

CITY OF EAST PROVIDENCE
JOURNAL/MINUTES DOCKET-REGULAR COUNCIL MEETING
 TUESDAY, APRIL 19, 2022
 CALL TO ORDER: 6:30 P.M.
 145 TAUNTON AVENUE-CITY COUNCIL CHAMBERS
 EAST PROVIDENCE, RHODE ISLAND
 EXECUTIVE SESSION: CONFERENCE ROOM A

OPEN SESSION WILL IMMEDIATELY FOLLOW EXECUTIVE SESSION

Notice: The meeting will also be viewable live at:
<https://www.youtube.com/channel/UC0YEW6s1RpjckR47VMil1LA>

City Council:
 Council President, Robert Britto - Ward 1
 Council Vice-President: Bob Rodericks - At Large
 Councilwoman Anna Sousa - Ward 2
 Councilman Nate Cahoon - Ward 3
 Councilman Ricardo Mourato - Ward 4

City Solicitor, Michael J. Marcello
 Deputy City Clerk, Leah Stoddard

I. CALL TO ORDER
 Roll Call

Cahoon X Mourato X Rodericks X Sousa X Britto X

II. SALUTE TO THE FLAG

- Salute to the flag led by Council President Britto

III. EXECUTIVE SESSION

The City Council of East Providence may meet in Executive Session, pursuant to RIGL §42-46-5 (a)(2) litigation and collective bargaining

- Motion made by Councilman Cahoon to enter into executive session. Motion seconded by Councilman Mourato. Motion passes 5-0.

Member	Aye	Nay
Cahoon	X	
Mourato	X	
Rodericks	X	
Sousa	X	
Britto	X	

A. Claims

1. Manuel Teixeira
2. Tracey Holmes

B. Review, discussion and possible vote relating to a Memorandum of Understanding between the City and IBPO Local 569 concerning Patrol K-9 and Therapy/Comfort K-9 compensation related to care and comfort.

C. Pursuant to R.I. Gen. Laws 42-46-5(a)(2) Litigation - Cheryl Curti vs. City of East Providence, R.I. Commission for Human Rights, RICHR No. 21 ESE 071-05/03 Discussion, update and possible vote to authorize compromise

IV. RECONVENE TO OPEN SESSION

- *Motion made by Council Vice President Rodericks to reconvene to open session. Motion seconded by Councilman Cahoon. Motion passes 5-0.*

Cahoon X Mourato X Rodericks X Sousa X Britto X

V. MOTION TO SEAL EXECUTIVE SESSION MINUTES

- *Motion made by Councilman Cahoon to seal executive session minutes. Motion seconded by Council Vice President Rodericks. Motion passes 5-0.*

Member	Aye	Nay
Cahoon	X	
Mourato	X	
Rodericks	X	
Sousa	X	
Britto	X	

VI. CONSENT CALENDAR - For discussion and possible vote

A. COUNCIL JOURNALS

1. Executive session minutes April 5, 2022
2. Regular meeting minutes April 5, 2022
3. Special meeting minutes April 7, 2022

B. TAX ABATEMENTS

Year	Amount
2016	\$58.99
Total	\$58.99

- *Motion made by Councilwoman Sousa to approve the consent calendar and tax abatements. Motion seconded by Councilman Cahoon. Motion passes 5-0.*

Member	Aye	Nay
Cahoon	X	
Mourato	X	
Rodericks	X	
Sousa	X	
Britto	X	

VII. LICENSES - For discussion and possible vote
A. NON-PUBLIC HEARING

- *Motion made by Councilman Cahoon to bundle 7A1-7A20. Motion seconded by Councilwoman Sousa. Motion passes 5-0.*

Member	Aye	Nay
Cahoon	X	
Mourato	X	
Rodericks	X	
Sousa	X	
Britto	X	

- *Motion made by Councilman Cahoon to approve 7A1-7A20. Motion seconded by Council Vice President Rodericks. Motion passes 5-0.*

Member	Aye	Nay
Cahoon	X	
Mourato	X	
Rodericks	X	
Sousa	X	
Britto	X	

1. One Day Entertainment License - New
 Applicant: Alexandra Goldberg Kavanagh
 Location: Bay View Academy, 3070 Pawtucket Ave 02915
 Date & Time of Function: April 29, 2022, 6:00pm-1:00am
 Type of Entertainment: Play – Back to the Bay Weekend

