

The City of Warwick  
Docket of the City Council  
Regular Public Hearing Meeting  
For  
March 20, 2017  
@  
Council Chambers  
Warwick City Hall  
3275 Post Road  
Warwick, RI 02886  
@ 7:00 P.M.

Joseph J. Solomon, President

**Roll Call:** 9/0 Richard Corley, Jeremy Rix, Timothy Howe, Joseph Solomon, Edgar Ladouceur, Donna Travis, Stephen McAllister, Joseph Gallucci, Steven Merolla

**Time:** 7:05 PM

**Salute to the Flag:** Troop 1 Gaspee

### **Executive Communications**

Ward 4 – Council President Solomon:

Welcomes Troop 1 from Gaspee, ask them to remain standing and lead Council in the pledge of allegiance, Council President Solomon reads names of scouts and scout leaders into record, Troop 1 Gaspee, Joyce Boyd; Trevor DiPanni; Tyson J. Pianka; Jordan Boyd; Joshua D. Boyd; Dalton Knotts; Tom Heaton; Andrew Barboza; Phillip Paige; Mitchell Carvalho; Zachary Andrews; David Boyd; Mark Carvalho; Fred Linden; Pat Burton; Phil Page and David Tibbits, on behalf of Warwick City Council welcomes them to chamber and thanks them for allowing city council to be part of their badge earning process.

### **General Communications -**

1. Ward 4 Council President Solomon - Solemn note, would like to take a moment to recognize one of our esteem citizens, that many knew, passed away. Father of 10 children including Senator Lynch and School Chair Beth Furtado. Mr. Lynch was a mentor to many young attorneys, advisor to many groups, and exemplified member of the RI Bar and very dedicated politician, he will be sadly missed by those who lives he touched. Councilman Merolla comments that Mr. Lynch was very active and his children grew up in Ward 9, he was his baseball coach and he will be sadly missed. Council President Solomon request moment of silence on behalf of John D. Lynch.
2. Ward 7 – Councilman McAllister: Would like to update council, he went to Pilgrim Senior Center, great event. But some seniors asked to speak with him. They thanked him for trying to keep Buttonwoods open. All still upset with closure. People can't get to Pilgrim Senior Center. Group has spilt up. This is sending wrong message. Thanks the council for their support and he will keep fighting to help the seniors.
3. Ward 5 – Councilman Ladouceur: He attended Eagle Scout ceremony. People throughout the city are impacted by closing of Buttonwoods Center. Still lots of people upset over this. He thanks Councilman McAllister and Council President Solomon for their efforts regarding the center and assisting the community.

Ward 4 – Council President Solomon - Announces:

Health Care Actuary is scheduled to appear April 3, 2017 before the City Council at the completion of the committee meetings or at 7:00PM, whichever is later.

For the month of April and if things continue to go well beyond that we will not be holding the Wednesday night Finance Committee Meetings. It was great to see the Finance Committee and Department Heads open to communications. Commends the Finance Committee for their hard work and the dedication of all. Keep up the good work.

### **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.
1. Mark Hitchener - RI project manager opposes PCO 35-16 & PCO 40-16, there is a law that already exists about walking in street no need for new ordinance, feels it is bad legislation.
  2. Duff Morton: Opposes PCO 35-16 & PCO 40-16. This is one of the oldest questions the city faces we should be able to look poor in face. City Council should use time to think about issue, human respect and let the people have their pride.
  3. Kristin Williams – ACLU - opposes PCO 35-16 & PCO 40-16. Concerned about language, community building is important. Raising money for sports teams is panhandling/begging. Important gesture. Take time to think about message this council will be sending.
  4. Megan Smith – Warwick resident, Outreach Manager, House of Hope - opposes PCO 35-16 & PCO 40-16. This is not a public safety issue, poverty is dangerous not panhandling. Criminalizing the panhandlers only gives them more boundaries to obtaining housing, jobs etc. Don't criminalize them for trying to survive.
  5. Katie West – Warwick resident - opposes PCO 35-16 & PCO 40-16. It is an attempt to mask criminalization of poverty as public safety issues. Glad to hear council decided to wait on hearing this matter, consider the consequences of passing these ordinances.

