relative to Bids (Councilman Howe)**

Committee Report (Finance): **Favorable**

Action: **Favorable**

Moved by: **Howe**

Seconded by: **Foley**

Consent calendar vote: **9/0**

**Adopted as amended  
R-23-39**

## **ITEMS REMOVED FROM THE CONSENT CALENDAR**

### **PCR-47-23 2023-38B Fire Apparatus Repairs – Additional Vendors (Councilman Howe)**

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

**Action: Favorable**

**Moved By: Howe**

**Seconded By: Foley**

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

**Adopted R-23-40**

**Referred Business**

1. **PCO-11-23 An Ordinance amending the Zoning Ordinance of the City of Warwick, JMR Properties Inc., Petitioner Assessor's Plat 220, Lot 95 5 Williams Street** (Councilman Gebhart)

**First Passage – Public Hearing**

**Committee Report (Land Use):**                      **Recommend Public Hearing**

Action:                      **To Open Public Hearing**  
Moved by:                **Gebhart**  
Seconded by:            **Howe**  
Vote: **vv**

Speaking for:  
**Attorney K. Joseph Shekarchi**  
**William Lavery Jr – Casali Engineering**  
**Carlos Machado**  
**Gregory Eccleston**

Speaking against:  
**Kelsie Reed 15 Blackmore Street**

Action:                      **To Close Public Hearing**  
Moved by:                **Gebhart**  
Seconded by: **Travis**  
Vote: **vv**

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

**To be heard:**

**Not for or against: Christopher Stafford – concerned about parking – parking spaces will be more than sufficient**

## **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-6-23 Order on the Abandonment of a portion of Texas Avenue JMR Properties, LLC, Petitioner** (Councilman Howe)

### **Second Passage**

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

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

### **Second Passage O-23-7**

2. **PCO-8-23 An Ordinance in amendment of Section 66-5 of the Code of Ordinances approving the financing of the Design, Construction, Repair, Rehabilitation, Equipping and Extension of the City's Sewage Collection System, including but not limited to Interceptors, Truck Lines, Pumps, Manholes, and Pipes and Design, Feasibility, Engineering, Assessments or other studies which may be necessary or desirable in connection therewith and increasing the amount of Sewer System, Revenue bonds and notes that are authorized to be issued therefor to an amount not to exceed \$30,000,000** (Councilman Howe)

### **Second Passage**

Committee Report (Finance): **Favorable**

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

### **Second Passage O-23-8**

3. **PCR-24-23 2023-088 Repairs to E13** (Councilman Howe)

Committee Report (Finance): **Hold May 8, 2023**

Action:  
Moved by:  
Seconded by:  
Vote:

4. **PCR-31-23 Angela Toljan Claim** (Councilman Foley)

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

Action:	<b>Favorable</b>	<b>Hold 5-8-23</b>
Moved by:	<b>Foley</b>	<b>Sinapi</b>
Seconded by:	<b>Rix, McElroy</b>	<b>Ladouceur</b>
Vote:		<b>7/2 (Foley, Rix)</b>

**New Business**

1. **PCO-4-23 An Ordinance amending Chapter 32, Article II of the City of Warwick Code of Ordinances to update standards and processes relative to the regulation of donation drop-off boxes** (Councilman Howe & Councilman Rix)

**First Passage**

Committee Report (Ordinance): **Favorable**

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

2. **PCO-13-23 An Ordinance amending Section 64-4 of the City of Warwick Code of Ordinances to provide regular city pay to City Employees who utilize Military Time** (Councilman Howe)

**First Passage**

Committee Report (Ordinance): **Hold 5-8-2023**

Action:  
Moved by:  
Seconded by:  
Vote:

3. **PCR-43-23 A Resolution requesting the General Assembly enact legislation, 2023 – H5724 and 2023 – S328, making Vital Records accessible to Local Registrars and grant Local Registrars the authority to issue Certified Copies of Certificates and Records** (Council President McAllister)

Committee Report (Intergovernmental): **Favorable**

Action: **Favorable**

Moved by: **McElroy**

Seconded by: **Ladouceur, Howe**

Vote: **9/0**

**Adopted R-23-41**

**Unanimous Consent**

1. **PCR-46-23 A Resolution authorizing the Mayor to execute a construction and maintenance agreement with the State of Rhode Island for Roadway Resurfacing, Sidewalk Repairs, and/or Traffic Signal upgrades on Route 2, Route 113, West Shore Road, US 1, Centerville Road and Toll Gate Road** (Council President McAllister on behalf of Mayor Picozzi)

Action: **Favorable**

Moved by: **Travis**

Seconded by: **Ladouceur, Howe**

Vote: **9/0**

**Adopted R-23-42**

**Howe – PCO-4-23 to hear at next meeting – No Objections**

**Gebhart – PCO-11-23 to hear at next meeting – No Objections**

**Motion to Adjourn:** **Travis**

**Seconded by:**

**Vote:** **vv**

**Time:** **8:12 PM**

**Next Available Numbers:**

**PCO-14-23**

**PCR-47-23**

**Docket Session**

**McAllister - A Resolution requesting The General Assembly enact Legislation amending state laws relative to State reimbursement of school construction indebtedness issued by a municipality or school district.**

**McAllister - An Ordinance amending Fire and Police 1 employer pension contributions and creating a funding strategy for Other Post-Employment Benefits.**

Attest,

A handwritten signature in black ink, appearing to read "Lynn D'Abrosca". The signature is written in a cursive, flowing style.

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.**