Member	Aye	Nay
Cahoon	X	
Mourato	X	
Rodericks	X	
Sousa	X	
Britto	X	

2. One Day Entertainment License – New
 Applicant: Connie McNally
 Location: Pierce Field, 201 Mercer Street
 Date & Time of Function: June 26, 2022, 9AM-9PM
 Type of Entertainment: Community Music Festival Fundraiser

Member	Aye	Nay
Cahoon		
Mourato		
Rodericks		
Sousa		
Britto		

3. Class F1 Application for Special Event – Alcoholic Beverage
 Applicant: Martinah Javid
 Location: Pierce Field, 201 Mercer Street
 Date & Time of Function: June 26, 2022, 9AM-9PM
 Type of Entertainment: Community Music Festival Fundraiser

Member	Aye	Nay
Cahoon		
Mourato		
Rodericks		
Sousa		
Britto		

4. One Day Entertainment License
 Applicant: Holy Ghost Brotherhood of Charity
 Location: 59 Brightridge Avenue 02914
 Date & Time of Event: July 15 4PM-10PM, July 16 5PM-11PM, July 17 4PM-8PM
 Type of Entertainment: DJ

Member	Aye	Nay
Cahoon		
Mourato		
Rodericks		
Sousa		
Britto		

5. Class F Application for Special Event – Beer and Wine

Applicant: Holy Ghost Brotherhood of Charity

Location: 59 Brightridge Avenue 02914

Date & Time of Event: July 15 4PM-10PM, July 16 5PM-11PM, July 17 4PM-8PM

Type of Event: Feast

Member	Aye	Nay
Cahoon		
Mourato		
Rodericks		
Sousa		
Britto		

6. Class F1 Application for Special Event – Alcoholic Beverage

Applicant: Alexandra Goldberg Kavanagh

Location: Bay View Academy, 3070 Pawtucket Ave 02915

Date & Time of Function: April 29, 2022, 6:00pm-1:00am

Type of Event: Play – Back to the Bay Weekend

Member	Aye	Nay
Cahoon		
Mourato		
Rodericks		
Sousa		
Britto		

7. Road Race

Applicant: Claire Akin

Location: 1 Kettle Point Ave

Date & Time of Event: September 18, 2022 9am- 10:30am

Member	Aye	Nay
Cahoon		
Mourato		
Rodericks		
Sousa		
Britto		

8. Application for Victualing License – Class 3 – Transfer

Transfer from: Riverside Nutrition

Transfer to: Kimberly Starks-Mello/DN Holdings LLC dba Riverside Nutrition

Location: 15-19 Forbes Street, 02915

Member	Aye	Nay
Cahoon		
Mourato		
Rodericks		
Sousa		
Britto		

9. Application for Holiday Sales - New

Applicant: Alex Mutzabaugh

Business Name: Keystone Novelties Distributors

Business Address: 1235 Wampanoag Trail, 02915

Member	Aye	Nay
Cahoon		
Mourato		
Rodericks		
Sousa		
Britto		

10. Application for Hawker License

Applicant: Alex Mutzabaugh

Business Name: Keystone Novelties Distributors

Business Address: 1235 Wampanoag Trail, 02915

Member	Aye	Nay
Cahoon		
Mourato		
Rodericks		
Sousa		
Britto		

1. Application for Holiday Sales - New

Applicant: Alex Mutzabaugh

Business Name: Keystone Novelties Distributors

Business Address: 40 Highland Ave., 02914

Member	Aye	Nay
Cahoon		
Mourato		
Rodericks		
Sousa		
Britto		

12. Application for Hawker License
 Applicant: Alex Mutzabaugh
 Business Name: Keystone Novelties Distributors
 Business Address: 40 Highland Ave., 02914

Member	Aye	Nay
Cahoon		
Mourato		
Rodericks		
Sousa		
Britto		

13. Mobile Food Establishment License/Permit
 Applicant: A. Russell Spellman
 Business Name: Incredabowl Food Company
 Business Address: 1075 S Broadway 02914

Member	Aye	Nay
Cahoon		
Mourato		
Rodericks		
Sousa		
Britto		

14. Application for Victualing – Class 2- New
 Applicant: Tiffany Barrera
 Business Name: Rhody Hen Café
 Business Address: 611 Waterman Ave., 02914

Member	Aye	Nay
Cahoon		
Mourato		
Rodericks		
Sousa		
Britto		

15. Application for Holiday Sales- New
 Applicant: Tiffany Barrera
 Business Name: Rhody Hen Café
 Business Address: 611 Waterman Ave., 02914

