

**CITY OF EAST PROVIDENCE
RHODE ISLAND
DOCKET – REGULAR COUNCIL MEETING
Tuesday, March 5, 2019
6:30 P.M.
145 Taunton Avenue, East Providence, RI 02914
Council Chambers, City Hall
6:30 P.M. Council May Call Executive Session, Room 101
7:00 P.M. Open Session**

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

II. EXECUTIVE SESSION – The City Council of East Providence may meet in Executive Session pursuant to Rhode Island General Laws §42-46-5 (a) (2) FOR VOTE

A. New Claims

- a. Denise Cuthill
- b. Matthew Silva
- c. J. J. Cardosi, INC
- d. Timothy J. Conley
- e. Mark McKitchen
- f. Joel Salcedo

B. Pending Claims

- a. Heather Gardner
- b. Darren Lopes

C. Sewer Charge Abatements

- a. Joseph and Luanne Clifford
- b. Gail Hogue
- c. Gary McLane
- d. Alfred C. Mello
- e. Elizabeth R. Platt
- f. John P. Sousa

**D. Reconvene to Open Session from Closed Executive Session
FOR VOTE**

II I. OPEN SESSION/CALL TO ORDER 

IV. PLEDGE OF ALLEGIANCE – Led by Council President, Robert Britto 

Motion by Councilman Cahoon to seal the minutes from Executive Session. Seconded by Councilwoman Sousa. 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. Cancellations/Abatements

YEAR	AMOUNT
2012	\$1427.05
2013	\$1578.24
2018	\$ 801.06
TOTALS:	\$3806.35

B. Council Journals – February 5, 2019, Regular Council Meeting

C. Application for Special Event – Alcoholic Beverage Class F-1

- 1. St. Brendan's Church – 60 Turner Avenue, 02915
Date: 03/02/2019

D. Application for Special Event – Alcoholic Beverage Class F

- 1. Sacred Heart Church – 118 Taunton Avenue, 02914
Date: 03/09/2019

Motion to approve made by Council Vice President Rodericks. Seconded by Councilwoman Sousa. Motion passes unanimously.

VI. LICENSES NOT REQUIRING PUBLIC HEARING – FOR VOTE 

A. Application for Victualing License Class 3 (transfer)-FOR VOTE

1. Ivanna L.L.C. DBA Sonny's Convenience
548 Willett Avenue, 02915

Applicant was present. Councilman Cahoon asked the City Clerk if all paperwork is in. City Clerk Burnett states that all paperwork has been completed. Councilman Cahoon made the motion to approve. Motion seconded by Councilman Mourato. Motion passes unanimously.

B. Application for Holiday Sales License-FOR VOTE

1. Ivanna L.L.C. DBA Sonny's Convenience
548 Willett Avenue, 02915

Applicant was present. Councilman Cahoon asked the City Clerk if all paperwork is in. City Clerk states that all paperwork has been completed. Councilman Cahoon made the motion to approve. Motion seconded by Councilman Mourato. Motion passes unanimously.

VII. LICENSES REQUIRING PUBLIC HEARING-FOR VOTE 

- A. Pazi's Place – 380 Taunton Avenue, 02914
Class BVL

Applicant was present. City Clerk Burnett stated this was a license to serve wine and beer only. Pazi's Place previously had a liquor license, and there were no issues then either. Public hearing/comment offered by Council President Britto. After no one came forward, public hearing was closed. Councilwoman Sousa made the motion to approve. Motion seconded by Council Vice President Rodericks. Motion passes unanimously.

VIII. COMMUNICATIONS 

- A. Mayor Communications – *His Honor, Mayor Bob DaSilva*

1. Nicholas Williams, 47 Lottie Drive, 02915 – East Providence Housing Authority
(*Letter of Appointment by His Honor, Mayor DaSilva-No Vote Needed*)

Letter addressed April 26, 2019 from Mayor DaSilva and read by Council President Britto.

No vote by the Council needed, and made public for informational purposes.

Motion made by Councilwoman Sousa to submit the letter to record. Motion seconded by Councilman Cahoon. Motion passes unanimously.

- B. Carousel Commission Fundraiser – *Stephen Costa*


Tracy Johnson was present in Mr. Costa's absence. Pasta Dinner, March 23, 2019 at the Brightridge Club from 6:00-8:00 p.m.

- C. Neighborhood Pride – Snow removal and sidewalk/pedestrian safety
Frederika Aphra

Constituent not present. Will be attending the next scheduled meeting.

