

Approved 6-5-23

Posted May 4, 2023

**Amended**

The City of Warwick  
Docket of the City Council  
Regular Business Meeting  
For  
May 8, 2023  
@ 7:00 P.M.  
Council Chambers  
Warwick City Hall  
3275 Post Road  
Warwick, RI 02886  
Stephen P. McAllister, President

**Roll Call:** 9/0

**Time:** 7:22 PM

**Salute To The Flag:** David Boeler & Dan Fitzgerald from American Lung Association

**General Communications**

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

American Lung Association to give an overview on Lung Cancer and the Association  
Second week in May is Lung Cancer Action Week – number one cancer killer of men & women

McAllister - Budget 5/22 & 5/23 4:00 PM vote on 5/25 at 4:00 PM – Public  
Comment on 5/25 PM before Council takes vote

Proud of Warwick Fire Department off duty volunteers (over 50) who  
volunteered their own time to helped a disabled Vet maintain his property.

Howe – extends invitation and shares information City of Warwick and RI  
Military are hosting a Boot Camp Breakfast 5/13 9-1 at the City Hall Annex – NY  
Life hosting – financial planning for seniors– numerous organizations will be in  
attendance

Travis – Busy weekend Rocky Point Spring Festival – Library had a Star Wars  
event – Cemetery Commission did an enactment park @ FOP

- A. Acceptance of minutes from council meeting held on:  
April 17, 2023  
Moved by:  
Seconded by:  
Vote: NOT VOTED ON**

**\*Solicitor Walsh asks for recusal form Relative to Executive Session**

**Rix – Recuses from item: Restitution for retiree healthcare premiums - Steven Merolla**

**Motion to move to Executive – Travis**

**Seconded by: Foley 7:53 PM**

### **Executive Session of the City Council**

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

- Boeing securities fraud class action litigation
- Restitution for retiree healthcare premiums - Steven Merolla

Pursuant to R.I. General Laws § 42-46-5(a)(3), this public body will convene in Executive Session regarding matters of security:

- City of Warwick's Cybersecurity Posture and Overview Briefing

**Resumed meeting 8:47 PM**

**Solicitor – Warwick City Council to convene Executive Session**

**Motion to seal – Travis**

**Seconded by: Ladouceur, Gebhart**

**Vote: 8/0/1 (Rix Abstains)**

## 1. Announcement of Appointments –

### **Board of Public Safety**

1. James H Paolucci  
6 Martingale Drive  
Warwick, RI 02886

Ward 9  
Term to Expire: January 1, 2026

### **Planning Board**

1. Alfred A North Jr  
42 Stubtoe Drive  
Warwick, RI 02886  
Vice: Vincent Gambardella

Ward 9  
Term to Expire: January 31, 2028

### **Warwick Housing Authority**

1. William R Facente  
27 Urban Avenue  
Warwick, RI 02888  
Vice: Anthony Caliri

Ward 1  
Term to Expire: June 1, 2023

## 2. Appointments Requiring Confirmation –

### **Historic District Commission**

1. John F Smith  
20 Spring Garden Street  
Warwick, RI 02888  
Vice: Barry O'Brien

Ward 1  
Term to Expire: April 1, 2026

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

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

## **Wildlife and Conservation Commission**

1. Kate Fitzpatrick  
35 Fenner Street  
Warwick, RI 02885  
Vice: Wayne Cabral

Ward 9  
Term to Expire: January 1, 2024

Committee Report (Appointments): **Hold 6-5-2023**

Action:  
Moved by:  
Seconded by:  
Vote:

### **Consent Calendar –**

#### **1. PCR-49-23 Resolution Relative to Bids** (Councilman Howe)

Committee Report (Finance): **Favorable**

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

**Adopted R-23-43**

#### **2. PCR-50-23 Resolution Relative to Claims** (Councilman Foley)

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

Action: **Favorable**  
Moved by: **Foley**  
Seconded by: **Howe, McElroy**

**Adopted R-23-44**

**Consent calendar vote:** **9/0**

**\*\*ITEMS REMOVED FROM CONSENT CALENDAR**

**PCR-52-23 3024-027 ADA Improvements at crosswalks**

**Committee Report: Favorable**

**Action: To Amend                      As Amended**

**Moved By: Howe                      Howe**

**Seconded By: Foley                      Foley**

**Vote: 9/0                      9/0**

**Adopted R-23-45**

**PCR-53-23 Roberta Cunha Claim**

**Committee Report: Hold 6-5-2024**

**PCR-54-23 Julie Lena Claim**

**Committee Report: Hold 6-5-2023**

**PCR-55-23 Rose Russo Claim**

**Committee Report: Hold 6-5-2023**

**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-18-22 (Sub A) An Ordinance Penalizing Owners or Lessees of Vehicles used to Carry Materials to a place at which they are illegally dumped**