**1. Announcement of Appointments – none**

**2. Appointments Requiring Confirmation – none**

**3. Consent Calendar –**

**1. PCR-50-17 -Resolution Relative to Bids  
(Councilman Ladouceur)**

Committee Report: Finance: Favorable, Ladouceur  
 Action: Favorable  
 Moved by: Ladouceur  
 Seconded by: Howe, Rix, Travis, McAllister

**ADOPTED R-17-32**

Consent calendar vote: 9/0

REMOVED FROM CONSENT CALENDAR:

**1. PCR-51-17 Bid# 2016-109 Rental of Mobile Storage Units**

Committee Report: Finance: **Hold to 4/10/2017**  
 Action: Hold to 4/10/2017  
 Moved by: Ladouceur  
 Seconded by: Howe  
 Vote: 9/0 VV

**2. PCR-52-17 Bid# 2017-190 Ballistic Vests for Police Officers**

Committee Report: Finance: Favorable, Ladouceur  
 Action: Favorable  
 Moved by: Ladouceur  
 Seconded by: Howe, McAllister  
 Action: Move to Amend  
 Moved by: Ladouceur  
 Seconded by: Howe, McAllister  
 Vote: 9/0  
 Action: Move as Amended  
 Moved by: Ladouceur  
 Seconded by: Howe  
 Vote: 9/0

**ADOPTED R-17-33**

**3. PCR-53-17 Bid# 2017-247 City of Warwick (District 6) Gasoline, Low Sulfur Diesel & Ultra Low Sulfur Diesel Fuel**

Committee Report: Finance: Favorable, Ladouceur

Action: Favorable  
Moved by: Ladouceur  
Seconded by: Howe  
Action: Move to Amend  
Moved by: Ladouceur  
Seconded by: Howe, McAllister  
Vote: 9/0  
Action: Move as Amended  
Moved by: Ladouceur  
Seconded by: Howe, McAllister  
Vote: 9/0

**ADOPTED R-17-34**

**4. PCR-54-17 Bid# 2017-274 Inspections & Repairs for Various Compressors**

Committee Report: Finance: Move to floor for discussion, Ladouceur

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

**ADOPTED R-17-35**

**UNFINISHED BUSINESS FROM MARCH 6, 2017 COUNCIL MEETING**

- 1. PCR-39-17 A Resolution authorizing the issuance of \$4,059,088 Bonds of the City for the repair and renovation of school facilities; authorizing the City to apply for Federal and State advances for that purpose; authorizing the issue of \$4,059,088 temporary notes for that purpose and authorizing advances from the General Treasury or School Department general fund for that purpose.**  
(Councilman Gallucci at the request of the Superintendent & School Committee)

**Continued from March 6<sup>th</sup> Council Meeting to resume Council and Public comments**

Action: Motion to close Public Hearing  
Moved by: Ladouceur  
Seconded by: Howe, Gallucci  
Vote: 9/0 VV  
Action: Favorable  
Moved by: Gallucci  
Seconded by: McAllister  
Action: Move to Amend  
Moved by: Rix  
Seconded by: NONE

**AMENDMENT FAILS**

Action: Move to Amend  
Moved by: Corley  
Seconded by: Rix, Ladouceur  
Ladouceur withdraws second  
Vote: 2 (Corley, Rix)/7

**AMENDMENT FAILS**

Action: Favorable  
Moved by: Gallucci  
Seconded by: McAllister, Travis, Ladouceur, Howe  
Vote: 7/2 (Corley, Rix)

**ADOPTED R-17-36**

2. **PCR-117-16 A Resolution rescinding the request to the Warwick Educational Community Outreach Committee to investigate and report on complaints regarding Special Education services in the Warwick School Department**  
(Councilman Ladouceur)

Committee Report: Intergovernmental: Move to Withdraw by Sponsor, McAllister

Action: Withdraw  
Moved by: Ladouceur  
Seconded by: Travis  
Vote: 9/0

**WITHDRAWN**

3. **PCR-34-17 Claim USAA/Gertrude Sarli**  
(Councilwoman Travis)