Member	Aye	Nay
Cahoon		
Mourato		
Rodericks		
Sousa		
Britto		

16. Application for Victualing – Class 1- New

Applicant: Joseph Cantone

Business Name: Moving Dough Pizza Co

Business Address: 99 Hicks Street, 02914

Member	Aye	Nay
Cahoon		
Mourato		
Rodericks		
Sousa		
Britto		

17. Application for Victualing – Class 1- New

Applicant: Yet Sau Yung

Business Name: Dragon of Riverside, LLC

Business Address: 181 Willett Ave., 02915

Member	Aye	Nay
Cahoon		
Mourato		
Rodericks		
Sousa		
Britto		

18. Application for Holiday Sales- New

Applicant: Yet Sau Yung

Business Name: Dragon of Riverside, LLC

Business Address: 181 Willett Ave., 02915

Member	Aye	Nay
Cahoon		
Mourato		
Rodericks		
Sousa		
Britto		

19. Application for Victualing – Class 2- New

Applicant: Wellington DeOliveira

Business Name: Imperial Picanha, LLC

Business Address: 99-101 Waterman Street

Member	Aye	Nay
Cahoon		
Mourato		
Rodericks		
Sousa		
Britto		

20. Application for Holiday Sales- New
 Applicant: Wellington DeOliveira
 Business Name: Imperial Picanha, LLC
 Business Address: 99-101 Waterman Street

Member	Aye	Nay
Cahoon		
Mourato		
Rodericks		
Sousa		
Britto		

B. PUBLIC HEARING

1. BV Liquor License – New
 Applicant: Yet Sau Yung
 Business Name: Dragon of Riverside, LLC
 Business Address: 181 Willett Ave., 02915

- Motion made by Councilman Cahoon to approve. Motion seconded by Councilman Mourato. Motion passes 5-0.

Member	Aye	Nay
Cahoon	X	
Mourato	X	
Rodericks	X	
Sousa	X	
Britto	X	

2. BV Liquor License – New
 Applicant: Wellington DeOliveira
 Business Name: Imperial Picanha, LLC
 Business Address: 99-101 Waterman Street

- Motion made by Councilwoman Sousa to approve. Motion seconded by Councilman Mourato. Motion passes 5-0.

Member	Aye	Nay
Cahoon	X	
Mourato	X	
Rodericks	X	
Sousa	X	
Britto	X	

VIII. PROCLAMATIONS & PRESENTATIONS - None

IX. COMMUNICATIONS

Any person who submits a communication to the Council and wishes to speak on it must indicate this in writing no later than 4:00 p.m. the Thursday prior to the next regularly scheduled Council meeting. A person who lists more than one topic on their communication will be allowed to speak on the first one listed.

1. Bullocks Point Avenue tree planting – JT Spurr – *Name called, no response*
2. Storefront Façade Improvements – Melissa Linhares – *Emailed Deputy City Clerk before meeting stating she was unable to attend due to not feeling well*

X. PUBLIC COMMENT

All persons wishing to make public comment shall sign a public comment sheet stating their name, address and the subject of their comments. Each speaker will be limited to three (3) minutes. The order of speakers will be on a first come, first serve basis and the maximum time for public comment shall be limited to thirty (30) minutes per meeting.

Name	Docket Item
Beth Galligan	Chicken Ordinance
Ruorri Miller	Chicken Ordinance
Renee Ignacio	Chicken Ordinance

- The following emails were sent to the Deputy City Clerk for public comment:

Name	
Jo Ann Harry	Chicken Ordinance
Ricky Tiburcio	Chicken Ordinance
Lorna Steele	Chicken Ordinance

XI. APPOINTMENTS – None

XII. COUNCIL MEMBERS – None

XIII. PUBLIC HEARINGS – Ordinance for second passage - For discussion and possible vote

1. An ordinance in amendment of Chapter 13 of the revised ordinances of the City of East Providence, Rhode Island, 1998, as amended, entitled “Public Places” (amending section 13-4a entitled “Smoking at public places”)

Summary: Prohibits the use of electronic nicotine delivery devices, or the use of combustible cannabis in public spaces

Sponsor: Councilwoman Sousa

- **Motion made by Councilwoman Sousa to approve. Motion seconded by Councilman Mourato. Motion passes 5-0.**

Member	Aye	Nay
Cahoon	X	
Mourato	X	
Rodericks	X	
Sousa	X	
Britto	X	

2. An ordinance in amendment of Chapter 9 of the revised ordinances of the City of East Providence, Rhode Island, 1998, as amended, entitled “Miscellaneous Offenses” (amending section 9-13 entitled (Sale of cigarettes by vending machine prohibited)

Summary: Prohibits the sale of tobacco products from vending machines to conform with State law.