- D. East Providence School Committee Resolution – *School Committee*
(SEE ATTACHED FOR RESOLUTION)

Councilman Cahoon spoke regarding terms for the School Committee. The current resolution that the School Committee doesn't ask the City Council to do anything, but it was presented. Any changes to that needs to go through the General Assembly under Title 16. City Solicitor Marcello read the decision from the Board of Elections regarding extending the length of the School Committee term. Voters did approve the four year terms in 2012. The General Assembly will not consider ratification of this until the City Council approves a resolution. Council did not take any action on this item.

IX. 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. Said public comment 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. Richard Coelho – Owner of City Bubbles. Speaking against passing the ordinance

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"

2. Gianna Perdikakas-not present.

X. APPOINTMENTS 

- A. Mary Dwyer, 55 Spring Street, 02915 – Conservation Commission
(Mayoral Appointment)

Recommended by Councilman Mourato. Tabled this item to another meeting, in order to have all items turned in, and posted in alignment with the ordinance.

- B. Beverly LaFort, 44 Brightridge Avenue, 02914 – Carousel Commission
(*Council President Britto*)

Motion to approve by Council Vice President Rodericks. Motion seconded by Councilwoman Sousa. Motion passes unanimously.

- C. Pamela Sunday, 45 Legion Way, 02915 - Traffic Control
(*Council Vice-President Rodericks*)


Council Vice President Rodericks shared that Ms. Sunday is a teacher in our School Department and looking to have this appointment for the summer. Solicitor Marcello stated that there is no ordinance reference for this process and asked that he be given more time to research and would have more information by the next meeting.

XI. COUNCIL MEMBERS 

- A. **Boards and Commissions Waterfront Commission**

Section 2, Article III – Revised Ordinances, City of East Providence
(*Councilman Cahoon*)

Councilman Cahoon inquired and received information to

- B. **East Providence Lock Box Update and Discussion** *(Councilman Mourato)*
Rotary of East Providence/Seekonk donated 14 lock boxes to the East Providence Fire Department and accepted by Chief Elmaisain. Valerie Perry presented with Renate Alexander.
- C. **160th Anniversary of Rumford Baking Powder- "The Greater Rumford Bake Off"** Sunday, May 12, 2019 at 65 Hunts Mills Road, Rumford. *(Council President Britto)*
Council President Britto announced the event coming up. This is hosted by the Historical Committee and will be holding a bake off.
- D. **No Solicitation Ordinance** *(Council President Britto)*
Chapter 8, Section 8-123 – Revised Ordinances, City of East Providence
Council President Britto brought this item up as a reminder that no one should be soliciting prior to 8:00 a.m. or just after dusk. Some solicitors have been very aggressive, knocking on windows and side/back doors. Council President Britto urged people, especially the elderly, to not open their doors if they don't feel comfortable. Also, to report these events to the police department.
Councilman Mourato added to the conversation that this is a problem in many communities. He did suggest looking at the ordinance, and used some examples, such as a temporary badge for identification purposes.
- E. **Update on Contract Finance Advisor Services for High School Construction Bond** *(Councilman Cahoon requests the presence of Finance Director, Malcolm Moore.)* 
Director of Finance, Malcom Moore, was present for discussion. This was for management for the bond for the new high school. Councilman Cahoon requested information on the timeline and more information regarding this project. Mr. Moore stated he will be meeting with mayor tomorrow regarding short term borrowing. Hilltop is the company that the City will be working with on this project. Payments are all caught up for the first three months, according to Mr. Moore.
- F. **Monthly Finance Report**
(Councilman Cahoon requests the presence of Finance Director, Malcolm Moore.)
Items F and G were combined for discussion.
Councilman Cahoon stated that he met with Mayor DaSilva and they agreed to meet every other week to discuss the budget for departments and the standing of the financial condition of the City.
Councilman Mourato stated that he feels the reports are step in the right direction.
Councilman Cahoon stated that the budget report for the mayor is due 45 days before the end of the fiscal budget year. There were other points of discussion to explain why some items showed over budget and Mr. Moore addressed them.
- G. **Budget Format Discussion** *(Councilman Mourato)*
(Councilman Mourato requests the presence of Finance Director, Malcolm Moore.)
See item F for notes.
- H. **Council Rules and Regulations** *(Council President Britto)*
No changes were needed. Council will keep communication items as is. Approval for final resolution for the rules will be added to the next meeting, according to the City Solicitor, Mike Marcello.
- I. **City Sergeant Discussion** *(Council Vice-President Rodericks)*
Council Vice President Rodericks will be working on an ordinance with the City Solicitor for this position.
- J. **Riverside Rec Field/East Providence Junior Townies Parking Lot Project**
(Councilman Cahoon)
Councilman Cahoon shared that this is a program that runs from July to basically October. During these months they hold all practices at the Riverside Rec Field. There is an issue to parking due to the masses and what they are doing to help the scenario.

