

**Approved
9-20-21**

Posted 8-26-2021

Amended

The City of Warwick
Docket of the City Council
Regular Business Meeting
Regular Public Hearing Meeting
For
August 30, 2021
@
7:00 P.M.
Council Chambers
Warwick City Hall
3275 Post Road
Warwick, RI 02886

Stephen P. McAllister, President

Roll Call: 9/0

Time: 7:28 PM

Salute To The Flag: Lynn Dambruch

Executive Communications

Superintendent Dambruch gives brief overview of school department.

General Communications –

McAllister- Thanks the residence for their patience as a number of sanitation trucks went down. They will be catching up this week. A call was sent out to residences regarding the issue. The City Council and this Administration is addressing this issue. The city purchased new garbage trucks earlier this year, a plan in place so our fleet is not depleted as happened in the past. Appreciates the public's cooperation on this and understanding.

McAllister- Rhode Island Housing's Rental Assistance Program; if you're having any problems with your home, rental assistance is available. It is federal money that will help you stay in your home if you're income was impacted from COVID over the last year and a half. It will also help you with your utilities, National Grid and some oil companies if you're behind because of COVID. Please reach out to Rhode Island Housing, the Mayor's Office or your City Council member.

McAllister- There has been a lot of talk about the Marcum Report that the City Council requested a number of years ago. We are in physical possession of a hard copy. Sends a special thank you to attorney Conley who worked numerous hours to obtain this document including all day Saturday and a special thank you to Councilman Howe and Councilman Foley who went to Providence to receive the document. It will be scanned as it has already been given to the Mayor's Office and they are making a digital copy of it. It will be placed out for the public, there will be no redactions. Shows his appreciation to everyone for their time as the council was waiting for this report.

Howe- The 9/11 Memorial in Ward 6 will be on Saturday, September 11th. There will be a moment of silence at the time the first tower collapsed.

Howe- There will be a rededication at the VFW in Conimicut (Ward 4) at 1:00PM on Saturday, September 11th.

A. Acceptance of minutes from council meeting held on:

August 16, 2021

Moved by: **McAllister**

Seconded by:

Vote: **vv (Gebhart Abstains)**

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.

Joe D'Antonio- Says how nice to be back in the Chambers. Took Children to City Park, Parks & Recreation did a great job cleaning up after the storm. Commends the leadership and also the actual workers who took care of it. Gives thanks to whoever is responsible for the books on the path, as his son did a great job on the reading path. Says it is nice to get out with his family in this great city and to do something with his kids. There are great things in this City. Thanks for

all the hard work w/ the Sanitation Department as the fleet is aging.

Michelle Komar- speaking on unanimous consent. Will offer more information if the council suspends the rules. Gives greatest respect to sponsor Councilwoman Travis on the Buckeye Brook Coalition. She received an email on Thursday the title of this item on the agenda is a resolution in regards to the relocation of a memorial statue. There was no attached legislation to the email received, the title was vague. Rule 29- no undocketed business shall be acted upon or considered except by unanimous consent of the Council Members present, etc. Questioning if compliance was met since it wasn't docketed at the August 16th meeting, falling under Rule 29 and Rule 11. Questions description, doesn't give info to public as to site, who will move and who will maintain. Had to make calls to find out this info.

Mike Zarum- President of the Buckeye Brook Coalition and a member of the Warwick Land Trust and longtime resident. Speaks not for Buckeye Brook Coalition but on behalf of himself. Disagrees w/ Ms. Komar, Steve Insana was a wonderful man. Steve made many aware environmental impacts in this City. The request was made on behalf of the Insana Family. The rock was from the City yard and put there by the City, on State of RI Property. It is requested that it is put back on City property.

Dan Insana- The memorial is for his younger brother. He thanks everybody who supported moving it as they did a lot to work on this.

1. Announcement of Appointments - None

2. Appointments Requiring Confirmation – None

3. Consent Calendar –

1. PCR-112-21 Resolution Relative to Bids
(Councilman Howe)

Committee Report: (Finance):

Favorable As Amended

Action: **Favorable as Amended**

Moved by: **Howe**

Seconded by: **Ladouceur, Merolla, Travis**

Adopted As Amended

R-21-104

Consent calendar vote: 9/0

ITEMS REMOVED FROM THE CONSENT CALENDAR

PCR-113-21 2021-236 Emergency Equipment Repair for Police Vehicles

Committee Report: (Finance): Favorable To Amend

Action: Favorable with Amendment

Moved by: Howe

Seconded by: Ladouceur, Gebhart

Vote: 9/0

Adopted as Amended

R-21-105

PCR-114-21 2022-067 Worker's Compensation Self-Insured Third-Party Administrator or Fully Insured

Committee Report: (Finance): Favorable

Action: Favorable

Moved by: Howe

Seconded by: Ladouceur, Gebhart

Vote: 8/0/1

(Rix to Abstain)

Adopted as Amended

R-21-106

Referred Business

1. **PCO-20-21 An Ordinance Amending the Zoning Ordinance of the City of Warwick, Centerville Builders, Petitioner** (Councilwoman Travis)

