

**CITY OF EAST PROVIDENCE**  
MINUTES—REGULAR COUNCIL MEETING  
TUESDAY, JUNE 18, 2019  
CALL TO ORDER: 6:30 P.M.  
*Council May Call Executive Session in Room 101*  
OPEN SESSION: 7:00 P.M.  
145 TAUNTON AVENUE – CITY COUNCIL CHAMBERS  
EAST PROVIDENCE, RHODE ISLAND

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

**I. CALL TO ORDER – Council President Britto calls the meeting to order.**

**II. INVOCATION OF EXECUTIVE SESSION – FOR VOTE**

The City Council of East Providence may meet in Executive Session pursuant to Rhode Island General Laws §42-46-5 (a) (2)

**a) Litigation**

Brian Faria v. City of East Providence City Council  
C.A. NO. PC-2018-4406  
Status Update

**b) Litigation**

Geo Nova Development Co. VS. City of East Providence  
C.A. NO. PB-09-5341  
Status Update

**c) NEW CLAIMS –FOR VOTE**

1. Barry Beaudoin
2. Dwayne P. Correia
3. Maria Thistle

**d) SEWER CHARGE ABATEMENTS – FOR VOTE**

1. Earl and Arnesia Dickerson
2. Maria Ferro
3. Mitchell Noel
4. Rochelle Richard
5. Aspasia Tsonos

**III. OPEN SESSION **

*Motion to seal the minutes from Executive Session from Councilman Cahoon. Councilwoman Sousa seconded the motion.  
Motion passes unanimously.*

**IV. PLEDGE OF ALLEGIANCE – Led by City Clerk, Samantha Burnett. **


*Motion to amend the agenda to include the Resolution Requesting Legislative Ratification for the City of East Providence as amended for discussion only in alignment with RIGL 42-46-6 (b) by Council Vice President Rodericks. Motion seconded by Councilman Cahoon.  
Motion passes unanimously.*

**V. APPROVAL OF CONSENT CALENDAR –FOR VOTE **

All items under, “Consent Calendar” are considered to be of a routine and noncontroversial nature by the City Council and will be enacted by one motion. There will be no separate discussion on these items unless a Council members so requests, in which event the item will be removed from said Consent Calendar and will be considered in its normal sequence in the docket.

**a) June 4, 2019 Council Journal**

*Motion to approve made by Councilwoman Sousa  
Motion seconded by Councilman Cahoon.  
Motion passes unanimously.*

**VI. LICENSES NOT REQUIRING PUBLIC HEARING – FOR VOTE **

**a) Application for Peddler’s License**

Saugy Hot Dogs  
Pete Parrella VI  
Cranston, Rhode Island  
FOR VOTE

*Party was present. Question asked about where and when they will be conducting business by Councilwoman Sousa. Mr. Perella*

responded stating that it will only at Bold Point Park and only during concerts. All paperwork was turned in by the City Clerk.  
Motion to approve made by Councilwoman Sousa  
Motion seconded by Councilman Cahoon  
Motion passes unanimously.

#### **b) Class F: Application for Special Event-Alcoholic Beverage**

1. St. Francis Xavier Church – FOR VOTE  
June 21, 22, 23, 2019  
Maryann Marques  
*Not present. Everything was confirmed that necessary paperwork has been submitted to the Clerk's office.*  
*Motion to approve by Council Vice President Rodericks.*  
*Motion seconded by Councilwoman Sousa.*  
*Motion passes unanimously.*
2. East Providence Elks Lodge #2337 – FOR VOTE  
July 28, 2019  
Susan Costa  
*Activities chair present to the Council.*  
*Nature of event is a full lodge event.*  
*Motion to approve by Council Vice President Rodericks*  
*Motion seconded Councilwoman Sousa*  
*Motion passes unanimously.*

#### **c) Application for One Day Entertainment License**

1. East Providence Elks Lodge #2337 – FOR VOTE  
July 28, 2019  
Susan Costa  
*Motion to approve by Councilwoman Sousa*  
*Motion seconded Councilman Cahoon*  
*Motion passes unanimously.*
2. St. Francis Xavier Church – FOR VOTE  
June 21, 22, 23, 2019  
Maryann Marques  
*Motion to approve by Councilwoman Sousa*  
*Motion seconded by Councilman Mourato*  
*Motion passes unanimously.*

### **VII. LICENSES REQUIRING PUBLIC HEARING – FOR VOTE**

#### **a) BVL – FOR VOTE**

Baja's Grill/MBA Enterprises  
207 Newport Avenue, 02916  
Bahij Boutros  
Andrea Mota

*Applicant, Mr. Boutros, was present and sworn in. All information is up to date and turned in with the Clerk's office. Applicant has been vetted. City Clerk stated that we have receive some phone calls regarding concerns about the trash not being hauled away, the back of the building being dug out. Council President Britto addressed the concerns with the owner regarding the excess trash. Mr. Boutros stated there was an issue of the delayed pick up due to the snow. Also, business has been busier than anticipated and he has scheduled extra pick-ups for the trash.*