Committee Report: Public Safety: Hold to 4/3/2017

**NEW BUSINESS NOT HEARD AT THE MARCH 6, 2017 COUNCIL MEETING**

1. **PCO-3-17 An Ordinance Amending 4-13-4 Impound & Boarding Fees**  
(Council President Solomon on behalf of Mayor Avedisian)  
**First Passage – Not Drafted**

Committee Report: Ordinance: Hold to 4/3/2017

2. **PCO-4-17 An Ordinance Amending 4-13-4 Dog Licenses & Fines**  
(Council President Solomon on behalf of Mayor Avedisian)  
**First Passage – Not Drafted**

Committee Report: Ordinance: Hold to 4/3/2017

3. **PCO-5-17 An Ordinance Amending 4-12 Confinement of Dangerous Dogs**  
(Council President Solomon on behalf of Mayor Avedisian)  
**First Passage – Not Drafted**

Committee Report: Ordinance: Hold to 4/3/2017

4. **PCO-6-17 An Ordinance Amending 4-72, 4-73 and 4-75 Rabies Vaccines**  
(Council President Solomon on behalf of Mayor Avedisian)  
**First Passage – Not Drafted**

Committee Report: Ordinance: Hold to 4/3/2017

5. **PCO-7-17 An Ordinance Amending 4-48**  
(Council President Solomon on behalf of Mayor Avedisian)  
**First Passage – Not Drafted**

Committee Report: Ordinance: Hold to 4/3/2017

6. **PCO-8-17 An Ordinance Amending 4-113**  
(Council President Solomon on behalf of Mayor Avedisian)  
**First Passage – Not Drafted**

Committee Report: Ordinance: Hold to 4/3/2017

7. **PCO-9-17 An Ordinance Amending 4-19-16**  
(Council President Solomon on behalf of Mayor Avedisian)

**First Passage – Not Drafted**

Committee Report: Ordinance: Hold to 4/3/2017

8. **PCO-10-17 Aggressive Dog Ordinance**  
(Council President Solomon on behalf of Mayor Avedisian)  
**First Passage – Not Drafted**

Committee Report: Ordinance: **Hold to 4/3/2017**

9. **PCO-11-17 An Ordinance of the City of Warwick extinguishing the City's Authority to issue bonds and/or notes pursuant to Chapter 386/516 of the Public Laws of 2006 for the repair and renovation of School Facilities**  
(Councilman Corley)

**First Passage**

Committee Report: Health, Education and Welfare: Withdrawn by sponsor, Corley

Action: Move to Withdraw  
Moved by: Corley  
Seconded by: Ladouceur  
Vote: 9/0

**WITHDRAWN**

10. **PCO-12-17 An Ordinance in regards to "No Parking This Side" to be erected on Second Ave on the South Side of the street** (Councilman Rix)

**First Passage**

Committee Report: Public Safety: Favorable, Travis

Action: Favorable  
Moved by: Rix  
Seconded by: Travis, Corley  
Vote: 9/0

**TO SECOND PASSAGE 4/10/2017**

11. **PCO-14-17 An Ordinance in regards to Public Broadcast of City Council Meetings Sec 2-21** (Councilman Ladouceur)

**First Passage**

Committee Report: Finance: Favorable, Ladouceur

Action: Favorable  
Moved by: Ladouceur  
Seconded by: Merolla  
Vote: 9/0

**TO SECOND PASSAGE 4/10/2017**

12. **PCO-15-17 An Ordinance regarding notification of Article 56-6 transactions**  
(Councilman Ladouceur, Councilman Howe, Councilman McAllister, Councilman Rix, Councilman Merolla, Councilman Gallucci)

**First Passage**

Committee Report: Finance: Favorable, Ladouceur

Action: Favorable  
Moved by: Ladouceur  
Seconded by: Howe  
Action: Move to Amend  
Moved by: Ladouceur  
Seconded by: Howe  
Vote: 9/0  
Action: Move as Amended  
Moved by: Ladouceur  
Seconded by: Howe, McAllister  
Vote: 9/0