First Passage, Public Hearing

Committee Report: (Public Properties/Land Use): Recommended for Public Hearing

Action: Recommended for Public Hearing

Moved by: Travis

Seconded by: Ladouceur, Howe, Rix

Speaking For: John C. Revens, Attorney

Action: To Close Public Hearing

Moved by: **Foley**
Seconded by: **Rix, Howe**
Vote: **VV**

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

First Passage
9-20-2021

President McAllister- Rule 41- Goes to Public Comment at 7:55 PM

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-15-21 An Ordinance in regards to No Parking in front of 20 Ottawa Ave.**
(Councilwoman Travis)

Second Passage

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

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

Second Passage
O-21-12

2. **PCO-18-21 Ordinance in regards to No Parking Signage on the South Side of Chapman's From House #406 to Corner and on Pole #30-84 at 420 Chapman's Avenue** (Council President McAllister)

Second Passage

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

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

Second Passage

O-21-13

3. **PCO-15-19 (Sub A) An Ordinance regarding Health Insurance for City Employees** (Councilman Ladouceur)

First Passage, As Amended

Committee Report: (Ordinance): **Hold 10-4-21**

4. **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 10-4-21**

5. **PCO-17-21 An Ordinance relative to tangible property tax regarding vacant store fronts** (Councilman Sinapi)

First Passage, Not Drafted

Committee Report: (Ordinance): **Hold 10-18-2021**

6. **PCO-19-21 Ordinance relative to registration of vacant houses in the City Of Warwick** (Councilman Sinapi)

First Passage – Not Drafted

Committee Report: (Public Safety): **Hold 10/18/21**

7. **PCO-21-21 An Ordinance in regards to the placement of “No Parking Either side” Signs on Beachwood Dr. from Rosedale to the Northern most point which dead ends at Sally Rock Road, on Baycliff Avenue from Somerset Road to Beachwood Dr., on Lakedell Dr. between Beachwood Dr. and Somerset Road, on Rosedale Ave, on Sawyer Avenue North of Charlotte Drive, on Robert Avenue, on Hale Avenue, On Charlotte Dr. from Robert Avenue to the Easterly End of Charlotte Dr, and A “No Parking This Side” sign on the Southerly Side of Charlotte Dr. from Robert Avenue to the Westerly end of Charlotte Dr.**

(Councilman Gebhart)

First Passage

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

Action: **Favorable to Amend**

Moved by: **Gebhart**

Seconded by: **Ladouceur**

Vote: **9/0**

First Passage, As Amended

Favorable as Amended

Gebhart

Ladouceur, Travis

Vote: 9/0

9-20-2021

8. **PCO-22-21 An Ordinance in regards to erecting a “No Parking –Boat Loading and Unloading Only” on Robert Ave North of Charlotte Dr.**

(Councilman Gebhart)

First Passage

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

Action: **Favorable**

Moved by: **Gebhart**

Seconded by: **Ladouceur, Travis**

Vote: **9/0**

First Passage

9-20-2021

9. **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 12-20-2021**

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

Not Drafted

Committee Report: (Finance): **Hold 12-20-2021**

11. **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)

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

Action: **Favorable**

Moved by: **Ladouceur**

Seconded by: **Rix, McElroy**

Vote: **9/0**

Adopted a

R-21-107

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

Committee Report: (Finance): **Hold 10-18-2021**

13. 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 9/20/21**

14. PCR-79-21 A Resolution to th General Assembly in relation to Computation of Municipal Employee Overtime (Councilman Rix, Councilman Ladouceur, Councilman Gebhart)

Committee Report: (Intergovernmental): **Unfavorable**

Action: **Unfavorable**

Moved by: **McElroy**

Seconded by: **Foley**

Vote: **7/2**

To Amend

Rix

Gebhart

Vote: 9/0

Unfavorable

15. PCR-81-21 A Resolution in Observance of Cancer Awareness

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

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

Action: **Favorable**

Moved by: **Sinapi**

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

Vote: **9/0**

Adopted

R-21-108

16. PCR-82-21 A Resolution requesting the general Assembly review language in RIGL 28-12-4.1 “Overtime Pay” and it’s fiscal impact on Rhode Island’s cities and Towns (Councilman Gebhart, Councilman Rix, Councilman Ladouceur)

Committee Report: (Intergovernmental) **Unfavorable**

Action: **Unfavorable**
Moved by: **McElroy**
Seconded by: **Foley**
Vote: **6/3 (Gebhart, Ladouceur, Rix)**

Unfavorable

17. PCR-91-21 Resolution to the General Assembly in support of legislation allowing for the restriction of the sale of firearms in the vicinity of a school or daycare by any seller except that any such sellers currently operating under such circumstances shall be exempt thereof at that particular location

(Councilman Sinapi)

Not Drafted

Committee Report: (Intergovernmental): **Hold 10-4-21**

18. PCR-92-21 A Resolution amending the Council Rules (Councilman Sinapi)

Not Drafted

Committee Report: (Ordinance): **Favorable to Amend & Hold 9-20-21**

Action: **Favorable to Amend Title ;Specifically Rule 6, 15 & 30**
Moved by: **Sinapi**
Seconded by: **Travis**
Vote: **9/0**

Amended Title
Hold 9-20-2021

19. PCR-107-21 Resolution Relative to Claims – Kevin Klammer

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

Action: **Unfavorable**
Moved by: **Foley**
Seconded by: **Rix**
Vote: **9/0**

Unfavorable

New Business

1. PCO-23-21 Ordinance in regards to 12 “No Parking Either Side May 15th thru September 15th” to be placed on the median on Strand Ave.