*Discussion was had regarding the liquor license.*

*Councilman Mourato asked if there was anyone here from the City if those issues have been rectified. Gene Savory was present from the City to speak. Mr. Savory addressed the Council addressing the grating, garbage, patio for having kitchen debris and that they do respond once they are cited. The scenario was addressed about serving alcohol outside. Mr. Boutros stated that there will not be any music played outside an alcohol will only be allowed outside in the summer time.*

*Resident, Dan Landry of Rumford, spoke to address the issues of concerns that he had regarding the liquor license. Council President Britto mentioned the importance of being a good neighbor and business.*

*Resident, Rebecca Wilkin, spoke in concern of the lighting, the trash when Cilantro was in business and had a liquor license. She had trash that came over (beer bottles and wine bottles) in her yard every day.*

*Karen Rebello, resident, spoke in favor in being able to have alcohol on the patio at a restaurant.*

*Councilwoman clarified that there was currently not a patio in place. Mr. Bourtos stated this was correct but he would like to have one and will work with City.*

*A motion was made to approve a 6 month liquor license to be served and consumption only inside the four corners of the internal walls of the restaurant and not outside of the establishment by Councilman Mourato.*

*Motion seconded by Councilwoman Sousa.*

*(License will be prorated and confirmed by City Clerk Burnett).*

*Motion passes unanimously.*

### **VIII. COMMUNICATIONS**

#### **a) Mayoral Communications**

1. Personnel Hearing Board Appointment for Michael Sullo  
(Mayoral letter presented to the Council)  
*Marc Furtado of the Mayor's Office was present to address the Council.*

2. Announcement of Human Resources Director, Victor Santos  
(Mayoral letter presented to the Council)  
*Announcement of appointment made to Mr. Santos, the new Human Resources Director. No vote was needed.*

**b) Peace Love Festival, Run/Walkathon – 9/14/2019**

FOR VOTE

(Shirley Jones)

*Ms. Jones was not present.*

*Motion made by Council Vice President Rodericks*

*Motion seconded by Councilman Mourato*

*Motion passes unanimously.*

**PUBLIC COMMENT** 

All persons wishing to make public comment shall sign a public comment sheet stating their name, address and the subject of their docket related item to speak on. This sheet shall be available on a desk at the entrance of the City Hall Chambers no later than forty five (45) minutes before the call to order of any regularly scheduled council meeting and shall be delivered by the City Clerk to the presiding officer no earlier than five (5) minutes before the call to order of the meeting. Each speaker will be limited to three (3) minutes. The order of the 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.

1. *Kathleen Monroe, 79 Reed Street. She addressed the Council in concern of the PSI pressure in reference to the work National Grid is currently doing outside of her house.*
2. *Dan Landry, Rumford. He addressed the Council about cleaning up East Providence. He provided pictures to the Council regarding trash near the bus shelter. He found that the responsibility falls on the City that the bus shelter is located in. He called Steve Coutu and Mr. Coutu stated that he would take care of it, and in the same day a new trash bin. The other item is the old water tower in Rumford. It is currently used as a cell tower. He feels that someone should do something about it.*

**IX. COUNCIL MEMBER COMMUNICATIONS** 

- a) Department Heads Aid to Inquiry for Council Legislation Discussion (Charter Inquiry)  
(Councilman Mourato)

- b) LED Lights Update Discussion  
(Councilwoman Sousa)

*Councilwoman Sousa asked for an update on this scenario.*

*City Solicitor, Mike Marcello issued an update stated that Assistant Solicitor Dylan Conley is working on the litigation regarding ownership of the poles, who has a right to change the light, who has access to the lights once they are put up.*

- c) State Street Culvert Project Start Date Discussion  
(Councilwoman Sousa)

*Councilwoman Sousa stated that this is more of an FYI to the residents. Effective start is July 15th. Notices will be sent out to neighbors in the area and there will be a street closure for 30 days.*

- d) Minimum Housing Violation Discussion  
(Council Vice President Rodericks)

*Council Vice President Rodericks request this agenda item as the first item of Council Member Communication due to a representative of the City being present.*

*The issue of the soup kitchen in Riverside was brought up by many residents. This is the one near St. Brendan's Church. Mr. Savory spoke and addressed the Council. He stated that the City is now trying to work with the Clerks, Mayor, Judge and the Council to streamline the process of communication.*

- e) Discussion regarding advisory city boards and commissions updates to City Council (Councilwoman Sousa)

*Councilwoman Sousa stated the importance of updates of each board and commission, and having good, open communication with the Council and City. Councilwoman Sousa stated this is important and she may put some language together to outline communication.*