**TO SECOND PASSAGE AS AMENDED 4/10/2017**

**13. PCO-16-17 An Ordinance regarding line item transfers**  
(Councilman Ladouceur)

**First Passage**

Committee Report: Finance: Favorable, Ladouceur  
Action: Favorable  
Moved by: Ladouceur  
Seconded by: Howe  
Action: Move to Amend  
Moved by: Ladouceur  
Seconded by: Howe  
Vote: 9/0  
Action: Move as Amended  
Moved by: Ladouceur  
Seconded by: Howe, McAllister  
Vote: 9/0

**TO SECOND PASSAGE AS AMENDED 4/10/2017**

**14. PCR-38-17 A Resolution relative to support an amendment to Chapter \_\_\_\_\_ of Title \_\_\_\_\_, Section to provide the Warwick Municipal Court with jurisdiction to hear and determine cases and controversies concerning abandoned buildings and using receivership provisions under R.I.G.L. 34-44-1, ET SEQ.** (Councilwoman Travis on behalf of Mayor Avedisian)

Committee Report: Health, Education and Welfare: **Hold to 4/3/2017**

**15. PCR-42-17 A Resolution in regards to increasing the speed limit signs on Potowomut Road from 15 mph to 25 mph** (Councilman Merolla)

Committee Report: Public Safety: Favorable, Travis  
Action: Favorable  
Moved by: Merolla  
Seconded by: McAllister, Ladouceur  
Vote: 9/0

**ADOPTED R-17-37**

**UNFINISHED BUSINESS**

**1. PCO-36-16 Sub B Parking Restrictions – Highland Beach Area**  
(Councilman Ladouceur)

**Second Passage as Amended**

Committee Report: Public Safety: Favorable, Travis  
Action: Favorable  
Moved by: Ladouceur  
Seconded by: Howe, Travis, McAllister  
Vote: 9/0

**SECOND PASSAGE O-17-4**

**2. PCO-1-17 An Ordinance in regards to One-Way Traffic on Walnut Glen**  
(Councilman McAllister)

**Second Passage**

Committee Report: Public Safety: Favorable, Travis  
Action: Favorable  
Moved by: McAllister  
Seconded by: Travis, Howe  
Vote: 9/0

**SECOND PASSAGE O-17-5**

3. **PCO-18-15 Neighborhood Improvement Program- an Ordinance that will make Landlords responsible for the costs to pick up debris left on the street by tenants.** (Councilman Ladouceur)

**First Passage- Not Drafted**

Committee Report: Ordinance: **Hold to 4/10/2017**

4. **PCO-22-16 An Ordinance regarding a Veteran's Discount Card**  
(Councilman Ladouceur, Councilman Howe)

**First Passage – Not Drafted**

Committee Report: Ordinance: **Hold to 4/10/2017**

5. **PCO-27-16 An Ordinance to amend the Code regarding Minimum Housing Violation Fees and Fines** (Councilman Corley, Councilwoman Travis, Councilman Howe on behalf of Mayor Avedisian)

**First Passage – Not Drafted**

Committee Report: Ordinance: **Hold to 5/15/2017**

6. **PCO 35-16 Ordinance regarding panhandling**  
(Councilman Merolla, Councilman Ladouceur)

**First Passage – Not Drafted**

Committee Report: Ordinance: **Move to Pending File**

7. **PCO-37-16 An Amendment to the Purchasing Ordinance**  
(Councilman Howe, Councilman Ladouceur)

**First Passage - Not Drafted**

Committee Report: Finance: **Hold to 4/10/2017**

8. **PCO-38-16 An Ordinance in regards to Amending Chapter 56 Purchasing**  
(Councilman Ladouceur, Councilman Solomon)

**First Passage - Not Drafted**

Committee Report: Finance: **Hold to 4/10/2017**

9. **PCO-40-16 An Ordinance regarding Pedestrians**  
(Councilman Merolla, Councilman Ladouceur)

**First Passage**

Committee Report: Ordinance: **Hold to 6/19/2017**

10. **PCR-21-16 A Resolution Establishing an OPEB Trust**

(Councilman Corley, Councilwoman Travis, ~~Councilman Howe~~ (removed as sponsor) on behalf of Mayor Avedisian)