(Councilwoman Travis)

First Passage, Not Drafted

Committee Report: (Public Safety): **Hold 9/20/21 Transfer to Ord Committee**

2. **PCO-24-21 Ordinance in regards to erecting “No Parking Eithr Side of Street” signs at the following locations: Bay Ave@ intersection of Stender Blvd/Burr Ave, Bay Ace on pole numbers 2, 3,4.,5 and 6, Burr Ave @ Wade Street, No parking here to Corner.** (Councilwoman Travis)

First Passage, Not Drafted

Committee Report: (Public Safety): Hold 9-20-21 & Transfer to Ord Committee

3. **PCO-25-21 Ordinance in regards to erecting “Truck and Trailer Parking Only” and “Tow Zone” at the entrance of the Oakland Beach Boat Ramp and get ready area** (Councilwoman Travis)

First Passage, Not Drafted

Committee Report: (Public Safety): Hold 9-20-21 & Transfer to Ord Committee

4. **PCO-26-21 Ordinance in regards to erecting “One Way Signs” on Pequot Ave, Heron St. and Overton St at the intersection of Suburban Parkway** (Councilwoman Travis)

First Passage, Not Drafted

Committee Report: (Public Safety): Hold 9-20-21 Transfer to Ord Committee

5. **PCO-27-21 Ordinance in regards to “Resident Parking Only” on the following Streets: Wade, Owens, Overton, Hewitt, Crocket, and Burr Street** (Councilwoman Travis)

First Passage, Not Drafted

Committee Report: (Public Safety): Hold 9-20-21 & Transfer to Ord Committee

6. **PCO-28-21 Ordinance in regards to “Tow Zone” on Stender Ave connecting Oakland Beach and Burr Ave** (Councilwoman Travis)

First Passage, Not Drafted

Committee Report: (Public Safety): Hold 9-20-21 Transfer to Ord Com

7. **PCR-108-21 Resolution in regards to erecting stop signs at the following locations: Wade Street @ Suburban Parkway, Owens Street @ Suburban Parkway, Overton Street @ Suburban Parkway, Burr Ave @ Bay Ave** (Councilwoman Travis)

Not Drafted

Committee Report: (Public Safety): Hold 9-20-21

8. **PCR-109-21 Resolution in regards to erecting yield signs to be placed on the middle median where Burr Ave, Wade Street and Owens intersects with Suburban Parkway** (Councilwoman Travis)

Not Drafted

Committee Report: (Public Safety): Hold until 9-20-21

9. **PCR-110-21 A Resolution directing the City of Warwick Planning Department to execute any necessary steps towards obtaining a conservation easement for the property found in Land Evidence records at Book 3065 Page 0188 known commonly as Dawley Farms** (Councilman Gebhart)

Committee Report: (Land Use): Favorable to Amended

Action: **Favorable to Amend**

Moved by: **Rix, Gebhart**

Seconded by: **Foley**

Vote: **9/0**

Adopted as Amended

R-21-109

Favorable as Amended

Gebhart

Foley

9/0

Council Solicitor addresses concerns from constituent that unanimous consent items violates OM Rules - advises that Council can proceed with the Unanimous Consent Item – title is sufficient

Unanimous Consent

1. **PCR-111-21 A Resolution in regards to the Relocation site of Steve Insana's Memorial Boulder** (Councilwoman Travis)

Action: **Favorable**

Moved by: **Travis**

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

Vote: **9/0**

Adopted

R-21-110

Referral and Advertising

1. **PCO-29-21** An Ordinance relative to the Abandonment of a portion of Staple Avenue, Grand Associates, LLC, Petitioner (Councilman Rix)

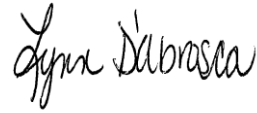
Motion to Adjourn: Travis

Seconded by:

Vote: VV

Time: 9:35 PM

Attest,

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

Lynn D'Abrosca
City Clerk

DOCKET SESSION

Sinapi Res to RIDOT to perform a Traffic Study on East Ave, the intersection of East Ave & River Street, Bald Hill & East Ave

Sinapi Res to RIDOT to perform a Traffic Study on Main Ave, the intersection of Main Ave & Greenwich Ave, Post Road & Main Ave

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.

Posted 8-26-2021