**X. APPOINTMENTS**

1. Personnel Hearing Board – Michael Sullo  
FOR VOTE

**XI. ORDINANCES** 

1. AN ORDINANCE IN AMENDMENT OF CHAPTER 14 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED "STREETS AND SIDEWALKS"

FIRST PASSAGE – FOR VOTE

(Co-sponsored by Councilwoman Sousa and Councilman Cahoon)

SEE [ATTACHED](#) FOR FULL ORDINANCE

*Councilman Cahoon no one seemed to be present from the City to have a discussion and address some concerns DPW had regarding this issue. Councilman Cahoon addressed the concerns of children and safety issues when it snows and property owners not shoveling the snow. Councilman Cahoon reviewed the ordinance with the Council. Section F was addressed by Solicitor Marcello. Councilman Cahoon referenced Section E and asked for clarification from the Solicitor.*

*Motion to approve, with striking Section F in its entirety made by Councilwoman Sousa.*

*Motion seconded by Councilman Cahoon.*

*Motion passes unanimously.*

2. AN ORDINANCE IN AMENDMENT OF CHAPTER 17 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND,

1998, AS AMENDED, ENTITLED "UTILITIES"

(Councilman Mourato)

FIRST PASSAGE

FOR VOTE

SEE [ATTACHED](#) FOR FULL ORDINANCE

*Councilman Mourato introduced the ordinance to the Council and gave a brief summary of items and revisions that were made.*

*Motion to approve made by Councilman Mourato.*

*Motion seconded by Councilwoman Sousa.*

*Motion passes unanimously.*

## XII. NEW BUSINESS

### a) REPORTS OF OTHER CITY OFFICIALS

#### 1. City Solicitor, Michael J. Marcello - Claims Committee Report

*Solicitor Marcello gave the report of the Claims Report.*

*Motion to approve report from Councilman Cahoon*

*Motion seconded by Council Vice President Rodericks.*

*Motion passes 4-0, with Councilwoman Sousa absent for the vote.*

## XIII. RESOLUTIONS

### a) RESOLUTION REQUESTING TO NAME THE UNNAMED LITTLE LEAGUE FIELD AT PIERCE FIELD AS THE ROBERT F. AMARAL FIELD

(Sponsored by Council Vice-President Rodericks)

FOR VOTE

SEE [ATTACHED](#) FOR FULL RESOLUTION

*Council Vice President Rodericks introduced the resolution with a brief speech honoring the work of Mr. Amaral in East Providence.*

*Motion to approve made by Councilman Cahoon*

*Motion seconded by Councilwoman Sousa*

*Motion passes unanimously.*

### b) RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE INTERMUNICIPAL AGREEMENT BETWEEN THE TOWN OF SEEKONK, MASSACHUSETTS AND THE CITY OF EAST PROVIDENCE, RHODE ISLAND

(Sponsored by Councilman Cahoon)

FOR VOTE

SEE [ATTACHED](#) FOR FULL RESOLUTION

*Councilman Cahoon introduced this resolution to the Council.*

*This was from the last meeting.*

*Council Vice President Rodericks made the motion to approve.*

*Councilman Cahoon seconded the motion.*

*Motion passes unanimously.*

### c) RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT FOR PROFESSIONAL SERVICES FOR THE STRATEGIC ASSESSMENT OF WASTEWATER OPERATING CONTRACT AND WHOLESALE SERVICE PROJECT

(Sponsored by Councilman Mourato)

FOR VOTE

SEE [ATTACHED](#) FOR FULL RESOLUTION

*Councilman Mourato stated that he has been trying to get answers from the Mayor's office and still hadn't received them to date. Mr. Furtado was present to aid in some answering of questions. Councilman Mourato asked about Suez and Solicitor Marcello did answer them.*

*Councilman Mourato made the motion to approve the resolution.*

*Motion seconded by Councilwoman Sousa*

*Motion passes unanimously.*

### d) RESOLUTION AUTHORIZING THE MAYOR TO ALLOCATE THE CAPITAL IMPROVEMENT ACCOUNT FOR THE PURCHASE OF A USED LADDER TRUCK FOR THE FIRE DEPARTMENT

(Sponsored by Councilman Cahoon)

FOR VOTE

SEE [ATTACHED](#) FOR FULL RESOLUTION

*This item was taken out of original order by consent and moved up due to a representative from the City, Chief Elmasian, was present.*

*Councilman Cahoon introduced this to the Council.*

*Councilman Cahoon made a motion to approve.*

*Councilman Mourato seconded the motion.*

*Motion passes unanimously.*

*Motion to extend the meeting by 15 minutes made by Councilman Cahoon.*

*Motion seconded by Councilwoman Sousa.*

*Motion passes unanimously.*

### e) RESOLUTION AUTHORIZING THE MAYOR TO PAY INVOICES FOR PRECONSTRUCTION EXPENSES FOR THE NEW EAST PROVIDENCE HIGH SCHOOL

(Sponsored by Councilman Cahoon)