Committee Report: Finance: To floor without recommendation, Ladouceur

Action: Move to Withdraw

Moved by: Travis

Seconded by: Merolla, McAllister, Howe, Rix, Ladouceur, Corley

Vote: 9/0

**WITHDRAWN**

11. **PCR-8-17 A Resolution requesting that the Purchasing Agent update the list of vendors who receive requests for bids and RFP's**

(Councilman Ladouceur, Councilman Merolla)

Committee Report: Intergovernmental: **Hold to 4/10/2017**

**12. PCR-14-17 A Resolution to the Rhode Island Congressional Delegation and Amtrak requesting that a fence be erected at the end of Duane Street**  
(Councilman Merolla)

Committee Report: Intergovernmental: Favorable, McAllister

Action: Favorable

Moved by: Merolla

Seconded by: McAllister, Ladouceur, Howe Gallucci

Vote: 9/0

**ADOPTED R-17-38**

**13. PCR-16-17 A Resolution to the General Assembly requesting a Resolution to National Grid regarding electrical wires near Norton's Marina**  
(Councilman Merolla, Councilman Ladouceur)

Committee Report: Intergovernmental: **Hold to 4/10/2017**

**14. PCR-29-17 Bid# 2016-230 State of RI Computer Equipment, Peripherals & Related Services** (Councilman Ladouceur)

Committee Report: Finance: **Hold to 4/10/2017**

**15. PCR 31-17 Bid# 2017-93 State of RI Telecommunications Services Aruba Maintenance Plan & APC UPS Batteries** (Councilman Ladouceur)

Committee Report: Finance: **Hold to 4/10/2017**

**16. PCR-45-17 Bid# 2017-243 Medical Evaluations for Warwick Fire Department**  
(Councilman Ladouceur)

Committee Report: Finance: Favorable, Ladouceur

Action: Favorable

Moved by: Ladouceur

Seconded by: Howe, McAllister

Action: Move to Amend

Moved by: Ladouceur

Seconded by: Howe, McAllister

Vote: 9/0

Action: Move as Amended

Moved by: Ladouceur

Seconded by: Howe, McAllister

Vote: 9/0

**ADOPTED R-17-39**

**17. PCR-49-17 John Blackmar Claim**  
(Councilwoman Travis)

Committee Report: Public Safety: **Hold to 4/10/2017**

**FOR REFERRAL AND ADVERTISING**

**1. PCO-18-17 An Ordinance relative to a Zone Change Petition, 1009 Centerville Road, MiKent Inc., Petitioner** (Councilman Gallucci)



**Unanimous Consent for March 20, 2017**

- 1. PCO-17-17 An Ordinance regarding Salary related items appearing in the annual budget** (Councilman Merolla, Council President Solomon, Councilman Corley, Councilman Rix, Councilman Howe, Councilman Ladouceur, Councilwoman Travis, Councilman McAllister, Councilman Gallucci)

**First Passage**

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

**TO SECOND PASSAGE 4/10/2017**

**Motion to Adjourn:** Gallucci

**Vote:** no objection

**Time:** 10:05 PM

**Next Available Numbers:** *PCR-51-17*  
*PCO-19-17*

**DOCKET SESSION**

Ward 9 Councilman Merolla – Public Safety Committee:

1. A Resolution in regards to installing a stop sign at intersection of Fairmount/Hilltop **PCR-55-17**
2. A Resolution in regards to erecting a stop sign on N Marlborough/Ladd **PCR-56-17**
3. A Resolution in regards to erecting a 4 way stop sign on Ladd St at intersection of Duane **PCR-57-17**
4. A Resolution in regards to erecting a 20 mph speed limit sign at the entrance of Williams/Ladd Street **PCR-58-17**

Ward 4 Council President Solomon on behalf of Mayor Avedisian – Ordinance Committee

1. An Ordinance Amending Section 52 of the Code of Ordinances **PCO-19-17**
2. An Ordinance Amending Section 46 Hawkers & Peddlers **PCO-20-17**