XII. NEW BUSINESS

A. REPORTS OF OTHER CITY OFFICIALS

1. **Claims Committee Report** *(Solicitor Michael J. Marcello)*
Solicitor Marcello made his report on the items for vote in Executive Session.
Motion to approve report made by Councilman Cahoon. The motion was seconded by Councilman Mourato. Motion passes unanimously.

B. RESOLUTIONS

1. **RESOLUTION CREATING SAFER DRIVING CONDITIONS FOR MOBIL LITTLE LEAGUE PATRONS (SEE ATTACHED FOR FULL RESOLUTION)**
(Councilman Mourato)
Motion to approve made by Council Vice President Rodericks. Motion seconded by Councilwoman Sousa. Motion passes unanimously.

XIII. PUBLIC HEARING – ORDINANCE, FIRST PASSAGE

- A. **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" (SEE ATTACHED FOR FULL ORDINANCE)**
(Councilwoman Sousa)
Motion to table made by Councilwoman Sousa. Motion seconded by Council Vice President Rodericks. Motion passes unanimously.

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

This was not needed. No motion made.

XV. ADJOURNMENT

Motion to adjourn made by Councilman Cahoon. Motion seconded by Council Vice President Rodericks. Motion passes unanimously. Meeting is adjourned at 9:08 p.m.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

CITY OF EAST PROVIDENCE

RESOLUTION NO.

RESOLUTION CREATING SAFER DRIVING CONDITIONS FOR MOBIL LITTLE LEAGUE PATRONS

WHEREAS, due to the current state of the roads on Route 114 adjacent to the Mobil Little League Field creates unsafe parking and driving conditions for patrons; and

WHEREAS, the current state of the road has created concerns for merging safely with traffic; and

WHEREAS, the Rhode Island Department of Transportation has completed a study stating the complexity of creating a safer road along Route 114 could not be remedied for several years; and

WHEREAS, due to the Mobil Little League Field hosts hundreds of families and children for several months during the year.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of East Providence urges the Rhode Island General Assembly to support a turning lane into the Mobil Little League Field on Route 114 and a merge lane into traffic when leaving the field onto Route 114, creating safer conditions for both drivers and pedestrians.

The City of East Providence hereby requests that the City Clerk send a copy of this Resolution to Senators and Representatives of the City of East Providence legislative delegation, the House of Representatives, the Rhode Island Senate.

Adopted by the City Council: March 5, 2019

Attest:

City Clerk of East Providence, Rhode Island

Requested by: Councilman Mourato

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

CITY OF EAST PROVIDENCE

CHAPTER

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"

THE COUNCIL OF THE CITY OF EAST PROVIDENCE HEREBY ORDAINS:

SECTION I. Section 8-5 entitled "Closing hours for businesses" of Article I entitled "In General" of Chapter 8 of the Revised Ordinances of the City of East Providence, Rhode Island, 1998, as amended, entitled "Licenses and Business Regulations" is amended to read as follows:

Sec. 8-5. Closing hours for businesses.

- (a) *Generally.* No shop, store or other place of trade or entertainment in the city, with the exception of ~~licensed taverns~~, pharmacies, victualing houses, **laundromats, gasoline stations (including gasoline stations with victualling), and bowling alleys, and such other businesses as may be approved by the city council**, shall be kept open between 1:00 a.m. and ~~4:00~~ **6:00** a.m. during the last six days of the week.
- (b) ~~*Victualing houses and bowling alleys;*~~ *Permit required for extension of closing hours.* No pharmacies, licensed victualing house, **laundromat, gasoline station (including gasoline stations with victualling), or bowling alley, or such other business as may be approved by the city council** shall be kept open between 1:00 a.m. and ~~4:00~~ **6:00** a.m. during the last six days of the week without first obtaining approval a special permit from the city council extending the closing hour beyond 1:00 a.m. Such special permit may be granted for a probationary period or with such conditions and terms as the city council may provide. **The city council shall make any inquiry, inspection and investigation as it considers reasonably required to ensure that the health, safety, welfare, peace and tranquility of the public will not be adversely affected by any such permit and the city council may fix such conditions to the permit as it deems reasonably required for the protection of the public.** The fee for such permit shall be ~~\$100.00~~ **\$125.00 per annum, payable to the city clerk.**
- (c) *Bowling alleys on Sunday.* No bowling alley shall be licensed to operate on the first day of the week between 1:00 a.m. and 12:00 noon of the first day.

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 7:30 p.m. for a hearing and consideration of final passage; and adopted

Attest:

City Clerk of East Providence, Rhode Island

Requested by: Councilwoman Sousa