FOR VOTE

SEE [ATTACHED](#) FOR FULL RESOLUTION

*Councilman Cahoon introduced the resolution to the Council. This is to pay three invoices in the amount of:*

\$736,946.83

\$59,050.00

\$434,570.00

*Motion to approve by Council Vice President Rodericks*

*Motion seconded by Councilman Mourato*

*Motion passes unanimously.*

- f) RESOLUTION REQUESTING THE RHODE ISLAND DEPARTMENT OF TRANSPORTATION CONDUCT A TRAFFIC SAFETY AND ROADWAY ENGINEERING STUDY ON TAUNTON AVENUE AT SIX CORNERS

(Sponsored by Councilwoman Sousa)

FOR VOTE

SEE [ATTACHED](#) FOR FULL RESOLUTION

*Councilwoman Sousa addressed the Council and introduced the resolution.*

*Motion to approve made by Councilwoman Sousa*

*Motion seconded by Councilman Cahoon*

*Motion passes unanimously.*

- g) RESOLUTION TO REAFFIRM RELATIONS BETWEEN THE CITY OF EAST PROVIDENCE, RHODE ISLAND AND THE CITY OF RIBEIRA GRANDE, PORTUGAL AS SISTER CITIES

(Sponsored by Councilwoman Sousa)

SEE [ATTACHED](#) FOR FULL RESOLUTION

*Councilwoman Sousa introduced the resolution made a motion to approve this resolution.*

*Councilman Mourato seconded the motion.*

*Motion passes unanimously.*

- h) *Motion to amend the agenda to include the Resolution Requesting Legislative Ratification for the City of East Providence as amended for discussion only in alignment with RIGL 42-46-6 (b) by Council Vice President Rodericks. Motion seconded by Councilman Cahoon.*

*Motion passes unanimously.*

*Discussion from Solicitor Marcello stated that all Charter changes have to be approved by the General Assembly, even if there is a Home Rule Charter. It is a general practice and standard in Rhode Island.*

*City Clerk stated that she will post the meeting to the Secretary of State tonight to ensure the 48 hour posting for the Friday meeting.*

**XIV. Reconvene in Executive Session (if necessary) to Complete Items Under Section II, Executive Session**

**XV. ADJOURNMENT - FOR VOTE**

**Motion to adjourn made by Councilman Cahoon.**

**Motion seconded by Councilwoman Sousa.**

**Motion passes unanimously.**

***If communication assistance is needed or any other accommodations to ensure equal participation, please contact the City Clerk, Samantha Burnett at 401.435.7596***

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

CITY OF EAST PROVIDENCE

CHAPTER

AN ORDINANCE IN AMENDMENT OF CHAPTER 14 OF THE  
REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE,  
RHODE ISLAND, 1998, AS AMENDED, ENTITLED “STREETS AND SIDEWALKS”

THE COUNCIL OF THE CITY OF EAST PROVIDENCE HEREBY ORDAINS:

**SECTION I.** Sec. 14-40 entitled “Removal of snow and ice” of Article III entitled “Sidewalks” of Chapter 14 entitled “Streets and Sidewalks” of the Revised Ordinances of the City of East Providence, Rhode Island, 1998, is amended to read as follows:

**Sec. 14-40. Removal of snow and ice.**

(a) *Definitions.* For the purpose of this section, the following definitions shall apply:

(1) *Sidewalk* means any portion of the sidewalk area which has been made smooth by the application of cement, concrete, asphalt, brick, or other substance, or compacted and made smooth.

(2) *Sidewalk area* means that portion of the street between the property line and the curb line of the street which is set aside, laid out or used for pedestrian traffic.

(3) *School pedestrian area* means any sidewalk or sidewalk area abutting within five-hundred (500) feet of the property on which any public or private school resides.

(4) *Curb cut* means any break in the curb line between a sidewalk or sidewalk area, a street, highway or public place.

(b) ~~Removal of snow and ice required. The owner, occupant or any person having the care of any building or lot of land bordering on any street, highway, square or public space within the city where there is a sidewalk shall, within the first 24 hours after any snow has ceased to fall, remove the snow and ice from said sidewalk.~~

~~(c) — Depositing snow. Snow and ice removed from a sidewalk, private yard or private driveway shall not be thrown or deposited on any street, sidewalk or any real property of another property owner.~~

~~(d) — Penalties. All violations of this section shall be subject to a written warning placed upon the front entrance of the property for a first offense following the 24 hour period after any snow has ceased to fall. A fine of \$25.00 for a second offense, and a fine of \$75.00 for a third and subsequent offenses. If snow and ice is not cleared following 48 hours after any snow has ceased to fall, and a written warning has been issued, a fine of \$25.00 will follow. If snow and ice is not cleared following 72 hours after any snow has ceased to fall and the issuance of a written warning, a fine of \$75.00 will follow. Any additional 24 hour periods beyond the first 72 hours will be followed with an additional \$25.00 fine for each day snow and ice remains on the sidewalk.~~

(b) All owners of any property bordering any street, highway, or public place within the city shall, within the first 24 hours after the end of any snowfall, or the fall or deposit of snow and ice on the sidewalk or sidewalk area bordering said property, from any cause whatsoever shall:

(1) Remove, or cause to be removed all snow or ice from a path not less than three (3) feet in width from the entire length of said sidewalk adjacent to the sidewalk area.