Sponsor: Councilwoman Sousa

- **Motion made by Councilwoman Sousa to approve. Motion seconded by Councilman Mourato. Motion passes 5-0.**

Member	Aye	Nay
Cahoon	X	
Mourato	X	
Rodericks	X	
Sousa	X	
Britto	X	

3. An ordinance in amendment of Chapter 9 of the revised ordinances of the City of East Providence, Rhode Island, 1998, as amended, entitled “Miscellaneous Offenses” (amending section 9-15 entitled “Purchase, sale or delivery of tobacco products to persons under 18 prohibited; notice of lase to be posted”

Summary: Summary: Change the age to purchase tobacco products in the form of cigarettes, cigars, pipe tobacco, chewing tobacco, snuff, electronic cigarettes or other forms of electronic nicotine delivery devices to 21 years of age and setting penalties in violation thereof

Sponsor: Councilwoman Sousa

- **Motion made by Councilwoman Sousa to table to next council meeting. Motion seconded by Councilman Cahoon. Motion passes 5-0.**

Member	Aye	Nay
Cahoon	X	
Mourato	X	
Rodericks	X	
Sousa	X	
Britto	X	

4. An ordinance in amendment of Chapter 8 of the revised ordinances of the City of East Providence, Rhode Island, 1998, as amended, entitled “Licenses And Business Regulations”

Summary: Establishes and requires all State license tobacco retailers in the City of East Providence to also obtain a City issued annual tobacco license with other posted notice requirements and penalties for violations

Sponsor: Councilwoman Sousa

- Motion made by Councilwoman Sousa to table to a date to be determined. Motion seconded by Councilman Cahoon. Motion passes 5-0.

Member	Aye	Nay
Cahoon	X	
Mourato	X	
Rodericks	X	
Sousa	X	
Britto	X	

XIV. CONTINUED BUSINESS – None

XV. NEW BUSINESS

A. MAYOR COMMUNICATIONS

1. Appointment requiring Council Confirmation
 - a. Martha Wallick to the East Providence Canvassing Board, term 03/01/2022 – 02/28/2028

- Motion to approve made by Council Vice President Rodericks. Motion seconded by Councilman Cahoon. Motion passes 5-0.

Member	Aye	Nay
Cahoon	X	
Mourato	X	
Rodericks	X	
Sousa	X	
Britto	X	

B. REPORTS OF OTHER CITY OFFICIALS

1. Report of the City Solicitor
 - a. Claims Committee Report

- *Solicitor Marcello reads claim report and gives update on the IBPO Local 569 K-9 Therapy/Comfort K-9*

C. RESOLUTIONS - For discussion and possible vote

1. Joint resolution supporting Rhode Island Senate Bill S2596, capital development programs for education – Stateside Referendum
Sponsor: Council Vice President Rodericks, School Committee Chairman Monteiro, and Councilman Cahoon

- *Motion to approve made by Councilman Cahoon. Motion seconded by Council Vice President Rodericks. Motion passes 5-0.*

Member	Aye	Nay
Cahoon	X	
Mourato	X	
Rodericks	X	
Sousa	X	
Britto	X	

D. INTRODUCTION OF ORDINANCES - For discussion and possible vote (First Passage)

1. An ordinance in amendment of Chapter 3 of the revised ordinances of the City of East Providence, Rhode Island, 1998, as amended, entitled “Animals”
Summary: To allow the keeping and housing of chickens in a residential neighborhood by permit
Sponsor: Councilman Cahoon and Councilwoman Sousa

- *Animal Control Supervisor William Muggle speaks and answers questions from council members.*
- *Motion to approve made by Councilwoman Sousa. Motion seconded by Councilman Cahoon. Motion passes 3-2.*

Member	Aye	Nay
Cahoon	X	
Mourato		X
Rodericks	X	
Sousa	X	
Britto		X

XVII. ADJOURNMENT

- *Motion to approve made by Councilwoman Sousa. Motion seconded by Councilman Cahoon. Motion passes 5-0.*

Member	Aye	Nay
Cahoon	X	
Mourato	X	
Rodericks	X	
Sousa	X	
Britto	X	

If communication assistance is needed or any other accommodations to ensure equal participation, please contact the City Clerk's Office at 401.435.7596 at least 48 hours prior to the meeting date.

Approved by Council: May 3, 2022

Attest: Leah Stoddard
City Clerk Deputy City Clerk