(Councilman Howe, Councilman Ladouceur, Councilwoman Travis, Councilman Foley)

**Second Passage**

**Committee Report (Ordinance): Favorable**

**Action:                      Favorable**

**Moved by: Howe**

**Seconded by:                      Ladouceur, Travis**

**Vote: 9/0**

**Second Passage O-23-9**

2. **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)

**Second Passage**

Committee Report (Ordinance): **Favorable**

Action: **Favorable**

Moved by: **Howe**

Seconded by: **Ladouceur, Gebhart**

Vote: **9/0**

**Second Passage O-23-10**

3. **PCO-9-23 An Ordinance to Prohibit Parking on the West side of Lauren Court on School Days between 8:30 AM and 9:30 AM and between 2:30 PM and 3:30 PM** (Councilman Ladouceur)

**Second Passage**

Committee Report (Ordinance): **Favorable**

Action: **Favorable**

Moved by: **Ladouceur**

Seconded by: **Travis, Howe**

Vote: **9/0**

**Second Passage O-23-11**

4. **PCO-10-23 An Ordinance to Prohibit Parking on the South side of Castle Rocks Road between 133 and 179 Castle Rocks Road** (Councilman Gebhart)

**Second Passage**

Committee Report (Ordinance): **Favorable**

Action: **Favorable**

Moved by: **Gebhart**

Seconded by: **Howe**

Vote: **9/0**

**Second Passage O-23-12**

5. **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)

**Second Passage**

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

Action:                   **Favorable**

Moved by:           **Gebhart**

Seconded by:       **Foley**

Vote: **9/0**

**Second Passage O-23-13**

6. **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): **Favorable**

Action:               **Favorable**

Moved by: **Howe**

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

Vote: **9/0**

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

Committee Report (Finance): **Hold 6-5-2023**

Action:

Moved by:

Seconded by:

Vote:

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

Committee Report (Public Safety): **To Floor for Discussion**

Action: **Favorable**

Moved by: **Foley**

Seconded by: **Rix, Howe**

Vote: **9/0**

**Adopted R-23-46**

**New Business**

1. **PCO-14-23 An Ordinance relative to repealing The Alarm Review Panel, transferring responsibilities to The Police Department, and increasing the false alarm assessment schedule** (Councilman Gebhart & Councilman Foley)

**First Passage**

Committee Report (Ordinance): **Favorable**

Action: **Favorable**

Moved by: **Gebhart**

Seconded by: **Foley, Howe**

Vote: **9/0**

2. **PCR-48-23 A Resolution memorializing the General Assembly to enact legislation amending State Law to provide eligibility for reimbursement for interest payments on approved school construction projects prior to project completion** (Council President McAllister on behalf of Mayor Picozzi) **(Councilman FOLEY, RIX, HOWE, MCELROY, LADOUCEUR, SINAPI, GEBHART, COUNCILWOMAN TRAVIS)**

Committee Report (Intergovernmental): **Favorable**

Action: **Favorable**

Moved by: **Travis**

Seconded by: **Ladouceur, Gebhart, Howe, McElroy, Foley**

Vote: **9/0**

**Adopted R-23-47**



**Referral and Advertising**

**PCO-15-23 An Ordinance amending the Zoning of the City of Warwick,  
989 Centerville, LLC, Petitioner** (Councilman Sinapi)

No Objection to hear Resolution

**Unanimous Consent**

1. **PCR-51-23 A Resolution authorizing the Mayor to enter into a Contingent  
Fee Legal Retainer Agreement for litigation regarding The Boeing Company  
Securities Fraud Class Action Litigation** (Council President McAllister on  
Behalf of Mayor Picozzi)

Action: **Favorable**

Moved by: **Gebhart**

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

Vote: **9/0**

**Adopted R-23-48**

**All Pass**

**Motion to Adjourn:** Travis

**Seconded by:**

**Vote:** vv

**Time:** 9:05 PM

**Next Available Numbers:**

PCO-16-23

~~PCR-52-23~~

**Docket Session**

**(Foley) Lease Authorization – Public Properties**  
**(Howe) Tax Rate - Finance**  
**(Howe) Transfers/Supplemental - Finance**  
**(Sinapi) Claims Process - Ordinance**

**9:07 PM**

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.**