(2) Remove, or cause to be removed all snow or ice from a path not less than three (3) feet in width from any curb cut in said sidewalk adjacent to the sidewalk area.

(3) For corner lots, remove or cause to be removed all snow or ice from a path not less than three (3) feet in width, extending the length of the sidewalk adjacent to the sidewalk area, and including the street curbs occurring at the intersection forming the street corner.

(4) Remove, or cause to be removed all snow and ice from a path not less than three (3) feet in width from any street curb abutting a painted crosswalk.

(5) Remove or cause to be removed all snow or ice deposited on or within one (1) foot of any fire hydrant on the sidewalk or sidewalk area bordering said property.

(6) Not cause any snow or ice removed from any sidewalk, sidewalk area, curb cut, street curb, or driveway to be deposited in any street, highway or public place; or upon a sidewalk or sidewalk area bordering another owner's property.

(7) Treat any such area from which snow or ice has been removed with sand, salt or other suitable material.

(c) Penalties for violation. All violations of this section shall be subject to a written notice issued by city officials as set forth in Sec. 14-41, and placed upon the property in violation of this ordinance. Issued notices will be accompanied by fines as follows:

(1) If snow and ice is not cleared in accordance with this section within the first 24 hours after the end of any snowfall, or the fall or deposit of snow or ice, the property owner shall be fined \$25.00.

(2) For the first 24-hour period occurring after a written notice is issued that snow and ice is not cleared in accordance with this section, the property owner shall be issued a second notice, and fined an additional \$75.00.

(3) For each 24-hour period occurring after a second notice is issued that snow and ice is not cleared in accordance with this section, the property owner shall be issued an additional notice and fined an additional \$25.00.

(4) For all violations of this section occurring within a school pedestrian area, the fines established within subsection (c) of this ordinance shall be doubled.

(d) Hardship. Any owner of any property bordering any street, highway, or public place within the city, who is physically incapable of removing snow or ice in accordance with this section, may apply to the Director of Public Works for a hardship waiver from this ordinance. Upon such application, the Director of Public Works will recommend approval or denial of the hardship waiver to the City Council. The City Council shall approve or deny the hardship waiver. The following conditions shall warrant consideration for approval of a hardship waiver:

(i) If the owner furnishes documentation from a board certified physician indicating that the owner suffers from a medical condition that prevents him or her from shoveling snow;

(ii) If the owner furnishes evidence of 30% or greater military disability rating;

(iii) If the owner furnishes documentation, such as a Social Security benefits statement, demonstrating that the owner is 100% disabled.

(e) City discretion. The city may at its discretion remove the snow and ice from the sidewalk if the owner, occupant or person refuses to comply with subsection (b), or if the owner has been granted a hardship waiver in accordance with subsection (d). If the city and/or its agents removes the snow and ice from the sidewalk area, the city may recover the actual costs of such removal whole cost incurred for such removal by imposing a lien on the property as authorized by law for the enforcement of common liens and property. Such lien will be recorded to ensure payment of such cost, unless such person has been granted a hardship waiver in accordance with subsection (d).

(f) Failure to pay any fine issued in accordance with this section within thirty (30) days will result in the creation of a special lien against the property, which lien shall be removed only upon payment of the fine in addition to an administrative penalty of one-hundred dollars (\$100.00).



The imposition of such fine and/or administrative penalty may be appealed to municipal court within ten (10) days of the issuance of a written citation for the violation.

**SECTION II.** This ordinance shall take effect upon its second passage and all ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Given first passage \_\_\_\_\_ and referred to \_\_\_\_\_ at 7:00 P.M. for a hearing and consideration of final passage; and adopted

Attest:

\_\_\_\_\_  
City Clerk of the City of East Providence, Rhode Island

Introduced by: Councilman Cahoon & Councilwoman Sousa

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS**

**CITY OF EAST PROVIDENCE**

**CHAPTER**

**AN ORDINANCE IN AMENDMENT OF CHAPTER 17 OF THE  
REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE,  
RHODE ISLAND, 1998, AS AMENDED, ENTITLED "UTILITIES"**

**THE COUNCIL OF THE CITY OF EAST PROVIDENCE HEREBY ORDAINS:**

**SECTION I.** Subsection (f)(7) of Sec. 17-183 entitled "Charges to be based upon water consumption; rate" of Article III entitled "Sanitary Sewer System" of Chapter 17 of the Revised Ordinances of the City of East Providence, Rhode Island, 1998, as amended, entitled "Utilities" is amended to read as follows:

- (f) Any property using city water or using other than city water which makes use of a so-called "deduct" meter shall not be entitled to the 3,500 cubic foot exemption provided for herein.
- (1) The owner is to install and bear the associated costs of a deduct meter;
  - (2) The deduct meter is to meet customary minimum standards as established by the city department of public works;
  - (3) The deduct meter is to be installed by a licensed plumber;
  - (4) The owner is to submit a certification by a licensed plumber to the city department of public works covering the date of meter installation; the type and specifications of the installed meter; location of the installed meter; and that the meter reads solely extraneous water use;
  - (5) The owner is to submit a certification, permission and acknowledgment document to the city department of public works:
    - a. Guaranteeing access of unscheduled random meter inspections by authorized agents of the city department of public works; and
    - b. Agreement and understanding that sewer use credits will be granted only if all stated owner requirements for deduct meters are met and owner uses city department of public works provided reading cards in reading the deduct meter and submitting the readings to the city department of public works by a prescribed deadline.
  - (6) The owner is to submit a certification by a licensed plumber at the ten-year anniversary date of deduct meter installation (and at ten-year intervals thereafter) that either:
    - a. A new meter has been installed; or
    - b. The meter has received major maintenance and recalibration.
  - (7) For filling swimming pools, a property owner may be eligible for a one-time reduction of the sewer charge in the amount of ~~\$30.00~~ **100.00**. The owner is to submit a certification to the city department of public works which states the following:

- a. Date of new pool installation (including submission of the approved building permit), or proof of pool repair (i.e., receipt from repair contractor) which necessitated the draining and refilling of the pool.
- b. Pool must contain a minimum of 7,480 gallons (1,000 cubic feet) which is comparable to an 18-foot diameter above-ground pool, or greater.
- c. That, when emptied, the pool water will not discharge into a city sewer.
- d. **Additional credit may not be applied for under the sewer abatement ordinance.**

**SECTION II.** Subsection (g) of Sec. 17-183 entitled “Charges to be based upon water consumption; rate” of Article III entitled “Sanitary Sewer System” of Chapter 17 of the Revised Ordinances of the City of East Providence, Rhode Island, 1998, as amended, entitled “Utilities” is amended to read as follows:

- (g) **Upon written request of the property owner, an adjustment of an excessive sewer consumption charge of \$250.00 or less may be approved by the director of public works** ~~Upon written request of the property owner, and any requests above \$250.00 an adjustment of an excessive sewer consumption charge may be approved by the city council sitting as the claims committee with a review and recommendation by the director of public works if the request meets all of the following conditions:~~

- (1) **The property owner submits his or her written request within ninety (90) days of any occurrence giving rise to a claim for excessive sewer consumption.**
- ~~(1)~~(2) The excessive consumption must exceed the average of three (3) prior years same period consumption at the property by ~~33~~ **50** percent.
- ~~(2)~~(3) Excessive use cannot be caused by change in use, i.e., added living units or conversion from residential to commercial.
- ~~(3)~~(4) If the property was billed for water that did not enter the sewer system during a specific time period, the customer shall provide documentation from a licensed plumber supporting the occurrence and repair of the leak, along with a copy of the paid repair receipt. The customer may also provide additional documentation to prove that water did not enter the sewer system to the satisfaction of the director of public works. The average usage for the property will be determined by meter readings. This average will be compared to the period in question, to establish whether or not an adjustment is warranted.
- ~~(4)~~(5) If the customer is unable to provide documentation as noted in the section above, the adjustment to the sewer consumption charge will be computed in accordance with the following formula:

Total billed consumption, minus prior year same period consumption, equals excessive consumption. Excessive consumption divided by two, plus normal consumption, equals the total adjusted consumption upon which the adjusted sewer consumption charge will be calculated. The calculation will be made using the sewer charges in effect for the billing period in question.

- ~~(5)~~(6) The adjusted amount will be deducted from the amount owed if the bill is unpaid or credited to the account if the bill has been paid. There will be no adjustment of interest charges unless the written request had been received prior to the due date of the bill.
- (7) The property owner shall not be more than thirty (30) days delinquent on their water or sewer bill at the time of a request for a sewer charge abatement.
- (8) Any request for a sewer charge abatement caused in connection with water use associated with leaking toilets, faucets, or other internal fixtures where the water was discharged into the City's wastewater system will not be eligible for a sewer charge abatement.
- (h) On a quarterly basis, the director of public works shall provide to the Mayor and the City Council a written report stating the total amount of sewer charge abatements requested and the total amount approved by him/her pursuant to Sec. 17-183(g).

**SECTION III.** This ordinance shall take effect on October 1, 2019 after second passage and all ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Given first passage \_\_\_\_\_ and referred to \_\_\_\_\_ at 7:00 p.m.  
for a hearing and consideration of final passage and adopted

Attest:

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City Clerk of the City of East Providence, Rhode Island

Introduced by: Councilman Mourato

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS**

**CITY OF EAST PROVIDENCE**

**RESOLUTION NO.**

**RESOLUTION REQUESTING TO NAME THE UNNAMED  
LITTLE LEAGUE FIELD AT PIERCE FIELD AS THE  
"THE ROBERT F. AMARAL FIELD"**

**WHEREAS**, the East Providence Central Little League is in its sixty-seventh year of existence serving the youth of East Providence, RI; and

**WHEREAS**, East Providence Central Little League officially started in 1953 with four sponsors and a handful of volunteers; and

**WHEREAS**, girls were not able to play Little League baseball according to national rules; and

**WHEREAS**, Robert F. Amaral had been a strong advocate for girls to have the opportunity to play in organized Little League and;

**WHEREAS**, in 1974, and due in major part to the diligent resolve of Robert F. Amaral, girls in East Providence began to play organized Little League softball. Girls also have the option to play on a baseball team; and

**WHEREAS**, Robert F. Amaral is a 1954 graduate of East Providence High School and a 1961 graduate of the Rhode Island Electronics Technical School; and

**WHEREAS**, Robert F. Amaral was an unpaid Little League volunteer for thirty years. During this tenure, he served as a team manager, director, League President, and a New England District Administrator for girls' team softball development.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of East Providence hereby names the girls softball field at the Pierce Field Little League complex as the

**"Robert F. Amaral Field"**

Adopted by the City Council: \_\_\_\_\_

Attest:

\_\_\_\_\_  
City Clerk of East Providence, Rhode Island

Introduced by: Councilman at Large, Robert P. Rodericks  
Ward Two Councilwoman, Anna Sousa

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS**

**CITY OF EAST PROVIDENCE**

**RESOLUTION NO.**

**RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE  
THE INTERMUNICIPAL AGREEMENT  
BETWEEN THE TOWN OF SEEKONK, MASSACHUSETTS  
AND THE CITY OF EAST PROVIDENCE, RHODE ISLAND**

**WHEREAS**, the City owns property located at 60 Commercial Way suitable for conducting fire department training exercises and activities; and

**WHEREAS**, the Town of Seekonk wishes to undertake such fire department training exercises and activities upon the property; and

**WHEREAS**, the City is amendable to the Town making such use of the property as provided for in the Intermunicipal Agreement.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of East Providence hereby authorizes the Mayor of the City of East Providence to execute the Intermunicipal Agreement between the Town of Seekonk Massachusetts and the City of East Providence Rhode Island as provided for in the Intermunicipal Agreement attached hereto.

Adopted by the City Council: \_\_\_\_\_

Attest:

\_\_\_\_\_  
City Clerk of East Providence, Rhode Island

Introduced by: Councilman Cahoon

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS**

**CITY OF EAST PROVIDENCE**

**RESOLUTION NO.**

**RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE  
THE AGREEMENT FOR PROFESSIONAL SERVICES FOR THE  
STRATEGIC ASSESSMENT OF WASTEWATER OPERATING CONTRACT  
AND WHOLESALE SERVICE PROJECT**

**WHEREAS**, the City intends to perform the Strategic Assessment of Wastewater Operating Contract and Wholesale Service project; and

**WHEREAS**, the City would like to engage Arcadis U.S. Inc. to provide professional engineering services in support of the project; and

**WHEREAS**, the cost of Arcadis's services is estimated to be \$64,520.00; and

**WHEREAS**, Arcadis's services for the project consist of reviewing existing data and documentation, performing operating contract industry benchmarking, estimating wastewater costs under City operation, performing a wholesale service review, and conducting a strategy workshop and presentation to the City.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of East Providence hereby authorizes the Mayor of the City of East Providence to execute the Agreement for Professional Services between Arcadis U.S., Inc. and the City of East Providence attached hereto for the Strategic Assessment of Wastewater Operating Contract and Wholesale Service project.

Adopted by the City Council: \_\_\_\_\_

Attest:

\_\_\_\_\_  
City Clerk of East Providence, Rhode Island

Introduced by: Councilman Mourato

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS**

**CITY OF EAST PROVIDENCE**

**RESOLUTION NO.**

**RESOLUTION AUTHORIZING THE MAYOR TO ALLOCATE THE  
CAPITAL IMPROVEMENT ACCOUNT FOR THE PURCHASE OF  
A USED LADDER TRUCK FOR THE FIRE DEPARTMENT**

**WHEREAS**, the Fire Department has placed Ladder One out of service indefinitely due to safety reasons; and

**WHEREAS**, the Fire Department requested \$1,500,000 for the purchase of a new ladder truck during the 2018-2019 Capital Improvement Budget process; and

**WHEREAS**, the City Council approved \$750,000 with the intention of approving the remaining balance during the 2019-2020 Capital Improvement Budget process; and

**WHEREAS**, the Fire Department is requesting approval for an amount not to exceed \$250,000 for the purchase of a used ladder truck which shall be used as a front line piece of apparatus until such time as the City Council approves the purchase of a new ladder truck.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of East Providence hereby authorizes the Mayor of the City of East Providence to allocate the Capital Improvement account for the purchase of a used ladder truck for the Fire Department in an amount not to exceed \$250,000.

Adopted by the City Council: \_\_\_\_\_

Attest:

\_\_\_\_\_  
City Clerk of East Providence, Rhode Island

Introduced by: Councilman Cahoon



**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS**

**CITY OF EAST PROVIDENCE**

**RESOLUTION NO.**

**RESOLUTION AUTHORIZING THE MAYOR TO PAY INVOICES  
FOR PRECONSTRUCTION EXPENSES FOR THE NEW  
EAST PROVIDENCE HIGH SCHOOL**

**WHEREAS**, the voters of the City of East Providence approved the passage of a bond for the construction of a new high school on November 6, 2018 in the amount of \$189,500,000; and

**WHEREAS**, the City is in the process of issuing the bonds for said project; and

**WHEREAS**, prior to the bonds being sold, the City has incurred and will continue to incur preconstruction expenses related to design and architectural review; and

**WHEREAS**, the School Department has requested payment of invoices for May 2019 from Ai3 Architects, Inc. in the amount of \$736,946.83, the Peregrine Group (the owner's program manager) in the amount of \$59,000.00, Stephen Turner, Inc. in the amount of \$50.00, and School Department reimbursable expenses in the amount of \$434,570.00 for a total amount of \$1,230,566.82; and

**WHEREAS**, the City will be reimbursed for any outlay of funds from the bond proceeds or bond anticipation notes.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of East Providence hereby authorizes the Mayor of the City of East Providence acting through and by the City Finance Director to pay the attached invoices not to exceed \$1,230,566.82.

Adopted by the City Council: \_\_\_\_\_

Attest:

\_\_\_\_\_  
City Clerk of East Providence, Rhode Island

Introduced by: Councilman Nathan Cahoon

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS**

**CITY OF EAST PROVIDENCE**

**RESOLUTION NO.**

**RESOLUTION REQUESTING THE RHODE ISLAND DEPARTMENT  
OF TRANSPORTATION CONDUCT A TRAFFIC SAFETY AND  
ROADWAY ENGINEERING STUDY ON TAUNTON AVENUE AT SIX CORNERS**

**WHEREAS**, Taunton Avenue (Route 44) and six corners is a major thoroughfare in the City of East Providence; and

**WHEREAS**, the current traffic pattern is confusing to automobile traffic, pedestrians, and residents; and

**WHEREAS**, a change of the traffic pattern and signage would help address safety concerns.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of East Providence respectfully requests that the Rhode Island Department of Transportation conduct a comprehensive traffic safety and roadway engineering study with the stated purpose of improving the area for the benefit of businesses, pedestrians and automobile traffic.

Adopted by the City Council:

Attest:

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City Clerk of East Providence, Rhode Island

Introduced by: Councilwoman Sousa

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS**

**CITY OF EAST PROVIDENCE**

**RESOLUTION NO.**

**RESOLUTION TO REAFFIRM RELATIONS BETWEEN THE  
CITY OF EAST PROVIDENCE, RHODE ISLAND AND THE  
CITY OF RIBEIRA GRANDE, PORTUGAL AS SISTER CITIES**

**WHEREAS**, the Portuguese-American community within the City of East Providence has always maintained a close relationship with the country of Portugal; and

**WHEREAS**, many Portuguese immigrants within the City of East Providence originate from the City of Ribeira Grande on the island of São Miguel, Azores in Portugal; and

**WHEREAS**, in 1982 the East Providence City Council created the East Providence-Ribeira Grande Sister Cities Committee; and

**WHEREAS**, the purpose of the committee was to strengthen relations between the City of East Providence, Rhode Island and the City of Ribeira Grande, Azores; and

**WHEREAS**, the committee received the Sister Cities International Award for Professional Assistance at the international conference in Los Angeles, California on July 19, 1986 for its tireless dedication to improving the relations between the Portuguese and American communities within the two cities; and

**WHEREAS**, Taunton Avenue was named Honorary Ribeira Grande Avenue; and

**WHEREAS**, there is a plaque affixed to East Providence City Hall that commemorates the creation of this sister cities committee and the accolades mentioned herein.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of East Providence, in conjunction with the Office of the Mayor, hereby reaffirms its relationship with the City of Ribeira Grande, Azores Portugal as its sister city. A portion of Taunton Avenue shall also be called Avenida da Ribeira Grande.

Adopted by the City Council: \_\_\_\_\_

Attest:

\_\_\_\_\_  
City Clerk of East Providence, Rhode Island

Introduced by: Councilwoman Sousa